



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3826

DATE FILMED 10-9-96 CAMERA NO. 2

CAMERAMAN Jm W

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OCT 20 1 46 PM '93

10/15/93

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

MUR 3826

93 OCT 20 AM 4:00

RECEIVED
FEDERAL ELECTION COMMISSION

To whom it may concern,

We are writing to you in order to express our concerns regarding the activities of the College Republican National Committee. It was recently brought to our attention that the College Republican National Committee has never filed a report with the Federal Elections Commission. Upon further investigation in the FEC files, our fears were confirmed. We did, however, find reports from the Democratic counterpart of the College Republicans which listed contributions as little as \$5.

The budget of the College Republican National Committee has been estimated at over \$387,000, a figure quoted in a campaign flier by Kris Wustrow. Mr. Wustrow is currently the College Republican State Chairman of South Carolina. We have enclosed a copy of the flier for your benefit.

We find the complete absence of a disclosure from the College Republican National Committee very disturbing considering the size of the budget. Though we have not been privy to the CRNC budget, we have attended events in support of national candidates and issues which well surpassed the \$1,000 disclosure requirement. Please feel free to contact us if you have any questions. We thank you for your time and eagerly await your response.

Sincerely,

James L. Rogers

James L. Rogers

Daniel A. Balkus

Daniel A. Balkus

Temporary:
Daniel Balkus
2201 Virginia Ave, NE
Washington, D.C. 20038
202,994-1250 home
202,228-3238 work

James Rogers
2115 F St., NE
Washington, D.C. 20036
202,994-9097

0604374420

Subscribed and sworn (or affirmed) to before me
this 15th day of October, 1993.

Leslie P. Warren

LESLIE P. WARREN

My Commission Expires July 14, 1995

**National Budget
Conference:**

If I were elected your Treasurer, I would organize the first ever "National Budget Conference". This event would include each State Chairman and all of the super-club chairmen, who would create a budget for the CRNC to follow.

Through this Conference, the states would once again have a substantial influence in the CRNC budget process. The CRNC would then move toward financial accountability.

Finally, this Conference would increase communication and discussion among state and club leaders.

Please join my campaign for accountability and help organize the first ever National Budget Conference.

A Personal Note:

As I campaign to be your National Treasurer, I have spoken to many state and club leaders from throughout our great nation. Thankfully, I have received an incredible amount of support for my campaign and its message of "AIMING FOR ACCOUNTABILITY". I urge you to move the CRNC into a new financial direction by electing me as your National Treasurer this Friday. Thank you.

Sincerely,



KRIS'S QUALIFICATIONS:

IN THE CR's:

- State Chairman, College Republican Confederation of South Carolina
- Former Executive Director, USC College Republicans, a 700+ member club.

- Former State Chief-of -Staff, CRCSC

ON CAMPAIGN STAFFS:

- Former Political Field Director, Inglis for Congress campaign (1992)
- Former Youth Director, Jim Miles for SC Secretary of State campaign. (1990)
- Assistant Youth Director, Knox White for Congress (1988)
- Volunteer in numerous local campaigns from 1988 to today.
- Three time graduate and organizer of Morton Blackwell's Youth Leadership Schools.

EVEN IN THE TARS:

- Former State Chairman, South Carolina Teen Age Republicans

OTHER:

- Eagle Scout, Boy Scouts of America

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

93 OCT 25 PM 4:29 KRIS

WUSTROW
NATIONAL TREASURER



***Aiming
for
Accountability***

PRIORITIES

1 0 1 7 4 4 2 2

Cut Waste and Inefficiency:

Due to the atmosphere in Washington in which the CRNC has no accountability, wasteful and inefficient spending is evident. Here are some examples of CRNC waste:

- In 1992, salary expense ranked #1 in the budget. The CRNC spent \$113,400 -- 30% of the entire budget. The CRNC has a paid Chairman, as well as an Executive Director, Field Director, and numbers of interns.
- Travel expenses in 1992 were \$36,400!
- In 1992, "miscellaneous" expenses were \$20,000, yes, \$20,000. That was a whopping 5.2% of the whole budget!
- Unbelievably, the money spent on Education on Fieldman Schools was less than that for miscellaneous! -- about 4.8% of the budget.

