



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 3734

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040993329

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL

STEPHEN J. DENARI  
OLD TOWN MARKET BUILDING  
SUITE #3

1810 NORTH CLEVELAND STREET  
CHICAGO, ILLINOIS 60614

312-664-7011  
January 23, 1993

JAN 27 11 39 AM '93

MUR 3734

93 JAN 27 PM 3:50

Office of the General Counsel  
United States Federal Election Commission  
999 East Street NW  
Washington, DC 20463

General Counsel:

Please accept this correspondence as an official complaint by myself and Mr. Richard Pierce regarding campaign activities by Mr. Thomas Wing, Illinois State Chairman of Perot '92. Mr. Wing resides at 1439 W. Thomas St. Chicago, Illinois 60622.

Attached are copies of allegations made by Mr. Pierce and myself directly to the campaign. I personally caused these documents to be hand delivered to Ralph Perkins in Springfield, Illinois. I subsequently delivered copies to Mr. Clay Mulford, general counsel of Perot '92 and Mr. Ross Perot via FAX in mid-December.

Neither Mr. Pierce nor I have been able to receive any confirmation that an investigation of these matters has been initiated or is proceeding. Mr. Wing is now acting as Illinois State Coordinator of United We Stand America (UWSA), of which Mr. Mulford is General Counsel and Mr. Perot is National Chairman.

In this capacity Mr. Wing is now conducting a membership drive to collect applications and funds from the public here in Illinois. On information and belief, it has come to our attention that Mr. Wing has diverted these applications and funds from their proper Dallas destination to his own address, and is now under investigation by the United States Postal Service for this action.

Also, based on information and belief, Mr. Wing is making statements, both privately and publicly, that UWSA and its members will be involved in "political activities" in Illinois as an inducement to the public to join. As members of UWSA, both Mr. Pierce and myself are aware that such activities are barred by UWSA's charter as well as its claim to tax exemption under IRS Code Sec. 501 C4.

We would ask that you immediately investigate all of these activities. I can be reached at the number above, Mr. Pierce at 312-633-0695, Mr. Mulford at 214-450-8800 or 214-939-5416, Mr. Perot at 214-788-3000 and Mr. Wing at 312-235-5411.

Mr. Pierce's affidavit is already sworn to and notarized. I, being first duly sworn, do depose and say that the contents of this letter as well as my letter attached dated December 5, 1992 are true to the best of my knowledge.

Signed and sworn to this 23<sup>rd</sup> day of January, 1993.

*Stephen J. Denari*  
Stephen J. Denari

County of DUPAGE  
State of Illinois

*Therese Andrzejewski*  
Notary Public

Date 1-23-93

OFFICIAL SEAL  
THERESE ANDRZEJEWSKI  
NOTARY PUBLIC • STATE OF ILLINOIS  
MY COMMISSION EXPIRES 12/17/95

My Commission expires 12-17-95

Seal if Used

93040993330

STEPHEN J. DENARI  
OLD TOWN MARKET BUILDING  
1810 NORTH CLEVELAND STREET  
CHICAGO, ILLINOIS 60614  
312-664-7011

December 5, 1992

CONFIDENTIAL

Mr. Ralph Perkins  
Field Representative  
Perot '92 Campaign  
6606 LBJ Freeway  
Dallas, TX 75240

Ralph:

As you probably recall, I was the Chicago Campaign Chairman for Perot '92, as well as the Fifth Congressional District Chairman in Illinois. I was deeply honored to work for Mr. Perot during the campaign along with hundreds of truly patriotic volunteers. Over the past several weeks, however, certain items have come to my attention which I feel I have an obligation to officially report to the campaign headquarters.

1) I worked directly for Tom Wing, Illinois State Chairman, both at his offices on Thomas Street and at the Chicago Campaign Headquarters in the Loop. I witnessed and received continual complaints regarding Mr. Wing's abusive treatment of volunteers, including filthy language.

2) During the campaign I received numerous complaints and rumors that Mr. Wing was mishandling and/or abusing campaign funds. I spoke with several campaign workers discretely, including Dick Pierce, Deputy State Director of Perot '92, regarding these allegations. Dick confirmed some of these rumors and I told him I felt we had a duty to report this. I asked Dick for an affidavit to support some of these charges (see affidavit attached.)

3) During the last days of the campaign, Mr. Wing told me that we were completely out of campaign funds and that I should attempt to solicit donations to be able to purchase campaign materials for the final push into November. This we did through the generosity of volunteers and supporters of Mr. Perot. Within a week after the election, Mr. Wing disclosed to me, during a discussion at his office regarding ongoing plans for a membership drive for UWSA, that he had "dragged some funds" from Perot '92. These he was going to use for a membership drive mailing and other UWSA activities.

4) Several weeks after the election I was discussing the future of our organization with one of my attorneys. The issue as to what tax law we were operating under came up, and I could not answer the question. Upon a check with the Illinois Secretary of State's

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Office, we were stunned to discover that UWSA had not even as yet been incorporated, nor the corporate name reserved in Illinois. I reserved the name and filed for incorporation immediately in order to preserve the standard for the organization. I reported this gross incompetence on Mr. Wing's part as well as the reasons for my action to Jan Horner and Dick Pierce, Deputy State Directors as well as Darrell Bersbach, Dupage County Chairman.

It is my worst fear at this point that these documented and corroborated instances in regard to Mr. Wing might only be the tip of the iceberg. I sincerely hope not, especially for the sake of the wonderful people who poured their very souls into Mr. Perot's quest. I must ask that the headquarters staff of Perot '92 immediately and completely investigate Mr. Wing's actions. I am currently reviewing with my attorney as to whether I additionally have a duty to file this report with the Federal Election Commission and have thus copied him on this letter. I hope that he is able to advise me that I am not required to do so. Any guidance headquarters can give me on this issue would be greatly appreciated.

Recently Mr. Wing sent me a written termination of my status with United We Stand, America. I presume that he is upset with a memo I wrote regarding my ideas for possible future activities and structure for our people in Illinois. (I faxed you a copy on the day this was written, 11/18/92 via Mr. Singleton, but I have also attached a copy to refresh your memory.) I met with Mr. Wing regarding the contents of this memo, before passing it around to various volunteers for comments. He was highly opposed to several of the components, including elections and unpaid leaders. I must presume that his inept "termination letter" is a reprisal against me for my ideas. (I enclose a copy for your review.)

In closing, I must reiterate how deeply disappointed I am that I have to report these things to you. In Mr. Wing's defense, I know that he took on a tough job in the tumultuous election of 1992. I know that he is a carpenter of modest means and perhaps was unprepared for the financial responsibilities that he inherited. Also I know that he was on numerous occasions in quite some pain from his injuries and constantly taking what I presume were large dose of medications. I offer these not as excuses for Mr. Wing, but rather as mitigating circumstances surrounding a situation which just cannot be allowed to continue.

It is more for the sake of the future that I write to you today than for past events. It would not be fair that the very people who have been challenged by Mr. Perot to "take back their country," should be faced with the additional task of first "taking back their organization." I implore you for their sakes to expedite a solution to this situation, so that the flame of hope Ross Perot has catalyzed will not be extinguished. I look forward to talking with you again in the near future, and until then I remain,

Yours truly,



cc: Atty Thomas Borders  
McDermott, Will & Emery

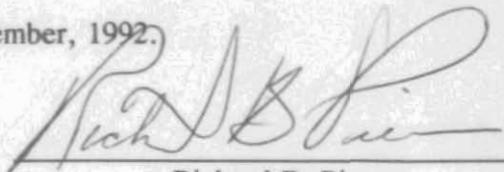
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Affidavit of Richard B. Pierce

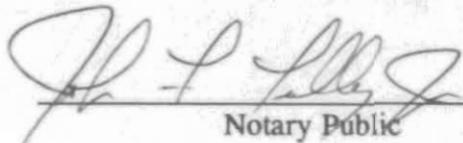
I, Richard B. Pierce, being first duly sworn, do depose and say:

- 1) I was the Deputy State Director of the Perot '92 Campaign in Illinois during the summer and fall of 1992.
- 2) I reported to Thomas Wing, State Director of the Perot '92 Campaign in Illinois.
- 3) While in my presence and that of various campaign workers, Mr. Wing made continuous derogatory comments of a sexist, ethnic, racist and anti-Semitic nature. These comments were made loudly and often overheard by callers on the other end of the volunteers' phones.
- 4) On at least two separate occasions during the campaign, I was asked to verify campaign checks issued by Mr. Wing. Based on my personal observation of the campaign checkbook, I became aware of a number of checks issued over several weeks to John Davenport, a carpenter who worked for Mr. Wing. Mr. Davenport did virtually no work for the campaign, was remodeling Mr. Wing's building most of the time, and was, based on my recollection, on vacation during one of the periods covered by the campaign checks.
- 5) During the campaign, Mr. Wing issued a check in my name for \$600 (for which I have received a request for W-9 information from the campaign headquarters in Dallas). Mr. Wing instructed me to cash the check and return that cash to him. I cashed the check and gave the proceeds to Ms. Suell Kluck, Cook County Suburban Coordinator, who gave it to Mr. Wing.

Signed and sworn to this 7th day of December, 1992.

  
 Richard B. Pierce

County of Cook  
 State of Illinois

  
 Notary Public

Date 12/7/92

My Commission expires 8/22/93

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 2, 1993

Stephen J. Denari  
Old Town Market Building  
Suite #3  
1810 North Cleveland Street  
Chicago, IL 60614

RE: MUR 3734

Dear Mr. Denari:

This letter acknowledges receipt on January 27, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Thomas Wing, Perot '92 and Mike Poss, as treasurer, and United We Stand America and its 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 3734. 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  
Assistant General Counsel

Enclosure  
Procedures

93040993334



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 2, 1993

Richard Pierce  
Old Town Market Building  
Suite #3  
1810 North Cleveland Street  
Chicago, IL 60614

RE: MUR 3734

Dear Mr. Pierce:

This letter acknowledges receipt on January 27, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Thomas Wing, Perot '92 and Mike Poss, as treasurer, and United We Stand America and its 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 3734. 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

9304099335



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 2, 1993

Perot '92  
Mike Poss, Treasurer  
1700 Lakeside Square  
Dallas, TX 75240

RE: MUR 3734

Dear Mr. Poss:

The Federal Election Commission received a complaint which indicates that Perot '92 ("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 3734. 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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Perot '92  
Mike Poss, Treasurer  
Page 2

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3690. 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: Ross Perot

9304099337



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 2, 1993

United We Stand America  
and its treasurer  
1439 West Thomas Street  
Chicago, IL 60622

RE: MUR 3734

Dear Treasurer:

The Federal Election Commission received a complaint which indicates that United We Stand America ("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 3734. 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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United We Stand America  
and its treasurer  
Page 2

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3690. 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

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

February 2, 1993

Thomas Wing  
1439 W. Thomas Street  
Chicago, IL 60622

RE: MUR 3734

Dear Mr. Wing:

The Federal Election Commission received a complaint which indicates that you 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 3734. Please refer to this number in all future correspondence.

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

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Thomas Wing  
Page 2

If you have any questions, please contact Mary Ann Bumgarner, the attorney assigned to this matter, at (202) 219-3690. 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

**HUGHES & LUCE, L.L.P.**  
A REGISTERED LIMITED LIABILITY PARTNERSHIP  
INCLUDING PROFESSIONAL CORPORATIONS

1717 MAIN STREET  
SUITE 2800  
DALLAS, TEXAS 75201  
(214) 939-5500  
FAX (214) 939-6100  
TELEX 730836

1021 MAIN STREET  
SUITE 1300  
HOUSTON, TEXAS 77002  
(713) 754-5200  
FAX (713) 754-5206

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111 CONGRESS AVENUE  
SUITE 900  
AUSTIN, TEXAS 78701  
(512) 462-6800  
FAX (512) 462-6859

Direct Dial Number  
(214) 939-5416

February 8, 1993

*Original Document  
attached*

VIA FAX (202) 219-3923

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

Attn: Mary Ann Bumgarner, Esq.

Re: MUR 3734

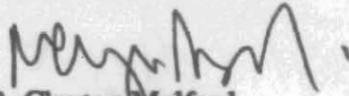
Dear Ms. Bumgarner:

This firm has been retained to represent United We Stand America, Inc. and its treasurer in connection with the above-referenced matter. I respectfully request an extension of time in which to respond to the complaint in the above-referenced matter. Enclosed is an executed Statement of Designation of Counsel appointing the firm as counsel.

We request that the Commission provide a 20-day extension of time, until March 12, 1993, to file our response. United We Stand America, Inc. received the Commission's letter in this matter on February 5, 1993, which would require a submission of any factual or legal materials in response on February 20, 1993. In order to conduct a thorough investigation of the matter, a short extension is needed. Given the nature of the complaint, it is particularly difficult to complete the necessary fact-finding within the 15-day response time. Under these circumstances, and in the interest of developing a full and accurate record, we request that a 20-day extension be provided.

If you have any questions, you may contact me at (214) 939-5416. Thank you for your consideration of this request.

Respectfully submitted,

  
R. Clayton Mulford

RCM/mfh

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FEDERAL ELECTION COMMISSION  
OFFICE OF GENERAL COUNSEL  
93 FEB 16 PM 3:10

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OFFICE OF GENERAL COUNSEL

93 FEB 16 PM 3:10

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3734 R. Clayton Mulford, Esq./Kim Askew, Esq.  
NAME OF COUNSEL: Hughes & Luce

ADDRESS: 1717 Main Street, Suite 2800  
Dallas, TX 75201

TELEPHONE: ( 214 ) 939-5416

The above-named individual is hereby designated as my  
counsel and is authorized to receive any notifications and other  
communications from the Commission and to act on my behalf  
before the Commission.

2-8-93  
Date

J. Michael Poir  
Signature  
Secretary/Treasurer

RESPONDENT'S NAME: United We Stand America, Inc. and its treasurer

ADDRESS: 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

TELEPHONE: HOME ( 214 ) 826-0779  
BUSINESS ( 214 ) 788-3030

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 12, 1993

R. Clayton Mulford, Esquire  
Kim Askew, Esquire  
Hughes & Luce, L.L.P.  
1717 Main Street, Suite 2800  
Dallas, Texas 75201

RE: MUR 3734  
United We Stand America, Inc.  
and its treasurer

Dear Mr. Mulford and Ms. Askew:

This is in response to your letter dated February 8, 1993, which we received on February 8, 1993, requesting an extension of 20 days to respond to the complaint in this matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on March 12, 1993.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Mary Ann Bumgarner  
Attorney

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COMMISSION  
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FEB 11 10 57 AM '93

**PEROT '92**  
7616 LBJ Freeway, Suite 727  
Dallas, Texas 75251

Daniel G. Routman  
Associate General Counsel

February 8, 1993

By Facsimile (202-219-3923)  
Federal Election Commission  
Office of the General Counsel  
999 E Street, N.W.  
Washington, D.C. 20463

Attn: Mary Ann Bumgarner, Esq.

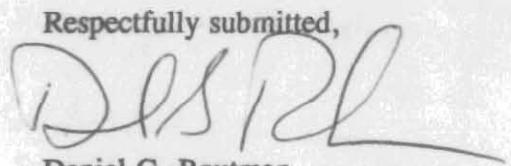
Re: MUR 3734

Dear Ms. Bumgarner:

On behalf of respondents Perot '92 and Mike Poss, Treasurer of Perot '92, I respectfully request an extension of time in which to respond to the complaint in the above-referenced matter. Enclosed is an executed Statement of Designation of Counsel appointing the undersigned and R. Clayton Mulford as counsel in connection with this matter.

We request that the Commission provide a 20-day extension of time, until March 12, 1993, to file our response. Perot '92 received the Commission's letter in this matter on February 5, 1993, which would require a submission of any factual or legal materials in response on February 20, 1993. In order to conduct a thorough investigation of the matter, a short extension is needed. Given the nature of the complaint, it is particularly difficult to complete the necessary fact-finding within the 15-day response time. Under these circumstances, and in the interest of developing a full and accurate record, we request that a 20-day extension be provided.

If you have any questions, you may contact me at 214-450-8883 or Clay Mulford at 214-450-8857. Thank you for your consideration of this request.

Respectfully submitted,  
  
Daniel G. Routman  
Associate General Counsel

Enclosures

93040993345

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
93 FEB 11 PM 3:17

STATEMENT OF DESIGNATION OF COUNSEL

93 FEB 11 PM 3:17

MUR 3734

NAME OF COUNSEL: R. Clayton Mulford  
Daniel G. Routman

ADDRESS: Perot '92  
7616 LBJ Freeway, Suite 727  
Dallas, TX 75251

TELEPHONE: ( 214 ) 450-8883

The above-named individual is hereby designated as my --  
counsel and is authorized to receive any notifications and other  
communications from the Commission and to act on my behalf  
before the Commission.

2-8-93  
Date

J. Michael Poss  
Signature

RESPONDENT'S NAME: Perot '92  
Mike Poss, Treasurer Perot '92

ADDRESS: 1700 Lakeside Square  
12377 Merit Drive  
Dallas, TX 75251

TELEPHONE: HOME ( 214 ) 826-0779

BUSINESS ( 214 ) 788-3030

93040993346



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 12, 1993

R. Clayton Mulford, Esquire  
Daniel G. Routman, Esquire  
Perot '92  
7616 LBJ Freeway, Suite 727  
Dallas, Texas 75251

RE: MUR 3734  
Perot '92 and Mike Ross,  
as treasurer

Dear Mr. Mulford and Mr. Routman:

This is in response to your letter dated February 8, 1993, which we received on February 8, 1993, requesting an extension of 20 days to respond to the complaint in this matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on March 12, 1993.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script that reads "Mary Ann Bumgarner".

Mary Ann Bumgarner  
Attorney

93040993347

From :

PHONE No. : 0000000000

Feb. 10 1993 1:45PM P02

UNITED WE STAND, AMERICA  
THE PEROT PEOPLE IN ILLINOIS

Tom Wing - State Chairman  
Jan Horner - Deputy Director

February 11, 1993

RECEIVED  
FEDERAL ELECTIONS COMMISSION  
93 FEB 10 PM 2:02

Mary Ann Bumgarner  
Office of the General Counsel  
United States Federal Elections Commission  
999 East Street N.W.  
Washington, D.C. 20463

MUR 3734

Dear Ms. Bumgarner,

Thank you for your time in answering my questions the other day. You were most helpful. I am faxing this letter to request an extension of the due date for my response to the complaints you have received against me. I would like to ask that I be permitted to file my response on or before March 12, 1993 because of the fact that I need to contact a number of the people involved, and I need to obtain a number of affidavits from said people and some of them are some distance from Chicago.

If you wish to respond by fax, my number is 312-235-5581, by phone at the same location is 312-235-5411. Please let me know if this extension is acceptable.

Thanking you in advance for your attention to this matter I remain,

Very truly yours,

*Tom Wing*  
Tom Wing

93040993348



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 12, 1993

Mr. Tom Wing  
1439 West Thomas Street  
Chicago, IL 60622

RE: MUR 3734  
Tom Wing

Dear Mr. Wing:

This is in response to your letter dated February 11, 1993, which we received on February 11, 1993, requesting an extension until March 12, 1993 to respond to the complaint in this matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on March 12, 1993.

If you have any questions, please contact me at (202) 219-3690.

Sincerely,

Mary Ann Bumgarner  
Attorney

93040993349

FEDERAL RECEIVED

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93 APR 16 AM 11:15

PEROT '92

Apr 9 1 50 PM '93

7616 LBJ Freeway, Suite 727  
Dallas, Texas 75251

Daniel G. Routman  
Associate General Counsel

April 8, 1993

By UPS Next Day Air

Ms. Pat Sheppard  
Federal Election Commission  
999 E Street, N.W.  
Room 709  
Washington, D.C. 20463

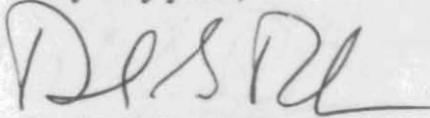
RE: PEROT '92 (I.D. No. C00263145)

Dear Ms. Sheppard:

As you will recall, Perot '92 began the practice of filing amendments to its FEC reports on a regular basis shortly after its organization in March 1992. Perot '92 continued this practice through June 1992, when, at your request, Perot '92 discontinued regularly submitting amendments and agreed to instead file one master or cumulative amendment at a later date. In a telephone conversation in January 1993 between you and Chris Wimpee of Ernst & Young, the accounting firm Perot '92 retained to assist with certain FEC reporting matters, you confirmed that Perot '92 should file only one master or cumulative amendment upon its completion and stated that there is no deadline for filing it. In a subsequent telephone conversation with Shannon Story of Ernst & Young, you confirmed that there is not a deadline for filing the one master or cumulative amendment. Perot '92 has referenced this arrangement in responses filed with the FEC with respect to MUR 3734.

As Perot '92 is in the process of compiling the master or cumulative amendment and intends to file it upon completion in compliance with your request, we wish to reconfirm that this understanding and arrangement remains satisfactory to you. If it is not, please notify me immediately. We anticipate completion of the amendment process by August 1993. You may contact me at 214-450-8883 with respect to this matter or with any other comments or questions that you may have.

Very truly yours,



Daniel G. Routman  
Associate General Counsel

93040993350

MUR # 3734

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

93040993351



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

THIS IS THE End of MUR# 3734

DATE FILMED 10/29/93 CAMERA NO. 2

CAMERAMAN MC

93040993352



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20463

Microfilm  
 Public Rcds  
 Press

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 3734.

7/20/94

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OAC 8616

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
MAIL ROOM

MAR 12 9 45 AM '93

**PEROT '92**  
7616 LBJ Freeway, Suite 727  
Dallas, Texas 75251

Daniel G. Routman  
Associate General Counsel

March 11, 1993

**By Federal Express**  
Federal Election Commission  
Office of the General Counsel  
Sixth Floor  
999 E. Street, N.W.  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION  
OFFICE OF THE GENERAL COUNSEL  
93 MAR 12 AM 10:22

Attn: Mary Ann Bumgarner, Esq.

Re: MUR 3734

Dear Ms. Bumgarner:

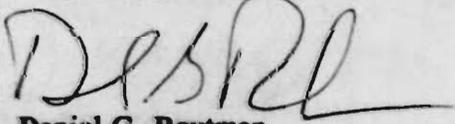
On behalf of Perot '92, United We Stand America, Inc. and Thomas L. Wing, enclosed in connection with the complaint in this matter are the following documents:

1. Original executed Response of Perot '92 and its Treasurer;
2. Original executed Response of United We Stand America, Inc. and its Treasurer; and
3. Original executed Response of Thomas L. Wing.

Please note that each respondent did not address every allegation contained in the complaint, but only those allegations that appeared relevant to that respondent. We respectfully request that you file stamp the copy of the first page of each Response and return them to the undersigned in the enclosed stamped, self-addressed envelope. We believe the responses demonstrate that this complaint should be dismissed and that the Commission should close its file on the matter.

If you have any questions, please contact me at 214-716-6526.

Very truly yours,



Daniel G. Routman  
Associate General Counsel

Enclosures

94043535479

Federal Election Commission  
March 11, 1993  
Page 2

cc: R. Clayton Mulford  
Kim J. Askew

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Even if Mr. Denari had alleged facts supporting a violation of FEC regulations, such violations were not authorized, sanctioned, or condoned in any way by the Committee or its Treasurer. The Committee used its best efforts to prevent any possible violations of FEC regulations by thousands of volunteers. The Committee repeatedly issued clear written instructions to the volunteer coordinators across the country (including Mr. Wing) demanding strict compliance with the FEC's regulations concerning contributions, disbursements and recordkeeping. The Committee and its Treasurer consistently and repeatedly sought to ensure that all volunteers associated with the Committee were aware of FEC requirements and complied with all FEC regulations. Thus, there is no reason to believe that the Committee or its Treasurer or agents violated any FEC regulation.

## II. BACKGROUND

Thomas L. Wing became involved with the Committee at the end of July 1992 in connection with the formation of "United We Stand America," a movement begun by Perot volunteers in the aftermath of Mr. Perot's announcement on July 16, 1992 that he would not become a candidate for president.<sup>3</sup> The movement was organized by state volunteer leaders with Ross Perot's approval and consent. The goal of the volunteers in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on state ballots. Though the movement was issue rather than candidate oriented, its expenditures and receipts were reported as a part of the reports filed by the Committee with the FEC for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts.

<sup>3</sup> The movement known as "United We Stand America," which operated as a part of the Committee, should not be confused with UWSA, a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992. The Certificate of Incorporation and Articles of Incorporation of United We Stand America, Inc. are attached as Exhibit 1.

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Mr. Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July until the 1992 election. Mr. Wing, as Illinois state volunteer coordinator, dealt with Ralph Perkins, an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois. Tom O'Brien, an employee of the Committee, served as Mr. Perkins' assistant. During this time, the Illinois headquarters of the Committee was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. Mr. Denari was a volunteer who served as the Committee's city coordinator during the month of October. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by the Committee. Mr. Pierce was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois. See Affidavit of Thomas L. Wing (Tab A). Rusty Stricker is an employee of United We Stand America, Inc., where he serves as national field director.

**III. MR. WING DID NOT MISHANDLE  
OR ABUSE CAMPAIGN FUNDS; EXPENDITURES  
WERE PROPERLY REPORTED BY PEROT '92**

Mr. Denari generally alleges that during the campaign, he received complaints and heard rumors that "Mr. Wing was mishandling and/or abusing campaign funds." He has provided no support or evidence of his allegation other than the Affidavit of Richard B. Pierce. Mr. Pierce claims that on two separate occasions, he was asked to verify campaign checks issued by Mr. Wing. The Committee cannot surmise what Mr. Pierce means by "verifying" checks, but verifying checks is not an illegal or improper act. Verification was not required for Mr. Wing to sign checks. The Committee had authorized Mr. Wing to execute checks and make expenditures within the budget established for Illinois by the Committee. No individual other than Mr. Wing was

required to sign or "verify" checks issued by Mr. Wing. Mr. O'Brien was also an authorized signatory on the account. See Affidavit of Tom O'Brien (Tab B).

Mr. Pierce claims that there were a number of checks issued to John Davenport, a carpenter who Mr. Pierce asserts worked for Mr. Wing. Mr. Davenport was hired and paid by the Committee. See Affidavit of Tom O'Brien. There were six checks drawn on the authorized Committee account to John Davenport, in amounts totaling \$2,163.00, for services performed for the Committee. These payments to Mr. Davenport, made between August 14 and November 11, 1992, have been or by amendment<sup>4</sup> will be reported by the Committee in its monthly FEC reports as for "contract labor" or "construction." See Exhibit 2. Mr. Davenport was hired to remodel the portion of Mr. Wing's home to convert a retail carpentry shop into a functional state headquarters of the United We Stand America movement. A portion of Mr. Wing's home was rented as the state headquarters because the Committee's previous office lease in Chicago terminated at the end of July and because the location was most convenient for Mr. Wing, who is partially disabled. See Affidavit of Tom O'Brien.

Mr. Pierce also claims that Mr. Wing issued a check in Mr. Pierce's name for \$600, which he was requested to cash and pay to Mr. Wing. This statement is inaccurate. Mr. Wing issued a total of three Committee checks to Mr. Pierce in the following amounts: \$200.00 (dated October 8), \$400.00 (dated October 9), and \$200.00 (dated October 20). The last two checks, totaling \$600 (for which Mr. Pierce received a request from the Committee for W-9 information), were issued to Mr. Pierce for custodial services he provided to the Committee. These expenditures are reported to the FEC in Schedule B of the Committee's reports covering the month of

<sup>4</sup> The Committee originally filed amendments to its monthly reports every ten days. At the request of Pat F. Sheppard, Senior Reports Analyst at the FEC, the Committee agreed to file one cumulative amendment. The information concerning disbursements to Mr. Davenport not previously reported by the Committee are included in the cumulative amendment to be filed subsequently by the Committee.

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October<sup>5</sup> as payments for "custodial services." See Exhibit 2. The first check, in the amount of \$200, was issued to Mr. Pierce for him to cash. Mr. Wing requested that Mr. Pierce cash the check due to Mr. Wing's relative difficulty in routinely cashing petty cash checks as a result of his disability. See Affidavit of Thomas L. Wing. The \$200 expenditure was properly reported to the FEC in Schedule B of the Committee's pre-general report covering the first half of October as payment for "petty cash." See Exhibit 2. The cash proceeds, which were immediately placed into the petty cash fund at the state headquarters office, were used as petty cash, and proper accounting procedures were followed. See Affidavit of Thomas L. Wing.

The allegations of Mr. Denari and Mr. Pierce do not show that Mr. Wing mishandled or abused campaign funds. Though Mr. Denari claims to have received "numerous complaints and rumors" of mishandling funds, he did not report such complaints or rumors to the Committee until more than a month after the campaign was over, by letter dated December 5, 1992. Until receipt of Mr. Denari's letter, the Committee was never made aware of any complaints about Mr. Wing's conduct or handling of campaign funds. See Affidavit of Tom O'Brien.

#### IV. MR. WING DID NOT "DRAG" FUNDS FROM PEROT '92

Mr. Denari also complains that Mr. Wing disclosed to him that Mr. Wing had "dragged some funds" from Perot '92 to "use for a membership drive mailing and other UWSA activities." Mr. Wing denies making any such statement. All funds in the Committee's authorized bank account in Illinois were used to pay debts and obligations incurred by the Committee. See Affidavit of Thomas L. Wing. Furthermore, UWSA activities, including the membership drive begun in January 1993, have been financed

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<sup>5</sup> The information concerning the \$200 disbursement to Mr. Pierce on October 20, 1992 is included with the Committee's cumulative amendment to be filed with the FEC. See Footnote 4.

by UWSA, not with contributions received by the Committee during the campaign. See Affidavit of Rusty Stricker (Tab C).

**V. THERE IS NO REASON TO BELIEVE THAT THERE WAS ANY AUTHORIZED, SANCTIONED OR CONDONED VIOLATION OF THE FEC'S REGULATIONS**

As documented in the attached Exhibits 3-7, the Committee and its Treasurer, Mike Poss, repeatedly sought to inform volunteer coordinators and other volunteers associated with the Committee of the requirements of FEC regulations. The Committee made clear that strict compliance was mandatory, and that any failure to comply would result in separation from the Committee. See Exhibits 3-7. Based on this unequivocal and substantial effort, there is no reason to believe that any authorized, sanctioned, or condoned violation of FEC regulations occurred. Any violation would have been unauthorized and, indeed, directly contrary to the Committee's repeated written instructions. Even if Mr. Denari's allegations constituted violations of FEC regulations, which they do not, the Committee should in any event not be deemed responsible for isolated conduct by volunteers in direct contravention of its written instructions.

**VII. CONCLUSION**

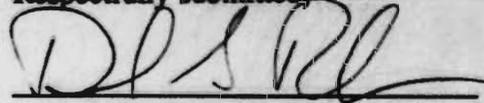
For the reasons set forth herein, the Committee and its Treasurer, Mike Poss, deny the complaint of Stephen J. Denari and respectfully request that the Commission find no reason to believe that the complaint sets forth a possible violation of the Act and to find that they have demonstrated that no action should be taken against them in response to the complaint. Therefore, the Committee and its Treasurer, Mike Poss, request that the Commission close its file in the matter of MUR 3734.

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Pursuant to 2 U.S.C. § 437g (a) (12) and 11 C.F.R. § 111.21, the undersigned hereby requests confidential treatment of this response, the letter to which this response is directed and all submissions and findings related thereto.

Respectfully submitted,

By:



Daniel G. Routman, Associate General Counsel  
PEROT '92  
7616 LBJ Freeway  
Suite 727  
Dallas, Texas 75251  
214-450-8883

Attorney for Perot '92 and Mike Poss, Treasurer

Dated: March 11, 1993

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1

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
BUSINESS REGULATION ADMINISTRATION



CERTIFICATE

THIS IS TO CERTIFY that all applicable provisions of the DISTRICT OF COLUMBIA NONPROFIT CORPORATION ACT have been complied with and accordingly, this CERTIFICATE of INCORPORATION is hereby issued to UNITED WE STAND AMERICA, INC.

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of NOVEMBER 24TH, 1992.

Jean Parrott-Fonseca  
Deputy Director

Barry K. Campbell  
Acting Administrator  
Business Regulation Administration

Assistant Superintendent of Corporations  
Corporations Division

Baron Pratt Kelly  
Mayor



address is CT Corporation System, a corporation authorized to transact business and conduct affairs in the District of Columbia.

