FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3779

DATE FILMED 8-30-94 CAMERA NO. 2

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RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
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FEDERAL ELECTION COMMISSION
MAIL CENTER
MAY 25 8 40 AM '93

May 21, 1993

MUR 3779

Federal Election Commission
Attn: Complaint Section
999 E. Street, N.W.
Washington, DC 20463

To Whom it May Concern:

RE: Perot '92 - California - September 11 - December 31.

I have purchased the FEC reports from your office for the period September 1, 1992 through December 31, 1992 for the Perot '92 Campaign. In examining the reports, together with first hand observation of certain contribution checks and disbursements over $200 and various checks we have gathered, it appears that virtually all of the transactions for California are missing from the Post General Report. The activity appears to have "dropped off" about September 11 when they began using a new bank account. For a quick confirmation of the lack of California reporting, I refer you specifically to the Post General Report (October 15 through November 23), keeping in mind that it would be safe to assume, based on population distribution, that California should have accounted for at least 10% of the total national transactions.

Since we are interested in examining these reports, I hope that you will, if you find I am correct in my analysis, pursue this matter and have Perot '92 file the information for the state of California.

Sincerely,

Gretchen Marszalk

Gretchen Marszalk
950 Cagney Lane #101
Newport Beach, CA 92663
714-548-5520

STATE OF CALIFORNIA
COUNTY OF ORANGE

SUBSCRIBED AND SWORN TO BEFORE ME
THIS 21 DAY OF MAY 19 93
Rebecca Ramos
NOTARY PUBLIC

OFFICIAL NOTARY SEAL
REBECCA RAMOS
NOTARY PUBLIC - CALIFORNIA
ORANGE COUNTY
My Comm. Expires APR 07 1995

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May 13, 1993

Federal Election Commission
Attn: Complaint Section
999 E. Street, N.W.
Washington, DC 20463

To Whom it May Concern:

RE: Perot '92 - California - September 11 - December 31.

I have purchased the FEC reports from your office for the period September 1, 1992 through December 31, 1992 for the Perot '92 Campaign. In examining the reports, together with first hand observation of certain contribution checks and disbursements over $200 and various checks we have gathered, it appears that virtually all of the transactions for California are missing from the Post General Report. The activity appears to have "dropped off" about September 11 when they began using a new bank account. For a quick confirmation of the lack of California reporting, I refer you specifically to the Post General Report (October 15 through November 23), keeping in mind that it would be safe to assume, based on population distribution, that California should have accounted for at least 10% of the total national transactions.

Since we are interested in examining these reports, I hope that you will, if you find I am correct in my analysis, pursue this matter and have Perot '92 file the information for the state of California.

Sincerely,

Gretchen Marszalk

Gretchen Marszalk

ALL PURPOSE ACKNOWLEDGMENT

State of California
County of Orange

On _____ of _____ 19__ before me, _____, Notary Public, personally appeared _____

_____ proved to me based on satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/(they) executed the same in his/her/(their) authorized capacity(ies), and that by his/her/(their) signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

Signature of Notary Public

Witness my hand and official seal

Capacity Claimed By Signer: __ Individual(s) __ Attorney-in-Fact __ Trustee(s) __ Other
__ Corporate _____ __ Officer(s) __ Partner(s) __ Subscribing Witness __ Guardian

Signer is representing: (Name of person(s) or entity(ies)) _____
Title or type of document _____ Number of Pages _____ Date ____/____/____

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MAY 28, 1993

Gretchen Marszalk
950 Cagney Lane #101
Newport Beach, CA 92663

RE: MUR 3779

Dear Ms. Marszalk:

This letter acknowledges receipt on May 25, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Perot 92' and Mike Poss, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 3779. 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,

Jonathan Bernstein

Jonathan A. Bernstein
Assistant General Counsel

Enclosure
Procedures

2404356386

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MAY 28, 1993

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

RE: MUR 3779

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 3779. Please refer to this number in all future correspondence.

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

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please call (202) 219-3690 and ask to speak with a member of the Central Enforcement Docket (CED). For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Jonathan A. Bernstein
Assistant General Counsel

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

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OGC 9/91

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

Daniel G. Routman
Associate General Counsel

June 9, 1993

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

Attn: Jonathan A. Bernstein, Esq. Re: MUR 3779

Dear Mr. Bernstein:

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 as counsel in connection with this matter.