As Treasurer, I plan to scrutinize each and every penny spent by the CRNC. Regardless of who the new Chairman may be, I will be committed to ensuring that the CRNC goes to help our Grand Old Party win elections on the state and local levels

Please join my campaign to cut waste, inefficiency, and high overhead costs.

Promote Opportunities for State Organizations:

My passionate belief is that the CRNC exist to service the state organizations. Unfortunately, states have been receiving very little or no assistance of any kind from the CRNC.

To improve the CRNC performance, I would establish as Treasurer a revenue sharing program entitled the "State Project Grant Incentive Program." This program would enable states to create and organize activities, such as club development, voter registration, or membership recruitment, and then submit these proposals to the CRNC for grants. The CRNC, aiming to assist the states, would happily provide technical assistance from the staff and even financial assistance (in-kind only) to those states need.

This assistance from the CRNC would definitely help states in organizing for the rapidly upcoming 1994 elections, and the 1996 election ahead. The CRNC must move into a new direction of helping states to influence elections in state legislatures, gubernatorial races, congressional races, and senatorial races.

If elected, I would be committed to fundamentally changing the CRNC finances by implementing five goals, and these are my five priorities

Provide Greater Accountability:

Who is accountable for the CRNC budget? In theory, the state CR organizations are responsible for the budget, but in actuality, states have had NO influence on how CRNC money is spent. As a State Chairman, I am shocked and outraged that there is no accountability in the CRNC budget

The CRNC budget in 1992 was an impressive \$387,000, but who monitors the expenses? Republican National Committee Chairman Haley Barbour admits that the RNC has no oversight into CRNC finances, thus, the CRNC is not obligated to follow any rules or standards regarding expenses. It is up to each and every convention delegate to vote for a Treasurer who will reclaim an influence in the CRNC budget!

Please join my campaign for accountability, as I want to provide:

- Accountability back to the States,
- Institute real standards and rules for expenditures, and
- Cut wasteful spending



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

NOVEMBER 2, 1993

Daniel A. Balkus
2201 Virginia Avenue, N.W.
Washington, D.C. 20036

RE: MUR 3826

Dear Mr. Balkus:

This letter acknowledges receipt on October 25, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Kris Wustrow, the College Republican National Committee and its treasurer, the Republican National Committee and William J. McManus, 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 3826. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosure
Procedures

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

NOVEMBER 2, 1993

James L. Rogers
2115 F Street, N.W.
Washington, D.C. 20036

RE: MUR 3826

Dear Mr. Rogers:

This letter acknowledges receipt on October 25, 1993, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"), by Kris Wustrow, the College Republican National Committee and its treasurer, the Republican National Committee and William J. McManus, 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 3826. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosure
Procedures

26043744214



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

NOVEMBER 2, 1993

Treasurer
College Republican National Committee
440 First Street, N.W.
Washington, D.C. 20001

RE: MUR 3826

Dear Sir or Madam:

The Federal Election Commission received a complaint which indicates that the College Republican National Committee ("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 3826. 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.

96043744245

Treasurer
College Republican National Committee
Page 2

If you have any questions, please contact me at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosures

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

NOVEMBER 2, 1993

Kris Wustrow
c/o College Republican Confederation
of South Carolina
P.O. Box 8797
Columbia, S.C. 29202

RE: MUR 3826

Dear Mr. Wustrow:

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 3826. 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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96043744247

Kris Wustrow
Page 2

If you have any questions, please contact me at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosures

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

96043744248



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20461

NOVEMBER 2, 1993

William J. McManus, Treasurer
Republican National Committee
310 First Street, S.E.
Washington, DC 20003

RE: MUR 3826

Dear Mr. McManus:

The Federal Election Commission received a complaint which indicates that the Republican National Committee ("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 3826. 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.