8. The number of directors constituting the initial Board of Directors is three and the names and addresses of the persons who are to serve as the initial directors and until their successors be elected and qualified are as follows:

Ross Perot 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

J. Michael Poss 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

R. Clayton Mulford 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

9. The name and address of each incorporator are:

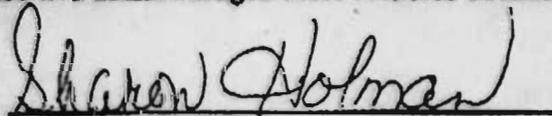
Sharon Holman 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Russell C. Stricker 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Darcy Anderson 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

10. References herein to any provision of the Internal Revenue Code of 1986, as amended, shall be deemed to be references to provisions now or hereafter existing, or to corresponding provisions as the same may be amended, supplemented, or superseded.

IN WITNESS WHEREOF, we have executed and acknowledged these Articles of Incorporation this 23rd day of November, 1992.

  
Sharon Holman

  
Russell C. Stricker

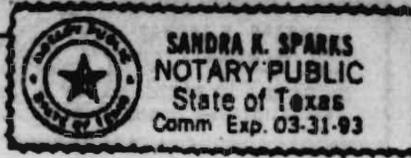
  
Darcy Anderson

9404353490

I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Sharon Holman appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

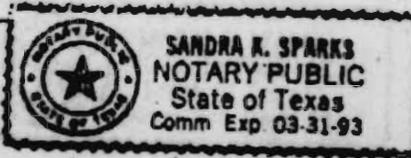
My Commission expires: 3/31/93



I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Russell C. Stricker appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

My Commission expires: 3/31/93

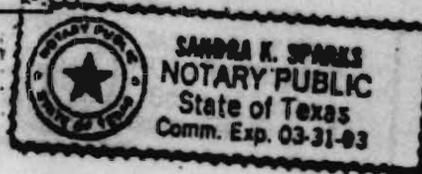


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I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Darcy Anderson appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

My Commission expires: 3/31/93



2

SCHEDULE B  
Operating Expenditures

ITEMIZED DISBURSEMENTS

NAME OF COMMITTEE (in Full)  
all transactions by John Davenport and Dick Pierce

Any information copied from such reports and statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

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Full Name Mailing Address	Purpose of Disbursement	Date MM/DD/YY	Amount
John Davenport 1155 M Sandberg Ter Chicago, IL 60610	Contract Labor Disbursement for [X]General	08/14/92	\$300.00
John Davenport 1155 Sandberg Terrace Chicago, IL 60610	Construction Disbursement for [X]General	09/14/92	\$300.00
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for [X]General	10/15/92	\$450.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for [X]General	10/20/92	\$400.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for [X]General	10/26/92	\$493.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for [X]General	11/11/92	\$220.00 Footnote: 4
DICK PIERCE 1432 W. POLK CHICAGO, IL 60612	replenish petty cash Disbursement for [X]General	10/08/92	\$200.00
DICK PIERCE 2432 W. POLK CHICAGO, IL 60612	custodial services Disbursement for [X]General	10/09/92	\$400.00
DICK PIERCE 2432 W. POLK CHICAGO, IL 60612	*CUSTODIAL SERVICE Disbursement for [X]General	10/20/92	\$100.00 Footnote: 4
SUBTOTAL of Disbursements This Page.....>			\$1963.00
TOTAL This Period.....>			\$2963.00
Total Unitemized.....>			\$0.00
Total Unitemized + Itemized.....>			\$2963.00

Perot Petition Committee  
Explanation of Standard Footnotes  
For Report Covering 01/01/92 TO 12/31/92

Page: 1

Footnotes:

- 1). Information Not Previously available.
- 2). Contribution to be refunded within 10 days of receipt.
- 3). Aggregate contributions in excess of 1,000 to be refunded within 10 days.
- 4). Transaction not included on previous report.

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MEMORANDUM

TO: State Coordinators  
 FROM: Perot Petition Committee  
 DATE: April 7, 1992  
 RE: Campaign Finance Procedures

Because our effort has grown so dramatically in the past few weeks, it is now vital that we act quickly to comply with federal election laws. These laws require that all contributions to and expenditures by your group be reported to the Federal Election Commission (the "FEC") through the Perot Petition Committee (the "PPC") in Dallas. This memo and the attached information are intended to assist you in this process.

Reports must be filed by the PPC with the FEC on a monthly basis. In order for us to prepare the March report, you will need to send us detailed information regarding all contributions (including cash received, checks deposited, and "in-kind" contributions used) and expenditures prior to March 31, 1992. You need to make a good faith effort to identify and record all contributions and expenditures made on behalf of the petition effort in your state. All information should be included on the attached Schedule A (for receipts) and Schedule B (for expenditures) and returned to Mike Poss, Treasurer of the PPC, via overnight courier NO LATER THAN APRIL 14. It is important that all information on these schedules be completed, including the occupation and employer of all contributors. Beginning Thursday, April 8, please contact Mark Sinclair of Erns: & Young at (214) 969-8946 with questions regarding preparation of these schedules.

We are currently developing procedures that will make it easier for you to prepare and submit information on an ongoing basis. You will receive additional information regarding these procedures when they are available.

In addition to the schedules listed above, please complete the attached "Bank Account Information" form and return it to Clay Mulford by facsimile at (214) 939-6100 as soon as possible. If you do not have a bank account, you should open one soon. Accounts may be opened in the name of the Perot Petition Committee or in the name that you are commonly using in your state, such as "Virginians for Perot". If the bank you select requires resolutions or other information from PPC headquarters, or if you have other questions regarding bank accounts, please contact Mike Poss at (214) 788-3030.

Also enclosed is an information sheet entitled "Contribution and Expenditure Guidelines", which will provide you with general guidance regarding limitations on contributions, expenditures, and recordkeeping responsibilities imposed by law. This information will be updated periodically.

For purposes of federal election laws, your group will be considered a state headquarters of the PPC, which is the "Principle Campaign Committee" and has been authorized by Mr. Perot. Accordingly, if you are considering filing any forms directly with the FEC, please do not do so. If you have already filed with the FEC, please contact John Bonnet at (214) 939-5777. If you have other questions regarding legal matters, contact Clay Mulford, John Bonnet, Craig Budner, Ethan Knowlden or John Moore at (214) 939-5500.

We should all keep in mind that even the appearance of a violation, justifiably or not, will be attributed to Mr. Perot. Therefore, it is important that we act carefully in complying with these laws.

We realize that complying with these laws will require a great deal of work on your part, and your efforts and patience are greatly appreciated.

9404357494

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee

NAME OF COMMITTEE (in Full)

<p>A. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>B. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>C. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>D. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>E. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>F. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>
<p>G. Full Name, Mailing Address and ZIP Code</p> <p>Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):</p>	<p>Name of Employer</p> <p>Occupation</p> <p>Aggregate Year-to-Date &gt; \$</p>	<p>Date (month, day, year)</p>	<p>Amount of Each Receipt this Period</p>

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SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

SCHEDULE B

ITEMIZED DISBURSEMENTS

Use separate schedules for each category of the Detailed Summary Page

PAGE OF  
FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
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SUBTOTAL of Disbursements This Page (optional) .....	
TOTAL This Period (last page this line number only) .....	

STATE OF \_\_\_\_\_

**BANK ACCOUNT INFORMATION**

Account Name or Style: \_\_\_\_\_

Bank: \_\_\_\_\_

Bank Address: \_\_\_\_\_

Authorized Signatories: \_\_\_\_\_

Person Who Opened Account: \_\_\_\_\_

ABA Wire No.: \_\_\_\_\_

Account Officer: \_\_\_\_\_

Bank Phone Number: \_\_\_\_\_

Your Name and Phone Number: \_\_\_\_\_

Copies of authorized resolutions attached? Yes \_\_\_\_\_ No \_\_\_\_\_

*(Please use multiple copies of this form for more than 1 account)*

9404353497

7. For single disbursements over \$200, your organization must also keep a receipt, invoice or cancelled check.
8. If any loans have been made (for example, to pay for phone lines in setting up your operation) contact Mike Poss, Perot Petition Committee Treasurer (214) 788-3030. (If the expenditure was not tied to a loan with an expectation of repayment from fund raising, it should be reflected in your records as an in-kind contribution valued at cost.)

### COMMONLY ASKED QUESTIONS

*Our organization wishes to set up a local petition office. My employer (a corporation) has offered to donate excess office space in our building. Can we accept his offer?*

No. The usage of office space either owned or leased by a corporation would be considered an in-kind contribution by a corporation and is prohibited under the Federal Election Laws. Your organization may enter into an agreement to lease this facility. The terms of any agreement must be commercially reasonable, including the rental charge.

*An individual has offered to donate several phone systems for use by our organization as a phone bank. May we accept this contribution?*

Yes, provided that this in-kind contribution by an individual does not exceed \$1,000 in value. Note that the equipment must be owned by this individual and not by any corporation, labor organization, or bank with which this individual is associated.

*We are planning an organizational meeting in a local hotel. How can we pay for this room?*

Several options are available for payment. It may be possible for the participants to contribute in small amounts (less than \$50 per person) to pay for the room. Although contributions less than \$50 collected at such events need not be individually recorded, such records are encouraged. Also, an individual may advance the amount from his or her personal funds, or make use of a personal credit card. This payment will be considered an in-kind contribution from that individual to the organization, however, subject to the \$1,000 limit until the individual is reimbursed by your organization. The advance must be recorded as a debt of your organization and as a contribution (until reimbursed). If an individual makes such an advance, please contact Mike Poss at the above number regarding the necessary paperwork. In all cases, a record of the expenditure must be retained.

*We wish to hold an organizational meeting and set up several locations where petitions will be available to the general public for signing. May we advertise the times and locations of these events?*

Yes, BUT any public political advertising that identifies the candidate must also clearly identify the name of the person that paid for the advertisement and indicate whether the advertisement was authorized by the Perot Petition Committee in Dallas. Any advertising that may be construed as a solicitation for contributions also must include a disclaimer stating that contributions to your organization are not deductible as charitable contributions for Federal income tax purposes.

*My employer has agreed to allow me to work on the petition effort during regular business hours. Is this a contribution?*

No, provided that if you are paid on an hourly or salaried basis, the time taken by you to work on the petition effort is made up within a reasonable time or is bona fide vacation time. If you are paid on a commission or piecework basis and your time is your own, your work on the petition effort is not a contribution by your employer. Uncompensated personal services generally are not a contribution of the individual performing the service.

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**PEROT PETITION COMMITTEE COORDINATORS'  
CONTRIBUTION AND EXPENDITURE GUIDELINES**

**CONTRIBUTIONS**

1. Contributions made by corporations, labor organizations or banks are illegal and cannot be accepted. For example, a dentist who is a "PC" -- professional corporation -- cannot make a contribution drawn on his "PC" account, and the owner of an incorporated "mom and pop" grocery store may not use its business account to make contributions.
2. The prohibition against corporate contributions includes in-kind contributions such as the use of telephones, typewriters, office furniture, stamps, or copy machines owned by a corporation, labor organization, or bank.
3. You may use the facilities of a corporation, labor organization, or bank if you pay the normal and usual rental charge, and may use the space without charge if the corporation has a policy to allow such use free of charge, has done so before and provides the space on a non-partisan basis.
4. Contributions by Federal Government contractors or foreign nationals are illegal.
5. Individuals or partnerships may contribute, in the aggregate, a maximum of \$1,000. This applies to monetary and in-kind contributions (donations of goods and services) valued at market value.
6. Partnership contributions are allocated proportionately among partners -- reducing the amount they may contribute as individuals. For example, if a 3 person partnership gives the maximum \$1,000, those 3 partners are each limited to an additional maximum contribution of \$667  $(\$1,000 - (\$1,000 \text{ divided by } 3))$ .
7. Cash contributions over \$100 may not be accepted.
8. An individual may volunteer personal services to your organization without making a contribution as long as the individual is not compensated by anyone (including the volunteer's employer) for the services provided.
9. The entire amount paid to attend a fund raiser or to purchase a fund raising item is a contribution. For example, if a contributor spends \$20 to buy a campaign tee shirt that costs the campaign \$5, the contributor has made a \$20 contribution.
10. All advertisements (except buttons, bumper stickers and other small items) must state "authorized and paid for by Perot Petition Committee" (or identify whoever else has paid for the item).
11. Solicitations for contributions made in print, by television or radio, or by telephone must state "Contributions are not deductible as charitable contributions for Federal income tax purposes."

**RECORDKEEPING**

1. Records of contributions - including in-kind contributions - must be maintained identifying each contribution by amount, date of receipt, donor's full name and address, occupation and employer.
2. Contributions must be deposited into an authorized bank account (or returned) within 10 days of receipt. Maintain all bank records.
3. Records of small contributions (less than \$50 each) collected at a fund raiser (such as gate receipts and cash contributions) must include only the name of the event, the date of receipt and the total amount of contributions received on each day of the event.
4. An anonymous cash contribution may not exceed \$50 in the aggregate per individual.
5. Records for all expenditures, including purpose, date, amount, and payee name and address must be maintained.
6. A written record of petty cash disbursements must be kept if a petty cash fund is maintained. Payments from petty cash to one person for any one purchase or transaction may not exceed \$100.

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## MEMORANDUM

TO: State Coordinator/Treasurer

FROM: Mike Poss, Treasurer, Perot Petition Committee

DATE: April 28, 1992

SUBJECT: CONTRIBUTION LIMITATIONS AND GUIDELINES FOR FEC REPORTING

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Due to the complexity of the Federal Election Commission (FEC) regulations and the volume of contributions we must report, we have compiled the basic regulations and requirements needed for proper FEC reporting. These guidelines should be sufficient for the majority of situations you will encounter, but if further information or guidance is needed, please call Tracey Thorburn, Mark Sinclair, or John Harper at 214-788-3043 or leave a message at 214-969-8946.

On the attached pages are guidelines for FEC contribution limitations, record keeping and reporting for:

1. Contributions
2. Disbursements
3. Loans
4. Debts and obligations (other than loans)
5. Helpful suggestions and support needed by the Perot Petition Committee ("the Committee") Dallas office.
6. Attachments
  - Monthly Cash Reconciliation
  - Examples and schedule instructions
  - Answers to commonly asked questions
  - Standard disbursement descriptions
  - Blank forms
  - Volunteer form

The last item, the Volunteer form, should be signed by all volunteers before they begin working on the petition effort. This form states that the volunteer understands the FEC regulations relating to volunteered time and contributions. Please have all volunteers sign this form and maintain it in your files. If a volunteer feels he or she will not be in compliance with this regulation, please call Mark Sinclair, John Harper, or Tracey Thorburn at 214-788-3043 for more details.

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## FEC Guidelines

These guidelines will need to be followed closely in order to attain maximum efficiency and accuracy. The FEC reporting process will ultimately reflect on Ross Perot, so your record keeping and strict adherence to FEC rules and regulations is very important to the efforts of the Committee. It is very important that the state treasurer be responsible for gathering contribution and disbursement information and support from all Committees in his or her state, and consolidating it before sending it to Dallas headquarters. This will ensure the Dallas headquarters that all efforts in the state have been recognized and accounted for and expedite the final consolidation process.

A word of explanation about FEC reporting is in order. The Federal Election Commission requires our report to be filed within twenty days after the close of each calendar month. This does not provide us with much time to complete the steps which are necessary to file the report. Therefore, it is imperative that the contribution and disbursement information be kept up-to-date so that the process can be accomplished as efficiently as possible.

The first step in this process will require the treasurer of each state to consolidate all the financial information for the preceding month from all of the locations in his or her state which are receiving contributions and/or disbursing funds. This consolidation process includes cash transactions as well as In-kind contributions and disbursements. The treasurer of each state will then forward a copy of the report to Dallas. Ideally, the report will be produced by the software package which is explained below. The report should be submitted in hard copy form as well as on a 5 1/4" or 3 1/2" floppy disk. (More information about this process will be forthcoming in a future memo.)

The second step in this process will be performed in Dallas where we will consolidate the reports of the 50 states and the District of Columbia into one report which will be filed with the Federal Election Commission by the 20th of each month.

The problem is clear—we must perform a dual consolidation and report preparation process in a narrow time frame with a large number of reporting entities. The only way we can be successful is for everyone to maintain current records and be ready to prepare reports as soon after the end of the month as possible.

It will be the responsibility of each state treasurer to coordinate the reporting process with each of the other persons who maintain contribution and disbursement information within the state. A suggested schedule of due dates is set out below:

Assistant state treasurers forward information to state treasurer	3rd of the month
State treasurer forwards consolidated state report to Dallas	8th of the month

As the schedule suggests, the emphasis is on the assistant state treasurers to forward their information to the state treasurer as expeditiously as possible. The state treasurer will input the information into the software program (discussed below) for the purpose of preparing one

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state report to be submitted to Dallas. As we become more organized, it should be possible for the assistant state treasurers to produce their reports using a software package for submission to the state treasurer. This is discussed briefly below, and will be discussed more extensively in future memos.

The bottom line is that the preparation of the monthly reports must be approached with a great sense of importance and urgency by everyone involved in the process. We need the help and cooperation of everyone.

#### Software

We have selected a software package, *Campaign Manager II*, to assist us with the FEC reporting process. This package is produced and distributed by Aristotle Industries. The treasurer of each state should contact Mr. Rob Beams at Aristotle Industries (202-543-8345 ext. 722) for details about ordering the software. It is imperative that each state obtain a copy of this software package so that we can prepare our monthly report in a consistent and timely manner.

*Campaign Manager II* requires at least a 286 IBM or IBM compatible computer with at least 512 kilobytes of conventional memory. This package will help you keep track of contributions and disbursements, as well as generate direct mail to contributors and voters. Many other features are included to assist in bookkeeping and reporting, and a help line number for technical support is available to answer any questions you may have. After obtaining your copy of the software, you will need to go back and enter March data in order to build a complete history and to reconcile cash accounts.

#### Contributions (checks/cash, In-kind, contributions, loans) - Schedule A

##### Disclaimers

- A disclaimer on solicitations must notify donors that their contributions are not tax deductible. The disclaimer should read "Contributions to the Perot Petition Committee are not deductible as charitable contributions for federal income tax purposes." A second disclaimer should read "If your check is for \$200 or more, election law requires that you provide your occupation and employer's name." Also, on any large advertising such as TV, radio, billboards, or mailings, the name of the person or group paying for the advertisement or mailing must be clearly written at the bottom of the advertisement.

##### Limitations

- No individual may contribute more than \$1,000. This includes checks/cash, In-kind and loans.
- The contribution limit for individuals applies separately to each spouse, regardless of income. Minors may contribute only if those funds were actually under the child's control.

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- Contributions from labor organizations, corporations, government contractors, national banks, foreign nationals, and those made in the name of another, are prohibited.
- All contributions received should be reviewed before accepting and depositing them. If any check or contribution is questionable, call Mark Sinclair, John Harper or Tracey Thorburn at 214-788-3043.

#### Record keeping

The state treasurer must keep an account of both contributions received and disbursements made. This includes:

- All contributions received by the Committee.
- Although you should attempt to determine name and address on all contributions received, if the contribution is \$50 or more, a record of the contributor's name and address, and the date and amount of the contribution must be kept.
- If the contribution is \$200 or more, the employer and occupation of the contributor, must also be determined.
- If the employer and/or occupation of contributors of \$200 or more is not known, the efforts to request that information must be documented.
- If any required information is not available at the reporting date, the phrase "info requested" should be in the appropriate places on the forms. When the requested information is ascertained, send that information to Dallas with a sufficient description as to the date and amount of the contribution so that we can locate it.

#### In-kind Contributions

In-kind contributions are goods or services provided to the Committee free of charge or where payments are made for Committee activities directly by an individual. Examples of In-kind contributions consist of billboards, furniture, equipment, or any goods given to the Committee free of charge. Voluntary services are not considered contributions unless the volunteer is being paid by his or her employer while volunteering for the Committee. In this case, the employer is the contributor, and the amount of the In-kind contribution would be the salary of the volunteer for the amount of time given. (See below for discussion of illegal corporate contributions.)

If any item is sold to the Committee for an unusually low price, the difference between the normal price and the amount the Committee paid is considered to be an In-kind contribution.

When reporting an In-kind contribution, the contribution must be listed as a receipt on Schedule A and as a disbursement on Schedule B. The amounts will be the same, thus not

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affecting cash on hand. Under the amount in the amount box, type "In-kind" to distinguish it from a regular contribution or expenditure.

Reporting In-kind disbursements differs slightly from reporting regular disbursements. When completing Schedule D for In-kind disbursements, the name and address of the person who made the In-kind contribution should be used, not the name and address of the person or company to which the disbursement was made. Therefore, the name, address, date, and amount of an In-kind contribution will be the same on both Schedule A and Schedule B. See an example (Rose Buds, Inc.) on Schedule A and B attached.

If a corporate contribution is accidentally accepted and deposited, the total contribution must be refunded within 10 days. When reporting this contribution, complete the applicable boxes on Schedule A and put a footnote at the bottom of the page which reads "Contribution to be refunded by (month) 30, 1992." Use a double asterisk (\*\*) to indicate to which contribution the footnote applies. (See example of reporting a corporate contribution on Schedule A.)

If a contribution that exceeds the individual limit of \$1,000 is accidentally accepted and deposited, the excess over \$1,000 should be refunded within 10 days. This situation should also be footnoted as described above.

The Perot Petition Committee in Dallas will be keeping detailed records of contributions and expenditures for every state. Please make two copies of all contribution checks or supporting documentation for In-kind contributions, keep one for your records and send the second copy with your FEC schedules to Dallas headquarters. Attached are examples of Schedule A for your referral.

#### Disbursements/Expenditures - Schedule B

##### Record keeping

Record all disbursements. Include name and address of the person or company to whom the disbursement was made, the amount, date, and the purpose of disbursement. (Refer to "In-kind" above for a description of how the recording of In-kind disbursements differs from the recording of regular disbursements.)

In describing the "Purpose" of the disbursement, please use the Standard Disbursement Descriptions to the extent possible. A copy of those standard descriptions are enclosed.

A petty cash fund may be maintained out of which disbursements may not be in excess of \$100 to any person or company in connection with a single purchase or transaction. A record of petty cash disbursements (to whom the cash was disbursed, the amount, and the purpose) must be kept in accordance with FEC requirements.

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For the Perot Petition Committee-Dallas records, please make copies of all invoices and support for all disbursements made. Write the check number and date paid on the invoice and send one copy with the appropriate FEC schedules to the Perot Petition Committee in Dallas.

If the Committee has a lease for a building, furniture, equipment, etc., please send a copy of the final signed lease to the Perot Petition Committee in Dallas. See reporting for leases under Debts and Obligations below.

Attached are examples of Schedule B.

### Loans - Schedule C

#### Loans owed by the Committee

When a loan is given to the Committee, it must be recorded as a receipt on Schedule A as well as a loan on Schedule C. The following information must be reported on Schedule C in the appropriate boxes: full name, mailing address, and zip code of creditor; the election to which the loan applies (general in this case); the original amount of the loan; cumulative payment to date on the loan; and the outstanding balance at the close of the reporting period (unpaid balance).

The terms of the loan must also be included on Schedule C in the appropriate boxes, including date incurred, date due, interest rate percentage, and endorsers or guarantors of the loan, if any. "By Committee" should be typed at the top of the Schedule C (see sample Schedule C) to denote that this is a loan to be paid by the Committee.

#### Loans owed to the Committee

When a loan is owed to the Committee, it must be itemized on Schedule B as a disbursement, as well as a loan on Schedule C. The same information must be reported, as above, with respect to the debtor. When a portion or all of the debt is paid, it must be reported on Schedule A as a receipt and on Schedule C as a reduction of the debt. Also, type "To Committee" at the top of the Schedule C (see sample Schedule C) to denote that this loan is to be collected by the Committee.

If any unusual circumstances arise concerning a loan "by" or "to" the Committee, please call Mark Sinclair, John Harper, or Tracey Thorburn at 214-788-3043.

Attached are examples of Schedule C.

### Debts and Obligations (excluding loans) - Schedule D

All debts, obligations, or other promises to make an expenditure over \$500 should be reported on Schedule D. If the obligation is \$500 or less, it should be reported as a disbursement on Schedule B at the time of payment or as an obligation on Schedule D no later than 60 days

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after such obligation is incurred, whichever comes first. The amount and nature of outstanding debts owed to or by the Committee shall be reported in Schedule D until paid or extinguished.

Some obligations from the Committee should be reported on Schedule A as well. For example, if a person advances to the Committee an amount to be used to open a bank account or make a deposit for phones, and the person expects to have the funds returned at the end of the campaign or earlier, the advance should be reported on Schedule D as an obligation by the Committee and on Schedule A as a receipt. When the funds are returned, Schedule D should reflect the reduction and Schedule B should show a disbursement for the same amount.

As in the case of a loan, the Committee must report the full name and mailing address of the creditor or debtor (depending upon whether the obligation is owed by or owed to the Committee), the amount of the debt incurred that period, the payments made during the period, and the outstanding balance at the end of the period. A separate Schedule D should be used for the two types of debts/obligations, and "By Committee" or "To Committee" should be typed at the top of the applicable Schedule D in a manner similar to that of Schedule C.

Also, if your Committee is renting office space and you have a written lease, the total amount of all future payments should be reported on Schedule D. The total obligation will be reduced every month as rent is paid. Remember, as rent is paid, you must report it on Schedule B as a disbursement and on Schedule D as a reduction of the obligation.

If any unusual circumstances arise concerning debts or obligations, please call Mark Sinclair, John Harper, or Tracey Thorburn at 214-788-3043 for further details and guidance to report the matter.

Attached are examples of Schedule D.

#### Complying With FEC Reporting Regulations

When organizing your records and completing the schedules, the Perot Petition Committee Dallas office suggests the following:

- Complete every blank on the appropriate forms and schedules.
- Be sure information is complete for contributions over \$50, and those over \$200.
- Send copies of all checks received as contributions.
- Record all disbursements made by the Committee.
- Be sure information is complete for all disbursements.
- Send copies of checks, invoices, and any other support for disbursements made.

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- When estimating "In-kind" contributions, Send a brief explanation of the estimation process used to support that actual Fair Market Value was used as the amount of the contribution. For example, this would be necessary when a Committee is using a room or office free of charge. The amount that would normally be charged to a paying tenant would be best, if available. If not available, a calculation estimating normal or average rent will be sufficient.
  - For "In-kind" contributions where an individual made a payment on behalf of the Committee (purchased supplies or advertising, etc.), a copy of the receipt should be sent to Dallas with the date, the name and address of the person who made the disbursement, and "In-kind" written on it.
  - Send copies of all leases.
  - Send a copy of the Committee monthly bank statement, if any, including the reconciliation to your month-end cash balance on the FEC report.
  - Send a schedule of cash on hand or in the bank at and of month. Be sure this amount reconciles to the total contributions and disbursements that you will be reporting. Attached is an example of the monthly cash reconciliation which should be used.
  - The federal election code has a provision for "independent expenditures." These expenditures are not reported by the Committee because we have no knowledge of them and they were made without any contact, guidance, consultation, cooperation or encouragement from the candidate, the Committee or anyone associated with the Committee. See the question and answer section for more details. We must be very careful in this area to follow the rules and regulations.

Also attached are examples of Schedules A through D for your referral.

**Monthly Cash Reconciliation**

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Monthly Cash Reconciliation

State: \_\_\_\_\_

Person Preparing: \_\_\_\_\_

Date: \_\_\_\_\_

Bank Account: \_\_\_\_\_ \$ \_\_\_\_\_  
Bank Account: \_\_\_\_\_ \_\_\_\_\_  
Petty cash at: \_\_\_\_\_ \_\_\_\_\_  
Petty cash at: \_\_\_\_\_ \_\_\_\_\_  
\$ \_\_\_\_\_\*

ADD:

Amounts received from Dallas Headquarters \$ \_\_\_\_\_  
Total contributions greater than \$200 (including In-kind  
from Schedule A) \_\_\_\_\_  
Total contributions less than \$200 - not itemized \_\_\_\_\_  
\$ \_\_\_\_\_

LESS:

All disbursements (including In-kind) from Schedule B \$ \_\_\_\_\_  
Disbursements to Dallas Headquarters \_\_\_\_\_  
\$ \_\_\_\_\_

Ending Cash Balance:

Bank Account \_\_\_\_\_ \$ \_\_\_\_\_  
Bank Account \_\_\_\_\_ \_\_\_\_\_  
Petty cash at \_\_\_\_\_ \_\_\_\_\_  
Petty cash at \_\_\_\_\_ \_\_\_\_\_  
\$ \_\_\_\_\_\*

\*Agrees to Summary FEC Report

The ending balance should agree to the check books which should be reconciled to the bank statement, plus petty cash amounts.

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**Examples and Schedule Instructions**

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ITEMIZED RECEIPTS

1. DATE OF RECEIPT  
2. AMOUNT RECEIVED  
3. NAME OF CONTRIBUTOR

LINE NUMBER  
1 (a)

NAME OF COMMITTEE (or full)

DEBOR DEBORTON COMMITTEE

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DATE (MONTH, DAY, YEAR)

AMOUNT OF EACH RECEIPT THIS PERIOD

NAME, ADDRESS, CITY, STATE, ZIP CODE	NAME OF EMPLOYER	OCCUPATION	RECEIPT FOR (Primary/General)	DATE (MONTH, DAY, YEAR)	AMOUNT OF EACH RECEIPT THIS PERIOD
JOE DOE 1234 FIRST ST. DALLAS, TX 89145	Sunshine Inc.	ACCOUNTING CLERK	Primary General	04-05-92	\$300.00
ROSE BUDS, INC. 84 8th AVENUE DALLAS, TX 89145	ROSE BUDS, INC.	OWNER	Primary General	04-30-92	\$200.00
JOHN HARPERISTER 2020 WILD OAK ST. DALLAS, TX 76116	Lankster Co.	MANAGER	Primary General	04-15-92	\$1,050.00
BILL THORTON 2625 WILLOWBEND CT DALLAS, TX 56203	Green Thumb Inc.	V.P. FINANCE	Primary General	04-16-92	\$252.25
DOTTY FERGUSON 2903 WAGONWHEEL JACKSONVILLE, MS 42013	W CHICO	WITNESS	Primary General	04-01-92	\$250.00
RANDY BROWN 8429 JARVIS FT. WORTH, TX 76113	THE FLOWER SHOP	OWNER	Primary General	04-01-92	\$1,000.00

SUBTOTAL OF RECEIPTS THIS PAGE (optional) ..... \$3,052.25

TOTAL THIS PERIOD (last page this line number only) .....

CONTRIBUTION TO BE REFUNDED BY MAY 1992  
THIS INDIVIDUAL EXCEEDED THE CONTRIBUTION LIMIT OF \$1,000.00. CONTRIBUTION IN EXCESS OF  
LIMIT TO BE REFUNDED BY MAY 1992.

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Line Number 11(a).  
p. 25

Contributions from  
Individuals/Persons  
Other Than Political  
Committees.

SCHEDULE A

ITEMIZED RECEIPTS

1C. Contributions from Persons Other Than Political Committees

Page 1 of 1  
Last 4 digits of EIN: 0000  
Name of the Committee: [blank]  
Election Year: [blank]

Name of Contributor (Full Name, Street Address and ZIP Code)				Name of Employer	Date Received (day, month, year)	Amount of Cash Received This Period
Fund for a Better Government 00000000						
A. Paul Church 4937 Calneval Street City, State 00000				City Construction Co.	4/14/82	\$ 25.00
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: ADLEMAN Appropriate Year-to-Date: \$ 25.00		
B. Marlene Kay 637 Wagoner Street City, State 00000				Marlow School	4/19/82	\$ 250.00
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: TEARNEY Appropriate Year-to-Date: \$ 250.00		
C. JOSEPH WELLS 933 ADAM STREET City, State 00000				Steel Steel Corporation	4/21/82	\$ 300.00
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: ACCOUNTANT Appropriate Year-to-Date: \$ 300.00		
D. PORCE, SON INCORPORATED 547 MAX SQUARE City, State 00000				See below for: [blank]	5/14/82	\$1,000.00
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: For Cash Appropriate Year-to-Date: \$ 1,000.00		
E. James E. PORCE, JR. 2540 ELLABORER AVENUE City, State 00000				Porce & Son	5/14/82	\$ 500.00 (INC)
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: ACCOUNTANT Appropriate Year-to-Date: \$ 500.00		
F. James E. PORCE, JR. 1423 WINDOLE STREET City, State 00000				Porce & Son	5/14/82	\$ 500.00 (INC)
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: ACCOUNTANT Appropriate Year-to-Date: \$ 500.00		
G. JONR. EDY 212 Oakfield Road City, State 00000				State University	6/28/82	\$ 254.10 In-kind for: call lunch!
<input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				Contribution: IDORADO Appropriate Year-to-Date: \$ 254.10		
(LISTED HEREON THIS PAGE OTHERWISE) .....						
TOTAL (SEE LAST PAGE THIS AND COMPLETE COPY) .....						\$1,829.10

Aggregation

S250 Contribution  
Later Returned.