We request that the Commission provide a 20-day extension of time, until July 8, 1993, to file our response. Perot '92 received the Commission's letter in this matter on June 3, 1993, which would require a submission of any factual or legal materials in response on June 18, 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. Thank you for your consideration of this request.

Respectfully submitted,

Daniel G. Routman
Associate General Counsel

Enclosure

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 3779

NAME OF COUNSEL: Daniel G. Routman

ADDRESS: Perot '92
7616 LBJ Freeway, Suite 727
Dallas, Texas 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.

6/4/93
Date

J. Michael Poss
Signature

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

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

HOME PHONE:

BUSINESS PHONE: 214-788-3030

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

JUNE 11, 1 993

Daniel G. Routman, Esquire
Associate General Counse
Perot '92
7616 LBJ Freeway, Suite 727
Dallas, Texas 75251

RE: MUR 3779

Dear Mr. Routman:

This is in response to your letter dated June 9, 1993, which we received on June 9, 1993, requesting an extension of 20 days until July 8, 1993 to respond to complaint. 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 July 8, 1993.

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

Sincerely,

Abigail A. Shaine

Abigail A. Shaine
Assistant General Counsel

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

Daniel G. Routman
Associate General Counsel

July 7, 1993

By UPS Next Day Air

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

Attn: Abigail A. Shaine, Esq.

Re: MUR 3779

Dear Ms. Shaine:

Enclosed is an original executed Response of Perot '92 and its Treasurer, Mike Poss, to the complaint in this matter. Please file stamp the copy of the first page of the Response and return it to the undersigned in the enclosed stamped, self-addressed envelope. We believe our response demonstrates 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 214-450-8883.

Very truly yours,

Daniel G. Routman
Associate General Counsel

Enclosure

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Before the
FEDERAL ELECTION COMMISSION

In the Matter of	)	
Perot '92	)	MUR 3779

To: Office of the General Counsel

RESPONSE OF PEROT '92 AND
MIKE POSS, TREASURER

Perot '92 and Mike Poss, its Treasurer, hereby respond to the complaint submitted by Gretchen Marszalk, dated May 21, 1993.[1]

I. INTRODUCTION

Ms. Marszalk does not allege that Perot '92 (formerly the Perot Petition Committee[2] and hereinafter referred to as the "Committee") violated any Federal Election Commission ("FEC") regulations. She only complains that based on her observation, for which she provides no support, "virtually all of the transactions for California are missing" from the Committee's Post-General Report filed with the FEC on December 3, 1992, covering the period from October 15 to November 23, 1992. Ms. Marszalk does not indicate, however, how she is aware of the allegedly missing transactions that occurred in California during this time period and does not reference any specific transactions that she believes to be missing from the Committee's Post-General Report.

[1] By letter dated June 9, 1993, Perot '92 and Mr. Poss requested an extension of time through July 8, 1993 to submit this response. By letter dated June 11, 1993, the Office of the General Counsel granted that extension request.

[2] By letter dated October 5, 1992, the Perot Petition Committee changed its name to Perot '92 by amending its Statement of Organization.

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Nevertheless, certain transactions, most of which were less than $50 in amount, will be reported by amendment to the Committee's Post-General Report because some the Committee's volunteer-staffed offices in California did not provide the necessary information to the Committee in time for it to be adequately processed and verified by the Committee's staff pursuant to the Committee's compliance program to be included in the Post-General Report. 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 instead. The Committee has confirmed Ms. Sheppard's request for one cumulative amendment on three separate occasions since receiving the original request in June 1992. See Exhibit 1. The information not previously reported in the Committee's Post-General Report is included in the cumulative amendment to be filed subsequently by the Committee.

II. BACKGROUND

Because of the unique grass roots nature of the Perot campaign, the Committee had to rely on self-selected volunteers, virtually all of whom were political novices, to report and forward documentation concerning their receipts and disbursements to the Committee's headquarters so that the Committee could report them and avoid allegations that these receipts and disbursements, which the Committee did not actually receive or authorize, were nevertheless technically "coordinated" under the wording of FEC regulations. As a result, the Committee went to great lengths and expense to educate and inform these volunteers about FEC reporting and compliance. Tens of thousands of individuals worked to put Mr. Perot's name on the ballot in their states and to elect him president. There were no existing political or other organizations. The efforts to place Mr. Perot's name on the ballot began independently of the Committee and predated the Committee's formation. Some of these volunteers in each state eventually communicated with the Dallas headquarters as a result of the

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Committee's efforts to assure compliance with FEC rules given that individuals' volunteer activities or contacts could be construed so as to jeopardize their "independence" from the Committee. Although the Committee used its best efforts to make sure that all transactions were included in its reports (and the great majority of transactions were, in fact, included in the Post-General Report), some transactions have been or will be reported by amendment.