06043744249

William J. McManus, treasurer
Republican National Committee
Page 2

If you have any questions, please contact me at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosures

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

9604374420

09C 0446



Republican National Committee

Michael A. Hess
Chief Counsel

November 16, 1993

RECEIVED
FEDERAL ELECTION COMMISSION
93 NOV 16 PM 4:17

Ms Mary L. Taksar, Attorney
Central Enforcement Docket
Office of the General Counsel
Federal Election Commission
Washington, D.C. 20463

RE: MUR 3826

Dear Ms. Taksar:

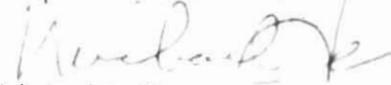
This statement is the Republican National Committee's (RNC) response to the Federal Election Commission's (FEC) complaint notice, dated November 2, 1993, alleging that the College Republican National Committee (CRNC) failed to disclose federal election financial activity to the FEC.

The FEC's notice suggests that the RNC may have violated the Federal Election Campaign Act, as amended (Act), as a result of these allegations. We respectfully submit that the RNC has not violated the Commission's recordkeeping, registration or reporting requirements as delineated in the Act at 2 USC §§ 432, 433 and 434. All funds received or disbursed by the RNC, whether federal or nonfederal, are reported to the FEC as required by Commission regulations at 11 CFR §§ 104.8 and 104.9. However, the RNC is not legally responsible for reporting any CRNC financial activity relating to CRNC programs.

The CRNC is a separate entity. It operates under its own constitution and elects its own officers. Funds raised by CRNC are deposited into CRNC accounts, not accessible to the RNC. They are not commingled with RNC federal or nonfederal dollars. Also, CRNC makes its own decisions on how its money will be spent. The RNC does not regulate CRNC disbursements.

In summary, the RNC does not monitor or control CRNC's financial activity, therefore, it is not responsible for reporting that activity to the FEC.

Respectfully submitted,


Michael A. Hess

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RECEIVED
FEDERAL ELECTION COMMISSION
93 NOV 17 PM 12:37

Paul E. Sullivan, Esq.
Attorney-at-Law

The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

November 16, 1993

Mary L. Taksar, Esq.
Federal Election Commission
General Counsels Office
999 E Street, N.W.
Washington, D.C. 20463

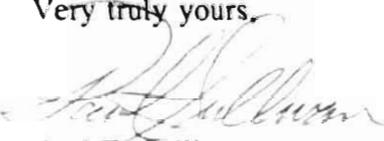
Re: MUR 3826
College Republican National Committee

Dear Ms. Taksar:

I have just recently been retained by the College Republican National Committee ("CRNC") in the above referenced matter.

It would appear that an RTB response brief is due by November 18, 1993. I am hereby requesting an extension of time in which to file that response till November 30, 1993. I do not believe this is a complicated matter, however, there is some fact gathering which I must undertake prior to filing a response.

Thank you for your attention to this matter.

Very truly yours,

Paul E. Sullivan

PES/db

cc: Bill Spadea, CRNC

504 74422

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3826

NAME OF COUNSEL: Paul E. Sullivan

ADDRESS: The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

TELEPHONE: (202) 682-4725

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.

17 NOV 93
Date

Bill Spadea
Signature

RESPONDENT'S NAME: BILL SPADEA

ADDRESS: 310 FIRST ST. SE
WASHINGTON DC 20003

TELEPHONE: HOME() NA
BUSINESS(202) 662-1330

93 NOV 17 PM 12:37

RECEIVED
FEDERAL ELECTION COMMISSION

50414423



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

NOVEMBER 23, 1993

Paul E. Sullivan, Esq.
The Singletary Mansion
1505 The Alameda
San Jose, CA 95126

MUR 3826

Dear Mr. Sullivan:

This is in response to your letter dated November 16, 1993, which we received on November 17, 1993, requesting an extension until November 30, 1993, to respond to the above referenced 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 November 30, 1993.

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

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

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OAC 0460

RECEIVED
FEDERAL ELECTION
COMMISSION
MAIL ROOM

NOV 18 7 20 AM '93

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3826

NAME OF COUNSEL: Michael A. Hess

ADDRESS: Republican National Committee
310 First Street, SE
Washington, DC 20003

TELEPHONE: (202) 863-8638

RECEIVED
FEDERAL ELECTION COMMISSION
93 NOV 28 AM 3:48

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.