Partnership  
Contributions

Memo Entry

In-Kind Contribu-  
tion

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# INSTRUCTIONS FOR PREPARING SCHEDULE A

The Detailed Summary Page is broken down into various categories of receipts. Use Schedule A to list each receipt required to be reported. DO NOT combine more than one category of receipts on the same (Schedule A). Instead, use a separate Schedule A for each category of receipts. The line number of the Detailed Summary Page to which each (Schedule A) pertains should be indicated in the upper right corner of each Schedule. In addition the contributor's full name must be entered in the appropriate block. For each receipt required to be reported during the reporting period, the political committee must provide the date, description, date and amount of the receipt, and the aggregate year-to-date total.

The term "contributor" means, in the case of an individual, his or her full name, including first name, middle name or initial, if available, and last name, mailing address, occupation, and the name of his or her employer, and, in the case of any other person, the person's full name and address. Do not abbreviate contributor names.

The occupation and name of employer is only required to be provided for receipts from individuals. "Occupation" means the principal occupation or business of an individual and whether or not self-employed. "Employer" means the organization or person by whom an individual is employed, and not the name of his or her supervisor.

Authorized committees must indicate the election for which the receipt was given. In the event the receipt was given for an election other than the current primary or general election, the "Other" block must be checked and the type of election specified (i.e., "General 1986", "Primary 1986"). The "receipt" block does not apply to political committees which are not authorized committees. The "aggregate year-to-date" total must be given for each receipt and must equal the total amount that the person has given to the committee for that particular category of receipts for the calendar year. If a receipt is the only receipt from a person during the calendar year, the aggregate year-to-date total must still be entered.

The "Total This Period" amount (the last line on Schedule A) must be added to all other receipts for that category which are not itemized and carried forward to Column A of the corresponding line of the Detailed Summary Page.

If a contribution is received from a business entity or is drawn on what is or appears to be a business account, the political committee must determine that the contribution is not from a corporation, partnership, contractor, or other prohibited source. If the contribution is from a prohibited source, it must be returned within sixty days of its receipt.

A contribution which appears to be excessive, either on its face or when aggregated with other contributions from the same person, may be returned or deposited into a campaign depository but not used. If deposited, the contributor may be issued a contribution receipt and, if so, to avoid a written resignation of the contribution signed by each contributor. The committee may also be required to reassign the contribution to a different election if such a contribution would otherwise be permissible. If no resignation or reassignment is received, the excessive contribution must be returned within sixty days of its receipt. Both resignations and reassignments are to be retained as public records on the report covering the period in which the committee received the resignations or reassignments, including how the contribution(s) was reported initially, followed by the resignation or reassignment (emphatic). See 11 CFR 104.8 for the reporting of these types of contributions.

Contributions to a candidate or authorized committee which are not designated by the contributor to a specific election must be counted toward the contributor's limitation for the next election after the contribution is made. Contributions may be made for a past election only to the extent that the recipient has not been outstanding from that particular election.

**Contributions In-Kind.** Contributions in-kind (i.e., goods and services provided to a political committee) are treated as any other contribution and must be reported and itemized under the appropriate category of receipts. For example, a contribution in-kind from an individual must be reported on Schedule A and reported under the category for "Contributions From Individuals/Persons Other Than Political Committees". The value of each contribution in-kind must be entered in the "Amount of Each Receipt: This Period" column. The amount or value of the contribution in-kind is the difference between the actual and normal charge for the goods or services at the time of the contribution and the amount charged the political committee. The "aggregate year-to-date" total must include the total amount of all contributions which the person has contributed to the committee during the calendar year. The form must be labeled "contribution in-kind" and include the nature of the contribution (e.g., consulting, polling, etc.). Each contribution in-kind must also be reported in the same manner as an ordinary expense on Schedule B and included in the total for "Operating Expenditures" (NOTE: A political committee which makes a contribution in-kind only reports it as a disbursement, and records the transaction on Schedule B with a notation "contribution in-kind". The purpose of the expenditure (e.g., consulting, polling, etc.) and the aggregate year-to-date amount must also be provided. The committee receiving the contribution in-kind must report it as both a receipt and an expenditure.)

Contributions of stocks, bonds, art objects, and other similar items to be liquidated must be reported as follows:

(1) If the item has not been liquidated at the close of the reporting period, the committee must report as a memo entry (not as cash) on Schedule A the item's fair market value on the date received, including the name and mailing address (and when in excess of \$200, the occupation and name of the employer) of the

contributor. The total amount of items to be liquidated must be entered under "Total This Period" on the last line of Schedule A. This amount must NOT be carried forward to the Detailed Summary Page.

(2) When the item is sold, the committee must report the proceeds; and include them in the appropriate categories on the Detailed Summary Page. It must also report the (i) name and mailing address (and when in excess of \$200, the occupation and name of employer) of the purchaser of Schedule A, if purchased directly from the committee (the purchase is considered to have made a contribution to the committee); and (ii) the identification of the original contributor on Schedule A.

**Former Legal or Accounting Services.** Legal or accounting services rendered to or on behalf of an authorized committee of a candidate or any other political committee are not contributions or disbursements and are not, therefore, subject to the contribution limitations and prohibitions. If the person paying for the services is the regular employer of the individual rendering the services and if the services are solely to ensure compliance with the AC.

The political committee must advise as a memo entry on a separate Schedule A each person who provides legal or accounting services to the political committee in an aggregate value or amount in excess of \$200 within the calendar year, together with the date of receipt, and amount of value of the former legal or accounting services, and state that the receipt is for "former legal or accounting services". The total amount of former legal or accounting services must be entered on the line for "Total This Period" on the bottom of Schedule A, but the total amount may not be carried forward to any category of the number on the Detailed Summary Page.

**Itemized Contributions.** For each itemized contribution received (regardless of the amount), the political committee must report on Schedule A the name and address of the original contributor, the date of receipt and the amount of the contribution and, if the original contributor makes contributions aggregating in excess of \$200 to the political committee during the calendar year, the occupation and name of employer. If the contribution passes through the political committee's account and is forwarded to another political committee or Federal candidate, the donor committee must disclose each contribution, regardless of the amount, on both Schedule A and Schedule B and include the amount under the appropriate category of receipts and disbursements. If the contribution was based on the form of the contributor's check, the donor must disclose each contribution on a separate Schedule A attached to the reports (immediately) next report and the amount of such contributions are not required to be included in the total for the appropriate categories of receipts and disbursements. If a political committee is not a donor, but if the interest received, the political committee must report each donor through which the contribution passed, including the name and address of the donor, and whether the contribution was based on in part, by the contributor's check, or by the donor's check. If the donor exercises discretion and control over the contribution, the itemized contribution must also be attributed to the contribution limitations of the donor.

**Checks Returned Due to Insufficient Funds.** If a contributor's check is returned to the political committee due to insufficient funds and the receipt of the check was previously reported, the political committee must report the return under the appropriate category of receipts as a negative entry and net out the amount of the check from the total for that category. If the original receipt of the check was reported on Schedule A, the return of the check must also be reported as a negative entry on Schedule A. If the receipt of the check was never reported, the return of the check should not be reported.

**Check Returned to the Contributor.** A contribution may be returned to the contributor in one of two ways:

(1) The original check is returned uncashed. If the contribution was reported, the return should be reported as a negative entry on Schedule B and the amount of the contribution returned subtracted from the disbursements total on the line of the Detailed Summary Page that it was reported on.

(2) The original check is not returned and the return is made by a check from the recipient of the contribution. Such a transaction should be reported as a receipt on Schedule A for the appropriate line of the Detailed Summary Page. This procedure is applicable regardless of whether the amount returned is the full or only a partial refund of the contribution or whether the contribution was previously reported.

**Best Efforts.** When the treasurer of a political committee shows that best efforts have been used to obtain, maintain and submit the information required, the committee shall be considered in compliance with the AC.

With regard to reporting the independent of each person whose contribution(s) to the committee and its affiliated committees aggregate in excess of \$200 in a calendar year, the treasurer will not be deemed to have exercised best efforts to obtain the required information unless he or she has made at least one effort to solicit such information either by written request or (ii) has requested documentation in writing to obtain the information from the contributor. The effort shall consist of a best effort request for the information (i.e., name, mailing address, occupation, name of employer) which informs the contributor that the reporting of the information is required by law.

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SCHEDULE B-P

Federal Election Commission  
999 E Street, N.W.  
Washington, D.C. 20463

ITEMIZED DISBURSEMENTS

NAME OF COMMITTEE OR CANDIDATE  
PEROT PETITION COMMITTEE

Any information obtained from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.		DATE (MONTH, DAY, YEAR)	AMOUNT OF EACH DISBURSEMENT THIS PERIOD
NAME, ADDRESS, CITY, STATE, ZIP CODE ROSE BUDS, INC. 84 8th AVE. DALLAS, TX 89145	PURPOSE OF DISBURSEMENT RENT EXPENSE  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	4/30/92	\$200.00  IN-KIND
NAME, ADDRESS, CITY, STATE, ZIP CODE BILL THORTON 2625 WILLOWBEND CT. DALLAS, TX 56213	PURPOSE OF DISBURSEMENT ADVERTISING  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	4/18/92	\$252.25  IN-KIND
NAME, ADDRESS, CITY, STATE, ZIP CODE KINKO'S 1010 SOUTH 23RD ST. DALLAS, TX 56213	PURPOSE OF DISBURSEMENT PRINTING  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)	4/19/92	\$201.23
NAME, ADDRESS, CITY, STATE, ZIP CODE	PURPOSE OF DISBURSEMENT  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
NAME, ADDRESS, CITY, STATE, ZIP CODE	PURPOSE OF DISBURSEMENT  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
NAME, ADDRESS, CITY, STATE, ZIP CODE	PURPOSE OF DISBURSEMENT  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
NAME, ADDRESS, CITY, STATE, ZIP CODE	PURPOSE OF DISBURSEMENT  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
NAME, ADDRESS, CITY, STATE, ZIP CODE	PURPOSE OF DISBURSEMENT  DISBURSEMENT FOR: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
SUBTOTAL OF DISBURSEMENTS THIS PAGE (addition)			\$653.48
TOTAL THIS PERIOD (last page this line number only)			

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Line Number 19,  
p. 25  
Operating  
Expenditures.

SCHEDULE B

ITEMIZED DISBURSEMENTS  
(Operating Expenditures)

Page 1 of 1 for  
Line 190000  
Total amount of disbursements for this  
category of the previous  
summary page.

Any disbursement listed both with Purpose and Description may be an end or used by any person for the purpose of covering disbursements or for  
charitable purposes other than using the name and address of any individual mentioned in this schedule from such disbursements.

Name of Commission or Party:  
**Fund for a Better Government C00000001**

A. Payee Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date Disbursed (day, month, year)	Amount of Disbursement (This Period)
<b>Parsons Real Estate 1177 Grant Street City, State 00000</b>	<b>RENT</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	4/15/80	\$ 400.00
<b>Acme Business Supplies 3557 Bishop Boulevard City, State 00000</b>	<b>office equipment</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	4/20/80	\$ 281.00
<b>Star Stationery 149C Fern Avenue City, State 00000</b>	<b>office supplies</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/11/80	\$ 225.00
<b>Davis Printing 1976 Commercial Road City, State 00000</b>	<b>printer</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/21/80	\$ 321.50
<b>Davis Printing 188.75 of \$321.50 allocated as in-kind contribution; See Schedule B 401 LINE 211</b>	<b>in-kind contribution to Davis Printing</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/21/80	188.75
<b>U.S. Postmaster Post Office Building City, State 00000</b>	<b>POSTAGE</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/25/80 5/27/80	\$ 121.43 \$ 104.55
<b>Banker's Card City Bank City, State 00000</b>	<b>face value</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/26/80	\$ 267.90
<b>MEI Corporation 3746 Wilson Avenue City, State 00000</b>	<b>REPRODUCTION EQUIPMENT OFFICE SUPPLIES</b> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	5/23/80	\$ 267.90
<b>John A. Adams (contribution) 1212 Connecticut Road City, State 00000</b>	<b>LUNCH FOR COMMITTEE</b> <del>REPRODUCTION EQUIPMENT</del> Disbursement to: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	6/28/80	\$ 254.10
<b>SUBTOTAL of Disbursements This Page (column 1) .....</b>			
<b>TOTAL This Period (add this line number only) .....</b>			<b>\$1,869.38</b>

S250/S225 Debt  
Repayments.

In-Kind Contribu-  
tion

\$82.75 Negative  
Entry.

Memo Entry

In-Kind Contribu-  
tion.

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## INSTRUCTIONS FOR PREPARING SCHEDULE B

The Detailed Summary Page is broken down into various categories of disbursements. Use Schedule B to list each disbursement required to be itemized. DO NOT combine more than one category of disbursements on the same Schedule B. Instead, use a separate Schedule B for each category of disbursements. The line number of the Detailed Summary Page to which each Schedule B pertains should be identified in the upper right corner of each Schedule. In addition, the committee's full name must be entered in the appropriate block.

For each disbursement required to be itemized during the reporting period, the political committee must provide the full name, mailing address, date, amount, and purpose of the disbursement.

The term "purpose" means a brief statement or description of why the disbursement was made. Examples of adequate descriptions include the following: dinner expenses, media, salary, polling, travel, party fees, phone banks, travel expenses, travel expense reimbursement, and catering costs. However, statements or descriptions such as "advance," "election day expenses," "other expenses," "expense reimbursement," "miscellaneous," "outside services," "get-out-the-vote," and "voter registration," would not meet the requirement for reporting the purpose of an expenditure. If the disbursement is a "loan repayment," "contribution refund," or other similar category of disbursement (other than an operating expenditure), the name of the category of disbursement (i.e., "loan repayment," etc.) is sufficient to meet the requirement for reporting the purpose of an expenditure.

For disbursements that are contributions to Federal candidates, or authorized committees, the committee must include under "Purpose of Disbursement" the name of the

candidate and office sought (including State and congressional district, where applicable) and the aggregate year-to-date total of contributions made to that candidate or committee in the purpose of disbursement box.

For each contribution to a Federal candidate or authorized committee indicate in the election check-off box the election for which the contribution was made. Contributions to a candidate or authorized committee which are not designated by the contributor for a specific election must be counted toward the contributor's limitation for the next election after the contribution is made. Contributions may be made for a past election only to the extent that the recipient has net debts outstanding from that particular election. In the event the contribution was made for an election prior to the current election cycle, the "Other" box must be checked and the type of election specified (e.g., "General 1985," "Primary 1985"). The election check-off boxes provided for each itemized entry on Schedule B should not be used when itemizing operating expenditures.

The "Total This Period" amount (the last line on Schedule B) must be added to all other disbursements for that category which are not itemized and carried forward to Column A of the corresponding line of the Detailed Summary Page.

### CONTRIBUTIONS IN-KIND RECEIVED

Contributions in-kind received by the committee which are itemized on Schedule A must also be itemized as an operating expenditure on Schedule B. In addition, in the "Purpose of Disbursement" box include the notation "Contribution in-Kind," and the nature of the expenditure (e.g., consulting, polling, etc.).

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LOANS

by Committee

Use separate  
schedules for  
each category  
of the bonded  
summary page

PAGE

Of 1106-10001

LINE NUMBER

NAME OF COMMITTEE (on Form)

Rep. Pender Committee

NAME OF LOAN SOURCE (OR RECIPIENT) Randy Brown		ORIGINAL AMOUNT OF LOAN \$1,000.00	CUMULATIVE PAYMENT TO DATE	BALANCE OUTSTANDING \$1,000.00
ADDRESS (Number and Street) 8429 Jarvis				
CITY, STATE, ZIP CODE Ft. Worth, TX 76113		TYPE OF ELECTION <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify)		
TERMS	DATE INCURRED 04-01-92	DATE DUE 11-01-92	INTEREST RATE (% APR) 7%	SECURED <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

LIST ALL ENDORSERS OR GUARANTORS (if any)

• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING
• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING
• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING

NAME OF LOAN SOURCE (OR RECIPIENT)		ORIGINAL AMOUNT OF LOAN	CUMULATIVE PAYMENT TO DATE	BALANCE OUTSTANDING
ADDRESS (Number and Street)				
CITY, STATE, ZIP CODE		TYPE OF ELECTION <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
TERMS	DATE INCURRED	DATE DUE	INTEREST RATE (% APR)	SECURED <input type="checkbox"/> Yes <input type="checkbox"/> No

LIST ALL ENDORSERS OR GUARANTORS (if any)

• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING
• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING
• NAME	ADDRESS (Number and Street)	CITY, STATE, ZIP CODE
NAME OF EMPLOYER	OCCUPATION	AMT. OUTSTANDING

Carry outstanding balance only to line 3, Schedule D-P, for this line. If no Schedule D-P, carry forward to appropriate line of Summary.	ORIGINAL AMOUNT OF LOAN	CUMULATIVE PAYMENT TO DATE	BALANCE OUTSTANDING
SUBTOTALS THIS PERIOD THIS PAGE (optional) .....			\$1,000.00
TOTALS THIS PERIOD (last page in this line only) .....			

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DEBTS AND OBLIGATIONS  
 EXCLUDING LOANS

Use separate  
 schedule for  
 each category  
 of the debted  
 summary page

NAME OF COMMITTEE (or Full)	OUTSTANDING BALANCE BEGINNING THIS PERIOD	DATE AND AMOUNT INCURRED THIS PERIOD	PAYMENT THIS PERIOD	OUTSTAND- ING BALANCE CLOSE OF THIS PERIOD
Perot Petition Committee				
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor:  Dotty Ferguson 2930 Wagonwheel Jacksonville, MS 42013	04-01-92  \$250.00			\$250.00
Nature of Debt (Purpose): DEPOSIT TO OPEN BANK ACCOUNT				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor:				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor:				
Nature of Debt (Purpose):				
G. Full Name, Mailing Address and Zip Code of Debtor or Creditor:				
Nature of Debt (Purpose):				
H. Full Name, Mailing Address and Zip Code of Debtor or Creditor:				
Nature of Debt (Purpose):				
1) SUBTOTALS (This Period This Page (Optional))				\$250.00
2) TOTAL (This Period (last page this line only))				
3) TOTAL OUTSTANDING LOANS (from Schedule C-P (last page only))				
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)				

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**Answers to Commonly Asked Questions**

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April 1992

## FEC Guidelines -- Contributions

It is crucial that everyone involved in collecting, processing, and soliciting campaign contributions understand the basics of the Federal Election Commission (FEC) rules on contributions. This memorandum, in question and answer format, provides an overview of these rules. Other memoranda on other guidelines will follow.

Q. Let me start with a simple question. What is a contribution?

A. The federal election law broadly defines a contribution to include not only money, but also "anything of value" that is given to the Committee. This includes a loan to the Committee -- even the guarantee of someone else's loan. It also includes all goods and services that are given to the Committee -- "In-kind" contributions. Generally, anything the Committee receives from any source is going to be a contribution to the Committee, unless we pay full market value for it.

Q. Are there any exceptions to this rule?

A. Of course. That's what makes the law complicated. For instance, the law exempts from the definition of contribution the value of services provided by individuals who volunteer their time to the Perot Petition Committee. (Be careful! Volunteers may not be paid by their employers or any other person for the time they spend working for the Committee -- otherwise, their time is considered to be a "contribution" by those employers.)

Also, a volunteer may provide the use of his residence to the Committee for a fundraiser without it being a contribution, and may even spend up to \$1,000 on the cost of invitations, food, and beverages for a fundraising party in his residence. This is not a contribution.

A volunteer may spend up to \$1,000 of his own money on personal transportation expenses related to his volunteer activity, and may pay his own subsistence expenses while he works as a volunteer. None of these are contributions.

Q. O.K. What about limits?

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A. The basic rule is this: **NO PERSON CAN GIVE MORE THAN \$1,000 TO THE PEROT PETITION COMMITTEE.** Ever. This includes all contributions made by the person -- both money and "In-kind."

Q. Can a husband and wife each give \$1,000?

A. Sure -- they are two separate people.

Q. Can they give \$2,000 from a single bank account?

A. Yes -- as long as it is clear that the contribution is from both of them.

Q. Can they make the contribution in a single check?

A. Yes. Again, as long as they indicate either on the check or in an accompanying document that the contribution is from both of them.

Q. What about their kids -- each one can give \$1,000, right?

A. Maybe. A minor (a child under 18) can make a contribution only if the funds are owned or controlled exclusively by the child (for instance, if the child works and has his own income, or if he earns income from a trust in his name or has his own savings account) and only if the decision to contribute is made knowingly and voluntarily by the child. Of course, the law doesn't allow parents to give money to their children simply so the children have their "own" money to contribute. That's an obvious sham.

Q. What you're saying sounds a little legalistic. How do I know whether or not I can accept the contribution?

A. Use your judgment and explain the rules to the contributor. But you do see the problem. A married man with three kids can't just write a \$5,000 check to the Perot Petition Committee and tell us to attribute \$1,000 each to him, his wife, his 13-year-old, his 5-year-old, and his new baby. While the 13-year-old probably could make a "knowing" decision to give us a \$1,000 from the money he is earning mowing lawns, the Federal Election Commission would have a hard time believing a 5-year-old can "knowingly" and "voluntarily" dip into his trust fund for Ross Perot!

If you're uncertain about whether to accept a contribution from a minor, call the headquarters for clarification.

Q. Are you sure that a person can't contribute more than \$1,000 to us?

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- A. Positive.
- Q. I've heard that independent expenditures are a great way to evade the \$1,000 limit.
- A. Well, you probably heard it from someone who doesn't know a great deal about independent expenditures. That's such a tangle we've written a whole separate dialog on it. Read it.
- Q. So, let me state a simple rule: We can take a contribution from any person, so long as it is not in excess of \$1,000, right?
- A. Yes, almost. A "foreign national" can't make a contribution to the Committee. That means anyone who is not a U.S. citizen or not lawfully admitted for permanent residence in the U.S.
- Q. All right. What other rules do you have?
- A. There are still a number of important rules. The most important is this: **NEVER, EVER, ACCEPT A CONTRIBUTION FROM A CORPORATION OR UNION.**
- Q. Why is a contribution from a corporation or union such a big deal?
- A. Well, everyone can get in trouble for this. Corporations and unions are totally prohibited from making campaign contributions in any amount.
- This applies as much to a doctor who forms a one-man personal corporation as it does to a large corporation. Do not take a contribution check that is drawn on any kind of corporate account. Do not accept free goods from businesses. Do not even let a corporation charge the Perot Petition Committee less than it charges its other customers for any goods or services.
- Q. Why can't my brother, who owns a printing shop, give us a break on what he charges us for printing some Perot brochures? He just wants to help out.
- A. That's exactly the point. Corporations can't "help out." If your brother's printing shop is incorporated -- and most business are -- he can't charge us less than he charges all his other customers for doing comparable work. If he does, he is making a prohibited corporate contribution in the amount of the difference between his usual price and his discounted price to us.

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Q. You mean we can't take advantage of discounts from any business?

A. That's not what I said. We can't take advantage of discounts just for us. If a business offers discounts to all of its customers -- political or non-political -- then we can enjoy the discount as well. We just have to pay the "usual and normal" charge for anything we buy. If that business usually gives, say, a discount for bulk purchases, it's fine for us to get that same discount. The bottom line is this: A business has to treat us the same way it treats all of its other customers. It can't treat us any better. And, of course, we don't want it to treat us any worse.

Q. Can we use office space in a corporation?

A. Sure, as long as we pay fair market value for rental of the space.

Q. What about credit? Can the Committee buy something and pay in 90 days?

A. Same rule. It's okay as long as the extension of credit to the Perot Petition Committee is in the ordinary course of the corporation's business. In other words, they must extend credit to their other customers on substantially the same terms (i.e., amount and length of credit, interest rates, etc.) as they extend to us. Any credit given to us beyond the normal business practice is a contribution. That's prohibited.

Q. This is getting pretty long. Any other rules?

A. Let me mention one quick point about cash contributions. As a general rule, don't take them. First of all, they are illegal if in excess of \$100. Second, for cash contributions over \$50, you must have the name and address of the contributor or else you have to return it. Whenever you can, get a check. Of course, if you're selling refreshments at a reception for \$1.25, cash is more practical.

Q. That's interesting. You mean if we sell refreshments, the money we receive is considered to be a contribution?

A. Yes. Or if we sell buttons or any other fundraising item, it's a contribution in the full amount paid. The same is true if we charge money to attend a dinner or concert or reception.

Q. Well now, how do I keep records on all this? Don't we need disclosure information from each contributor? Do I have to get the name and address of everyone who buys a button?

A. Not unless they buy a lot of them. Remember, small cash contributions are fine, although we should always attempt to get the name and address of anyone who

makes a contribution. Over \$50, we must have the name and address of any cash contributor. In general, we need the name, home address, occupation, and name of employer for any contributor who gives over \$200 to the Committee.

- Q. You have practically bored me to tears with all these rules and restrictions and limitations. How am I going to remember all this?
- A. Use your common sense. For most contributions you will come across, the rules are quite straightforward. There is one simple, fail-safe rule. Get the contribution (up to \$1,000) in the form of a personal check, signed by the account holder. Following that rule will eliminate 99% of your questions!
- Q. What about the other one percent?
- A. That's what lawyers are for. Call Mark Sinclair, John Harper or Tracey Thorburn at the Committee headquarters -- 214-788-3043 -- and they will get an answer from the Committee's lawyers.

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## FEC Guidelines -- Independent Expenditures

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- Q. I've heard that independent expenditures are a great way to evade the \$1,000 contribution limit. That's right isn't it?
- A. Well, that's not the way I would put it. There are essentially two ways a person can support a candidate's election. The person can give money or anything else of value to the candidate for the candidate to use as the candidate sees fit. That's called a contribution and is limited to \$1,000. Or the person can go out and spend money on his own, independently urging voters to support his candidate. That's called an independent expenditure, and there is no limit on how much money a person can spend that way.
- Q. Then I can just tell someone what the Perot Petition Committee wants to do, and then have them go do it without being restricted to a \$1,000 limit?
- A. No. Remember: We are talking about independent expenditures. That means the money spent by the individual must be totally independent of the Perot Petition Committee. There can be no consultation between anyone who works for the Perot Petition Committee and the spender. There can be no cooperation. There can be no guidance. There can even be no encouragement. None.
- Q. What if there is?
- A. If there is any coordination -- direct or indirect -- between the Perot Petition Committee and the so-called "independent" spender, the expenditure is automatically converted into a contribution to the Committee. If the expenditure was over \$1,000, the spender has broken the law because he has made a contribution in excess of the limits. And, if we accept such a contribution, the Committee will break the law -- we must avoid that!
- Q. What do you mean by "any coordination -- direct or indirect?"
- A. The Federal Election Commission has said that an independent expenditure cannot be made "with the cooperation or prior consent of" the candidate, "in consultation with" the candidate or "at the request or suggestion of" the candidate or any agent of the candidate. That's very broad and essentially means we can have nothing to do with any independent expenditures made on behalf of the Perot Petition Committee.
- Q. What if someone wants to make an independent expenditure for us, and I just tell him how we plan to spend our money, but don't say anything about how he should

spend his money. He then spends it the way he wants. That's an independent expenditure, right?

A. Wrong. The Commission presumes there is coordination if the expenditure is "based on information about the candidate's plans, projects, or needs provided to the expending person by the candidate... (or his agent) with a view toward having an expenditure made." So you can't do what you suggested.

Q. Well, what if I tell my eager spender who our media consultants are, and he "independently" spends his money through the same consultants. That's an independent expenditure, right?

A. Wrong again. The Commission has further said that it will presume there is coordination if the expenditure has been "made by or through" any person who is, or has been:

1. An officer of the candidate's Committee
2. Authorized to raise or spend funds by the Committee
3. Receiving any compensation or reimbursement from the Committee.

So you can't tell your spender to use the Committee's media consultant.

Q. I've got another idea. What if my independent spender wants just to reproduce and distribute material prepared by the Perot Petition Committee?

A. Sorry. That too is going to be considered a contribution by the spender to the Committee. It's subject to the \$1,000 limit.

Q. Well, what do I tell my eager spender?

A. Frankly, not much. If someone wants to discuss with you the idea of making independent expenditures, the best rule is: don't. The more you talk to them, the greater risk both we and they run of inadvertently coordinating, and thus violating the law. About all that you can safely do is offer to give your spender a copy of the FEC guidelines on independent expenditures.

Q. You've been pretty discouraging about all this. Is it really this bleak?

A. I hate to rain on your parade but a lot of people have a mistaken impression about independent expenditures. They are not a big loophole that a campaign can exploit to get around the contribution limits. Rather, we have to be very careful to maintain

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our distance from, and our absolute independence of, anyone who is, or who is planning to, make such expenditures for the Perot Petition Committee.

Q. What if I have a question about independent expenditures?

A. Call us. If we don't know, I will refer your question to the Committee's lawyers.

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Q. What about just the cancelled check itself?

A. We really should try to have something more than just the check. But at a bare minimum, the cancelled check alone will do as long as the check itself states the purpose of the disbursement.

Q. It sounds like I should always write the purpose of the disbursement on every check. That will provide some protection for us?

A. Absolutely. It just makes good sense to put the purpose on every check.

Q. Do these rules apply to all disbursements no matter what their size?

A. We will be reporting all expenditures to the Federal Election Committee. Therefore, we still need the cancelled check that states who the payment was to, the amount, the date, and the purpose of the payment.

Q. What if I pay by cash rather than by check?

A. Don't. Unless it is under \$100 and you get the money from a petty cash fund. Otherwise, all disbursements by the Committee MUST be paid by a check drawn on our bank account.

Q. But can we make small payments out of petty cash?

A. Sure. As long as it's under \$100. For those, we still need a written record disclosing who the money was paid to, the amount, the date, and the purpose of the payment.

Q. What about travel advances?

A. If it is under \$500, it can be reported as a disbursement to the person receiving the advance (as long as that person is the one who is going to be using the money). But if it's over \$500, we have to report it as a disbursement to the ultimate vendor -- the airline, the hotel, the restaurant, etc.

Q. When you say we have to report the "purpose" of the expenditure, what do you mean? Can I just say, for instance, that it was for "materials"?

A. No. You have to describe a little more specifically what you used the money for, but you don't have to be exhaustive. Just describe the good or services you bought. A standard list of descriptions for disbursements is enclosed.

## FEC Guidelines -- Documentation for Disbursements

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- Q. I've heard that the law requires us to keep a lot of paperwork whenever we go out to buy something for the Committee. Is that right?
- A. Well, some paperwork. And it's very important that you do it.
- Q. What's a "proper" disbursement purpose?
- A. It's a pretty liberal standard. It just means that we have to spend our money on Committee-related activities. Any lawful expenditure by the Perot Petition Committee "in connection with" the campaign for nomination qualifies.
- Q. So that's what we have to show?
- A. Exactly. We have to be able to document what we have spent and what it was spent for.
- Q. That sounds fair enough. How do we do it?
- A. The bottom line is this. For every disbursement made by the Perot Petition Committee -- that means every disbursement you make -- we need some written record of who it was to (name and address), how much it was for, what the purpose of the expenditure was, and the date.
- Q. This is starting to sound burdensome.
- A. Not really. There are a number of ways to do this. The best thing to do is to get a receipt or bill from the payee or vendor that states the purpose of the disbursement.
- Q. What if I can't?
- A. Well, the next best thing is to keep our cancelled check that was used to pay the bill and a copy of the invoice itself, as long as it states what the payment is for.
- Q. What if I don't have a bill or invoice?
- A. Well, you can also just keep the cancelled check as long as you have some other documentation that shows the purpose of the expenditure -- a voucher or even a memo to the files that you wrote at the same time as the check.

Q. What happens to all these records? How long do I have to keep them?

A. Eventually all of our records -- bank records, vouchers, receipts, bills, ledgers, and so forth -- will be collected and made available to the FEC. We have to keep all this material for a least three years. That's one reason we have asked for copies of all support to be sent to headquarters.

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**Standard Disbursement Descriptions**

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FEROT PETITION COMMITTEE  
STANDARD DISBURSEMENT DESCRIPTIONS  
SCHEDULE B-P

	Meeting Expense
Air Travel	Notary
Auto/Van Rental	Office Supplies
Bank Charges	Parking
Bus Charter	Payroll
Computer Services	Payroll Taxes
Construction/Installation	Per Diem
Consulting	Personnel
Contract Labor	Petty Cash
Contribution Refund	Phone Bank
Custodial Services	Postage
Delivery	Printing
Direct Mail	Promotional Materials
Event Expense	Reimbursement — Travel
Filing Fees	Rent
Food for Volunteers	Repairs and Maintenance
Furniture/Equipment Lease	Research Expense
Furniture/Equipment Purchase	Software
Insurance	Subscriptions/Publications
Lists	Telephone Expenses
Lodging	Transfer of Funds
Media Placement	Utilities
Media Production	Void Check (EX.XXX)

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PEROT PETITION COMMITTEE  
STANDARD DISBURSEMENT DESCRIPTIONS  
IN-KIND  
SCHEDULE B-P

In-kind -- Billboards/other advertising

In-kind -- Copy machines, telephones, furniture or equipment

In-kind -- Office Space

In-kind -- Postage and office supplies

In-kind -- services (describe)

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Blank Schedules

PLEASE XEROX BEFORE USING

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SCHEDULE A

ITEMIZED RECEIPTS

Any information obtained from such Receipts and Statements may not be sold or used by any person for the purpose of soliciting contributions or for similar purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

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A. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
B. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
C. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Aggregate Year-to-Date > \$		

SUBTOTAL of Receipts This Page (optional) .....