III. PEROT '92 USED BEST EFFORTS TO COMPLY WITH FEC REGULATIONS

As documented in Exhibits 2-6, the Committee and its Treasurer repeatedly sought to inform its volunteer coordinators and treasurers and other volunteers associated with the Committee of the requirements of FEC regulations. The regulations are extremely and peculiarly burdensome to grass roots campaigns. But the Committee made clear that strict compliance was mandatory, and that any failure to comply would result in separation from the Committee. See Exhibits 2-6. The procedures that the Committee developed for the grass roots groups to comply with FEC reporting requirements required that volunteers acting as local "treasurers" maintain complete and accurate records of their contributions, authorized account deposits and disbursements, and forward the required information to the state volunteer treasurer. The state volunteer treasurer then consolidated the information received from the various volunteer offices in his or her state and forwarded the consolidated information to the Dallas headquarters for inclusion in the Committee's monthly FEC report. The Committee emphasized that the relatively short time frames between reporting periods, the vast amounts of information involved and the necessity of consolidating the information on a statewide and national level required that local volunteer treasurers keep contribution and disbursement information up-to-date so that reports could be prepared immediately after month end. See Exhibit 3. The Committee's accountants processed and verified the information that the Committee

timely received and included it in the Committee's FEC reports. Some information, however, was not provided to the Committee until it was too late to include it in the monthly filing, requiring report to the FEC by amendment.

To help state and local volunteer treasurers with the reporting task, the Committee purchased software from Aristotle Industries, Inc., a Washington D.C.-based computer software firm ("Aristotle"). Aristotle designs software and technologies that assists political committees in complying with FEC regulations and preparing FEC reports. The Committee licensed the software and provided it to its authorized offices, leased or purchased computers needed to operate the software and hired consultants from Aristotle with FEC reporting expertise, some of whom had been employed by the FEC, to travel to offices around the country to train volunteers in the use of the software and in FEC reporting requirements. In addition, the Committee retained several of Aristotle's principals to work full-time in FEC reporting at the Committee's headquarters from June through November. The Committee also retained the accounting firm of Ernst & Young to consolidate and verify the information that the state volunteer treasurers forwarded to the Dallas headquarters and to assist the Committee in preparing its FEC reports. From April through November 1992, at least two, and usually four Ernst & Young accountants worked full-time at the Committee's headquarters in Dallas. In addition, a full-time staff of approximately fifteen supported them and several other Ernst & Young accountants worked part-time or as advisors. The Ernst & Young accountants and staff and the Aristotle consultants and staff were available throughout the entire campaign to answer questions and to provide guidance to volunteers on reporting and compliance matters.

By memorandum dated September 22, 1992, the Committee informed its volunteer coordinators and treasurers that the deadline for submitting state reports and documentation to Dallas for inclusion in the Committee's Post-General Report was November 26, 1992. See Exhibit 7. This date was chosen in order to give the

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Committee's staff and accountants adequate time to verify and consolidate information received from all fifty states in order to meet the December 3 filing deadline. The election had passed and the enthusiasm of grass roots volunteers for complying with the FEC reporting duties waned. But when the Committee did not receive the required reports and documentation by the November 26 deadline, the Committee's staff telephoned each volunteer treasurer who had not submitted reports, reminded them of the deadline and offered and, in many cases, provided assistance in completing the report. Despite the best efforts of the Committee to ensure that all information was received and reported on a timely basis, some volunteer treasurers did not provide the necessary information to the Committee in time for it to be included in the Post-General Report. Some information had to be collected by personnel from the Dallas headquarters. All of the information that was not previously included in the Post-General Report will, however, be reported by amendment. But for the FEC's request in June that the Committee file one cumulative amendment rather than a series of amendments, this information would have been reported to the FEC by amendment as early as mid-December 1992.

IV. THERE IS NO REASON TO BELIEVE THAT THERE WAS ANY VIOLATION OF THE FEC'S REGULATIONS

As documented in the attached exhibits, the Committee exercised great care to ensure that violations did not occur and there is no reason to believe that any violation was authorized, sanctioned or condoned in any way by the Committee. Any violation would have been unauthorized and, indeed, directly contrary to the Committee's repeated written instructions and directives. Even if Ms. Marszalk's allegations indicated violations of FEC regulations by the Committee, which they do not, the Committee in any event should not be deemed responsible for isolated conduct by volunteers when that conduct is in direct contradiction of its written and oral instructions.