11/ 16/93
Date


Signature

RESPONDENT'S NAME: William J. McManus

ADDRESS: Republican National Committee
310 First Street, SE
Washington, DC 20003

TELEPHONE: HOME ()
BUSINESS (202) 863-8720

96043744255

FEDERAL ELECTION COMMISSION
OFFICE

93 NOV 30 PM 4:30

BEFORE THE FEDERAL ELECTION COMMISSION

In the matter of)
)
College Republican)
National Committee)
and Republican National)
Committee)

RE: MUR 3826
RTB Response Brief

Introduction

In accordance with 2 U.S.C. §437(g)(a)(1), this brief is filed with the Federal Election Commission ("FEC" or "Commission") on behalf of the College Republican National Committee ("CRNC" or "Respondent") in response to a Complaint filed with the Commission on October 20, 1993, ("Complaint") by James L. Rogers and Daniel A. Balkus. ("Complainant"). For the reasons stated below, the Respondent respectfully requests that the Commission make a finding of no reason to believe and close this file.¹

Complainant has failed to state specific facts upon which to allege a violation.

As a preface to the specific items discussed below, the Respondent would submit initially that the Complaint fails to state a factual basis upon which a violation of the Federal Election Campaign Act of 1971, as amended ("FECA") could be construed. This is a classic situation in which the Respondent and the Commission are required to read between the lines of the vague factual allegations and attempt to construe what might be a violation of the FECA. These type of cases if pursued at the initial investigatory level, requires both the Commission and Respondent to pursue a broad and unspecified type of factual investigation. It is time consuming and costly to both parties and is not the procedure envisioned by the FECA or the Federal Election Regulations ("Regulations").

¹ In light of the recent court decision in FEC v NRA Political Victory Fund, et al., No. 91-5360, slip op. (D.C. Cir. October 22, 1993), Respondent request the record in this matter reflect, that by filing this RTB response, Respondent hereby reserves and does not waive its future right to challenge the present jurisdiction of the Commission to proceed with an RTB finding or subsequent investigation, should it be undertaken. Similarly, the Respondent hereby reserves and specifically does not waive its right to challenge at a subsequent time the present jurisdiction of the Commission to enforce its regulations based upon Respondent's contention the Commission procedurally failed to properly comply with 2 U.S.C. §438 (d), and the Administrative Procedure Act, 5 U.S.C. §552 et seq., when the Commission attempted to ratify its regulations. (Fed. Reg. Vol. 58, No. 216, p. 59640 Wed., Nov. 10, 1993)

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The Complainant has the affirmative duty in filing a Complaint to clearly and concisely recite the specific facts, which describe an alleged violation of the FECA or the Regulations and to provide supporting documents for those facts if they exist.² The Commission does not have the duty to undertake broad fishing expeditions in an attempt to gather the needed facts which the FECA requires to properly frame the Complaint. If there are specific facts, which the Respondent is able to clearly understand and address, then those facts should be set forth by the Complainant to the Commission.

Notwithstanding Complainant's failure to present a sufficient fact pattern, the Respondent sets forth below herein, questions which it anticipates the Commission will have based on this Complaint and will submit answers appropriately. Respondent undertakes this procedure in a good faith effort to provide the Commission with sufficient facts and legal information to negate any belief that an investigation of this matter is required.

Issues Presented

The first apparent issue is the allegation that due to the fact the CRNC has an estimated 1993 budget of \$387,000, that this in and of itself would require registration and reporting by the CRNC under the requirements of the FECA. This is based upon Complainant's statement that, "we find the complete absents of a disclosure from the College Republican National Committee very disturbing considering the size of the budget".

The second apparent factual allegation is that the Complainants attended an event in support of national candidates and issues, which cost more than \$1,000³.

The mere size of the CRNC is irrelevant to a determination of a registration requirement under the FECA.