TOTAL This Period (last page this line number only) .....

**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Use separate schedules for each category of the Unexpended Summary Page

PAGE 1 OF 1  
FOR LINE NUMBER

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for campaign purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (in Full)

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)		
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SUBTOTAL of Disbursements This Page (optional) .....

TOTAL This Period (last page this line number only) .....

Volunteer Form

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April 1992

To: Volunteers for \_\_\_\_\_

From:

Federal Election Law Rules

The Perot Petition Committee greatly appreciates the time and effort you are contributing as a volunteer working for the Perot Petition Committee. This memo is intended to inform you of one important requirement of the federal campaign finance laws related to volunteers.

As you probably know, federal law limits the amount of money or anything of value that an individual can contribute to a political campaign. But the law expressly exempts the value of a volunteer's services from the contribution limit. Thus, you are free (and we hope you will continue) to volunteer as much of your time as you can to the Campaign without becoming subject to the law's limitation.

You should know, however, that the law prohibits the payment by anyone of compensation to a "volunteer" for the purpose of allowing the person to work for a political campaign. Simply put, you are free to volunteer your services on your own time, but you may not be paid by someone else for the time you spend working for a political campaign. That would not be volunteering. It would be a paid job. And, under the law, the person paying for the time you work for the Campaign would be considered to be making a contribution. We would need to know about that.

If you have any questions, please contact me through the Committee office:

\_\_\_\_\_. We are asking that you sign the bottom of this memorandum and return it to me so that we know you have received, read, and understand the rules relating to your volunteer service. Thank you.

I have read the foregoing rules relating to my volunteer services for the Perot Petition Committee and I am in compliance with them.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

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## MEMORANDUM

TO: Perot Petition Committee Personnel, Volunteers and State Coordinators

FROM: Perot Petition Committee (PPC)  
Mike Poss  
Clay Mulford

DATE: June 10, 1992

**REMEMBER:** Every expenditure made must be drawn on an "authorized" bank account -- that means an account that the FEC has been advised we use via a formal filing. A list of authorized accounts is attached. If you are aware of an account that is not on the list, notify us immediately. Records of disbursements must be kept (showing address of payee, purpose, date and amount). The easiest method is to retain cancelled checks.

**REMEMBER:** Every contribution must be deposited to an authorized bank account or returned within 10 days of receipt. You must also confirm you have all the information you need (name, amount, address, and if over \$200, occupation and employer) and that the contribution is legal (not over \$1,000 in the aggregate, not from a corporation, not from government contractor or foreign national). Any information not known about a legal contribution (usually employer and occupation for contributions over \$200) must be requested.

Compliance is imperative, both to avoid very substantial fines (between \$5,000 and \$25,000 per occurrence -- each time a deposit is not made or expenditure is not drawn on an authorized account) as well as civil and criminal penalties. In addition, violations (which amount to illegal activity) could damage Mr. Perot's reputation for integrity. **COMPLIANCE IS NOT OPTIONAL.** All transactions need to go through authorized bank accounts and be reported as political contributions and expenditures.

#### T-SHIRTS, ETC...

We understand some groups sell campaign merchandise to fund volunteer efforts. Because you are dealing with a t-shirt or a button doesn't exempt you from FEC law. Purchases from merchandise vendors (t-shirts, buttons, bumper stickers, etc.) must be by checks drawn on authorized bank accounts. If there is not enough money in the authorized bank account to purchase the merchandise, contact Mike Poss, Treasurer, at PPC headquarters.

All proceeds (not just "profits") from campaign merchandise sales (including t-shirts, buttons and anything else sold) by persons or groups operating or affiliated with us are "political contributions" and must be deposited into an authorized account and reported as a contribution. Even though the button you sell for \$2.00 costs a dollar, the amount of the contribution is \$2.00 (not \$1.00). Most of these receipts will probably be anonymous cash contributions less than

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\$50.00, for which you need only keep records of the date and amount received (eg. "15 anonymous cash contributions of \$20.00 and five of \$5.00 on July 2") with a record of the bank deposit.

**Example:** If someone orders t-shirts for \$200 and sells them for \$300, pays \$200 to the vendor and \$100 to the campaign, he has broken the law. The \$200 paid to the vendor was not from an authorized account and only \$100 of the \$300 in contributions were deposited into an authorized account. This one set of transactions alone would result in a fine of \$20,000. And if the person put the \$100 cash "profit" in a coffee can at a campaign office for future expenditures (instead of making a deposit), the fine would increase to \$30,000. (Note that the person could have made an in kind contribution of the t-shirts to the campaign, in which case contributions would total \$500 - but the \$300 still needs to be deposited to an authorized account.)

**Independent Activities:** If persons are operating independently of the PPC (this means independently of Dallas and of any state organization connected in any way to the PPC), then they may sell merchandise in any way they please. To be operating independently, the person must have no contact with us and must not operate in concert with us. If an individual undertook the activity in the example on his own, without our knowledge and consent, and then made a contribution of \$100 profit to the campaign, there is no violation (provided the campaign deposited the \$100 into an authorized account within 10 days and properly recorded the person's name, etc.). The individual could have federal reporting requirements of his own, however, depending on circumstances, and contributions from the person would be subject to a \$1,000 maximum.

**ANY PERSON OR GROUP FAILING TO FOLLOW THE REQUIREMENTS OUTLINED ABOVE OR IN THE CAMPAIGN GUIDELINES SENT APRIL 7, 1992 (ATTACHED), MUST AND WILL BE SEPARATED FROM CONTACT WITH THE PPC. FURTHER INVOLVEMENT WITH THAT PERSON OR GROUP WILL BE PROHIBITED.**

RCM/ss

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## AUTHORIZED BANK ACCOUNTS

<u>Name</u>	<u>Date Authorized</u>
First Alabama Bank P.O. Box 511 Montgomery, AL 36134	4/17
First National Bank of Anchorage P.O. Box 100720 Fairbanks, AK 99707	6/10
Bank of America 6080 East Thomas Road Scottsdale, AZ 85251	4/17
Valley National Bank of Arizona 728 W. Ajo Way P.O. Box 7577 Tucson, AZ 85713	6/10
Bank of Fayetteville One South Block Street Fayetteville, AR 72701	6/10
First National Bank of Fort Smith 602 Garrison Avenue Fort Smith, AR 72901	6/10
First Interstate Bank of California 1 Civic Plaza, Suite 200 Newport Beach, CA 92660	4/17
Women's Bank 821 17th Street P.O. Box 8779 Denver, CO 80201	4/17
Fleet Bank 4707 Main Street Bridgeport, CT	5/13
Delaware Trust Company 101 Lockerman St. Dover, DE 19901	6/10

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Industrial Bank of Washington 4812 Georgia Avenue, N.W. Washington, D.C. 20004	5/13
Barnett Bank of Tallahassee Main Office 315 South Calhoun Street Tallahassee, FL	5/13
Barnett Bank of Broward County, N.A. 2929 East Commercial Blvd. Ft. Lauderdale, FL 33308	5/13
Barnett Bank of Northwest Florida 189 Northeast Eglin Parkway Ft. Walton Beach, FL 32548	5/13
Barnett Bank of South Florida, N.A. 1414 Alton Road Miami, FL 33139	5/13
Barnett Bank of Pinellas County One Progress Plaza St. Petersburg, FL 33701	5/13
Barnett Bank of Jacksonville, N.A. 10455 San Jose Blvd. Jacksonville, FL 32257	6/10
Barnett Bank of Naples 385 14th Avenue South Naples, FL 33940	6/10
Barnett Bank of Palm Beach County 1224 U.S. Highway One North Palm Beach, FL	6/10
Barnett Bank of Central Florida 105 East Robinson Street #100 Orlando, FL 32801	6/10
Bank of the South, N.A. 135 Perimeter Center West Atlanta, GA 30346	4/17

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First American Bank 30. College Avenue Athens, GA 30601	6/10
Wachovia Bank of Georgia, N.A. Mulberry St. at Third Macon, GA 31202	6/10
Wachovia Bank 6301 Abercorn Street Savannah, GA 31405	6/10
Pioneer Federal Savings Bank of Hawaii 900 Fort St. Honolulu, HI 96813	6/10
Key Bank of Idaho, Capital Center Office 702 West Idaho St. P.O. Box 2800 Boise, ID 83702	6/10
First of America Bank - Northwest Illinois 325 N. Milwaukee Street Libertyville, IL 60048	6/10
Bank One 111 Monument Circle Indianapolis, IN 45277	5/13
Brenton Bank, N.A. 2840 Ingersoll Avenue Des Moines, IA 50312	6/10
Metcalf State Bank P.O. Box 4249 Overland Park, KS 66204	5/13
Citizens Fidelity Bank & Trust Company 1250 Bardstown Road Louisville, KY 40204-1333	5/13
Premier Bank 3554 South Sherwood Forest Blvd. P.O. Box 3399 Baton Rouge, LA 70821-3399	4/17

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Peoples Heritage Bank  
299 Elm Street  
Biddeford, ME 04005 4/17

Annapolis Bank and Trust  
921 Bay Ridge Avenue  
Annapolis, MD 21403 4/17

Bay Bank Boston, N.A.  
5 Tremont Street  
Boston, MA 02108 4/17

National Bank of Detroit  
Branch #135  
2410 West Road  
Trenton, MI 48183 4/17

Norwest Bank Minnesota  
55 East Fifth Street  
St. Paul, MN 55101 5/13

Trustmark National Bank  
P.O. Box 291  
Jackson, MS 39205 6/10

Commerce Bank of Springfield  
1661 Boonville  
Springfield, MO 65801 6/10

First Citizens Bank  
P.O. Box 578  
Bozeman, MT 59715 5/13

Union Bank & Trust Company  
P.O. Box 6155  
3643 South 48th Street  
Lincoln, NE 68506 4/17

First Interstate Bank of Nevada  
California/Arlington Office  
490 California Avenue  
Reno, NV 89509 4/17

First Interstate Bank  
3433 South Maryland  
Las Vegas, NV 89109 5/13

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Cornerstone Bank P.O. Box 326 Derry, NH 03038	4/17
United Jersey Bank/Central N.A. 3140 Princeton Pike Lawrenceville, NJ 08648	5/13
Sunwest Bank of Santa Fe P.O. Box 5375 Santa Fe, NM: 87502-5375	4/17
United New Mexico Bank Zuni at San Mateo SE Albuquerque, NM: 87108	6/10
Mutual Building & Loan Association 510 South Main Las Cruces, NM 87108	6/10
Endicott Trust 89-91 Court St. Binghamton, NY 88001	6/10
FAB 114 Old Country Road Mineola, NY 11501	5/13
Chemical Bank 30 Rockefeller Plaza New York, NY 11501	5/13
Chemical Bank 1 East 41st Street New York, NY 10112	4/12
Key Bank 2 Brinkerhoff St. Plattsburgh, NY 12901	5/13
United Carolina Bank 310 East John Street Matthews, NC 28105	5/13

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North Carolina Nations Bank - North Hills Office 6/10  
P.O. Box 27287  
Raleigh, NC 27611

Bank Center One 5/13  
1101 East Interstate Ave.  
Bismarck, ND 58501

Bank One 5/13  
65 East State Street  
Columbus, OH 43271-0333

Boatmens Bank of Oldlahoma 5/13  
P.O. Box 25189  
120 N. Robinson  
Oklahoma City, OK 73215

Local America Bank 4/12  
P.O. Box 3499  
Tulsa, OK 74101

First Interstate Bank of Oregon 5/13  
1300 S.W. Fifth Ave.  
Portland, OR 97201

Mellon Bank 4/12  
22 Turner Lane  
West Goshen, PA 19382

Old Stone Bank 5/13  
86 S. Main Street  
Providence, RI 02903

South Carolina National Bank 6/10  
1401 Main Street  
Columbia, SC 29226

Peoples Federal Savings & Loan Association 5/13  
2200 Oak Street  
Myrtle Beach, SC 29577

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Norwest Bank 317 E. 4th Street Dell Rapids, SD 57022	6/10
American State Bank 7th & St. Joseph Street Rapid City, SD 57701	6/10
First American National Bank 3021 West End Avenue Nashville, TN 37203	5/13
First Security Bank of Utah, N.A. 230 S. Main Bountiful, UT 84010	4/12
Nations Bank of Virginia, N.A. 12th and Main Streets Richmond, VA 23219-3509	4/12
Chimenden Bank 2 Burlington Square Burlington, VT 05402	5/13
U.S. Bank of Washington Fourth & Battery Branch 2411 Fourth Ave. Seattle, WA 98101	5/13
Putname County Bank P.O. Box 308 Hurricane, WV 25526	5/13
Norwest Bank 735 W. Wisconsin Ave. Milwaukee, WI 53223	4/12
Mountain Plaza National Bank 4085 CY Avenue Casper, WY 82604	6/10

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PEROT PETITION COMMITTEE COORDINATORS'  
CONTRIBUTION AND EXPENDITURE GUIDELINES

CONTRIBUTIONS

1. Contributions made by corporations, labor organizations or banks are illegal and cannot be accepted. For example, a dentist who is a "PC" -- professional corporation -- cannot make a contribution drawn on his "PC" account, and the owner of an incorporated "mom and pop" grocery store may not use its business account to make contributions.
2. The prohibition against corporate contributions includes in-kind contributions such as the use of telephones, typewriters, office furniture, stamps, or copy machines owned by a corporation, labor organization, or bank.
3. You may use the facilities of a corporation, labor organization, or bank if you pay the normal and usual rental charge, and may use the space without charge if the corporation has a policy to allow such use free of charge, has done so before and provides the space on a non-partisan basis.
4. Contributions by Federal Government contractors or foreign nationals are illegal.
5. Individuals or partnerships may contribute, in the aggregate, a maximum of \$1,000. This applies to monetary and in-kind contributions (donations of goods and services) valued at market value.
6. Partnership contributions are allocated proportionately among partners -- reducing the amount they may contribute as individuals. For example, if a 3 person partnership gives the maximum \$1,000, these 3 partners are each limited to an additional maximum contribution of \$667 ( $[\$1,000 - (\$1,000 \text{ divided by } 3)]$ ).
7. Cash contributions over \$100 may not be accepted.
8. An individual may volunteer personal services to your organization without making a contribution as long as the individual is not compensated by anyone (including the volunteer's employer) for the services provided.
9. The entire amount paid to attend a fund raiser or to purchase a fund raising item is a contribution. For example, if a contributor spends \$20 to buy a campaign tee shirt that costs the campaign \$5, the contributor has made a \$20 contribution.
10. All advertisements (except buttons, bumper stickers and other small items) must state "authorized and paid for by Perot Petition Committee" (or identify whoever else has paid for the item).
11. Solicitations for contributions made in print, by television or radio, or by telephone must state "Contributions are not deductible as charitable contributions for Federal income tax purposes."

RECORDKEEPING

1. Records of contributions - including in-kind contributions - must be maintained identifying each contribution by amount, date of receipt, donor's full name and address, occupation and employer.
2. Contributions must be deposited into an authorized bank account (or retained) within 10 days of receipt. Maintain all bank records.
3. Records of small contributions (less than \$50 each) collected at a fund raiser (such as gate receipts and cash contributions) must include only the name of the event, the date of receipt and the total amount of contributions received on each day of the event.
4. An anonymous cash contribution may not exceed \$50 in the aggregate per individual.
5. Records for all expenditures, including purpose, date, amount, and payee name and address must be maintained.
6. A written record of petty cash disbursements must be kept if a petty cash fund is maintained. Payments from petty cash to one person for any one purchase or transaction may not exceed \$100.

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7. For single disbursements over \$200, your organization must also keep a receipt, invoice or cancelled check.
8. If any loans have been made (for example, to pay for phone lines in setting up your operation) contain Mike Poss, Perot Petition Committee Treasurer (214) 788-3030. (If the expenditure was not tied to a loan with an expectation of repayment from fund raising, it should be reflected in your records as an in-kind contribution valued at cost.)

### COMMONLY ASKED QUESTIONS

*Our organization wishes to set up a local petition office. My employer (a corporation) has offered to donate excess office space in our building. Can we accept his offer?*

No. The usage of office space either owned or leased by a corporation would be considered an in-kind contribution by a corporation and is prohibited under the Federal Election Laws. Your organization may enter into an agreement to lease this facility. The terms of any agreement must be commercially reasonable, including the rental charge.

*An individual has offered to donate several phone systems for use by our organization as a phone bank. May we accept this contribution?*

Yes, provided that this in-kind contribution by an individual does not exceed \$1,000 in value. Note that the equipment must be owned by this individual and not by any corporation, labor organization, or bank with which this individual is associated.

*We are planning an organizational meeting in a local hotel. How can we pay for this room?*

Several options are available for payment. It may be possible for the participants to contribute in small amounts (less than \$50 per person) to pay for the room. Although contributions less than \$50 collected at such events need not be individually recorded, such records are encouraged. Also, an individual may advance the amount from his or her personal funds, or make use of a personal credit card. This payment will be considered an in-kind contribution from that individual to the organization, however, subject to the \$1,000 limit until the individual is reimbursed by your organization. The advance must be recorded as a debt of your organization and as a contribution (until reimbursed). If an individual makes such an advance, please contact Mike Poss at the above number regarding the necessary paperwork. In all cases, a record of the expenditure must be retained.

*We wish to hold an organizational meeting and set up several locations where petitions will be available to the general public for signing. May we advertise the times and locations of these events?*

Yes, BUT any public political advertising that identifies the candidate must also clearly identify the name of the person that paid for the advertisement and indicate whether the advertisement was authorized by the Perot Petition Committee in Dallas. Any advertising that may be construed as a sollicitation for contributions also must include a disclaimer stating that contributions to your organization are not deductible as charitable contributions for Federal income tax purposes.

*My employer has agreed to allow me to work on the petition effort during regular business hours. Is this a contribution?*

No, provided that if you are paid on an hourly or salaried basis, the time taken by you to work on the petition effort is made up within a reasonable time or is bona fide vacation time. If you are paid on a commission or piecework basis and your time is your own, your work on the petition effort is not a contribution by your employer. Uncompensated personal services generally are not a contribution of the individual performing the service.

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MEMORANDUM

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TO: Perot Petition Committee Personnel, Volunteers and State Coordinators

FROM: Perot Petition Committee (PPC)  
Mike Poss  
Clay Mulford

DATE: June 29, 1992

SUBJECT: FEC REPORTING MATTERS

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Listed on the following pages are highlights of FEC rules on reporting and recordkeeping, along with several points we wish to emphasize, and a question and answer section.

If you have any questions regarding FEC rules, please contact:

John Harper	-	(214) 716-6454
Chris Wimpee	-	(214) 716-6452

We, once again, wish to emphasize the importance of compliance with these rules.

JH:bj

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PEROT PETITION COMMITTEE COORDINATORS'  
CONTRIBUTION AND EXPENDITURE GUIDELINES

CONTRIBUTIONS

1. Every contribution must be deposited into an authorized bank account or returned within 10 days of receipt.
2. Every disbursement must be drawn from an authorized bank account.
3. Contributions made by corporations, labor organizations or banks are illegal and cannot be accepted. For example, a dentist who is a "PC" -- professional corporation -- cannot make a contribution drawn on his "PC" account, and the owner of an incorporated "mom and pop" grocery store may not use its business account to make contributions.
4. The prohibition against corporate contributions includes in-kind contributions such as the use of telephones, typewriters, office furniture, stamps, or copy machines owned by a corporation, labor organization, or bank.
5. Corporate contributions should be returned within 10 days.
6. You may use the facilities of a corporation, labor organization, or bank if you pay the normal and usual rental charge, and may use the space without charge if the corporation has a policy to allow such use free of charge, has done so before and provides the space on a non-partisan basis.
7. Contributions by Federal Government contractors or foreign nationals are illegal.
8. Individuals or partnerships may contribute, in the aggregate, a maximum of \$1,000. This applies to monetary and in-kind contributions (donations of goods and services) valued at market value.
9. A volunteer may provide the use of his residence to the Committee for a fundraiser without it being a contribution and may even spend up to \$1,000 on the cost of invitations, food, and beverages for a fundraising party in his residence. This is not a contribution.

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10. A volunteer may spend up to \$1,000 of his own money on personal transportation expenses related to his volunteer activity and may pay his own subsistence expenses while he works as a volunteer. None of these are contributions.
  11. Partnership contributions are allocated proportionately among partners -- reducing the amount they may contribute as individuals. For example, if a 3 person partnership gives the maximum \$1,000, those 3 partners are each limited to an additional maximum contribution of \$667 ( $[(\$1,000 - (\$1,000 \text{ divided by } 3))]$ ).
  12. Contributions in excess of \$1,000 should be returned/refunded within 10 days.
  13. Cash contributions over \$100 may not be accepted.
  14. An individual may volunteer personal services to your organization without making a contribution as long as the individual is not compensated by anyone (including the volunteer's employer) for the services provided.
  15. A loan to the committee is considered a contribution until it is paid back.
  16. The entire amount paid to attend a fund raiser or to purchase a fund raising item is a contribution. For example, if a contributor spends \$20 to buy a campaign tee shirt that costs the campaign \$5, the contributor has made a \$20 contribution.
  17. All advertisements (except buttons, bumper stickers and other small items) must state "authorized and paid for by Perot Petition Committee" (or identify whoever else has paid for the item).
  18. Solicitations for contributions made in print, by television or radio, or by telephone must state "Contributions are not deductible as charitable contributions for Federal income tax purposes."

#### RECORD KEEPING

1. Records of contributions in excess of \$50 must be maintained identifying each contribution by amount, date of receipt, donor's full name and address. In addition, if the contribution is in excess of \$200 you must also have occupation and employer.

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2. Contributions must be deposited into an authorized bank account (or returned) within 10 days of receipt. Maintain all bank records.
  3. Records of small contributions (less than \$50 each) collected at a fund raiser (such as gate receipts and cash contributions) must include only the name of the event, the date of receipt and the total amount of contributions received on each day of the event.
  4. An anonymous cash contribution may not exceed \$50 in the aggregate per individual.
  5. Records for all expenditures, including purpose, date, amount, and payee name and address must be maintained.
  6. A written record of petty cash disbursements must be kept if a petty cash fund is maintained. Payments from petty cash to one person for any one purchase or transaction may not exceed \$100.
  7. For single disbursements over \$200, your organization must also keep a receipt, invoice or cancelled check. This documentation must be submitted to Dallas.
  8. Correspondence requesting the above information should be sent and maintained to demonstrate a "good faith effort" to obtain the information. This correspondence should be sent to Dallas for our files.
  9. We must be notified of all loans and leases to properly report these items in our FEC filings. All loans must be reported on Schedule "C" and all leases must be reported on Schedule "D". Copies of these agreements must be forwarded to Dallas immediately.
  10. Obligations over \$500 or in excess of 60-days old should be reported to Dallas as an obligation on Schedule "D".

**REMEMBER:** Every expenditure made must be drawn on an "authorized" bank account -- that means an account that the IFEC has been advised we use via a formal filing. A list of authorized accounts is attached. If you are aware of an account that is not on the list, notify us immediately. Records of disbursements must be kept (showing address of payee, purpose, date and amount). The easiest method is to retain cancelled checks.

**REMEMBER:** Every contribution must be deposited to an authorized bank account or returned within 10 days of receipt. You must also confirm you have all the information you need (name, amount, address, and if over \$200, occupation and employer) and that the contribution is legal (not over \$1,000 in the aggregate, not from a corporation, not from government contractor or foreign national). Any information not known about a legal contribution (usually employer and occupation for contributions over \$200) must be requested.

Compliance is imperative, both to avoid very substantial fines (between \$5,000 and \$25,000 per occurrence -- each time a deposit is not made or expenditure is not drawn on an authorized account) as well as civil and criminal penalties. In addition, violations (which amount to illegal activity) could damage Mr. Perot's reputation for integrity. **COMPLIANCE IS NOT OPTIONAL.** All transactions need to go through authorized bank accounts and be reported as political contributions and expenditures.

#### T-SHIRTS, ETC...

We understand some groups sell campaign merchandise to fund volunteer efforts. Because you are dealing with a t-shirt or a button doesn't exempt you from FEC law. Purchases from merchandise vendors (t-shirts, buttons, bumper stickers, etc.) must be by checks drawn on authorized bank accounts. If there is not enough money in the authorized bank account to purchase the merchandise, contact Mike Poss, Treasurer, at PPC headquarters.

All proceeds (not just "profits") from campaign merchandise sales (including t-shirts, buttons and anything else sold) by persons or groups operating or affiliated with us are "political contributions" and must be deposited into an authorized account and reported as a contribution. Even though the button you sell for \$2.00 costs a dollar, the amount of the contribution is \$2.00 (not \$1.00). Most of these receipts will probably be anonymous cash contributions less than \$50.00, for which you need only keep records of the date and amount received (eg. "15 anonymous cash contributions of \$20.00 and five of \$5.00 on July 2") with a record of the bank deposit.

**Example:** If someone orders t-shirts for \$200 and sells them for \$300, pays \$200 to the vendor and \$100 to the campaign, he has broken the law. The \$200 paid to the vendor was not from an authorized account and only \$100 of the \$300 in contributions were deposited into an authorized account. **This one set of transactions alone would result in a fine of \$20,000.** And if the person put the \$100 cash "profit" in a coffee can at a campaign office for future expenditures (instead of making a deposit), the fine would increase to \$30,000. (Note that the person could have made an in kind contribution of the t-shirts to the campaign, in which case contributions would total \$500 - but the \$300 still needs to be deposited to an authorized account.)

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**Independent Activities:** If persons are operating independently of the PPC (this means independently of Dallas and of any state organization connected in any way to the PPC), then they may sell merchandise in any way they please. To be operating independently, the person must have no contact with us and must not operate in concert with us. If an individual undertook the activity in the example on his own, without our knowledge and consent, and then made a contribution of \$100 profit to the campaign, there is no violation (provided the campaign deposited the \$100 into an authorized account within 10 days and properly recorded the person's name, etc.). The individual could have federal reporting requirements of his own, however, depending on circumstances, and contributions from the person would be subject to a \$1,000 maximum.

ANY PERSON OR GROUP FAILING TO FOLLOW THE REQUIREMENTS OUTLINED ABOVE OR IN THE CAMPAIGN GUIDELINES SENT APRIL 7, 1992 (ATTACHED), MUST AND WILL BE SEPARATED FROM CONTACT WITH THE PPC. FURTHER INVOLVEMENT WITH THAT PERSON OR GROUP WILL BE PROHIBITED.

JH:bj

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## FEC GUIDELINES - CONTRIBUTIONS

It is crucial that everyone involved in collecting, processing, and soliciting campaign contributions understand the basics of the Federal Election Commission (FEC) rules on contributions. This memorandum, in question and answer format, provides an overview of these rules. Other memoranda on other guidelines will follow.

Q. Let me start with a simple question: What is a contribution?

A. The Federal Election law broadly defines a contribution to include not only money, but also "anything of value" that is given to the Committee. This includes a loan to the Committee -- even the guarantee of someone else's loan. It also includes all goods and services that are given to the Committee -- "In-kind" contributions. Generally, anything the Committee receives from any source is going to be a contribution to the Committee, unless we pay full market value for it.

Q. Are there any exceptions to this rule?

A. Of course. That's what makes the law complicated. For instance, the law exempts from the definition of contribution the value of services provided by individuals who volunteer their time to the Perot Petition Committee. (Be careful! Volunteers may not be paid by their employers or any other person for the time they spend working for the Committee - otherwise, their time is considered to be a "contribution" from those employers.)

Also, a volunteer may provide the use of his residence to the Committee for a fundraiser without it being a contribution and may even spend up to \$1,000 on the cost of invitations, food and beverages for a fundraising party in his residence. This is not a contribution.

A volunteer may spend up to \$1,000 of his own money on personal transportation expenses related to his volunteer activity and may pay his own subsistence expenses while he works as a volunteer. None of these are contributions.

Q. O.K. What about limits?

A. The basic rule is this: **NO PERSON CAN GIVE MORE THAN \$1,000 TO THE PEROT PETITION COMMITTEE.** Ever. This includes all contributions made by the person -- both money and "In-kind."

Q. Can a husband and wife each give \$1,000?

A. Sure -- they are two separate people.

Q. Can they give \$2,000 from a single bank account?

## FEC GUIDELINES - CONTRIBUTIONS

A. Yes -- as long as it is clear that the contribution is from both of them.

Q. Can they make the contribution in a single check?

A. Yes. Again, as long as they indicate either on the check or in an accompanying document that the contribution is from both of them.

Q. What about their kids -- each one can give \$1,000, right?

A. Maybe. A minor (a child under 18) can make a contribution only if the funds are owned or controlled exclusively by the child (for instance, if the child works and has his own income, or if he earns income from a trust in his name or has his own savings account) and only if the decision to contribute is made knowingly and voluntarily by the child. Of course, the law doesn't allow parents to give money to their children simply so the children have their "own" money to contribute. That's an obvious sham.

Q. What you're saying sounds a little legalistic. How do I know whether or not I can accept the contribution?

A. Use your judgment and explain the rules to the contributor. But you do see the problem. A married man with three kids can't just write a \$5,000 check to the Perot Petition Committee and tell us to attribute \$1,000 each to him, his wife, his 13-year-old, his 5-year-old, and his new baby. While the 13-year-old probably could make a "knowing" decision to give us \$1,000 from the money he is earning mowing lawns, the Federal Election Commission would have a hard time believing a 5-year-old can "knowingly" and "voluntarily" dip into his trust fund for Ross Perot!

If you're uncertain about whether to accept a contribution from a minor, call the headquarters for clarification.

Q. Are you sure that a person can't contribute more than \$1,000 to us?

A. Positive.

Q. I've heard that independent expenditures are a great way to evade the \$1,000 limit.

A. Well, you probably heard it from someone who doesn't know a great deal about independent expenditures. That's such a tangle, we've written a whole separate dialog on it. Read it.

Q. All right. What other rules do you have?

A. There are still a number of important rules. The most important is this: **NEVER, EVER, ACCEPT A CONTRIBUTION FROM A CORPORATION OR UNION.**

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## FEC GUIDELINES - CONTRIBUTIONS

Q. Why is a contribution from a corporation or union such a big deal?

A. Well, everyone can get in trouble for this. Corporations and unions are totally prohibited from making campaign contributions in any amount.

This applies as much to a doctor who forms a one-man personal corporation as it does to a large corporation. Do not take a contribution check that is drawn on any kind of corporate account. Do not accept free goods from businesses. Do not even let a corporation charge the Perot Petition Committee less than it charges its other customers for any goods or services.

Q. Why can't my brother, who owns a printing shop, give us a break on what he charges us for printing some Perot brochures? He just wants to help out.

A. That's exactly the point. Corporations can't "help out." If your brother's printing shop is incorporated -- and most businesses are -- he can't charge us less than he charges all his other customers for doing comparable work. If he does, he is making a prohibited corporate contribution in the amount of the difference between his usual price and his discounted price to us.

Q. You mean we can't take advantage of discounts from any business?

A. That's not what I said. We can't take advantage of discounts just for us. If a business offers discounts to all of its customers -- political or non-political -- then we can enjoy the discount as well. We just have to pay the "usual and normal" charge for anything we buy. If that business usually gives, say, a discount for bulk purchases, it's fine for us to get that same discount. The bottom line is this: A business has to treat us the same way it treats all of its other customers. It can't treat us any better. And, of course, we don't want it to treat us any worse.

Q. Can we use office space in a corporation?

A. Sure, as long as we pay fair market value for rental of the space.

Q. What about credit? Can the Committee buy something and pay in 90 days?

A. Same rule. It's okay as long as the extension of credit to the Perot Petition Committee is in the ordinary course of the corporation's business. In other words, they must extend credit to their other customers on a substantially the same terms (i.e., amount and length of credit, interest rates, etc.) as they extend to us. Any credit given to us beyond the normal business practice is a contribution. That's prohibited.