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V. CONCLUSION

For the reasons set forth herein, the Committee and its Treasurer, Mike Poss, deny the complaint of Gretchen Marszalk. Each respectfully requests that the Commission find no reason to believe that the complaint sets forth a possible violation of the Act and find that each has demonstrated that no action should be taken 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 3779.

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: July 7, 1993

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FEDERAL ELECTION COMMISSION SECRETARIAT

JUN 30 3 55 PM '94

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of) Enforcement Priority
)
)

GENERAL COUNSEL'S QUARTERLY REPORT

I. INTRODUCTION

This report is the second Enforcement Priority System Quarterly Report. The purpose of this Quarterly Report is to recommend that the Commission no longer pursue the identified lower priority and stale cases.

II. CASES RECOMMENDED FOR CLOSING

A. Cases Not Warranting Further Pursuit Relative to Other Cases Pending Before the Commission

A critical component of the Priority System is identifying those pending cases that do not warrant the further expenditure of resources. Each incoming matter is evaluated using Commission approved criteria

By closing such cases the Commission is able to use its limited resources to focus on more important cases.

Having evaluated incoming matters, this Office has identified 16 cases which do not warrant further pursuit relative to the other pending cases.[1] A short

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1. These matters are: MUR 3920; MUR 3930; MUR 3934; MUR 3939; MUR 3942; MUR 3943; MUR 3945; MUR 3948; MUR 3953; MUR 3955; MUR 3957; MUR 3964; MUR 3965; MUR 3967; RAD 94L-22; and RAD 94L-25.

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description of each case and the factors leading to assignment of a relatively low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 1-16. For the Commission's convenience, the narratives for externally-generated matters are immediately followed by the complaint and response(s) and the narratives for internally-generated matters are immediately followed by the referral.

B. Stale Cases

Investigations are severely impeded and require relatively more resources when the activity and evidence are old. Consequently, the Office of General Counsel recommends that the Commission focus its efforts on cases involving more recent activity. Such efforts will also generate more impact on the current electoral process and are a more efficient allocation of our limited resources. To this end, this Office has identified 42 cases that

do not warrant further investment of significant Commission resources.[2] Since the recommendation not to pursue the identified cases is based on staleness, this Office has not prepared separate

2. These matters are: MUR 3132; MUR 3432; MUR 3466; MUR 3470; MUR 3473; MUR 3495; MUR 3558; MUR 3575; MUR 3581; MUR 3594; MUR 3600; MUR 3625; MUR 3647; MUR 3663; MUR 3684; MUR 3698; MUR 3712; MUR 3733; MUR 3744; MUR 3749; MUR 3756; MUR 3759; MUR 3767; MUR 3776; MUR 3779; RAD 92L-26, RAD 93L-25; RAD 93L-26; RAD 93L-29; RAD 93L-31; RAD 93L-33; RAD 93L-35; RAD 93L-36; RAD 93L-38; RAD 93L-39; RAD 93NF-02; RAD 93NF-03; RAD 93NF-06; RAD 93NF-10; RAD 93NF-12; RAD 93NF-15; and RAD 93NF-20.

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narratives for these cases. However, for externally-generated matters in which the Commission has made no findings, the complaint and response(s) are attached to the report and for internally-generated matters in which the Commission has made no findings, the referral is attached. See Attachments 17-53. Because the Commission has already made findings in five of the stale cases, no additional information is being attached to this report in regard to these cases.[3]

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3. These matters are: MUR 3132, MUR 3432, MUR 3466, MUR 3495, and MUR 3733.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the identified cases effective August 1, 1994. This will allow the Legal Review Team adequate time to prepare the Pre-MUR and MUR files so that the cases can appear on the public record by September 1, 1994, within 30 days of the August 1, 1994, closing date. This timeframe also will enable this Office to prepare closing letters so that the letters can be mailed on August 2, 1994. Additionally, the Press Office will need time to review the files for inclusion in one of its press releases.