The statement that the CRNC has a budget estimated at \$387,000 does not in and of it self state any cause of action for a violation under the FECA. The registration requirements set forth at 2 U.S.C. §433 (a) requires registration as a political committee only when such an entity receives contributions or makes expenditures, as those respective terms are defined in the FECA, which exceed one thousand dollars (\$1,000) per calendar year⁴. The Complainants failed to allege, let alone provide any documentation that the solicitation of any of the funds raised for

² 11 CFR §111.4 (d)

³ Complainants failed to state the date or dates of such events, the location, whether it was sponsored by the CRNC, the alleged candidates for whom the event was intended to be in support of, etc. As noted above, such lack of specificity makes it virtually impossible to respond with any definitive statements.

⁴ See 2 U.S.C. §431 (4)(A); §431 (8)(A)(i); §431 (9)(A)(i)

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the estimated budget were solicited for purposes of influencing federal elections.⁵ Absent such purpose, the CRNC funds would not constitute receipt of "contributions" and therefore would not fulfill the requirements of the statutory definition of "committee".

Similarly, absent from the allegation is any statement that any portion of the estimated budget was used for direct contributions or in-kind contributions to federal candidates. Correspondingly, there are neither affidavits nor any evidence of written documentation submitted by Complainant to support any allegation of direct or in-kind contributions to federal candidates.

Therefore, absent an allegation that the funds raised for the estimated \$387,000 budget were solicited or used to support federal candidates, the size of the budget for CRNC is an irrelevant issue for purposes of alleging a violation of the FECA.

CRNC does not support federal candidates nor undertake activities or events to influence federal elections.

The second construed issue focuses on a vague allegation that the Complainants have, "... attended events in support of national candidates and issues which well surpass the \$1,000 disclosure requirement." Due to the lack of any specific facts relative to the dates of such events, location, sponsor or the name of the national candidates allegedly supported at such events, it is not feasible for Respondent to provide the Commission with specific information relative to a defense of such allegations. Several general points about the CRNC can be attested to however, which more than adequately dismisses even the penumbra of the allegations made in the Complaint.

First CRNC is not an entity which raises contributions to support federal candidates nor does it make direct nor in-kind contributions to federal candidates. (See attached affidavit of William Spadea: AFF. ¶ 3)

By virtue of the fact that no contributions or in-kind contributions were received (AFF. ¶ 4) or were made to influence federal elections (AFF. ¶ 5), there are no contributions or expenditures which exceed the \$1,000 threshold referenced in the Complaint which would in-turn require registration pursuant to 2 U.S.C. §433 (a).

With regard to CRNC sponsored events and the appearances of individuals who can be classified as "national candidates". Respondent is able to similarly testify that no such events have occurred (AFF. ¶ 5). The CRNC does sponsor events which are of an educational nature promoting activities by CRNC and those which could be classified as generic party building. At those events, well known Republican leaders, some of whom include members of the Senate and House of Representatives, make presentations and speeches to the CRNC attendees. However, these speakers do not appear in their capacity as candidates but rather as leaders in the Republican Party. In addition CRNC does not authorize them to solicit contributions for

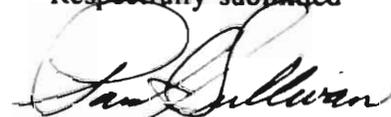
⁵ The WUSTROW FLIER attached to the complaint does not reference any federal purpose or activities, but rather is submitted solely to verify the size of the CRNC budget.

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there respective political campaigns, nor does CRNC undertake advocacy or solicitation of contributions promoting the candidacy of those individuals. (AFF. ¶ 4) In summary those individuals appear in the capacity as leaders of the Republican Party and not in the capacity to promote or to solicit contributions or assistance for their political campaigns. Therefore, those activities do not fall within the jurisdiction of the FECA and the funding expended by CRNC to put on such events would not constitute an "expenditure" under the terms of the FECA.

For the reasons stated above, Respondent submits that the Complaint has failed to provide the Commission with sufficient facts upon which to fine RTB and notwithstanding that failing, the general activities of CRNC are not such that they require registration or reporting in accordance with the FECA.