Q. This is getting pretty long. Any other rules?

A. Let me mention one quick point about cash contributions. As a general rule, don't take

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## FEC GUIDELINES - CONTRIBUTIONS

them. First of all, they are illegal if in excess of \$100. Second, for cash contributions over \$50, you must have the name and address of the contributor or else you have to return it. Whenever you can, get a check. Of course, if you're selling refreshments at a reception for \$1.25, cash is more practical.

Q. That's interesting. You mean if we sell refreshments, the money we receive is considered to be a contribution?

A. Yes. Or, if we sell buttons or any other fundraising item, it's a contribution in the full amount paid. The same is true if we charge money to attend a dinner or concert or reception.

Q. Well, now, how do I keep records on all this? Don't we need disclosure information from each contributor? Do I have to get the name and address of everyone who buys a button?

A. Not unless they buy a lot of them. Remember, small cash contributions are fine, although we should always attempt to get the name and address of anyone who makes a contribution. Over \$50, we must have the name and address of any cash contributor. In general, we need the name, home address, occupation, and name of employer for any contributor who gives over \$200 to the Committee.

Q. You have practically bored me to tears with all these rules and restrictions and limitations. How am I going to remember all this?

A. Use your common sense. For most contributions you will come across, the rules are quite straightforward. There is one simple, fail-safe rule. Get the contribution (up to \$1,000) in the form of a personal check, signed by the account holder. Following that rule will eliminate 99% of your questions!

Q. What about the other one percent?

A. That's what lawyers are for. Call John Harper or Chris Wimpee at the Committee headquarters — 214/716-6454 or 214/716-6452, respectively — and they will get an answer from the Committee's lawyers.

FEC GUIDELINES - DOCUMENTATION FOR DISBURSEMENTS

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- Q. I've heard that the law requires us to keep a lot of paperwork whenever we go out to buy something for the Committee. Is that right?
- A. Well, some paperwork. And, it is very important that you do it.
- Q. What is a "proper" disbursement purpose?
- A. It is a pretty liberal standard. It just means that we have to spend our money on Committee-related activities. Any lawful expenditure by the Perot Petition Committee "in connection with" the campaign for nomination qualifies.
- Q. So that's what we have to show?
- A. Exactly. We have to be able to document what we have spent and what it was spent for.
- Q. That sounds fair enough. How do we do it?
- A. The bottom line is this: for every disbursement made by the Perot Petition Committee - that means every disbursement you make -- we need some written record of who it was to (name and address), how much it was for, what the purpose of the expenditure was, and the date.
- Q. This is starting to sound burdensome.
- A. Not really. There are a number of ways to do this. The best thing to do is to get a receipt or bill from the payee or vendor that states the purpose of the disbursement.
- Q. What if I can't?
- A. Well, the next best thing is to keep our cancelled check that was used to pay the bill and a copy of the invoice itself, as long as it states what the payment is for.
- Q. What if I don't have a bill or an invoice?
- A. Well, you can also just keep the cancelled check as long as you have some other documentation that shows the purpose of the expenditure -- a voucher or even a memo to the files that you wrote at the same time as the check.
- Q. What about just the cancelled check itself?
- A. We really should try to have something more than just the check. But, at a bare minimum, the cancelled check alone will do as long as the check itself states the purpose of the disbursement.

## FEC GUIDELINES -- DOCUMENTATION FOR DISBURSEMENTS

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- Q. It sounds like I should always write the purpose of the disbursement on every check. That will provide some protection for us?
- A. Absolutely. It just makes good sense to put the purpose on every check.
- Q. Do these rules apply to all disbursements no matter what their size?
- A. We will be reporting all expenditures to the Federal Election Committee. Therefore, we still need the cancelled check that states who the payment was to, the amount, the date, and the purpose of the payment.
- Q. What if I pay by cash, rather than by check?
- A. Don't. Unless it is under \$100 and you get the money from a petty cash fund. Otherwise, all disbursements by the Committee **MUST** be paid by a check drawn on our authorized bank account.
- Q. But, can we make small payments out of petty cash?
- A. Sure. As long as it is under \$100. For those, we still need a written record disclosing who the money was paid to, the amount, the date, and the purpose of the payment.
- Q. What about travel advances?
- A. If it is under \$500, it can be reported as a disbursement to the person receiving the advance (as long as that person is the one who is going to be using the money). But, if it is over \$500, we have to report it as a disbursement to the ultimate vendor -- the airline, the hotel, the restaurant, etc.
- Q. When you say we have to report the "purpose" of the expenditure, what do you mean? Can I just say, for instance, that it was for "materials"?
- A. No. You have to describe a little more specifically what you used the money for, but you don't have to be exhaustive. Just describe the goods or services you bought. A standard list of descriptions for disbursements is enclosed.
- Q. What happens to all these records? How long do I have to keep them?
- A. Eventually, all of our records -- bank records, vouchers, receipts, bills, ledgers, and so forth -- will be collected and made available to the FEC. We have to keep all this material for at least three years. That's one reason we have asked for copies of all support to be sent to headquarters.

## FEC GUIDELINES - INDEPENDENT EXPENDITURES

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- Q. I've heard that independent expenditures are a great way to evade the \$1,000 contribution limit. That's right, isn't it?
- A. Well, that's not the way I would put it. There are essentially two ways a person can support a candidate's election. The person can give money, or anything else of value, to the candidate for the candidate to use as the candidate sees fit. That's called a contribution and is limited to \$1,000. Or, the person can go out and spend money on his own, independently urging voters to support his candidate. That's called an independent expenditure, and there is no limit on how much money a person can spend that way.
- Q. Then, I can just tell someone what the Perot Petition Committee wants to do and then have them go do it without being restricted to a \$1,000 limit?
- A. No. Remember: We are talking about independent expenditures. That means the money spent by the individual must be totally independent of the Perot Petition Committee. There can be no consultation between anyone who works for the Perot Petition Committee and the spender. There can be no cooperation. There can be no guidance. There can even be no encouragement. NONE.
- Q. What if there is?
- A. If there is any coordination -- direct or indirect -- between the Perot Petition Committee and the so-called "independent" spender, the expenditure is automatically converted into a contribution to the Committee. If the expenditure was over \$1,000, the spender has broken the law because he has made a contribution in excess of the limits. And, if we accept such a contribution, the Committee will break the law. We must avoid that!
- Q. What do you mean by "any coordination -- direct or indirect?"
- A. The Federal Election Commission has said that an independent expenditure cannot be made "with the cooperation or prior consent of" the candidate, "in consultation with" the candidate or "at the request or suggestion of" the candidate or any agent of the candidate. That's very broad and essentially means we can have nothing to do with any independent expenditures made on behalf of the Perot Petition Committee.
- Q. What if someone wants to make an independent expenditure for us, and I just tell him how we plan to spend our money, but don't say anything about how he should spend his money. He then spends it the way he wants. That's an independent expenditure, right?
- A. Wrong. The Commission presumes there is coordination if the expenditure is "based on information about the candidate's plans, projects, or needs provided to the expending person by the candidate (or his agent) with a view toward having an expenditure made." So you can't do what you suggested.

## FEC GUIDELINES - INDEPENDENT EXPENDITURES

Q. Well, what if I tell my eager spender who our media consultants are and he "independently" spends his money through the same consultants. That's an independent expenditure, right?

A. Wrong again. The Commission has further said that it will presume there is coordination if the expenditure has been "made by or through" any person who is or has been:

1. An officer of the candidate's Committee
2. Authorized to raise or spend funds by the Committee
3. Receiving any compensation or reimbursement from the Committee

So, you can't tell your spender to use the Committee's media consultant.

Q. I've got another idea. What if my independent spender wants just to reproduce and distribute material prepared by the Perot Petition Committee?

A. Sorry. That, too, is going to be considered a contribution by the spender to the Committee. It's subject to the \$1,000 limit.

Q. Well, what do I tell my eager spender?

A. Frankly, not much. If someone wants to discuss with you the idea of making independent expenditures, the best rule is: don't. The more you talk to them, the greater risk both we and they run of inadvertently coordinating and, thus, violating the law. About all that you can safely do is offer to give your spender a copy of the FEC guidelines on independent expenditures.

Q. You've been pretty discouraging about all this. Is it really this bleak?

A. I hate to rain on your parade, but a lot of people have a mistaken impression about independent expenditures. They are not a big loophole that a campaign can exploit to get around the contribution limits. Rather, we have to be very careful to maintain our distance from, and our absolute independence of, anyone who is or who is planning to make such expenditures for the Perot Petition Committee.

Q. What if I have a question about independent expenditures?

A. Call us. If we don't know, we will refer your question to the Committee's lawyers.

# PEROT PETITION COMMITTEE

P.O. Box 517010, DALLAS, TEXAS 75251-7010, TELEPHONE (214)716-6600

TO: State Coordinators

FROM: Mike Poss, Treasurer

DATE: August 3, 1992

SUBJECT: FORMATION OF NEW MOVEMENT

Ross Perot and the staff of the Perot Petition Committee would like to thank you for participating in the meetings held in Dallas on July 29 and 30. Much was accomplished in terms of keeping the momentum of the grassroots effort alive. You are to be commended for your commitment to this movement.

This memorandum relates to the transition from a petition drive to an effort to educate the public about the issues which Ross Perot had been discussing and covers the following topics:

- Closing certain offices
- Closing certain checking accounts
- Opening a new checking account
- Funding for continuing operations
- Continued Federal Election Commission ("FEC") reporting responsibilities
- Use of the name *United We Stand*

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Closing certain offices

As we discussed during the meeting, the general plan is to have one office per state. Certain states with larger populations will have more than one office. In your capacity of State Coordinator, you will need to decide upon the location of the office in your state. This office should be located in an existing office of the Perot Petition Committee. This is particularly true where there is an existing lease obligation on the office space for the next three or four months. If, for some reason, a new location is required, you should consult with your field representative from Dallas ("Dallas field rep").

The Dallas field rep will be responsible for closing the remaining offices ("local offices") within your state. He or she will handle the procedures relating to the settlement of property and equipment leases and the payment of outstanding contractual obligations of the Perot Petition Committee arising from those offices. However, he or she may need your assistance with respect to certain situations of which you may have knowledge. In particular, your

## FORMATION OF NEW MOVEMENT

August 3, 1992

Dallas field rep may have questions about contracts made by local offices for the purchase of merchandise. We will be seeking to resolve all legitimate vendor claims arising under contracts with Dallas (but not alleged obligations via unauthorized actions or alleged statements by volunteers) as quickly as possible. To expedite this process, we have assigned Susan Davidson (214-716-6879) at the Dallas headquarters to handle disputed claims.

In connection with closing the local offices, the Dallas field reps will be responsible for taking a physical inventory of the office furniture and equipment and comparing it to our records. All equipment which has been purchased by the Perot Petition Committee will be returned to Dallas. In the alternative, if the value of the equipment does not justify its transfer to Dallas, the field rep will make arrangements to dispose of it in the city where it is located.

### Closing certain checking Accounts

To meet FEC requirements, we must close current checking accounts and obtain all records. We must also reduce the number of checking accounts to one per state. This may prove to be a problem in appearances in those states that have had more than one checking account. We recognize the fact that the people involved in raising the money to fund those accounts may rightfully be somewhat protective of those funds. It will be the responsibility of the Dallas field rep to work with the local offices to close out these accounts. In general, the field rep will make certain that all outstanding invoices and valid claims have been paid or resolved. If a balance remains in a checking account, we would like for that balance to be forwarded to Dallas. **Those funds will then be transferred to the new checking account for the state.** The intermediate step of transferring the funds to Dallas will ensure that we have properly accounted for the closing of each office.

As we close each office, we also need to obtain the financial records kept there. We are asking our Dallas field rep to obtain all of the supporting documentation for contributions and disbursements which have been stored in each office during the past months. This documentation would include bank statements and invoices. The field rep will forward these items to Dallas. We are also asking the field reps to obtain all of the financial information in the state headquarters office (whether or not that is an office that will close) through July 31, 1992 and forward those documents to Dallas. Obviously, this procedure will have to be delayed until each office can complete its FEC report for the month of July. This report is due in Dallas by August 8.

We anticipate that all regularly recurring invoices, as well as any other invoices, will be received in the local offices by August 15. Therefore, we are asking that **all existing checking accounts be closed no later than August 15, 1992.** Before closing each account, however, any remaining balance in the account should be used to pay any outstanding invoices. In the event you wish to maintain an existing account as the one primary account for your state, see the details in the following section.

Opening a new checking account

A form has been attached to this memorandum which sets out the information that we will need with respect to your new checking account. In the event you decide to retain your current account as the one account for the state, please go ahead and complete this form anyway. At a minimum, the account information will need to be updated to include the name of the Dallas field rep who will become a signatory on that account. You will likely want to delete some of the prior signatories. We suggest that the number of signatories be limited to yourself, one other person from your state, plus the Dallas field rep.

In the event you are opening a new checking account, we suggest using the following style:

Perot Petition Committee—*your state name*

The continued use of the name *Perot Petition Committee* is explained on page 4.

When you attempt to open a new account, your bank officer will probably request documentation authorizing you to do so. We will furnish to the bank a resolution authorizing you to open the account. An example of that resolution is included with this memorandum.

When you have completed the *Checking Account Information Sheet*, please mail it to Susan Elley at the Perot Petition Committee headquarters. You may also fax it to her at 214-716-6669. Based upon information contained on that form, she will prepare and issue a resolution enabling you to open the account.

Please note, this procedural explanation assumes that the events will occur in this order:

1. You fill out and return the *Checking Account Information Sheet* to Dallas
2. Dallas will issue a resolution to the bank authorizing you to open the account.

In fact, the procedure may have to be reversed to suit the bank. That is, you may not be able to open the account (and therefore obtain an account number) without the resolution. In that case, fax the following information to Susan Elley:

Name of person opening the account (probably yourself)  
 Signatories on the account, including the Dallas field rep  
 Name of the bank  
 Street address, city, state, and zip  
 Name and fax number of the bank officer

Susan will then fax the resolution to the account officer. Once the account number has been assigned, the *Checking Account Information Sheet* can be completed and returned to Dallas. The account can then be funded as discussed below.

Funding for continuing operations

The account will be funded with a wire transfer of \$7,500 from Dallas upon the receipt by Dallas of a completed *Checking Account Information Sheet* and due authorization of the signatories, including the Dallas field rep, on the account. This amount is intended to cover

## FORMATION OF NEW MOVEMENT

August 3, 1992

the operating expenses of your state operation for the month of August. In those states that contain more than one office, we will send \$7,500 for each additional office at the same time. Assuming your state operation remains active, we will transfer an additional \$7,500 to your account at the beginning of September upon receipt by us from you of documentation of your August receipts and disbursements. We will transfer a final \$7,500 at the beginning of October upon receipt of your September information.

The \$7,500 is intended to cover such items as office rental, equipment rental, utilities and supplies. No salaries may be paid from the \$7,500. You should probably establish a requirement of prior approval (by yourself) for anyone in your operation who will be authorized to spend the funds which have been allocated to your state. This will enable you to stay within your \$7,500 ceiling.

All invoices relating to the operation of the state offices should be paid from the state checking accounts. You should make certain that these invoices are paid in a timely manner and that all necessary supporting documentation is maintained in your files in accordance with FEC requirements.

### Continued FEC reporting responsibilities

Even though Ross Perot has announced he is no longer a candidate for president, he remains subject to the FEC reporting requirements. For this reason, you must maintain your records in a manner which will support the FEC requirements. These reporting and record keeping requirements are detailed for you in a separate memorandum which is enclosed. Although this memorandum was originally issued on April 28, 1992 when the effort was directed at getting Ross Perot on the ballot, the principles described therein remain applicable even though the context may now be different. In short, all expenditures must be accompanied by a valid invoice or receipt and the purpose reflected on the "memo" line of the check; any contributions must be "legal" (e.g., not from a corporation or a foreign enterprise) and deposited within 10 days to your authorized account and reflect name, address, amount, and, if over \$200, occupation and employer.

The FEC reporting function will continue to be handled by personnel from Ernst & Young in Dallas. To supplement this effort, we have retained representatives from Aristotle Industries, the producers of the *Campaign Manager II* software package. Representatives from Aristotle will be visiting your office on a periodic basis to answer any questions and assist in the accumulation of documentation that should be returned to Dallas. If you are in need of immediate assistance with the software, please contact Dean Phillips at 214-716-6424 to arrange an earlier visit.

### Use of the Name *United We Stand*

The transition from a petition drive to a movement under the name *United We Stand* marks the beginning of a new era in American politics. Because this movement grew out of the unannounced candidacy of Ross Perot, and because he remains subject to the FEC reporting requirements, the use of the name *United We Stand* in conjunction with the Perot Petition

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## FORMATION OF NEW MOVEMENT

August 3, 1992

Committee may be somewhat confusing until after the election. Although the following explanation may not resolve the confusion, it will provide a procedural course of action.

For contractual purposes, we suggest that you use the name

Perot Petition Committee — *your state name*

This name should be used for entering into leases, for utility connections, and any other day-to-day transactions. Remember, we are not liable on any such commitments you make — and you as signer could be held liable if you misbudget your resources. We will contact you later about the procedures for transitioning to the use of *United We Stand* for contractual purposes.

You may want to begin to use the name *United We Stand* for operational purposes. For example, you may wish to display the name on a storefront. This is acceptable, but some very important qualifications need to be made clear. If your state organization intends to solicit funds or hold fund raising activities, great caution must be taken. We do not want to mislead anyone into thinking that *United We Stand* is at this time an organization separate and apart from the Perot Petition Committee. The Perot Petition Committee and FEC regulatory control will come to an end soon after the election, but we have every hope that *United We Stand* will continue on as a independent entity. However, for the next three months or so, the two organizations are one and the same for FEC purposes. Any funds collected by your organization under the name of *United We Stand* must be deposited into your authorized checking account of the Perot Petition Committee and must be first approved by Dallas to assure it is raised and recorded in compliance with FEC rules. As an additional measure of disclosure, we have included a new form for the collection of data about a contribution.

Thank you once again for participating in this group. While there may be some procedural uncertainty over the course of the next three months, there was little doubt as to your objectives when you left Dallas last week. The staff of the Perot Petition Committee will attempt to deal with the procedural problems, thereby enabling you to focus on the important issues of your new movement.

**Perot Petition Committee**

P. O. Box 517010

Dallas, Texas 75251-7010

IT IS HEREBY RESOLVED, that John Jones shall have authority to open a checking account with Central Bank located at 1234 Main Street, Topeka, Kansas in the name of the Perot Petition Committee with John Jones, Sue Smith, and Bill Harris as authorized signatories on such account, and to take any and all such action as may be appropriate or advisable in connection with the opening of said account, including the execution of such documents as may be necessary or advisable on behalf of the Perot Petition Committee.

EXECUTED this 3rd day of August, 1992.

PEROT PETITION  
COMMITTEE

By: \_\_\_\_\_  
Mike Poss, Treasurer

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Date: \_\_\_\_\_

**CHECKING ACCOUNT INFORMATION SHEET**

STATE OF \_\_\_\_\_

Region \_\_\_\_\_

Account Name or Style: \_\_\_\_\_

Bank: \_\_\_\_\_

Bank Street Address: \_\_\_\_\_

City, State, Zip: \_\_\_\_\_

Account Officer: \_\_\_\_\_

Officer's Phone Number: \_\_\_\_\_

Bank Fax Number: \_\_\_\_\_

ABA Number of Bank (9 digits): \_\_\_\_\_

Checking Account Number: \_\_\_\_\_

Federal Identification Number: \_\_\_\_\_

State Committee person opening account: \_\_\_\_\_

Authorized Signatories: State - \_\_\_\_\_

State - \_\_\_\_\_

Dallas - \_\_\_\_\_

State PPC Coordinator: \_\_\_\_\_

Work Phone: \_\_\_\_\_ Home Phone: \_\_\_\_\_

State PPC Treasurer: \_\_\_\_\_

Work Phone: \_\_\_\_\_ Home Phone: \_\_\_\_\_

State PPC Office Street Address: \_\_\_\_\_

City, State & Zip: \_\_\_\_\_

State Office Phone Number: \_\_\_\_\_

State Office Fax Number: \_\_\_\_\_

Person Completing this form: \_\_\_\_\_

Person Requesting account: \_\_\_\_\_

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# PEROT PETITION COMMITTEE

P.O. Box 517025  
DALLAS, TEXAS 75251-7025  
(214)716-6600

ENCLOSED IS MY CONTRIBUTION TO THE "PEROT PETITION COMMITTEE" IN THE AMOUNT OF: \_\_\_\_\_ (INDIVIDUALS ARE PERMITTED BY LAW TO GIVE UP TO \$1,000 IN A GENERAL ELECTION. FEDERAL LAW PROHIBITS CORPORATE CONTRIBUTIONS).

## FORM OF PAYMENT:

- |   |  |
|---|--|
| <input type="checkbox"/> CURRENCY (LIMIT \$100) | <input type="checkbox"/> PERSONAL CHECK  |
| <input type="checkbox"/> MONEY ORDER            | <input type="checkbox"/> CASHIER'S CHECK |

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Occupation: \_\_\_\_\_

Employer: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

Daytime: \_\_\_\_\_ Evening: \_\_\_\_\_

*The Perot Petition Committee must be provided with the above information and data for each person making a contribution.*

FEDERAL LAW REQUIRES THE FOLLOWING DISCLOSURE: CONTRIBUTIONS OR GIFTS TO THE PEROT PETITION COMMITTEE ARE NOT DEDUCTIBLE AS CHARITABLE CONTRIBUTIONS FOR FEDERAL INCOME TAX PURPOSES.

PAID FOR BY THE PEROT PETITION COMMITTEE

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(A)

AFFIDAVIT OF THOMAS L. WING

STATE OF ILLINOIS     )  
                          )  
                          )     ss  
COUNTY OF COOK       )  
                          )

1. My name is Thomas L. Wing. I served as the Illinois state volunteer coordinator of Perot '92 (formerly the Perot Petition Committee and hereinafter referred to as the "Committee"). My address is 1439 W. Thomas Street, Chicago Illinois 60622. I worked full-time as a volunteer for the Committee from the end of July until the election in November. I presently serve as the Illinois state volunteer for United We Stand America, Inc., a District of Columbia nonprofit corporation ("UWSA").

2. I became involved with the Committee at the end of July 1992 in connection with the formation of "United We Stand America," a movement begun by Perot volunteers in the aftermath of Ross Perot's announcement on July 16 that he would not become a candidate for president. (1) The movement was organized by state volunteer leaders with Mr. Perot's approval and consent. The goal of the volunteer leaders in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on the ballot in various states. The receipts and expenditures of the United We

(1) The movement known as "United We Stand America," which operated as part of the Committee, should not be confused with UWSA, a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992. The United We Stand America movement evolved into the idea of forming UWSA as a nonprofit corporation.

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Stand America movement were reported as a part of the reports filed by the Committee with the Federal Election Commission ("FEC") for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC purposes and, some states, volunteers continued petition efforts.

3. As Illinois state volunteer coordinator, I dealt with Ralph Perkins, an employee of the Committee with responsibility for overseeing the petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, and Mr. Perkins' assistant, Tom O'Brien.

4. Stephen J. Denari was a volunteer for the Committee who served as its city coordinator in Chicago during the month of October and the beginning of November. He worked in the Committee's Chicago headquarters located at 39 South LaSalle Street 60603. Richard Pierce was a volunteer who served as my assistant and who also performed custodial services at the state headquarters office (located in a portion of my home), for which he was paid by the Committee. He was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

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5. In my position as state volunteer coordinator, I was authorized by the Committee to execute checks and make expenditures within the budget established for Illinois by the Committee. No other individual was required to sign or verify checks issued by me. Tom O'Brien was also an authorized signatory on the account.

6. I issued three Committee checks to Mr. Pierce. Two of those checks, totaling \$600.00, were issued to Mr. Pierce for custodial services he provided to the Committee and for which proper documentation was maintained and recorded. The third check, in the amount of \$200.00 was issued to Mr. Pierce for Mr. Pierce to cash due to the relative difficulty for me to routinely cash petty cash checks as a result of my disability. The proceeds, which were immediately placed into the petty cash fund, were used as petty cash in the state headquarters office, and proper accounting procedures were followed.

7. I deny making any statement to the effect that I had "dragged some funds" from the Committee to UWSA. All funds in the Committee's authorized bank account in Illinois were used to pay debts and obligations incurred by the Committee. The authorized bank account was closed in December 1992.

8. As state volunteer coordinator, I did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Mr. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, the Committee was never made aware, of any complaints about my conduct as Illinois state volunteer coordinator or my handling of campaign funds.

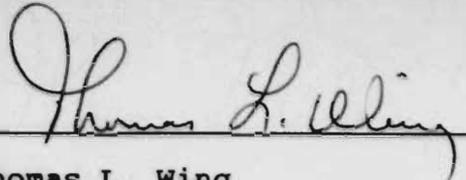
9. I deny making statements to anyone, including Mr. Denari, either privately or publicly, that UWSA and its members will be involved in "political activities" in Illinois. I am aware of restrictions placed on UWSA's activities by the FEC and by its status as a 501(c)(4) organization. I am aware of the regulations imposed by the FEC on corporations, including nonprofit corporations, with respect to contributions and expenditures made in connection with a federal election.

10. As state volunteer coordinator of UWSA, I have distributed and accepted membership applications and dues, which I regularly forward to UWSA headquarters in Dallas. I am not aware of any investigation concerning me or UWSA that is being conducted by the United States Postal Service.

11. Neither the Committee, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

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12. All of the foregoing is true and accurate to the best of my information and belief.

  
Thomas L. Wing

Subscribed and sworn to before me this 10<sup>th</sup> day of March, 1993.

  
Notary Public  
My commission expires:



SEAL

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AFFIDAVIT OF TOM O'BRIEN

STATE OF TEXAS            )  
                                   )  
                                   )        ss.  
 COUNTY OF DALLAS        )  
                                   )

1. My name is Tom O'Brien. I was a field representative of Perot '92 (formerly the Perot Petition Committee, hereinafter referred to as the "Committee"). My address is 9750 Royal Lane, Apt. 1224, Dallas, Texas 75231. I worked full-time for the Committee from April 1, 1992 until December 1, 1992.

2. As a field representative of the Committee, I assisted Ralph Perkins in the oversight of petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, until the end of November 1992. Mr. Perkins was an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois.

3. Thomas L. Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July through the election in November. During this time, the Illinois headquarters of the United We Stand America movement was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. The expenditures and receipts of the United We Stand America movement were reported as a part of the reports filed by the Committee with the FEC for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by the Committee. Mr. Pierce

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was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

4. In his position as state volunteer coordinator, Mr. Wing was authorized to execute checks and make expenditures within the budget established for Illinois by the Committee. No individual other than Mr. Wing was required to sign or verify checks issued by Mr. Wing. I was also an authorized signatory on the account.

5. John Davenport is a carpenter who performed services for the Committee, for which he was compensated. He remodeled a portion of Mr. Wing's home previously used as Mr. Wing's carpentry shop. The renovation converted this portion of Mr. Wing's home from a carpentry shop into a functional state headquarters of the United We Stand America movement. A portion of Mr. Wing's home was rented as the state headquarters because the Committee's previous office lease in Chicago terminated at the end of July and because the location was the most convenient for Mr. Wing, who is partially disabled.

6. To the best of my information and belief, Mr. Wing did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Stephen J. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, no other agent of the Committee was made aware, of any complaints about Mr. Wing's conduct as Illinois state volunteer coordinator or his handling of campaign funds.

7. Neither the Committee, its Treasurer, Milke Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

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8. All of the foregoing is true and accurate to the best of my information and belief.

Thomas P. O'Brien  
Tom O'Brien

Subscribed and sworn to before me this 11 day of March, 1993.

Sally M Bell  
Notary Public  
My commission expires: 5-21-97



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②

**AFFIDAVIT OF RUSTY STRICKER**

STATE OF TEXAS            )  
                                  )  
                                  )        ss.  
COUNTY OF DALLAS        )  
                                  )

1. My name is Rusty Stricker. I am the national field director of United We Stand America, Inc., a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992 ("UWSA"). My address is 7616 LBJ Freeway, Suite 727, Dallas, Texas 75251.

2. Thomas L. Wing has served as the state volunteer coordinator of UWSA since it began operations in January 1993.

3. UWSA activities, including the membership drive begun in January 1993, have been financed by UWSA, not with contributions received by Perot '92.

4. UWSA has made all of its state volunteer coordinators, including Mr. Wing, aware of its objectives so that activities at the state and local level are not inconsistent with UWSA's primary purpose, which is the promotion of social welfare within the meaning of section 501(c)(4) of the Internal Revenue Code of 1986, as amended.

5. As Illinois state volunteer coordinator of UWSA, Mr. Wing has distributed and accepted membership application forms and dues, which he regularly forwards to UWSA headquarters in Dallas. I am not aware of any investigation concerning Mr. Wing or UWSA that is being conducted by the United States Postal Service.

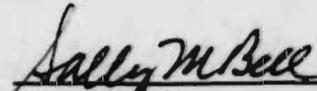
7. Neither UWSA, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the Federal Election Commission's regulations.

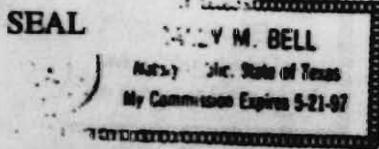
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8. All of the foregoing is true and accurate to the best of my information and belief.

  
\_\_\_\_\_  
Rusty Stricker

Subscribed and sworn to before me this 11 day of March, 1993.

  
\_\_\_\_\_  
Notary Public  
My commission expires: 5-21-97



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Illinois as an inducement for membership. Mr. Denari's allegations are untrue and factually unsupported. Mr. Denari and Thomas L. Wing were both volunteers of Perot '92 (previously the Perot Petition Committee), the principal campaign committee of Ross Perot. Following the election, in December 1992, UWSA attorneys contacted Mr. Denari and requested that he and any organization associated with him cease using any variation of the name "United We Stand America." Mr. Denari had indicated that he had formed a group named "United We Stand, America" (which was later changed to "United We Stand, Illinois, Inc.") and that his group desired to influence federal elections, a goal inconsistent with the purpose of UWSA. Mr. Denari was informed that such "political" activities could not be pursued by UWSA, and that UWSA objected to any infringement on its service mark registration by Mr. Denari's use of any variation of the name "United We Stand America." Mr. Denari appeared to be previously unaware of such restrictions and subsequently filed with the FEC this complaint alleging that Mr. Wing, a UWSA representative with whom Mr. Denari has had long-standing conflicts, intended to engage in political activities. As a result of Mr. Denari's refusal to cease using UWSA's service mark, UWSA filed a suit in the United States District Court in Illinois to prevent the use of UWSA's name in fundraising activities and other "political" activities.

Even if Mr. Denari had alleged facts supporting a violation of FEC regulations, such violations were not authorized, sanctioned, or condoned in any way by UWSA or its Treasurer. In fact, UWSA, which began operations in January in connection with a membership drive, has communicated to former volunteers of Perot '92 who were likely to be interested in becoming members of UWSA that UWSA activities would not include electioneering or related types of political activities. UWSA issued clear written instructions to its volunteer coordinators across the country (including Mr. Wing in Illinois) informing them of UWSA's purpose and objectives, which are set forth in its Articles of Incorporation and Bylaws, and the limitations imposed by

regulatory agencies, including the FEC, on activities. UWSA has not conducted or engaged in any activities in connection with a federal election, and has not made any expenditures or contributions for the purpose of influencing any election for federal office. There is no reason to believe that UWSA, its Treasurer or other officers or its members or volunteers violated any FEC regulation.

## II. BACKGROUND

UWSA was organized as a nonprofit corporation under the District of Columbia Nonprofit Corporation Act on November 24, 1992 (a copy of the Certificate and Articles of Incorporation are attached as Exhibit 1). The Bylaws of UWSA (attached as Exhibit 2) provide that UWSA is organized for the following purpose:

to operate on a nonprofit basis for the promotion of social welfare, including specifically to educate and instruct the public on subjects intended to benefit the community and nation, to conduct research and to involve citizens in government and in government decision making, to disseminate information regarding public policy issues, to serve as an advocate before the public on public policy issues, and to conduct other related educational and social welfare activities.

The Bylaws also state that UWSA is "organized and operated exclusively for social welfare purposes within the meaning of section 501(c)(4) of the [Code]."

The idea of organizing UWSA as a nonprofit corporation evolved from a movement known as "United We Stand America," begun by Perot volunteers at the end of July 1992 in the aftermath of Mr. Perot's announcement on July 16 that he would not become a candidate for president.<sup>2</sup> The movement was organized by Perot volunteer leaders with Ross Perot's approval and consent. The goal of the volunteers in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on various state ballots in the Spring and Summer of 1992. Though this movement was issue

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<sup>2</sup> The movement known as "United We Stand America," which operated as a part of Perot '92, should not be confused with UWSA, the District of Columbia nonprofit corporation.