III. RECOMMENDATIONS

A. Decline to open a MUR and close the file in the following matters to be effective on August 1, 1994:

1) RAD 92L-26
2) RAD 93L-25
3) RAD 93L-26
4) RAD 93L-29
5) RAD 93L-31
6) RAD 93L-33
7) RAD 93L-35
8) RAD 93L-36
9) RAD 93L-38
10) RAD 93L-39
11) RAD 94L-22
12) RAD 94L-25
13) RAD 93NF-02
14) RAD 93NF-03
15) RAD 93NF-06
16) RAD 93NF-10
17) RAD 93NF-12
18) RAD 93NF-15
19) RAD 93NF-20

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B. Take no action, close the file effective on August 1, 1994, and approve the appropriate letter in the following matters:

1) MUR 3470
2) MUR 3473
3) MUR 3558
4) MUR 3575
5) MUR 3581
6) MUR 3594
7) MUR 3600
8) MUR 3625
9) MUR 3647
10) MUR 3663
11) MUR 3684
12) MUR 3698
13) MUR 3712
14) MUR 3744
15) MUR 3749
16) MUR 3756
17) MUR 3759
18) MUR 3767
19) MUR 3776
20) MUR 3779
21) MUR 3920
22) MUR 3930
23) MUR 3934
24) MUR 3939
25) MUR 3942
26) MUR 3943
27) MUR 3945
28) MUR 3948
29) MUR 3953
30) MUR 3955
31) MUR 3957
32) MUR 3964
33) MUR 3965
34) MUR 3967

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C. Take no further action, close the file effective on August 1, 1994, and approve the appropriate letter in the following matters:

1) MUR 3132
2) MUR 3432
3) MUR 3466
4) MUR 3495
5) MUR 3733

6/30/94
Date

Lawrence M. Noble
General Counsel

24043563704

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	Agenda Document
Enforcement Priority	)	#X94-72

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on July 19, 1994, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to Agenda Document #X94-72:

A. Decline to open a MUR and close the file in the following matters to be effective on August 1, 1994:

1) RAD 92L-26
2) RAD 93L-25
3) RAD 93L-26
4) RAD 93L-29
5) RAD 93L-31
6) RAD 93L-33
7) RAD 93L-35
8) RAD 93L-36
9) RAD 93L-38
10) RAD 93L-39
11) RAD 94L-22
12) RAD 94L-25
13) RAD 93NF-02
14) RAD 93NF-03
15) RAD 93NF-06
16) RAD 93NF-10
17) RAD 93NF-12
18) RAD 93NF-15
19) RAD 93NF-20

(continued)

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B. Take no action, close the file effective on August 1, 1994, and approve the appropriate letter in the following matters:

1) MUR 3470
2) MUR 3473
3) MUR 3558
4) MUR 3575
5) MUR 3581
6) MUR 3594
7) MUR 3600
8) MUR 3625
9) MUR 3647
10) MUR 3663
11) MUR 3684
12) MUR 3698
13) MUR 3712
14) MUR 3744
15) MUR 3749
16) MUR 3756
17) MUR 3759
18) MUR 3767
19) MUR 3776
20) MUR 3779
21) MUR 3920
22) MUR 3930
23) MUR 3934
24) MUR 3939
25) MUR 3942
26) MUR 3943
27) MUR 3945
28) MUR 3948
29) MUR 3953
30) MUR 3955
31) MUR 3957
32) MUR 3964
33) MUR 3965
34) MUR 3967

(continued)

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C. Take no further action, close the file effective on August 1, 1994, and approve the appropriate letter in the following matters:

1) MUR 3132
2) MUR 3432
3) MUR 3466
4) MUR 3495
5) MUR 3733

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

Attest:

7-20-94
Date

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

2404356370 7

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 2, 1994

Gretchen Marszalk
950 Cagney Lane #101
Newport Beach, CA 92663

RE: MUR 3779

Dear Ms. Marszalk:

On May 25, 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 exercised its prosecutorial discretion to take no action in the matter. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on August 1, 1994. 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 L. Taksar

Mary L. Taksar
Attorney

2404356370 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 2, 1994

Kenneth A. Gross, Esq.
Skadden, Arps, Slate, Meagher & Flow
1440 New York Avenue, NW
Washington, DC 20005

RE: MUR 3779
Perot '92 and Mike Poss, Treasurer

Dear Mr. Gross:

On May 28, 1993, the Federal Election Commission notified your clients 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 exercised its prosecutorial discretion to take no action against your clients. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on August 1, 1994.

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 Joan McEnery at (202) 219-3400.

Sincerely,

Mary L. Taksar

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Attorney

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3779

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