Respectfully submitted



Paul E. Sullivan
Counsel for Respondent

PES/dab

cc: William Spadea
Chairman Thomas
Vice-Chairman Potter
Commissioner Aikens
Commissioner Elliott
Commissioner McDonald
Commissioner McGarry

95043744209

Affidavit of William Spadea

I, William Spadea having been duly sworn attest as follows:

1. I am William Spadea, the undersigned and the duly elected Chairman of the College Republican National Committee ("CRNC"). I was elected to that position on July 16, 1993 and commenced that term of office on August 2, 1993 and shall continue in that capacity until the CRNC convention to be called during the summer of 1995.

2. The purpose of CRNC is to recruit members to the CRNC, to undertake generic party building directed towards individuals of college age and to generally promote the principles of the Republican Party.

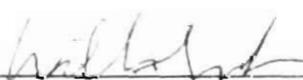
3. CRNC does not make contributions to federal candidates, either directly or in the form of in-kind contributions. Our purpose is not to support federal candidates. The activities and events which CRNC sponsors are geared towards promoting recruitment for CRNC members and discussions of philosophical issues and party principals. Events which are sponsored by CRNC often times have as invited guests or speakers, individuals who are prominent leaders in the Republican Party, some of whom may be United States Senators or members of the United States House of Representatives. These individuals will attend meetings and speak before the CRNC on issues of interest to our constituency. At no time, do those individuals promote their campaigns, seek endorsements, solicit contributions, nor generally request support for their candidate activities. Correspondingly, CRNC does not solicit contributions for these individuals, nor promote their candidacy at such meetings.

4. The funds which are solicited to support the efforts of CRNC are not done so with the explicit or implicit intent to support federal candidates. Monies are raised from Members solely to support the overhead and the activities of CRNC.

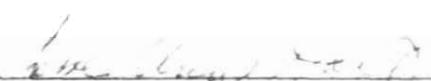
5. I am unaware of any event sponsored by CRNC that would be for purposes of supporting any federal candidate, nor am I knowledgeable of any direct contribution, or activity constituting an in-kind contribution made by CRNC for the benefit of influencing federal elections.

I swear that the preceding statements are true and correct to the best of my knowledge.

EXECUTED THIS ___ DAY OF NOVEMBER, 1993



William Spadea

Notary: 

Carol Ann Holt
Notary Public, District of Columbia
My Commission Expires July 31, 1994

960474420

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

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

Dec 19 10 18 AM '94

FIRST GENERAL COUNSEL'S REPORT

MUR #3826

DATE COMPLAINT FILED: 10/20/93
DATE OF NOTIFICATION: 11/02/93

SENSITIVE

STAFF MEMBER: Robert A. Ridenour

COMPLAINANTS: Daniel A. Balkus and James L. Rogers

RESPONDENTS: College Republican National Committee and
William Spadea, as chairman
Republican National Committee and
William J. McManus, as treasurer
Kris Wustrow

RELEVANT STATUTES: 2 U.S.C. § 431(4)(A)
2 U.S.C. § 431(8)(A)
2 U.S.C. § 431(9)(A)
2 U.S.C. § 432
2 U.S.C. § 433(a)
2 U.S.C. § 433(b)
2 U.S.C. § 433(b)(2)
2 U.S.C. § 434(a)(1)
2 U.S.C. § 434(b)
2 U.S.C. § 434(b)(4)(H)(i)
11 C.F.R. § 100.2(a)
11 C.F.R. § 100.7(a)(1)(iii)(A)
11 C.F.R. § 104.3(b)(1)(v)
11 C.F.R. § 104.8(a)
11 C.F.R. § 106.5(a)(1)
11 C.F.R. § 106.5(a)(2)(i)
~~11 C.F.R. § 106.5(a)(2)(iv)~~
~~11 C.F.R. § 106.5(b)(2)(ii)~~
~~11 C.F.R. § 110.8(e)(2)(ii)~~

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter arises from a complaint filed with the Federal Election Commission ("the Commission"), dated October 15, 1993. James L. Rogers and Daniel A. Balkus

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("Complainants") allege that the College Republican National Committee ("the CRNC") engages in activities regulated by the Federal Election Campaign Act of 1971, as amended ("FECA" or "the Act"). The CRNC is not and has never been registered with the Commission. This Office notified the CRNC; Kris Wustrow, a candidate for CRNC national treasurer; and the Republican National Committee and its treasurer, William J. McManus, ("the RNC") of the complaint. The CRNC and the RNC filed responses denying Complainants' allegations. Kris Wustrow did not respond.