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rather than candidate oriented, its expenditures and receipts were reported as a part of the reports filed by the Perot Petition Committee with the FEC as Ross Perot's principal campaign committee for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts.

Tom Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July until the 1992 election. Mr. Wing, as Illinois state volunteer coordinator, dealt with Ralph Perkins, an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois. Tom O'Brien, an employee of Perot '92, served as Mr. Perkins' assistant. During this time, the Illinois headquarters was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. Mr. Denari was a volunteer who served as Perot '92's city coordinator in Chicago during the month of October. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by Perot '92. Mr. Pierce was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois. See Affidavit of Thomas L. Wing (Tab A) and Affidavit of Tom O'Brien (Tab B). Rusty Stricker is an employee of UWSA, where he serves as national field director.

According to Mr. Denari, several weeks after the election he reserved the name "United We Stand America" and filed for incorporation with the Illinois Secretary of State. Shortly thereafter, through correspondence received from Mr. Denari (attached as Exhibit 3), UWSA officials in Dallas were made aware that Mr. Denari was using the name "United We Stand America" without authorization from UWSA. Moreover, Mr. Denari's correspondence revealed his intention to pursue or participate in activities that, were they construed as activities of UWSA, possibly could jeopardize UWSA's legal status and in any event would conflict with its stated purpose and confuse the

public as to that purpose. See Exhibit 3. UWSA officials in Dallas notified Mr. Denari by phone that he was infringing on UWSA's right and the right of its designated agents (i.e. Tom Wing) to use the name<sup>3</sup> and that such use in connection with the activities Mr. Denari sought to pursue was impermissible as constituting political activity. By letter dated December 17, 1992 (attached as Exhibit 5), R. Clayton Mulford, General Counsel of UWSA, formally advised Mr. Denari to discontinue the use of UWSA's name in his activities. In response, Mr. Denari changed the name of his Illinois corporation to "United We Stand, Illinois, Inc."

He also has sought members to join his organization for a fee of \$25.00 per person. See Exhibit 6 (Founding Membership Application). Because UWSA believes the name being used is a derivation of UWSA's name with the intent to mislead or confuse the public, UWSA issued additional demand letters to Mr. Denari's organization and has sought injunctive relief in federal court in Illinois.

### **III. UWSA IS NOT INVOLVED IN POLITICAL ACTIVITIES**

The essence of Mr. Denari's complaint is that he believes Mr. Wing "is making statements, both privately and publicly, that UWSA and its members will be involved in 'political activities' in Illinois as an inducement to the public to join." This unsupported belief, made without evidence or explanation, is false. UWSA officials informed Mr. Denari of the falsity of the belief long before this complaint was filed. In the letter of December 17, 1992 to Mr. Denari, UWSA's general counsel plainly states:

**[c]ertain activities jeopardize [UWSA's] legal status and also confuse in the minds of the public the objectives we seek to fulfill. Those activities that may not be undertaken using our name include the**

<sup>3</sup> UWSA's exclusive right to the use of the name "United We Stand America" was granted when Perot '92, which first used the name, granted UWSA an assignment effective November 25, 1992. UWSA subsequently filed an Application for Service Mark Registration with the U.S. Patent and Trademark Office. See Exhibit 4.

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formation of political parties, fielding or endorsing of candidates, or other "electioneering" or "political" activities in certain circumstances.

See Exhibit 5 (emphasis added). In fact, even before UWSA had any members and was in its formative stages, UWSA informed individuals who had been involved in Perot '92 and the United We Stand America movement (who were likely to become members of UWSA) of its objectives and purpose, as well as certain restrictions on its activities. See Affidavit of Rusty Stricker (Tab C). For example, by memorandum dated December 23, 1992 (attached as Exhibit 7), UWSA's general counsel informed the former Perot '92 state coordinators and others who had expressed interest in a continuing policy-oriented organization with democratically-elected stated leadership:

There is a distinction between activities which could be called "political" in the broad sense (those related to policy and legislative matters, including candidate evaluations), and advocating and contributing to the election or defeat of specific office-seekers. The latter is viewed by the Federal Election Commission, the IRS and others as the sort of "political" activity which could alter our rights and obligations. Moreover, such activity confuses in the public mind our nature and objectives. As a result, we must stipulate that your right to use the name United We Stand America does not extend to those activities (formation of political parties, fielding or endorsing candidates) absent our written consent.

It may be due to the foregoing that Mr. Denari has not alleged that UWSA has conducted such activities. He merely suggests that Mr. Wing is making statements about UWSA's potential activities on the state level. Yet Mr. Denari has recognized that UWSA's activities are not "political" while his United We Stand, Illinois, Inc. organization (with whom UWSA is in litigation regarding the unauthorized and intentionally confusing use of the UWSA name) is political. For example, in the Founding Membership Application for United We Stand, Illinois, Inc., the "Mission" states that "Ross Perot has founded United We Stand, America as a national organization to develop public policy positions and strategies. United We Stand, Illinois members forge these strategies into political action within the state." See

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Exhibit 6 (emphasis in original). Moreover, attempts to organize state chapters consisting of members of UWSA have not yet begun, and likely will not until the cessation of UWSA's membership drive.

**IV. MR. WING DID NOT "DRAG" FUNDS FROM PEROT '92  
TO UNITED WE STAND AMERICA, INC.**

Mr. Denari also complains that Mr. Wing disclosed to him that Mr. Wing had "dragged some funds" from Perot '92 to "use for a membership drive mailing and other UWSA activities." Mr. Wing denies making any such statement. All funds in Perot '92's authorized bank account in Illinois were used to pay debts and obligations incurred by Perot '92 during the campaign. See Affidavit of Thomas L. Wing. Furthermore, UWSA activities, including the membership drive begun in January 1993 have been financed by UWSA, not with contributions received by Perot '92. See Affidavit of Rusty Stricker.

**V. UWSA IS NOT AWARE OF ANY INVESTIGATION  
BY THE UNITED STATES POSTAL SERVICE**

Mr. Denari claims that, based on information and belief (for which he provides no evidence or explanation), Mr. Wing has "diverted [UWSA] applications and funds from their proper Dallas destination to his own address, and is now under investigation by the United State Postal Service for this action." This assertion is false. Mr. Wing has distributed membership application forms and accepted completed applications and membership fees, which he regularly forwards to UWSA headquarters in Dallas. See Affidavit of Thomas L. Wing and Affidavit of Rusty Stricker. UWSA is not aware of any investigation of it or Mr. Wing by the U.S. Postal Service. See Affidavit of Rusty Stricker.

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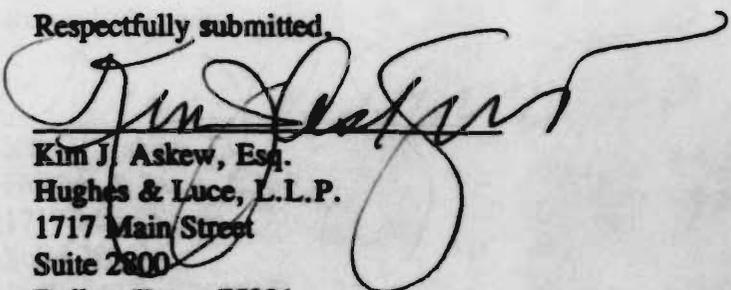
**VI. CONCLUSION**

For the reasons set forth herein, UWSA and its Treasurer, Mike Poss, deny the complaint of Stephen J. Denari and respectfully request that the Commission find no reason to believe that the complaint sets forth a possible violation of the Act, and to find that they have demonstrated that no action should be taken against them in response to the complaint. Therefore, UWSA and its Treasurer, Mike Poss, request that the Commission close its file in the matter of MUR 3734.

Pursuant to 2 U.S.C. § 437g (a) (12) and 11 C.F.R. § 111.21, the undersigned hereby requests confidential treatment of this response, the letter to which this response is directed and all submissions and findings related thereto.

Respectfully submitted,

By:



Kim J. Askew, Esq.  
Hughes & Luce, L.L.P.  
1717 Main Street  
Suite 2800  
Dallas, Texas 75201  
214-939-5579

Attorney for United We Stand America, Inc. and  
Mike Poss, Treasurer

Dated: March 11, 1993

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GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
BUSINESS REGULATION ADMINISTRATION



CERTIFICATE

THIS IS TO CERTIFY that all applicable provisions of the DISTRICT OF COLUMBIA NONPROFIT CORPORATION ACT have been complied with and accordingly, this CERTIFICATE of INCORPORATION is hereby issued to

UNITED WE STAND AMERICA, INC.

as of NOVEMBER 24TH, 1992.

Joan Parrott-Fonseca  
Deputy Director

Barry K. Campbell  
Acting Administrator  
Business Regulation Administration

Assistant Superintendent of Corporations  
Corporations Division

Arnon Pratt Kelly  
Mayor

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SENT BY HOPKINS & SUTTER FDU 111 24 92 1 10 41 1 HOPKINS & SUTTER 214 11018 3

Articles of Incorporation

of

United We Stand America, Inc.

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*DeY*

We, the undersigned natural persons of the age of eighteen years or more, have this date voluntarily associated ourselves for the purpose of forming a nonprofit corporation under the District of Columbia Nonprofit Corporation Act (D.C. Code, 1981 edition, Title 29, Chapter 5), and do hereby adopt, execute and verify the following Articles of Incorporation:

1. The name of the corporation is United We Stand America, Inc.
2. The corporation shall have perpetual existence.
3. The corporation is organized to involve citizens in government and in public policy decision making; to conduct research and to disseminate information on public policy issues; to serve as an advocate before the public and before government officials and before government bodies on public policy issues; and to conduct other related activities. The corporation is organized exclusively for the promotion of social welfare within the meaning of Section 501(c)(4) of the Internal Revenue Code of 1986, as amended.
4. The corporation shall have members. The division of the membership into a specific class or classes, the designation of each such class of members, and the qualifications and rights of the members of each such class, shall be provided in the corporation's bylaws.
5. The manner of the selection or appointment of directors constituting the Board of Directors shall be as provided in the corporation's bylaws.
6. Except as otherwise stated herein, the regulation of the internal affairs of the corporation shall be in accordance with provisions in the corporation's bylaws. Upon dissolution or final liquidation of the corporation, the Board of Directors shall distribute, in accordance with applicable law and after payment or provision for payment of all of the corporation's lawful debts and liabilities, any remaining assets of the corporation to one or more nonprofit organizations, as the Board of Directors shall determine, having similar aims and objectives as the corporation (which may include any successor of the corporation), as long as each such organization shall then qualify as an entity exempt from federal income taxation as an organization described in Section 501(c)(4) of such Code Internal Revenue Code of 1986, as amended.
7. The address of the initial registered office of the corporation is 1025 Vermont Avenue, N.W., Washington, D.C. 20005, and the initial registered agent at such

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address is CT Corporation System, a corporation authorized to transact business and conduct affairs in the District of Columbia.

8. The number of directors constituting the initial Board of Directors is three and the names and addresses of the persons who are to serve as the initial directors and until their successors be elected and qualified are as follows:

Ross Perot 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

J. Michael Poss 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

R. Clayton Mulford 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

9. The name and address of each incorporator are:

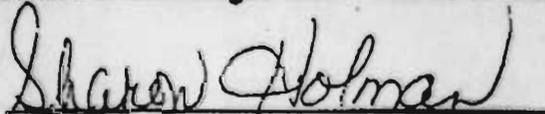
Sharon Holman 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Russell C. Stricker 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Darcy Anderson 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

10. References herein to any provision of the Internal Revenue Code of 1986, as amended, shall be deemed to be references to provisions now or hereafter existing, or to corresponding provisions as the same may be amended, supplemented, or superseded.

IN WITNESS WHEREOF, we have executed and acknowledged these Articles of Incorporation this 23rd day of November, 1992.

  
Sharon Holman

  
Russell C. Stricker

  
Darcy Anderson

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I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Sharon Holman appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

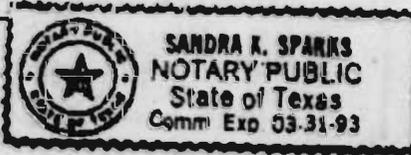
My Commission expires: 3/31/93



I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Russell C. Stricker appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

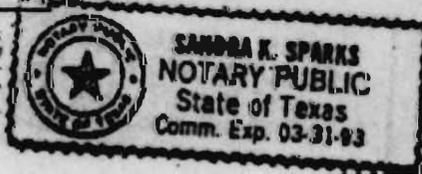
My Commission expires: 3/31/93



I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Darcy Anderson appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

My Commission expires: 3/31/93



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**BYLAWS  
OF  
UNITED WE STAND AMERICA, INC.**

**ARTICLE I: PURPOSE**

United We Stand America, Inc. (the "Organization"), has been organized as a nonprofit corporation under the District of Columbia Nonprofit Corporation Act (the "Nonprofit Corporation Act") to operate on a nonprofit basis for the promotion of social welfare, including specifically to educate and instruct the public on subjects intended to benefit the community and nation, to conduct research and to involve citizens in government and in government decision making, to disseminate information regarding public policy issues, to serve as an advocate before the public on public policy issues, and to conduct other related educational and social welfare activities.

**ARTICLE II: PRINCIPAL OFFICE AND REGISTERED AGENT**

Section 1. The principal office of the Organization shall be located in Dallas, Texas. The Organization may also have offices at such places within or without the State of Texas as the Board of Directors may from time to time determine or as the activities of the Organization may require.

Section 2. The Organization shall also continuously maintain a registered office and registered agent within the District of Columbia in compliance with the Nonprofit Corporation Act.

**ARTICLE III: MEMBERS**

Section 1. The Organization shall have members. The Board of Directors shall in its discretion establish the terms and conditions of membership and any required dues. Membership shall be effective upon the receipt of dues at the Organization's principal office except as the Board of Directors may otherwise direct.

Section 2. Membership shall not include voting rights for purposes of the Nonprofit Corporation Act; however, the Board of Directors may stipulate that national members be permitted to vote in accordance with these Bylaws in state and local organizations' elections in order for those organizations to be chartered as authorized state or local affiliates of the Organization.

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OF  
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## ARTICLE IV: STATE CHAPTERS

Section 1. The Board of Directors may authorize and charter affiliated state chapters of the Organization in each state. To obtain such authorization, a state organization must meet criteria established by the Board of Directors. These criteria may from time to time change by resolution of the Board of Directors or actions of the Organization's officers, but shall include requirements for democratic organization of the state organization as set forth in these Bylaws, adherence to the policy objectives of the national Organization, the absence of actions in contravention to those objectives, and certain membership level requirements. The Organization and state affiliates shall be separate legal entities, and the Board of Directors may revoke the charter of a chapter at any time for failure to continue to meet established criteria for authorization and affiliation.

Section 2. The Organization shall not be responsible or liable for any state or local organization's actions, liabilities, or obligations, whether or not such organization is an authorized state or local chapter affiliated with the national Organization, except for those obligations, if any, specifically assumed in writing by the Organization.

Section 3. To qualify for authorization as a chartered and affiliated state chapter, a state organization, in addition to satisfying the other criteria established from time to time by the Board of Directors, must be structured to include a State Steering Committee, State Chairperson, and State Treasurer pursuant to the following provisions:

(a) A State Steering Committee shall be established composed of congressional district coordinators each elected annually by members of the national Organization residing in their respective congressional district. The State Steering Committee may, by resolution with approval of the national Organization, reduce, expand, or change the composition of such State Steering Committee depending on the number, size, or type of congressional districts in a given state.

(b) A State Chapter Chairperson and State Treasurer shall be elected annually by the State Steering Committee.

(c) The State Chapter Chairperson shall preside over the State Steering Committee and shall manage and exercise general responsibilities for the affairs of the state organization. The State Chapter Chairperson shall be eligible to be a member of the national Organization's State Chairperson Advisory Board.

(d) The State Treasurer shall have responsibility for the proper collection, custody, and disbursement of money and other assets of the state organization, the maintenance of accurate and complete financial records in accordance with basic financial standards, compliance with procedures as prescribed by the national Organization and the national Treasurer, and the preparation of an annual budget for the state organization.

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Section 4. The State Chapter Chairperson and State Steering Committee shall be responsible for adherence to policy objectives of the national Organization, as set forth from time to time by the national Organization's Board of Directors, officers and representatives, including with respect to activities, if any, undertaken as recognized state or local chapter activities sanctioned and approved by the national Organization. To the extent not in contravention to these Bylaws or the directives of the Board of Directors, state chapter organizations may adopt such organizational and divisional structures as they deem in their best interests.

Section 5. The Board of Directors, acting as a whole or through standing or ad hoc committees, may from time to time review the performance of an authorized state chapter organization. Where advisable, the Board of Directors, or such committee, may stipulate corrective, remedial, or other measures to ensure a state chapter's organizational, legal, and financial accountability and effectiveness.

Section 6. The Board of Directors upon the authorization of a significant number of state organizations as affiliated state chapters, may by resolution create a State Chairperson Advisory Board to the Organization composed of State Chapter Chairpersons. The State Chairperson Advisory Board or its executive committee shall meet and advise the Organization in such manner as the Board of Directors by resolution may determine.

#### ARTICLE V: MEETINGS OF MEMBERS

Section 1. Annual meetings of the national membership of the Organization may be held upon resolution by the Board of Directors. The Board of Directors shall designate the time, date, and/or location and manner for conducting any such meetings. Written or printed notice to members specifying the time, date, location, and/or purposes of the meeting may be made but is not required, and in lieu thereof such notice may be made by public announcement or other means. Any such meeting may be held in a manner as determined by the Board of Directors.

Section 2. Special meetings of the national membership of the Organization may be called by the Chairman of the Board of Directors or the President of the Organization, or by members of the Organization constituting not less than two-thirds of all members provided such members request, in a writing addressed to the Secretary of the Organization, that such a meeting be called and specify the issues sought to be discussed. Notice of such a special meeting may be, but is not required to be, delivered to the membership stating the time, day, location, and purpose for which the meeting is sought, and may be made by public announcement or other means. Any such meeting may be held in a manner as determined by the Board of Directors.

Section 3. Any annual or special national meeting of members and any business to be brought before any annual or special national meeting of members may in the discretion of the Board of Directors be accomplished or conducted by mail, electronic media, public announcement, or any other forum or mechanism intended to accomplish communication with a broad national membership.

## ARTICLE VI: BOARD OF DIRECTORS

Section 1. The Board of Directors of the Organization shall manage, supervise, and control the business, property, and affairs of the Organization. The Board of Directors shall be vested with the powers to determine the policies of the Organization and prosecute its purposes, to appoint and remunerate agents and employees, to disburse the funds of the Organization, and to adopt such rules and regulations for the conduct of its business and affairs as it shall deem advisable.

Section 2. The number of directors of the Organization shall be as determined from time to time by resolution of the Board of Directors, but shall be no less than three (3). The initial Board of Directors shall be composed of the individuals specified in the Articles of Incorporation of the Organization. Subsequent members of the Board of Directors shall be elected as specified in Section 3 of this Article. Directors need not be residents of the District of Columbia or the State of Texas, but must be or become members of the Organization within a reasonable time following their election as directors.

### Election of Directors

Section 3. The initial Board of Directors shall serve for a term from the date of incorporation until the end of the first full fiscal year of the Organization, or until such earlier time as successors are elected and qualified. Subsequent directors shall be elected annually for a term of one year according to the following procedures:

(a) The President shall appoint a Nominating Committee of three members of the Organization, who may also be directors and/or officers of the Organization, which shall, prior to the annual meeting of the Board of Directors specified in this Article, forward a slate of director nominees to the President.

(b) The slate of director nominees shall be circulated to the Board of Directors together with such information as the Board of Directors may request. Each director may submit further nominations to the President for inclusion on the slate.

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(c) At the annual meeting of the Board of Directors, a ballot listing the slate of director nominees, including those submitted, if any, by the directors then in office, shall be distributed to the Board of Directors. Each director may cast one vote for each name among the slate of director nominees up to the number of directorships then constituting the Board of Directors.

(d) Ballots shall be collected and votes tabulated by the Secretary of the Organization in the presence of the President at the principle office of the Organization. Those candidates receiving the largest number of votes to fill the number of directorships then existing shall be elected directors to serve until the next annual meeting of the Board of Directors or until their successors are otherwise elected and qualified.

Section 4. Vacancies on the Board of Directors, including by virtue of an increase in the number of directorships, shall be filled by action of a majority of directors at any meeting of Board of Directors at which a quorum is present. A director so elected shall serve until the next annual election of directors. The number of directorships constituting the Board of Directors may not be reduced so as to shorten the term of any director.

Section 5. Any director may resign at any time by giving written notice to the President. Such resignation shall take effect at the time specified therein, or, if no time is specified, at the time of acceptance of the resignation as determined by the President or Board of Directors. Any director may be removed from office by a two-thirds vote of the total number of directors then in office at any regular or special meeting of the Board of Directors at which a quorum is present, but only for violation of these Bylaws or engaging in conduct prejudicial to the best interests of the Organization.

Section 6. Directors shall not receive any compensation for their services as members of the Board of Directors, but the Board of Directors may authorize payment by the Organization of expenses incurred by directors for attendance at Board of Directors' meetings.

#### **Meetings of Directors**

Section 7. An annual meeting of the Board of Directors shall be held each year, at such time, day, and place as shall be designated by the Board of Directors, for purposes of election of directors from among the slate of director nominees, election of officers, and the transaction of such other business as may come before the meeting. The Board of Directors may, by resolution, provide for the holding of additional regular meetings.

Section 8. Special meetings of the Board of Directors may be called at the direction of the Chairman of the Board of Directors, the President, or by a majority of the directors then in office, to be held at such time, day, and place as may be designated in the notice of such a meeting.

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Section 9. Meetings of the Board of Directors, whether annual, regular, or special, may be held by telephone conference. Notice of the time, day, and place of any meeting of the Board of Directors shall be given at least two days prior thereto by notice sent by mail, facsimile, or telephone to each director at his or her address as shown in the records of the Organization. If mailed, notice shall be deemed delivered two days after mailed first class, postage prepaid; if by facsimile, notice shall be deemed delivered when sent with confirmation of receipt; if by telephone, notice shall be deemed delivered when made. The purposes for which a special meeting is called shall be stated in the notice of the meeting. A director may waive notice of any meeting, either before or after it is held. The attendance of a director at any meeting shall constitute a waiver of notice, except where a director attends a meeting for the express purpose of objecting to the transaction of any business because the meeting is not lawfully called or convened.

Section 10. A majority of the directors then serving in office shall constitute a quorum for a meeting necessary for the transaction of business, except if less than a majority of the directors then serving is present, a majority of the directors present may adjourn the meeting from time to time without further notice. The act of a majority of directors at a meeting of the Board of Directors at which a quorum is present shall be the act of the Board of Directors.

#### **Chairman of the Board**

Section 11. The Board of Directors may, in its discretion, elect a Chairman of the Board who shall preside at meetings of the directors and at national meetings, if any, of the members. The Chairman of the Board shall have such other powers and shall perform such other duties as may be designated by the Board of Directors. The Chairman of the Board shall be a member of the Board of Directors, but no other officers of the corporation need be a director. The Chairman of the Board shall serve until his successor is chosen and qualified, but may be removed at any time by the affirmative vote of a majority of directors.

#### **Executive Committee**

Section 12. The Board of Directors is authorized to appoint from among its members an Executive Committee composed of two or more directors and, in the intervals between meetings of the Board of Directors, to delegate to such Executive Committee any or all of the powers of the Board of Directors except the power to elect directors and officers of the Organization or to undertake any activities which the Board of Directors has expressly reserved for itself. At any meeting of the Executive Committee, a majority in the number of the total number of members of the Executive Committee shall constitute a quorum for the transaction of business. Special meetings of the Executive Committee may be called by any member thereof on one day's notice to the other members of the Executive Committee. The Board of Directors may create such other committees of the Organization as it, from time to time in its discretion, may deem advisable.

## ARTICLE VII: OFFICERS

Section 1. The officers of the Organization shall consist of a President, a Secretary and a Treasurer, and may include such other officers, including one or more Vice Presidents, Assistant Secretaries, and Assistant Treasurers, as the Board of Directors may from time to time elect or authorize the President to appoint. The duties of such other officers and assistant officers shall be specified by the Board of Directors, or by the President if so authorized by the Board of Directors. Other than the offices of President and Secretary, any two or more offices may be held by the same person. Officers of the Organization must be members of the Organization and may also be members of the Board of Directors.

Section 2. The officers of the Organization shall be elected by the Board of Directors at the annual meeting of the Board of Directors. The officers shall hold office for one year until the next succeeding annual meeting of the Board of Directors or until their respective successors are elected and qualified.

Section 3. Any officer may be removed by majority action of the Board of Directors. In addition, any officer or assistant officer appointed by the President may be removed from office by the President. Any vacancy occurring in any office by virtue of resignation, removal, or otherwise shall be filled by the Board of Directors.

### President

Section 4. The President shall be the chief executive officer of the Organization except to the extent such duties are vested in the Chairman of the Board by resolution of the Board of Directors. The chief executive officer shall have general and active responsibility for management of the Organization, shall preside over meetings of the Board of Directors in the absence of a Chairman of the Board, shall undertake the other duties specified to be undertaken by the President pursuant to these Bylaws, and shall endeavor to see that all orders and resolutions of the Board of Directors are carried into effect.

### Vice Presidents

Section 5. One or more Vice Presidents may be elected by the Board of Directors, and shall perform such duties as the Board of Directors and the President may, from time to time, designate. The Vice Presidents, if any, in the order of their seniority shall, in the absence or disability of the President, perform the duties and execute the powers of the President.

### Treasurer

Section 6. The Treasurer shall have custody of the Organization's funds, and shall be responsible for development and review of the fiscal policies of the Organization. The Treasurer shall maintain current true and accurate financial records of the Organization and receive and deposit all monies received by the Organization in the name and to the credit of the Organization

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in such depositories as may be designated by the Board of Directors. The Treasurer shall disburse the funds of the Organization in such manner as may be authorized by the Board of Directors. The Treasurer shall render a report of the finance of the Organization at the annual meeting of the Board of Directors or whenever requested by the President, showing all receipts and expenditures for current or prior years. The Treasurer also shall perform such other duties as the President may from time to time designate. The Treasurer may appoint one or more Assistant Treasurers to perform such duties as he or she may from time to time delegate.

### Secretary

Section 7. The Secretary (or his or her designee) shall attend all meetings of the Board of Directors and committees thereof and shall be responsible for keeping record of the proceedings of all such meetings. The Secretary shall ensure that notices are given in accordance with these Bylaws, and shall perform such other duties as the President may from time to time designate. The Secretary may appoint one or more Assistant Secretaries to perform such duties as he or she may from time to time delegate.

Section 8. Officers of the Organization may be furnished a fidelity bond in such sum as the Board of Directors may from time to time deem advisable.

### ARTICLE VIII: FISCAL YEAR

The fiscal year of the Organization shall commence on January 1 and end on December 31 of each year.

### ARTICLE IX: INDEMNIFICATION

Section 1. The Organization shall indemnify each member and former member of the Board of Directors and each of the Organization's officers and former officers for the defense of civil and criminal actions or proceedings as hereinafter provided and, notwithstanding any provision in these Bylaws to the contrary, in a manner and to the full extent permitted by applicable law as may from time to time be in effect.

Section 2. The Organization shall indemnify each of its directors and officers and former directors and officers from and against any and all judgements, fines, amounts paid in settlement, costs and reasonable expenses (including attorneys' fees) actually and necessarily incurred, as a result of an action or proceeding against him or her by reason of being or having been a director or officer and acting within the scope of his or her official duties, except where such officer or director is adjudged, in a final non-appealable order, decision, or holding, to be liable for negligence or misconduct in the performance of a duty which directly gave rise to the action or proceeding.

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Section 3. This indemnification shall apply to all the judgements, fines, amounts in settlement, and reasonable expenses described above as incurred and whenever arising, and the right of indemnification in these Bylaws shall be in addition to any and all rights to which any director or officer or former director or officer of the Organization might otherwise be entitled, and these provisions shall neither impair nor adversely affect these rights.

#### ARTICLE X: LIMITATION ON ACTIVITIES

Section 1. The Organization is organized and operated exclusively for social welfare purposes within the meaning of section 501 (c) (4) of the Internal Revenue Code of 1986.

Section 2. The Organization shall use its funds only to accomplish the objectives and purposes specified in these Bylaws, and no part of the net earnings of the Organization shall inure to the benefit of or be distributable to its members, directors, or officers, or to other private individuals or other organizations organized and operating for profit, except that the Organization is authorized and empowered to pay reasonable compensation for services rendered.

#### ARTICLE XI: DISSOLUTION

Section 1. On dissolution or final liquidation, the Board of Directors shall, after paying or making provision for the payment of all the lawful debts and liabilities of the Organization, distribute all the remaining assets of the Organization to one or more nonprofit organizations created to succeed the Organization or having similar aims and objectives as the Organization, provided that each selected organization shall then qualify as an organization exempt from federal income taxation under section 501 (a) of the Internal Revenue Code of 1986 as an organization described in sections 501 (c) (3) or 501 (c) (4) of such Code (or relevant successor provisions).

#### ARTICLE XII: AMENDMENTS TO BYLAWS

The power to alter, amend, or repeal these Bylaws is vested in the Board of Directors, which may undertake such actions by a two-thirds vote at any meeting of the Board of Directors of the Organization.

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**THE MILLENNIUM GROUP**  
**OLD TOWN MARKET BUILDING**  
**SUITE #3**  
**1810 NORTH CLEVELAND STREET**  
**CHICAGO, ILLINOIS 60614**  
**(312) 664-7262**  
**(312) 490-7011**

**FAX Transmittal**

**Date:** November 18, 1992

**From:** Steve Denari

**To:** Marvin Singleton, Ralph Perkins

**FAX #:** 214-716-6894

**# of Pages (including this page):** 4

**Subject:** November 18: Meeting in Illinois

**Message:** We were told that this was a meeting of volunteers put together by some zip code coordinators. Many of us agreed to attend and we informed other volunteers of the meeting. Obviously the agenda is a little more formal than we expected. Tom Wing gave me a copy of the attached agenda which was FAXed to him but never sent to me. I told Tom that I thought that I should still go because I had notified so many volunteers, but that I would ask that the "meeting coordinator" remove my name from the agenda, especially as Jan Horner will be there to speak officially for us. They told me that the agenda may already have been copied, and I told them it was unconscionable to do that without even providing me a copy of the proposed agenda. I had done an idea write up for Jan a last week, which she evidently had FAXed on to this Meeting coordinator. This is why he listed the subject "Organization Structure." I am attaching a copy of that write up to this transmittal as well.

**Please call sender's number above to confirm receipt or if retransmission is necessary**

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**UNITED WE STAND, AMERICA**  
**A STRATEGIC AND TACTICAL**  
**PLAN FOR THE 1990'S**  
**SUBMITTED BY STEVE DENARI**  
**1810 N. CLEVELAND**  
**CHICAGO, ILLINOIS**  
**312-664-7011**

NOVEMBER 18, 1992

**Mission**

Although the idea of forming a third political party is enticing from some aspects, I must at this time agree with Ross that such a move is probably premature at this point. Had Bush prevailed, this alternative might seem ripe today. For at least the next four years, the country and especially the politicians of both parties will view our group as representing about 20% of the electorate. This is a tremendous and historical advantage which we must not squander.

Ross' candidacy has given us this down payment on credibility, and now we must build on that basis. Our influence is truly unique as the "swing vote" in American politics, if we can remain organized and credible. For this to happen, we need to remain focused on three elements: (1) Fiscal Responsibility, (2) Campaign Reform and (3) Government Ethics and Accountability. These three elements are the most fearsome for our politicians, to the point that only the fear of the VOTE can give them the courage to address them honestly. While many in our group would very much like to expand this list into a plethora of social issues, I feel that this would fracture our unity now and in the foreseeable future. Ideally, massive changes in the systems that control these three elements will ultimately also produce worthwhile byproducts in other areas of concern to us.

At least in the short term, another compromise we must make is to limit our efforts to the Federal arena and perhaps the gubernatorial race. In Illinois, this still means being involved in more than 40 primary and 20 general election races in 1994. (Remember, the filing period for candidates in this state starts less than twelve months from now.) By 1996, we will have the House races again, as well as the Senatorial and Presidential elections. Perhaps by 1998, we will be able to address the Federal offices as well as the significant state offices. I suggest that the mission of our group be as follows.

- a) Locate and encourage the best candidates (hopefully UWSA members) to file and run for office, either in the two major political parties or as independents.
- b) Provide endorsements, campaign manpower and fundraising requests for our members to directly contribute to these candidates' campaigns in primaries and the general elections.
- c) Meet with incumbents at least quarterly to review their performance.
- d) Have a position on each Congressional bill and policy decision and a rationale for it.
- e) Offer proposed legislation for sponsorship by incumbents or candidates.
- f) Publish at least a Quarterly Newsletter or Report to update our membership on issues/candidates.
- g) Be financially independent through our own fundraising efforts.

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### Structure

While we should not attempt to achieve a charitable status, we should operate as a not for profit entity with a corporate charter to reflect our mission within the three elements described above. In order to avoid leadership primarily driven by monetary reward, I suggest the following structure:

State Chairman	Elected to a four year term by all dues paying members in the state, with a minimum requirement of 20% support or a top 5 person runoff.
20 Congressional District Chairmen	Elected to two year terms by all dues paying members in the district minimum requirement of 20% support or a top 5 person runoff

Any dues paying member wishing to run for one of these positions would be required to submit a one page outline of his or her background, qualifications, vision, etc. These would be included in a mailing to all dues paying members along with a ballot so that they could register their votes by mail.

These 21 people would serve as the board of directors of the corporation, with the State Chairman as chairman of the board. None of these 21 would receive any compensation other than necessary expense reimbursement. The State Chairman would nominate the officers of the organization, subject to ratification by a majority of the board. The State Chairman could also terminate an officer subject to a two thirds majority agreement of the board. The officers would be as follows:

President	Chief Operating Officer	Overall operations, fundraising
Treasurer	Chief Financial Officer	Accounting, banking, payroll/AP
Secretary	Chief Administrative Officer	Administration, publishing, membership

The board of directors would determine the compensation of each officer, as well as approve the budget and head count for staff under the officer positions. Volunteers would fill field positions within the Congressional Districts as appointed by that district's chairman. The district chairmen would be responsible for endorsement and campaign manpower for House seats, and the state chairman would be responsible for these areas in statewide races.

### Membership

With over 800,000 votes for Ross in this state, it is anticipated that an initial 2% membership could be achieved in 30-60 days. That translates to 16,000 initial members paying perhaps \$25.00 for an annual subscription to the Newsletter and the right to vote. This would mean \$400,000 in base funds to hold an election and begin operation. Over time, additional members, fundraising events and maybe organization produced materials would enhance these base funds.

We should be sure to offer membership to incumbent government officials, especially those holding offices with which we are directly concerned. This allows an incumbent an opportunity to "sign on" to our goals, with a chance for our organization to track his or her adherence on a regular basis. Surely, the more public officials who are UWSA members, the more persuasive we become.

We must all be personally committed to being an open organization. As Ross has said on so many occasions, "Our strength is in our diversity." While I know that we have seen some factionalism already in our yet embryonic group, I truly believe that if we give democracy a chance, we will be united. At the same time, however, we must remain focused on our mission and shun all proclivities to become an assemblage of special interest groups. By concentrating our efforts on reforming the basic "systems" of our governance, I am sure we can have a true patriotic influence within our own lifetimes and those of our children.

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NUNC PRO TUNC ASSIGNMENT

WHEREAS, Perot '92 (f/k/a Perot Petition Committee), a principal campaign committee organized under federal election laws and having its principal place of business at 6605 LBJ Freeway, Suite 150, Dallas, Texas 75240 (the "Seller"), owns a certain name and service mark, and an application to register said service mark as listed and described on Schedule A attached hereto (the "Mark"), and the goodwill appurtenant thereto; and

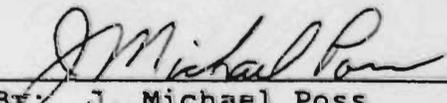
WHEREAS, United We Stand America, Inc., a non-profit corporation organized under the laws of the District of Columbia having its principal place of business at 6605 LBJ Freeway, Suite 150, Dallas, Texas 75240 (the "Buyer"), desires to acquire the Mark:

NOW, THEREFORE, for good and valuable consideration, receipt of which is hereby acknowledged, the Seller does hereby sell, assign and transfer unto Buyer the Seller's entire right, title and interest in and to the Mark, together with the goodwill appurtenant thereto, and the entire right, title and interest in and to any and all claims and demands it may have either at law or in equity arising out of past, present or future infringement of the Mark.

The Seller hereby authorizes and requests the United States Commissioner of Patents and other corresponding officials of other jurisdictions, as appropriate, to record this instrument and to record the Buyer as the owner of the Mark.

IN WITNESS WHEREOF, The Seller has executed this Assignment effective, but not necessarily on, the 25th day of November, 1992.

PEROT '92

  
By: J. Michael Poss  
Treasurer

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THE STATE OF TEXAS  
COUNTY OF DALLAS

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§  
§

The foregoing instrument was acknowledged before me this 27th day of November, 1992, by J. Michael Poss, Treasurer of Perot '92, a principal campaign committee organized under federal election laws, on behalf of said principal campaign committee.

Sandra K. Sparks  
Notary Public in and for  
the State of Texas



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Schedule A

<u>Mark</u>	<u>Filed</u>	<u>Serial No.</u>
United We Stand America	December 7, 1992	07/_____

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SERVICE MARK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mark: UNITED WE STAND AMERICA

International Class No.: 41 42

Honorable Commissioner of Patents and Trademarks Washington, D.C. 20231

APPLICATION FOR SERVICE MARK REGISTRATION -- MULTICLASS

Applicant, United We Stand America, Inc., is a non-profit corporation organized under the laws of the District of Columbia and is doing business at 6606 LBJ Freeway, Suite 150, Dallas, Texas 75240.

Applicant has adopted and is using the mark shown in the accompanying drawing for:

"Educational services -- namely, conducting research and disseminating information on public policy issues" in International Class 41; and

"Miscellaneous services -- namely, promoting, organizing and administering a national coalition of persons advocating before government officials and before government bodies on public policy issues" in International Class 42;

and requests that said mark be registered in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946.

The mark was first used to advertise and promote Applicant's services in both Class 41 and 42 at least as early

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as August 11, 1992, was first used to advertise and promote Applicant's services in interstate commerce at least as early as August 11, 1992, and is now in use in such commerce.

The mark is used to advertise and promote Applicant's services and three (3) specimens showing the mark as actually used are presented herewith.

The specimens include references to the Perot Petition Committee and Perot '92, the former owner of the subject mark. The mark was first used by Applicant's predecessor, Perot '92 (f/k/a Perot Petition Committee), a principal campaign committee organized under federal election laws. Applicant obtained an assignment of the rights of Perot '92 by virtue of an assignment effective November 25, 1992.

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AFFIDAVIT

THE STATE OF TEXAS

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§  
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COUNTY OF DALLAS

Mike Poss, being sworn, states that he is the Treasurer of the Applicant and is authorized to execute this Affidavit on behalf of the Applicant; that he believes said Applicant to be the owner of the mark sought to be registered; that to the best of his knowledge and belief, no other person, firm, corporation or association has the right to use said mark in commerce, whether in the identical form or in such near resemblance thereto as may be likely, when applied to the goods or services of such other person, to cause confusion, or to cause mistake, or to deceive; that all statements made herein of his own knowledge are true and that all statements made on information and believe are believed to be true.

Dated this 30 day of November, 1992.

*Mike Poss*

Mike Poss, Treasurer  
United We Stand America, Inc.

SUBSCRIBED AND SWORN TO before me on this 30 day of November, 1992.

[SEAL]

*[Signature]*  
Notary Public in and for  
the State of Texas

My Commission Expires:

\_\_\_\_\_

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POWER OF ATTORNEY

We hereby appoint David H. Judson, a member of the firm Hughes & Luce, L.L.P. and of the State Bar of Texas, as our attorney, with full power of substitution and revocation, to prosecute this application and transact all business in connection therewith, and to receive the Certificate.

Please direct all communications to:

David H. Judson  
Hughes & Luce, L.L.P.  
1717 Main Street  
Suite 2800  
Dallas, Texas 75201

and direct all telephone calls to David H. Judson at  
(214) 939-5672.

*Mike Poss*

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Mike Poss, Treasurer  
United We Stand America, Inc.

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Applicant: United We Stand America, Inc.

Address: 6606 LBJ Freeway  
Suite 150  
Dallas, Texas 75240

Date of First Use: At least as early as  
August 11, 1992

First Use In Interstate Commerce: At least as early as  
August 11, 1992

Services: Educational services --  
namely, conducting research  
and disseminating information  
on public policy issues in  
International Class 41

Miscellaneous services --  
namely, promoting, organizing  
and administering a national  
coalition of persons  
advocating before government  
officials and before  
government bodies on public  
policy issues in International  
Class 42

Mark: UNITED WE STAND AMERICA

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# UNITED WE STAND AMERICA, INC.

6606 LBJ Freeway, Dallas, Texas 75240  
Telephone (214) 716-6600

R. Clayton Mulford  
General Counsel

December 17, 1992

Mr. Steve Denari  
1810 N Cleveland St., Suite #3  
Chicago, Illinois 60614

Dear Mr. Denari:

As we move forward with United We Stand America there are some technical matters we need to address for legal, tax and organizational reasons.

It has come to our attention that you are using the name United We Stand America or a variation of that name. Your mere registration of a corporate name or formation of a corporate entity affords no rights to that name. Moreover, your use of the name is an unlawful infringement on our right and the right of our designated agents to use the name. In addition, such use will cause confusion among members of the public. Therefore, you are advised to discontinue use of our name in your activities.

We applaud and embrace the concept of citizen involvement in their government and are heartened that the Perot campaign and United We Stand America have had much to do with initiating citizens' involvement across the country. Activities pursued under the name United We Stand America, and its variants, however, must be consistent with our purposes as a non-profit organization formed to disseminate information on public policy issues and to encourage involvement in public policy matters. The reason for this is simple. Certain activities jeopardize United We Stand America's legal status and also confuse in the minds of the public the objectives we seek to fulfill. Those activities that may not be undertaken using our name include the formation of political parties, fielding or endorsing of candidates, or other "electioneering" or "political" activities in certain circumstances. Moreover, the use of the name in Illinois stems from the agency relationship established in July following formation, naming and registration of the movement. The usurpation of use of the name by individuals other than our designated agents violates and infringes upon our right and the rights of our designated agent to the name.

State chapter organizations of the national that are our agents will retain the ability to use the name United We Stand America, or variations thereof, provided the activities pursued may be undertaken without jeopardizing the legal status of the organization or work against its public purpose. Your organization is not our designated agent and does not have rights to the name. Such use is an unlawful appropriation of our service mark rights.

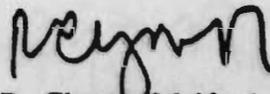
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Mr. Steve Denari  
December 17, 1992  
Page 2

Please note that our efforts will be issue oriented and intended to give citizens the weapons, knowledge and understanding of complex issues we believe is necessary so that they may take action as they deem appropriate to influence governmental institutions. These issues will likely include, among others, governmental reform, economic matters, and election reform. Again, we do not wish to discourage whatever activities you seek to pursue as citizens, but demand that you cease using the name United We Stand America or variations of that name in connection with those endeavors.

If you have any questions about this, please contact me at 214-716-6501.

Very truly yours,



R. Clayton Mulford

RCM/ss

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The Mission of  
United We Stand, Illinois

United We Stand, Illinois is a state organization formed by Perot '92 volunteers in Illinois just after the 1992 General Election. Ross Perot has founded United We Stand, America as a national organization to develop public policy positions and strategies. United We Stand, Illinois members forge these strategies into political action within the state.

While membership in United We Stand, America is encouraged, it is not a prerequisite to becoming a member of United We Stand, Illinois. The primary goal of United We Stand, Illinois is to influence the selection, nomination, election and appointment of candidates for public office who share the views of the organization as to 1) Fiscal Responsibility, 2) Campaign Reform and 3) Government Ethics and Accountability.

United We Stand, Illinois achieves these goals through actions such as:

- 1) Meeting with incumbents regularly to review their performance
- 2) Locating and encouraging the best candidates to file and run for office, either in the two major parties or as independents
- 3) Providing endorsements, campaign volunteers and fund raising on behalf of these candidates' primary and election efforts
- 4) Publishing a Newsletter to update its membership on issues, incumbents' performance and candidates

United We Stand, Illinois Inc. is chartered as a not-for-profit corporation in Illinois. It will be governed by a twenty one person Board of Directors. One Director elected by the membership of each of the twenty Congressional Districts in the state and the Chairman of the Board, elected by all the members of the state.

Any current dues paying member of United We Stand, Illinois may run for a position on the Board of Directors. Members desiring to run for an elected office must complete and sign the "Statement of Candidacy" on the reverse side of this application. Board members serve for an initial term of two years and receive no personal compensation. All dues paying members as of February 19, 1993 will receive a ballot to enable them to vote by mail for the 1993 election of the Board.

United We Stand, Illinois  
Founding Membership Application

Yes, along with my fellow citizens of Illinois, I want to participate in taking back and reforming our government for the benefit of the people. Please enroll me as a Founding Member of United We Stand, Illinois.

1993 Membership dues are payable annually or quarterly

\$25 Annually       \$10 Quarterly      (check one)

Mr.       Mrs.       Ms.

Name (Please print)      First      Middle Initial      Last

Street Address

City      State      Zip Code

County      Congressional District #

( )      ( )  
Home Phone      Work Phone

Are you a member of United We Stand America? Yes \_\_\_\_\_ No \_\_\_\_\_

In addition to enrolling as a Founding Member, I would like to make a contribution to United We Stand, Illinois to further its goals and objectives.

\$25       \$50       \$100      Other \_\_\_\_\_

(Membership fees and contributions are not tax deductible)

Remember

1. Fill out the Membership Application completely
2. Complete & Sign the "Statement of Candidacy" on reverse if applicable
3. Make check or money order payable to "United We Stand, Illinois Inc."
4. Mail your application and check or money order to:

United We Stand, Illinois Inc.  
858 West Armitage #115  
Chicago, Illinois 60614

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# UNITED WE STAND AMERICA, INC.

6606 LBJ Freeway, Dallas, Texas 75240  
Telephone (214) 716-6600

## MEMORANDUM

TO: ALL INTERIM STATE COORDINATORS

FROM: Clay Mulford, General Counsel

DATE: December 23, 1992

SUBJECT: NAME USE

The purpose of this memorandum is to address two concerns which have been brought to our attention. The first relates to certain activities that we understand may be underway in some states by our recognized coordinators. The second concerns the use of the name United We Stand America (or variations of that name) by groups other than those affiliated with our recognized interim coordinators.

As you know, a membership drive for the organization will be initiated in January. As we move forward with United We Stand America as a non-profit, activist public interest organization, our goal is to educate citizens on public policy issues and encourage their involvement in government and public policy. We anticipate that state chapters will develop consisting of members of the national organization organized at the state, congressional district, and potentially the county and local level. Following the membership drive, state chapters meeting requirements established by the UWSA national will obtain authority to use the name.

Currently, use of the name United We Stand America by state organizations flows from the relationship established in July following the formation of the national movement. State organizations, as a legal matter, utilized variations of the name as the designated volunteers of the national organization. We understand that groups in some states (including groups affiliated with interim state coordinators) have now decided to pursue objectives in different manners, including in some instances the forming of political parties, the fielding or endorsing of candidates, or by undertaking other directly "political" activities. This is a problem because certain types of "political" or "electioneering" activity jeopardize United We Stand America's legal status.

There is a distinction between activities which could be called "political" in the broad sense (those related to policy and legislative matters, including candidate evaluations), and advocating and contributing to the election or defeat of specific office-seekers. The latter is viewed by the Federal Election Commission, the IRS and others as the sort of "political" activity which could alter our rights and obligations. Moreover, such activity confuses in the public mind our nature and objectives. As a result, we must stipulate that your right to use the name United We Stand

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America does not extend to those activities (formation of political parties, fielding or endorsing candidates) absent our written consent.

Questions have also arisen about the use of the name by groups not affiliated or no longer affiliated with our interim state coordinators. The name (and variations thereof) may only be used by you and groups affiliated with you. Use by others is impermissible and constitutes an unlawful infringement on our service mark and trade mark rights. You and your affiliated group alone retain the authority to use the name, and may do so as long as the activities pursued do not jeopardize our legal status or public purpose, or until the authority is otherwise withdrawn.

On a related point, the registration or formation of a corporate entity under our name (or a variation thereof) does not create rights to the name. Whether or not an individual has reserved or incorporated under a variation of our name, the right to the name remains exclusively ours, for use by us and those we designate. Any use by others remains an unlawful infringement, regardless of whether they reserved or are incorporated under that name. (As an example, if a former employee of ATT forms a corporation named "ATT" or "ATT-Illinois," the use of that name would still be impermissible due to ATT's prior rights and the public confusion that would be created.) Similarly, the use of Mr. Perot's name (as in, for example, the "Perot Party") is impermissible without his written consent. Please alert your national field representative if you are aware of any individual or group using the United We Stand America or Perot names (or variations) so that we may take appropriate action.

As you know, we applaud the concept of activism in government and are heartened that the Perot campaign and United We Stand America have had much to do with initiating citizens' involvement across the country. Activities of the sort outlined above, however, simply cannot be undertaken in the name of United We Stand America. Persons wishing to organize to pursue those other activities should do so, but not as a part of United We Stand America. If you have any questions about this, please contact Sandy Sparks at 214-716-6457.

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AFFIDAVIT OF THOMAS L. WING

STATE OF ILLINOIS )

COUNTY OF COOK )

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1. My name is Thomas L. Wing. I served as the Illinois state volunteer coordinator of Perot '92 (formerly the Perot Petition Committee and hereinafter referred to as the "Committee"). My address is 1439 W. Thomas Street, Chicago Illinois 60622. I worked full-time as a volunteer for the Committee from the end of July until the election in November. I presently serve as the Illinois state volunteer for United We Stand America, Inc., a District of Columbia nonprofit corporation ("UWSA").

2. I became involved with the Committee at the end of July 1992 in connection with the formation of "United We Stand America," a movement begun by Perot volunteers in the aftermath of Ross Perot's announcement on July 16 that he would not become a candidate for president. (1) The movement was organized by state volunteer leaders with Mr. Perot's approval and consent. The goal of the volunteer leaders in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on the ballot in various states. The receipts and expenditures of the United We

(1) The movement known as "United We Stand America," which operated as part of the Committee, should not be confused with UWSA, a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992. The United We Stand America movement evolved into the idea of forming UWSA as a nonprofit corporation.

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Stand America movement were reported as a part of the reports filed by the Committee with the Federal Election Commission ("FEC") for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC purposes and, some states, volunteers continued petition efforts.

3. As Illinois state volunteer coordinator, I dealt with Ralph Perkins, an employee of the Committee with responsibility for overseeing the petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, and Mr. Perkins' assistant, Tom O'Brien.

4. Stephen J. Danari was a volunteer for the Committee who served as its city coordinator in Chicago during the month of October and the beginning of November. He worked in the Committee's Chicago headquarters located at 39 South LaSalle Street 60603. Richard Pierce was a volunteer who served as my assistant and who also performed custodial services at the state headquarters office (located in a portion of my home), for which he was paid by the Committee. He was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

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5. In my position as state volunteer coordinator, I was authorized by the Committee to execute checks and make expenditures within the budget established for Illinois by the Committee. No other individual was required to sign or verify checks issued by me. Tom O'Brien was also an authorized signatory on the account.

6. I issued three Committee checks to Mr. Pierce. Two of those checks, totaling \$600.00, were issued to Mr. Pierce for custodial services he provided to the Committee and for which proper documentation was maintained and recorded. The third check, in the amount of \$200.00 was issued to Mr. Pierce for Mr. Pierce to cash due to the relative difficulty for me to routinely cash petty cash checks as a result of my disability. The proceeds, which were immediately placed into the petty cash fund, were used as petty cash in the state headquarters office, and proper accounting procedures were followed.

7. I deny making any statement to the effect that I had "dragged some funds" from the Committee to UWSA. All funds in the Committee's authorized bank account in Illinois were used to pay debts and obligations incurred by the Committee. The authorized bank account was closed in December 1992.

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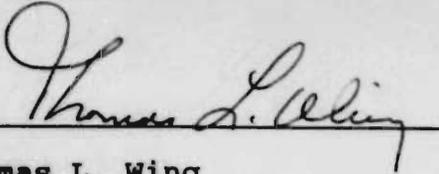
8. As state volunteer coordinator, I did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Mr. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, the Committee was never made aware, of any complaints about my conduct as Illinois state volunteer coordinator or my handling of campaign funds.

9. I deny making statements to anyone, including Mr. Denari, either privately or publicly, that UWSA and its members will be involved in "political activities" in Illinois. I am aware of restrictions placed on UWSA's activities by the FEC and by its status as a 501(c)(4) organization. I am aware of the regulations imposed by the FEC on corporations, including nonprofit corporations, with respect to contributions and expenditures made in connection with a federal election.

10. As state volunteer coordinator of UWSA, I have distributed and accepted membership applications and dues, which I regularly forward to UWSA headquarters in Dallas. I am not aware of any investigation concerning me or UWSA that is being conducted by the United States Postal Service.

11. Neither the Committee, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

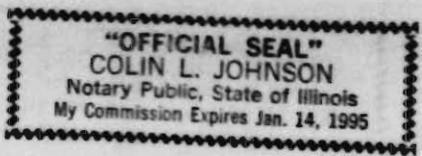
12. All of the foregoing is true and accurate to the best of my information and belief.

  
Thomas L. Wing

Subscribed and sworn to before me this 10<sup>th</sup> day of March, 1993.

  
Notary Public  
My commission expires:

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**AFFIDAVIT OF TOM O'BRIEN**

STATE OF TEXAS )  
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 ) ss.  
COUNTY OF DALLAS )  
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1. My name is Tom O'Brien. I was a field representative of Perot '92 (formerly the Perot Petition Committee, hereinafter referred to as the "Committee"). My address is 9750 Royal Lane, Apt. 1224, Dallas, Texas 75231. I worked full-time for the Committee from April 1, 1992 until December 1, 1992.

2. As a field representative of the Committee, I assisted Ralph Perkins in the oversight of petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, until the end of November 1992. Mr. Perkins was an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois.

3. Thomas L. Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July through the election in November. During this time, the Illinois headquarters of the United We Stand America movement was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. The expenditures and receipts of the United We Stand America movement were reported as a part of the reports filed by the Committee with the FEC for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by the Committee. Mr. Pierce

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was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

4. In his position as state volunteer coordinator, Mr. Wing was authorized to execute checks and make expenditures within the budget established for Illinois by the Committee. No individual other than Mr. Wing was required to sign or verify checks issued by Mr. Wing. I was also an authorized signatory on the account.

5. John Davenport is a carpenter who performed services for the Committee, for which he was compensated. He remodeled a portion of Mr. Wing's home previously used as Mr. Wing's carpentry shop. The renovation converted this portion of Mr. Wing's home from a carpentry shop into a functional state headquarters of the United We Stand America movement. A portion of Mr. Wing's home was rented as the state headquarters because the Committee's previous office lease in Chicago terminated at the end of July and because the location was the most convenient for Mr. Wing, who is partially disabled.

6. To the best of my information and belief, Mr. Wing did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Stephen J. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, no other agent of the Committee was made aware, of any complaints about Mr. Wing's conduct as Illinois state volunteer coordinator or his handling of campaign funds.

7. Neither the Committee, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

8. All of the foregoing is true and accurate to the best of my information and belief.

Thomas P. O'Brien  
Tom O'Brien

Subscribed and sworn to before me this 11 day of March, 1993.

Sally M. Bell  
Notary Public  
My commission expires: 5-21-97



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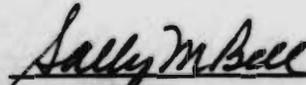


8. All of the foregoing is true and accurate to the best of my information and belief.



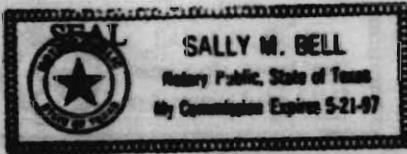
Rusty Stricker

Subscribed and sworn to before me this 11 day of March, 1993.



Notary Public

My commission expires: 5-21-97



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Before the  
FEDERAL ELECTION COMMISSION

\_\_\_\_\_  
In the Matter of )  
Thomas L. Wing ) MUR 3734  
\_\_\_\_\_ )

To: Office of the General Counsel

RESPONSE OF THOMAS L. WING

Thomas L. Wing hereby responds to the complaint submitted by Stephen J. Denari, dated January 23, 1993.<sup>1</sup>

I. INTRODUCTION

Mr. Denari's complaint is inaccurate, vague, incomplete, and fails to allege any violation of Federal Election Commission ("FEC") regulations by Thomas L. Wing. Mr. Denari's allegation generally is that Mr. Wing, in his capacity as volunteer state coordinator for Perot '92 (previously the Perot Petition Committee), the committee registered with the FEC as Ross Perot's principal campaign committee, mishandled campaign funds and abusively treated volunteers. Mr. Denari also alleges that Mr. Wing is making statements that United We Stand America, Inc., a nonprofit corporation ("UWSA"), and its members will be involved in "political activities" in Illinois as an inducement for membership. As this response demonstrates, Mr. Wing has not violated any FEC regulations.

<sup>1</sup> By letter dated February 11, 1993, Mr. Wing requested an extension of time through March 12, 1993 to submit this response. By letter dated February 12, 1993, the Office of the General Counsel granted that extension request.

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## II. BACKGROUND

Mr. Wing became involved with Perot '92 at the end of July 1992 in connection with the formation of "United We Stand America," a movement begun by Perot volunteers in the aftermath of Mr. Perot's announcement on July 16 that he would not become a candidate for president. The movement was organized by state volunteer leaders (including Mr. Wing) with Ross Perot's approval and consent. The goal of these individuals in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on state ballots. Though the movement was issue rather than candidate oriented, its expenditures and receipts were reported as a part of the reports filed by the Perot Petition Committee with the FEC as Ross Perot's principal campaign committee for federal election law purposes because offices in some states were used by Perot '92 in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts. The movement known as "United We Stand America," which operated as a part of Perot '92, should not be confused with UWSA, a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992.<sup>2</sup>

Mr. Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July until the 1992 election. Mr. Wing, as Illinois state volunteer coordinator, dealt with Ralph Perkins, an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois. Tom O'Brien, a Perot '92 employee, served as Mr. Perkins assistant. During this time, the Illinois headquarters of the United We Stand movement was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. Mr. Denari was a volunteer who served as the Perot '92's

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<sup>2</sup> The Certificate of Incorporation and Articles of Incorporation of United We Stand America, Inc. are attached as Exhibit 1.

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city coordinator in Chicago during the month of October. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by Perot '92. Mr. Pierce was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois. See Affidavit of Thomas L. Wing (Tab A). Rusty Stricker is an employee of UWSA, where he serves as national field director.

### III. MR. WING DID NOT MISHANDLE OR ABUSE CAMPAIGN FUNDS

Mr. Denari generally alleges that during the campaign, he received complaints and heard rumors that "Mr. Wing was mishandling and/or abusing campaign funds." He has provided no support or evidence of his allegation other than the Affidavit of Richard B. Pierce. Mr. Pierce claims that on two separate occasions he was asked to verify campaign checks issued by Mr. Wing. Mr. Wing does not know what Mr. Pierce means by "verifying" checks, but verifying checks is not an illegal or improper act. Verification was not required for Mr. Wing to sign checks. Perot '92 had authorized Mr. Wing to execute checks and make expenditures within the budget established for Illinois by Perot '92. See Affidavit of Thomas L. Wing. No individual other than Mr. Wing was required to sign or "verify" checks issued by Mr. Wing, although Mr. O'Brien was also an authorized signatory on the account. See Affidavit of Tom O'Brien (Tab B).

Mr. Pierce claims that there were a number of checks issued to John Davenport, a carpenter who Mr. Pierce asserts worked for Mr. Wing. Mr. Davenport was hired and paid by Perot '92. See Affidavit of Tom O'Brien. There were six checks drawn on the authorized Perot '92 account to John Davenport, in amounts totaling \$2,163.00, for services performed for Perot '92. These payments to Mr. Davenport, made

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between August 14 and November 11, 1992, have been or by amendment<sup>3</sup> will be reported by Perot '92 in its FEC reports for "contract labor" or "construction." See Exhibit 2. Mr. Davenport was hired to remodel a portion of Mr. Wing's home to convert a retail carpentry shop into a functional state headquarters of the United We Stand America movement. A portion of Mr. Wing's home was rented as the state headquarters because Perot '92's previous office lease in Chicago terminated at the end of July and because the location was most convenient for Mr. Wing, who is partially disabled. See Affidavit of Tom O'Brien.

Mr. Pierce also claims that Mr. Wing issued a check in Mr. Pierce's name for \$600, which he was requested to cash and pay to Mr. Wing. This statement is inaccurate. Mr. Wing issued a total of three Perot '92 checks to Mr. Pierce in the following amounts: \$200.00 (dated October 8), \$400.00 (dated October 9), and \$200.00 (dated October 20). The last two checks, totaling \$600 (for which Mr. Pierce received a request from Perot '92 for W-9 information), were issued to Mr. Pierce for custodial services he provided to Perot '92. These expenditures are reported to the FEC in Schedule B of Perot '92's reports covering the month of October<sup>4</sup> as payments for "custodial services." See Exhibit 2. The first check, in the amount of \$200, was issued to Mr. Pierce for him to cash. Mr. Wing requested that Mr. Pierce cash the check due to Mr. Wing's relative difficulty in routinely cashing petty cash checks as a result of his disability. The \$200 expenditure was properly reported to the FEC in Schedule B of Perot '92's pre-general report covering the first half of October as payment for "petty cash." See Exhibit 2. The cash proceeds, which were immediately placed by Mr. Wing into the petty cash fund at the state headquarters office, were used

<sup>3</sup> Perot '92 originally filed amendments to its monthly reports every ten days. At the request of Pat F. Sheppard, Senior Reports Analyst at the FEC, Perot '92 agreed to file one cumulative amendment. Mr. Wing understands the information concerning disbursements to Mr. Davenport not previously reported by Perot '92 are included in the cumulative amendment to be filed subsequently by Perot '92.

<sup>4</sup> Mr. Wing understands the information concerning the \$200 disbursement to Mr. Pierce on October 20, 1992 is included with Perot '92's cumulative amendment to be filed with the FEC. See Footnote 3.

as petty cash, and proper accounting procedures were followed. See Affidavit of Thomas L. Wing.

The allegations of Mr. Denari and Mr. Pierce do not show that Mr. Wing mishandled or abused campaign funds. Though Mr. Denari claims to have received "numerous complaints and rumors" of mishandling funds, he did not report such complaints or rumors to either Mr. Wing or Perot '92 until more than a month after the campaign was over, by letter dated December 5, 1992. Until receipt of Mr. Denari's letter, neither Mr. Wing nor Perot '92 were ever made aware of any complaints about Mr. Wing's conduct or handling of campaign funds. See Affidavit of Thomas L. Wing and Affidavit of Tom 'O'Brien.

**IV. MR. WING DID NOT "DRAG" FUNDS FROM PEROT '92  
TO UNITED WE STAND AMERICA, INC.**

Mr. Denari also complains that Mr. Wing disclosed to him that Mr. Wing had "dragged some funds" from Perot '92 to "use for a membership drive mailing and other UWSA activities." Mr. Wing denies making any such statement. All funds in Perot '92's authorized bank account in Illinois were used to pay debts and obligations incurred by Perot '92. See Affidavit of Thomas L. Wing. Furthermore, UWSA activities, including the membership drive begun in January 1993, have been financed by UWSA, not with contributions received by Perot '92. See Affidavit of Rusty Stricker (Tab C).

**V. MR. WING HAS NOT MADE STATEMENTS  
THAT UWSA WILL BE INVOLVED  
IN POLITICAL ACTIVITIES**

The essence of Mr. Denari's complaint is that he believes Mr. Wing "is making statements, both privately and publicly, that UWSA and its members will be involved in 'political activities' in Illinois as an inducement to the public to join." This unsupported belief, made without evidence or explanation, is false. UWSA officials

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informed Mr. Denari of the falsity of the belief long before this complaint was filed. Even before UWSA had any members and was in its formative stages, UWSA informed individuals who had been involved in Perot '92 and the United We Stand America movement (including Mr. Wing) of its objectives and purpose, as well as certain restrictions on its activities for legal and other reasons. Mr. Wing denies having made any such statements to anyone, including Mr. Denari. See Affidavit of Thomas L. Wing.

Mr. Denari has not alleged that Mr. Wing or UWSA has conducted "political" activities. He merely suggests that Mr. Wing is making statements about UWSA's activities. Yet Mr. Denari has recognized that UWSA's activities are not "political" while his United We Stand, Illinois, Inc. organization (with whom UWSA is in litigation regarding the unauthorized and intentionally confusing use of the UWSA name) is political. For example, in the Founding Membership Application for United We Stand, Illinois, Inc., the "Mission" states that "Ross Perot has founded United We Stand, America as a national organization to develop public policy positions and strategies. United We Stand, Illinois members forge these strategies into political action within the state." See Exhibit 3 (emphasis in original).