II. FACTUAL AND LEGAL ANALYSIS

A. Legal Framework

The Act defines a political committee as "any committee, club, association or other group of persons" which receives contributions or makes expenditures totalling in excess of \$1,000 per calendar year. 2 U.S.C. § 431(4)(A). The terms "contribution" and "expenditure" are defined in the Act to encompass any gift, loan, payment, or anything of value given, received, or transferred "for the purpose of influencing any election for Federal office." 2 U.S.C. §§ 431(8)(A) and (9)(A). Election is defined as the process by which individuals seek nomination for election, or election, to Federal office. 11 C.F.R. § 100.2(a).

Any organization which falls within the Act's definition of political committee must comply with the Act's requirements

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concerning organization, registration, and reporting.

2 U.S.C. §§ 432, 433, and 434. Within ten days after becoming a political committee, the committee must file a Statement of Organization with the Commission, which includes such information as the name, address and type of committee; information about the name of any affiliated committees or connected organizations; the name and address of the committee's treasurer; and a listing of all banks and other depositories used by the committee.

2 U.S.C. §§ 433(a) and (b).

Following registration, the committee's treasurer must submit periodic signed reports of receipts and disbursements. 2 U.S.C. § 434(a). These reports must disclose, inter alia, the amount of the committee's cash on hand; the total amount of receipts by certain categories; the total amount of disbursements by certain categories; the identification of all persons who contributed an aggregate amount in excess of \$200 to the committee; and the name and address of each person to whom an expenditure in an aggregate amount or value in excess of \$200 is made, together with the date, amount, and purpose of the disbursement. 2 U.S.C. § 434(b).

Political committees engaging in Federal and non-Federal activity must either set up a separate Federal account, subject to the requirements of the Act, or use just one account, likewise subject to the requirements of the Act. 11 C.F.R. § 102.5(a)(1). Party committees that have separate Federal and non-Federal bank accounts must comply with rules concerning the allocation of expenses for certain categories of activities affecting both Federal and non-Federal elections. 11 C.F.R. § 106.5(a)(1).

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Those categories of activities include administrative expenses such as rent, utilities, office supplies, and salaries. 11 C.F.R. § 106.5(a)(2)(i). Also included are expenses for voter drives and other activities that urge the general public to register, vote or support candidates of a particular party or associated with a particular issue, without mentioning a specific candidate. 11 C.F.R. § 106.5(a)(2)(iv). National party committees must allocate their administrative expenses and voter drive activities according to fixed percentages set by the Commission. 11 C.F.R. § 106.5(b). This is intended to reflect the national party committees' primary focus on Federal candidates while still recognizing that such committees also participate in party-building activities at the state and local level.²

A political party may make reimbursement for the expenses of a candidate who is engaged in party building activities without the payment being considered a contribution or expenditure, as long as the event was a bona fide party event and "no aspect of the solicitation for the event, the setting of the event and the remarks or activities of the candidate" in connection with the event was "for the purpose of influencing the candidate's nomination or election." 11 C.F.R. § 110.8(e)(1)(i-ii). Even if these requirements are met, however, candidate appearances after January 1 of an election year are presumed to be for the purpose of influencing that candidate's election. 11 C.F.R. § 110.8(e)(2)(ii). Therefore, any related expenditures or

2. 55 Fed. Reg. 26063 (1990)

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contributions are governed by the limitations of the Act. A political party may rebut the presumption of campaign-related activity by a showing to the Commission that the appearance was party related. 11 C.F.R. § 110.8(e)(2)(iii).

B. Factual Allegations of Complaint and Responses

Complainants allege that the CRNC is a political committee which has failed to register and report with the Commission. Attachment 1 at 1. They allege that the organization operates with a \$400,000 budget.³ Complainants also charge they have attended CRNC-sponsored events "in support of national candidates and issues [the cost of] which well surpassed the \$1,000 disclosure requirement." Complainants, however, provide no description of where, when or for whom these events allegedly took place.⁴ Attachment 1 at 1.