**VI. MR. WING DID NOT USE PROFANITY  
OR ABUSIVELY TREAT VOLUNTEERS**

In his letter dated December 5, 1992, Mr. Denari claims that he "witnessed and received continual complaints regarding Mr. Wing's abusive treatment of volunteers, including filthy language." In his Affidavit, Mr. Pierce claims that "[w]hile in the presence and that of various campaign workers, Mr. Wing made continuous derogatory comments of a sexist, ethnic, racist and anti-Semitic nature." Mr. Wing believes these claims, while alleging no violation of the FEC regulations, require refutation due to their inflammatory nature.

Mr. Wing denies such actions or statements. Had Mr. Wing's conduct been as abhorrent as Messrs. Denari and Pierce claim, it would seem that Mr. Wing or Perot '92 would have received numerous complaints from volunteers offended by these or similar statements. Messrs. Denari and Pierce are the only persons who have made such claims. Neither Mr. Wing nor Perot '92 are aware of any other complaints regarding Mr. Wing's conduct. See Affidavit of Thomas L. Wing and Affidavit of Tom O'Brien. Furthermore, two individuals who worked closely with Mr. Wing on a day-to-day basis did not witness any conduct of the type alleged by Mr. Denari and Mr. Pierce. See Affidavit of Barbara Morris (Tab D) and Affidavit of Stephanie DeVoe (Tab E).

**VII. MR. WING IS NOT AWARE OF ANY INVESTIGATION  
BY THE UNITED STATES POSTAL SERVICE**

Mr. Denari claims without evidence or explanation that Mr. Wing has "diverted [UWSA] applications and funds from their proper Dallas destination to his own address, and is now under investigation by the United State Postal Service for this action." This assertion is false. Mr. Wing has distributed and accepted membership applications and dues, which he regularly forwards to UWSA headquarters in Dallas. See Affidavit of Thomas L. Wing and Affidavit of Rusty Stricker. Mr. Wing is not aware of any investigation of him or UWSA by the U.S. Postal Service. See Affidavit of Thomas L. Wing.

**VII. CONCLUSION**

For the reasons set forth herein, Thomas L. Wing denies the complaint of Stephen J. Denari and respectfully requests that the Commission find no reason to believe that the complaint sets forth a possible violation of the Act and to find that he has demonstrated that no action should be taken against him in response to the

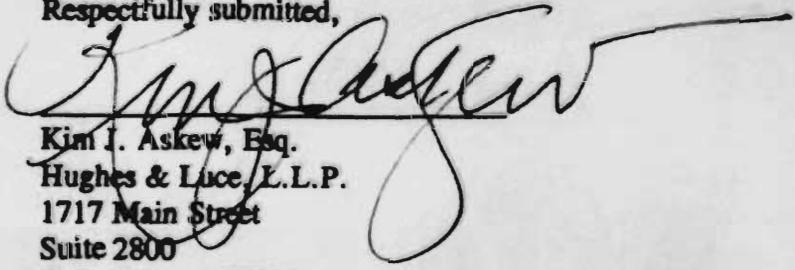
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complaint. Therefore, Thomas L. Wing requests that the Commission close its file in the matter of MUR 3734.

Pursuant to 2 U.S.C. § 437g (a) (12) and 11 C.F.R. § 111.21, the undersigned hereby requests confidential treatment of this response, the letter to which this response is directed and all submissions and findings related thereto.

Respectfully submitted,

By:



Kim J. Askew, Esq.  
Hughes & Luce, L.L.P.  
1717 Main Street  
Suite 2800  
Dallas, Texas 75201  
214-939-5579

Attorney for Thomas L. Wing

Dated: March 11, 1993

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GOVERNMENT OF THE DISTRICT OF COLUMBIA  
DEPARTMENT OF CONSUMER AND REGULATORY AFFAIRS  
BUSINESS REGULATION ADMINISTRATION



CERTIFICATE

THIS IS TO CERTIFY that all applicable provisions of the DISTRICT OF COLUMBIA NONPROFIT CORPORATION ACT have been complied with and accordingly, this CERTIFICATE of INCORPORATION is hereby issued to UNITED WE STAND AMERICA, INC.

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AS OF NOVEMBER 24TH, 1992.

Jean Parrott-Fonseca  
Deputy Director

Barry K. Campbell  
Acting Administrator  
Business Regulation Administration

Assistant Superintendent of Corporations  
Corporations Division

Iron Pratt Kelly  
Mayor

Articles of Incorporation

of

United We Stand America, Inc.

FILED

NOV 24 1992

9Y1 *[Signature]*

We, the undersigned natural persons of the age of eighteen years or more, have this date voluntarily associated ourselves for the purpose of forming a nonprofit corporation under the District of Columbia Nonprofit Corporation Act (D.C. Code, 1981 edition, Title 29, Chapter 5), and do hereby adopt, execute and verify the following Articles of Incorporation:

1. The name of the corporation is United We Stand America, Inc.
2. The corporation shall have perpetual existence.
3. The corporation is organized to involve citizens in government and in public policy decision making; to conduct research and to disseminate information on public policy issues; to serve as an advocate before the public and before government officials and before government bodies on public policy issues; and to conduct other related activities. The corporation is organized exclusively for the promotion of social welfare within the meaning of Section 501(c)(4) of the Internal Revenue Code of 1986, as amended.
4. The corporation shall have members. The division of the membership into a specific class or classes, the designation of each such class of members, and the qualifications and rights of the members of each such class, shall be provided in the corporation's bylaws.
5. The manner of the selection or appointment of directors constituting the Board of Directors shall be as provided in the corporation's bylaws.
6. Except as otherwise stated herein, the regulation of the internal affairs of the corporation shall be in accordance with provisions in the corporation's bylaws. Upon dissolution or final liquidation of the corporation, the Board of Directors shall distribute, in accordance with applicable law and after payment or provision for payment of all of the corporation's lawful debts and liabilities, any remaining assets of the corporation to one or more nonprofit organizations, as the Board of Directors shall determine, having similar aims and objectives as the corporation (which may include any successor of the corporation), as long as each such organization shall then qualify as an entity exempt from federal income taxation as an organization described in Section 501(c)(4) of such Code Internal Revenue Code of 1986, as amended.
7. The address of the initial registered office of the corporation is 1025 Vermont Avenue, N.W., Washington, D.C. 20005, and the initial registered agent at such

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address is CT Corporation System, a corporation authorized to transact business and conduct affairs in the District of Columbia.

8. The number of directors constituting the initial Board of Directors is three and the names and addresses of the persons who are to serve as the initial directors and until their successors be elected and qualified are as follows:

Ross Perot 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

J. Michael Poss 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

R. Clayton Mulford 1700 Lakeside Square  
12377 Merit Drive  
Dallas, Texas 75251

9. The name and address of each incorporator are:

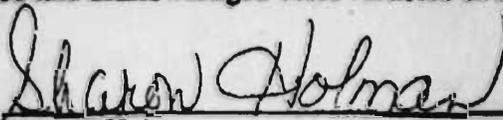
Sharon Holman 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Russell C. Stricker 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

Darcy Anderson 6606 LBJ Freeway, 2nd Floor  
Dallas, Texas 75240

10. References herein to any provision of the Internal Revenue Code of 1986, as amended, shall be deemed to be references to provisions now or hereafter existing, or to corresponding provisions as the same may be amended, supplemented, or superseded.

IN WITNESS WHEREOF, we have executed and acknowledged these Articles of Incorporation this 23rd day of November, 1992.

  
Sharon Holman

  
Russell C. Stricker

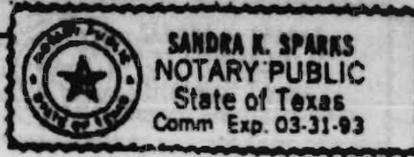
  
Darcy Anderson

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I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Sharon Holman appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

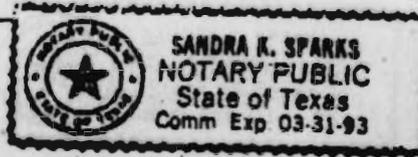
My Commission expires: 3/31/93



I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Russell C. Stricker appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

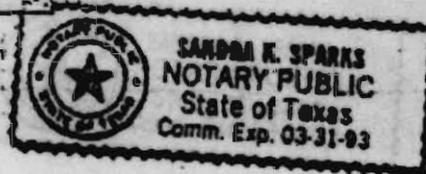
My Commission expires: 3/31/93



I, Sandra K. Sparks, a Notary Public, hereby certify that on the 23rd day of November, 1992, Darcy Anderson appeared before me and signed the foregoing document as incorporator, and has averred that the statements therein contained are true.

*Sandra K. Sparks*  
Notary Public

My Commission expires: 3/31/93



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SCHEDULE B  
Operating Expenditures

ITEMIZED DISBURSEMENTS

NAME OF COMMITTEE (in Full)  
all transactions by John Davenport and Dick Pierce

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Purpose of Disbursement	Date MM/DD/YY	Amount
John Davenport 1155 M Sandberg Ter Chicago, IL 60610	Contract Labor Disbursement for (X)General	08/14/92	\$300.00
John Davenport 1155 Sandberg Terrace Chicago, IL 60610	Construction Disbursement for (X)General	09/14/92	\$300.00
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for (X)General	10/15/92	\$450.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for (X)General	10/20/92	\$400.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for (X)General	10/26/92	\$493.00 Footnote: 4
JOHN DAVENPORT 1255 N. CLARK CHICAGO, IL 60610	*CONTRACT LABOR Disbursement for (X)General	11/11/92	\$220.00 Footnote: 4
DICK PIERCE 2432 W. POLK CHICAGO, IL 60612	replenish petty cash Disbursement for (X)General	10/08/92	\$200.00
DICK PIERCE 2432 W. POLK CHICAGO, IL 60612	custodial services Disbursement for (X)General	10/09/92	\$400.00
DICK PIERCE 2432 W. POLK CHICAGO, IL 60612	*CUSTODIAL SERVICE Disbursement for (X)General	10/20/92	\$100.00 Footnote: 4
SUBTOTAL of Disbursements This Page.....>			\$2963.00
TOTAL This Period.....>			\$2963.00
Total Unitemized.....>			\$0.00
Total Unitemized + Itemized.....>			\$2963.00

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Perot Petition Committee  
Explanation of Standard Footnotes  
For Report Covering 01/01/92 TO 12/31/92

Page: 1

Footnotes:

- 1). Information Not Previously available.
- 2). Contribution to be refunded within 10 days of receipt.
- 3). Aggregate contributions in excess of 1,000 to be refunded within 10 days.
- 4). Transaction not included on previous report.

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# STATEMENT OF CANDIDACY

(Please Print or Type)

I, \_\_\_\_\_ residing at \_\_\_\_\_  
\_\_\_\_\_ in the city or town of \_\_\_\_\_  
\_\_\_\_\_, Illinois live in the \_\_\_\_\_ Congressional  
District of Illinois. I declare my candidacy for District / State  
(circle one) Chairman of United We Stand, Illinois. My  
qualifications are \_\_\_\_\_  
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Signature \_\_\_\_\_ Date \_\_\_\_/\_\_\_\_/\_\_\_\_

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## Founding Membership Application for United We Stand, Illinois

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*Join us in our commitment  
to make government more  
responsive and accountable  
to the people and to now  
restore the American dream  
for us and our children*

---

United We Stand, Illinois Inc. is chartered  
as a not-for-profit corporation in Illinois

For more information contact:

United We Stand, Illinois Inc.  
858 West Armitage #115  
Chicago, Illinois 60614  
(312) 664-7011

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## The Mission of United We Stand, Illinois

United We Stand, Illinois is a state organization formed by Perot '92 volunteers in Illinois just after the 1992 General Election. Ross Perot has founded United We Stand, America as a national organization to develop public policy positions and strategies. United We Stand, Illinois members forge these strategies into political action within the state.

While membership in United We Stand, America is encouraged, it is not a prerequisite to becoming a member of United We Stand, Illinois. The primary goal of United We Stand, Illinois is to influence the selection, nomination, election and appointment of candidates for public office who share the views of the organization as to 1) Fiscal Responsibility, 2) Campaign Reform and 3) Government Ethics and Accountability.

United We Stand, Illinois achieves these goals through actions such as:

- 1) Meeting with incumbents regularly to review their performance
- 2) Locating and encouraging the best candidates to file and run for office, either in the two major parties or as independents
- 3) Providing endorsements, campaign volunteers and fund raising on behalf of these candidates' primary and election efforts
- 4) Publishing a Newsletter to update its membership on issues, incumbents' performance and candidates

United We Stand, Illinois Inc. is chartered as a not-for-profit corporation in Illinois. It will be governed by a twenty one person Board of Directors. One Director elected by the membership of each of the twenty Congressional Districts in the state and the Chairman of the Board, elected by all the members of the state.

Any current dues paying member of United We Stand, Illinois may run for a position on the Board of Directors. Members desiring to run for an elected office must complete and sign the "Statement of Candidacy" on the reverse side of this application. Board members serve for an initial term of two years and receive no personal compensation. All dues paying members as of February 19, 1993 will receive a ballot to enable them to vote by mail for the 1993 election of the Board.

## United We Stand, Illinois Founding Membership Application

Yes, along with my fellow citizens of Illinois, I want to participate in taking back and reforming our government for the benefit of the people. Please enroll me as a Founding Member of United We Stand, Illinois.

1993 Membership dues are payable annually or quarterly

\$25 Annually       \$10 Quarterly      (check one)

Mr.       Mrs.       Ms.

Name (Please print)      First      Middle Initial      Last

Street Address

City      State      Zip Code

County      Congressional District #

( )      ( )  
Home Phone      Work Phone

Are you a member of United We Stand America? Yes \_\_\_ No \_\_\_

In addition to enrolling as a Founding Member, I would like to make a contribution to United We Stand, Illinois to further its goals and objectives.

\$25       \$50       \$100      Other \_\_\_\_\_

(Membership fees and contributions are not tax deductible)

### Remember

1. Fill out the Membership Application completely
2. Complete & Sign the "Statement of Candidacy" on reverse if applicable
3. Make check or money order payable to "United We Stand, Illinois Inc."
4. Mail your application and check or money order to:

United We Stand, Illinois Inc.  
858 West Armitage #115  
Chicago, Illinois 60614

(A)

AFFIDAVIT OF THOMAS L. WING

STATE OF ILLINOIS )  
                          )  
                          ) ss  
COUNTY OF COOK     )  
                          )

1. My name is Thomas L. Wing. I served as the Illinois state volunteer coordinator of Perot '92 (formerly the Perot Petition Committee and hereinafter referred to as the "Committee"). My address is 1439 W. Thomas Street, Chicago Illinois 60622. I worked full-time as a volunteer for the Committee from the end of July until the election in November. I presently serve as the Illinois state volunteer for United We Stand America, Inc., a District of Columbia nonprofit corporation ("UWSA").

2. I became involved with the Committee at the end of July 1992 in connection with the formation of "United We Stand America," a movement begun by Perot volunteers in the aftermath of Ross Perot's announcement on July 16 that he would not become a candidate for president. (1) The movement was organized by state volunteer leaders with Mr. Perot's approval and consent. The goal of the volunteer leaders in forming the United We Stand America movement was to keep alive the grassroots movement inspired by the petition efforts that had placed Mr. Perot's name on the ballot in various states. The receipts and expenditures of the United We

(1) The movement known as "United We Stand America," which operated as part of the Committee, should not be confused with UWSA, a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992. The United We Stand America movement evolved into the idea of forming UWSA as a nonprofit corporation.

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Stand America movement were reported as a part of the reports filed by the Committee with the Federal Election Commission ("FEC") for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC purposes and, some states, volunteers continued petition efforts.

3. As Illinois state volunteer coordinator, I dealt with Ralph Perkins, an employee of the Committee with responsibility for overseeing the petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, and Mr. Perkins' assistant, Tom O'Brien.

4. Stephen J. Danari was a volunteer for the Committee who served as its city coordinator in Chicago during the month of October and the beginning of November. He worked in the Committee's Chicago headquarters located at 39 South LaSalle Street 60603. Richard Pierce was a volunteer who served as my assistant and who also performed custodial services at the state headquarters office (located in a portion of my home), for which he was paid by the Committee. He was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

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5. In my position as state volunteer coordinator, I was authorized by the Committee to execute checks and make expenditures within the budget established for Illinois by the Committee. No other individual was required to sign or verify checks issued by me. Tom O'Brien was also an authorized signatory on the account.

6. I issued three Committee checks to Mr. Pierce. Two of those checks, totaling \$600.00, were issued to Mr. Pierce for custodial services he provided to the Committee and for which proper documentation was maintained and recorded. The third check, in the amount of \$200.00 was issued to Mr. Pierce for Mr. Pierce to cash due to the relative difficulty for me to routinely cash petty cash checks as a result of my disability. The proceeds, which were immediately placed into the petty cash fund, were used as petty cash in the state headquarters office, and proper accounting procedures were followed.

7. I deny making any statement to the effect that I had "dragged some funds" from the Committee to UWSA. All funds in the Committee's authorized bank account in Illinois were used to pay debts and obligations incurred by the Committee. The authorized bank account was closed in December 1992.

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8. As state volunteer coordinator, I did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Mr. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, the Committee was never made aware, of any complaints about my conduct as Illinois state volunteer coordinator or my handling of campaign funds.

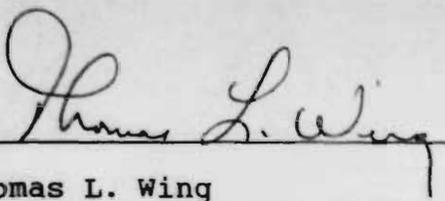
9. I deny making statements to anyone, including Mr. Denari, either privately or publicly, that UWSA and its members will be involved in "political activities" in Illinois. I am aware of restrictions placed on UWSA's activities by the FEC and by its status as a 501(c)(4) organization. I am aware of the regulations imposed by the FEC on corporations, including nonprofit corporations, with respect to contributions and expenditures made in connection with a federal election.

10. As state volunteer coordinator of UWSA, I have distributed and accepted membership applications and dues, which I regularly forward to UWSA headquarters in Dallas. I am not aware of any investigation concerning me or UWSA that is being conducted by the United States Postal Service.

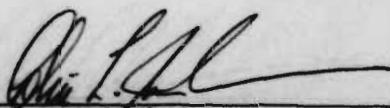
11. Neither the Committee, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

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12. All of the foregoing is true and accurate to the best of my information and belief.

  
Thomas L. Wing

Subscribed and sworn to before me this 10<sup>th</sup> day of March, 1993.

  
Notary Public  
My commission expires:



SEAL

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AFFIDAVIT OF TOM O'BRIEN

STATE OF TEXAS )  
 )  
 ) ss.  
COUNTY OF DALLAS )  
 )

1. My name is Tom O'Brien. I was a field representative of Perot '92 (formerly the Perot Petition Committee, hereinafter referred to as the "Committee"). My address is 9750 Royal Lane, Apt. 1224, Dallas, Texas 75231. I worked full-time for the Committee from April 1, 1992 until December 1, 1992.

2. As a field representative of the Committee, I assisted Ralph Perkins in the oversight of petition and campaign efforts of volunteers and compliance with Federal Election Commission ("FEC") regulations in certain states, including Illinois, until the end of November 1992. Mr. Perkins was an employee of Perot '92 responsible for volunteer activities and federal election law compliance in the midwest region of the United States, including Illinois.

3. Thomas L. Wing served as the Illinois state volunteer coordinator for the United We Stand America movement from the end of July through the election in November. During this time, the Illinois headquarters of the United We Stand America movement was located in a portion of Mr. Wing's home at 1439 W. Thomas Street in Chicago. The expenditures and receipts of the United We Stand America movement were reported as a part of the reports filed by the Committee with the FEC for federal election law purposes because offices in some states were used by the Committee in efforts to gather records and information for FEC compliance purposes and, in some states, volunteers continued petition efforts. Richard Pierce was a volunteer who served as Mr. Wing's assistant and who also performed custodial services at the state headquarters, for which he was paid by the Committee. Mr. Pierce

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was not, as he claims, the "Deputy State Director" of the Perot '92 campaign in Illinois.

4. In his position as state volunteer coordinator, Mr. Wing was authorized to execute checks and make expenditures within the budget established for Illinois by the Committee. No individual other than Mr. Wing was required to sign or verify checks issued by Mr. Wing. I was also an authorized signatory on the account.

5. John Davenport is a carpenter who performed services for the Committee, for which he was compensated. He remodeled a portion of Mr. Wing's home previously used as Mr. Wing's carpentry shop. The renovation converted this portion of Mr. Wing's home from a carpentry shop into a functional state headquarters of the United We Stand America movement. A portion of Mr. Wing's home was rented as the state headquarters because the Committee's previous office lease in Chicago terminated at the end of July and because the location was the most convenient for Mr. Wing, who is partially disabled.

6. To the best of my information and belief, Mr. Wing did not treat volunteers abusively, use profanity or make derogatory comments of a sexist, ethnic, racist or anti-Semitic nature. Until the Committee received Stephen J. Denari's letter dated December 5, 1992, I was never made aware, and to best of my information and belief, no other agent of the Committee was made aware, of any complaints about Mr. Wing's conduct as Illinois state volunteer coordinator or his handling of campaign funds.

7. Neither the Committee, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the FEC's regulations.

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8. All of the foregoing is true and accurate to the best of my information and belief.

*Thomas P. O'Brien*

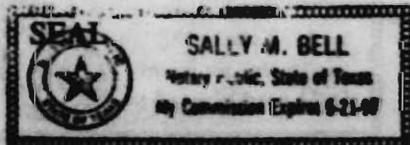
Tom O'Brien

Subscribed and sworn to before me this 11 day of March, 1993.

*Sally M. Bell*

Notary Public

My commission expires: 5-21-97



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**AFFIDAVIT OF RUSTY STRICKER**

STATE OF TEXAS            )  
                                  )  
                                  )        ss.  
COUNTY OF DALLAS        )  
                                  )

1. My name is Rusty Stricker. I am the national field director of United We Stand America, Inc., a nonprofit corporation organized under the laws of the District of Columbia on November 24, 1992 ("UWSA"). My address is 7616 LBJ Freeway, Suite 727, Dallas, Texas 75251.

2. Thomas L. Wing has served as the state volunteer coordinator of UWSA since it began operations in January 1993.

3. UWSA activities, including the membership drive begun in January 1993, have been financed by UWSA, not with contributions received by Perot '92.

4. UWSA has made all of its state volunteer coordinators, including Mr. Wing, aware of its objectives so that activities at the state and local level are not inconsistent with UWSA's primary purpose, which is the promotion of social welfare within the meaning of section 501(c)(4) of the Internal Revenue Code of 1986, as amended.

5. As Illinois state volunteer coordinator of UWSA, Mr. Wing has distributed and accepted membership application forms and dues, which he regularly forwards to UWSA headquarters in Dallas. I am not aware of any investigation concerning Mr. Wing or UWSA that is being conducted by the United States Postal Service.

7. Neither UWSA, its Treasurer, Mike Poss, nor I ever authorized, sanctioned or condoned any conduct in violation of the Federal Election Commission's regulations.

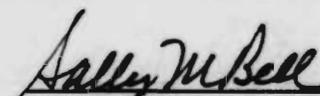
9404357655

8. All of the foregoing is true and accurate to the best of my information and belief.



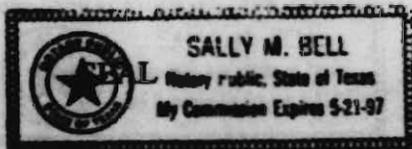
Rusty Stricker

Subscribed and sworn to before me this 11 day of March, 1993.



Notary Public

My commission expires: 5-21-97



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(D)

AFFIDAVIT OF BARBARA MORRIS

STATE OF ILLINOIS     )  
                          )  
COUNTY OF COOK        )  
                          )  
                          )

ss

1. My name is Barbara Morris. My address is 527 Park Avenue, River Forest, Illinois 60305. From approximately October 1, 1992 until November 3, 1992, I was a volunteer for Perot '92 (formerly the Perot Petition Committee, hereinafter referred to as the "Committee").

2. As a volunteer for the Committee, I worked five to seven days a week in the Committee's Illinois state headquarters office located at 1439 W. Thomas Street in Chicago with Thomas L. Wing, the Committee's volunteer state coordinator. Because the headquarters office was located in one room of Mr. Wing's home, I was able to observe Mr. Wing's behavior at all times while I was at the office. Mr. Wing always conducted himself in a professional manner.

3. I continue to work with Mr. Wing as a volunteer for United We Stand America, Inc., a nonprofit corporation. Mr. Wing serves as that organization's Illinois state volunteer coordinator.

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4. From my personal observations on a day-to-day basis, I have never witnessed Mr. Wing treating volunteers abusively, using profanity or making derogatory comments of a sexist, ethnic or racist or anti-Semitic nature. Until I was made aware of Stephen J. Denari's letter of January 23, 1993, no complaints regarding Mr. Wing's conduct or treatment of volunteers or Mr. Wing's handling of campaign funds were ever brought to my attention.

5. All of the foregoing is true and accurate to the best of my information and belief.

Barbara Morris

Barbara Morris

Subscribed and sworn to before me this 28<sup>th</sup> day of February, 1993.

Colin L. Johnson

Notary Public  
My commission expires:



SEAL

94043575658

(E)

AFFIDAVIT OF STEPHANIE DEVOE

STATE OF ILLINOIS

COUNTY OF COOK

)  
)  
)  
)  
)

ss

1. My name is Stephanie DeVoe. My address is 540 West Roscoe, Chicago, Illinois 60657. From approximately October 1, 1992 until November 3, 1992, I was a volunteer for Perot '92 (formerly the Perot Petition Committee, hereinafter referred to as the "Committee").

2. As a volunteer for the Committee, I worked five to seven days a week in the Committee's Illinois state headquarters office located at 1439 W. Thomas Street in Chicago with Thomas L. Wing, the Committee's volunteer state coordinator. Because the headquarters office was located in one room of Mr. Wing's home, I was able to observe Mr. Wing's behavior at all times while I was at the office. Mr. Wing always conducted himself in a professional manner.

3. From my personal observations on a day-to-day basis, I have never witnessed Mr. Wing treating volunteers abusively, using profanity or making derogatory comments of a sexist, ethnic or racist or anti-Semitic nature. Until I was made aware of Stephen J. Denari's letter of January 23, 1993, no complaints regarding Mr. Wing's conduct or treatment of volunteers or Mr. Wing's handling of campaign funds were ever brought to my attention.

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4. All of the foregoing is true and accurate to the best of my information and belief.

Stephanie DeVoe

Stephanie DeVoe

Subscribed and sworn to before me this 28<sup>th</sup> day of February, 1993.

Colin L. Johnson

Notary Public  
My commission expires:

"OFFICIAL SEAL"  
COLIN L. JOHNSON  
Notary Public, State of Illinois  
My Commission Expires Jan. 14, 1995

SEAL

94043575660



FEDERAL ELECTION COMMISSION  
WASHINGTON DC 20461

Microfilm  
 Public Records  
 Press

THE FOLLOWING DOCUMENTATION IS ADDED TO  
THE PUBLIC RECORD IN CLOSED MUR 3734.

12/10/93

23043543699

**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.

23043543700



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

R. Clayton Mulford, Esquire  
Kim Askew, Esquire  
Hughes & Luce, L.L.P.  
1717 Main Street, Suite 2800  
Dallas, TX 75201

DEC 10 1993

RE: MUR 3734  
United We Stand America, Inc.  
and Mike Poss, as treasurer

Dear Mr. Mulford and Ms. Askew:

On February 2, 1993, the Federal Election Commission notified your clients, United We Stand America, Inc. and its 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 United We Stand America, Inc. and Mike Poss, 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 1993

23043543701

MUR 3734

Thomas Wing, Perot '92 and United We Stand America

This matter was generated by a complaint from Stephen J. Denari and Richard Pierce. In general, complainants allege that Mr. Wing was "mishandling and/or abusing campaign funds" in connection with the Perot campaign. Complainants also allege that Mr. Wing had "dragged some funds" from Perot '92 to use for a membership drive mailing for United We Stand America. Each respondent states that the complaint is inaccurate, vague, incomplete, and fails to allege any violation of the FECA. Further, each respondent denies that any funds were "dragged" from Perot '92 for any purpose. Respondents state that Perot '92 funds were used only for committee purposes.

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.

23043543702



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

DEC 10 1993

R. Clayton Mulford, Esquire  
Daniel G. Routman, Esquire  
7616 LBJ Freeway, Suite 727  
Dallas, TX 75251

RE: MUR 3734  
Perot '92 and Mike  
Poss, as treasurer

Dear Mr. Mulford and Mr. Routman:

On February 2, 1993, the Federal Election Commission notified your clients, Perot '92 and Mike Poss, 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 Perot '92 and Mike Poss, 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

Attachment  
Narrative

Date the Commission voted to close the file:

DEC 9 1993

23043543703

MUR 3734

Thomas Wing, Perot '92 and United We Stand America

This matter was generated by a complaint from Stephen J. Denari and Richard Pierce. In general, complainants allege that Mr. Wing was "mishandling and/or abusing campaign funds" in connection with the Perot campaign. Complainants also allege that Mr. Wing had "dragged some funds" from Perot '92 to use for a membership drive mailing for United We Stand America. Each respondent states that the complaint is inaccurate, vague, incomplete, and fails to allege any violation of the FECA. Further, each respondent denies that any funds were "dragged" from Perot '92 for any purpose. Respondents state that Perot '92 funds were used only for committee purposes.

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.

23043543704



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

DEC 10 1993

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Richard Pierce  
Old Town Market Building  
Suite #3  
1810 North Cleveland Street  
Chicago, IL 60614

RE: MUR 3734

Dear Mr. Pierce:

On January 27, 1993, 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 Thomas Wing, Perot '92 and Mike Poss, as treasurer, and United We Stand America, Inc., and Mike Poss, 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

Attachment  
Narrative

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

23043543705

MUR 3734

Thomas Wing, Perot '92 and United We Stand America

This matter was generated by a complaint from Stephen J. Denari and Richard Pierce. In general, complainants allege that Mr. Wing was "mishandling and/or abusing campaign funds" in connection with the Perot campaign. Complainants also allege that Mr. Wing had "dragged some funds" from Perot '92 to use for a membership drive mailing for United We Stand America. Each respondent states that the complaint is inaccurate, vague, incomplete, and fails to allege any violation of the FECA. Further, each respondent denies that any funds were "dragged" from Perot '92 for any purpose. Respondents state that Perot '92 funds were used only for committee purposes.

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.

23043543706



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

DEC 10 1993

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

Stephen J. Denari  
Old Town Market Building  
Suite #3  
1810 North Cleveland Street  
Chicago, IL 60614

RE: MUR 3734

Dear Mr. Denari:

On January 27, 1993, 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 Thomas Wing, Perot '92 and Mike Poss, as treasurer, and United We Stand America, Inc., and Mike Poss, 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 09 1993

23043543707

MUR 3734

Thomas Wing, Perot '92 and United We Stand America

This matter was generated by a complaint from Stephen J. Denari and Richard Pierce. In general, complainants allege that Mr. Wing was "mishandling and/or abusing campaign funds" in connection with the Perot campaign. Complainants also allege that Mr. Wing had "dragged some funds" from Perot '92 to use for a membership drive mailing for United We Stand America. Each respondent states that the complaint is inaccurate, vague, incomplete, and fails to allege any violation of the FECA. Further, each respondent denies that any funds were "dragged" from Perot '92 for any purpose. Respondents state that Perot '92 funds were used only for committee purposes.

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.

23043543708



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

R. Clayton Mulford, Esquire  
Kim Askew, Esquire  
Hughes & Luce, L.L.P.  
1717 Main Street, Suite 2800  
Dallas, TX 75201

DEC 10 1993

RE: MUR 3734  
Thomas Wing

Dear Mr. Mulford and Ms. Askew:

On February 2, 1993, the Federal Election Commission notified your client, Thomas Wing, 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 Thomas Wing. 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

Attachment  
Narrative

Date the Commission voted to close the file:

DEC 09 1993

23043543709

MUR 3734

Thomas Wing, Perot '92 and United We Stand America

This matter was generated by a complaint from Stephen J. Denari and Richard Pierce. In general, complainants allege that Mr. Wing was "mishandling and/or abusing campaign funds" in connection with the Perot campaign. Complainants also allege that Mr. Wing had "dragged some funds" from Perot '92 to use for a membership drive mailing for United We Stand America. Each respondent states that the complaint is inaccurate, vague, incomplete, and fails to allege any violation of the FECA. Further, each respondent denies that any funds were "dragged" from Perot '92 for any purpose. Respondents state that Perot '92 funds were used only for committee purposes.

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.

23043543710