The CRNC denies that its activities are covered by the Act. Attachment 2. It responds that: (1) Complainants' focus on the size of its budget is irrelevant to the application of the Act; and (2) CRNC-sponsored events are not for the purpose of influencing Federal elections. Attachment 2 at 2 and 3. Additionally, CRNC proffers an affidavit of its current chairman, William Spadea, who declares that the "CRNC does not make

3. Attached to the complaint is a candidate flier of Kris Wustrow ("the Wustrow flier"), who sought the office of CRNC national treasurer. Attachment 1 at 2 and 3. Mr. Wustrow, who is identified as State Chairman for the College Republican organization in South Carolina, states in the flier that the CRNC budget in 1992 was \$387,000. Id.

4. The Complainants do indicate that the Commission may contact them for further information. Id.

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contributions to Federal candidates, either directly or in the form of in-kind contributions." Attachment 2 at 5, paragraph 3. Mr. Spadea explains that, "[e]vents which are sponsored by CRNC often times have as invited guests or speakers, individuals who are prominent leaders in the Republican party..." but "[a]t no time, do those individuals promote their campaigns, seek endorsements, solicit contributions, nor generally request support for their candidate activities." Id.

The RNC denies it has violated the Act with regard to the CRNC. Attachment 3. The RNC asserts that the CRNC is "a separate entity" and that "the RNC is not legally responsible for reporting any CRNC financial activity relating to CRNC programs." Id. The RNC also states that "[f]unds raised by CRNC are deposited into CRNC accounts..." and "[t]hey are not commingled with RNC Federal or non-Federal dollars." Id.

C. Discussion

1. The CRNC

The question raised by the complaint is whether the CRNC is a "political committee" within the meaning of FECA, and therefore subject to the Act's organization, registration, and reporting requirements.

Upon receipt of the complaint, this Office reviewed RNC reports filed with the Commission. Additionally, this Office conducted a cursory NEXIS search to determine if any news articles had been written on the activities of the CRNC.

a. RNC Reports

This Office reviewed reports submitted to the Commission by

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the RNC to determine if the reports indicated that the CRNC has engaged in activities that would bring it within the Act's definition of a political committee. The RNC's reports show, inter alia, the following: (1) the RNC has reported the CRNC as an affiliated committee (Attachment 4 at 2); (2) the RNC, since 1989, has reported a number of financial transactions between it and the CRNC, including RNC disbursements to the CRNC totalling in excess of \$1,000 and RNC receipts from the CRNC totalling in excess of \$1,000; (3) the RNC provides a payroll check to the CRNC's chairman; (4) the RNC and the CRNC share offices at 310 First Street, SE in Washington, D.C.,⁵ for which the RNC has not reported receiving any payment from the CRNC for the rent or utility bills; and (5) the CRNC chairman is a member of the RNC's Executive Committee.⁶ Attachment 7 at 2, 3, and 4.

The following table compiles at least a partial list of the RNC's reported financial transactions with the CRNC since 1988:⁷

5. The CRNC address is listed in the RNC's reports. Attachment 5 at 2.

6. John Clements, Taylor's Encyclopedia of Government Officials/Federal and State 276 (12th ed. 1991).

7. Commission archives and indices of committee reports are accessed by committee identification numbers. 11 C.F.R. § 102.2(c). Because the CRNC has never registered with the Commission, it has no identification number and records of its transactions with candidates or committees would not be found by a normal on-line records search. This Office reviewed portions of the RNC's reports from 1988 to present, but the results of this search are not exhaustive. Also, because the search was limited in scope to the RNC, the CRNC's activity involving other committees or candidates would not be shown. The information in the table comes from the RNC reports compiled in Attachment 5.

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<u>Date</u>	<u>Type</u>	<u>Amount</u>	<u>Purpose</u> (as reported)
06/15/89	Disbursement to CRNC	\$ 300	Reg. Fee
07/01/89	Disbursement to CRNC	\$ 100	Registration Fee
06/13/90	Disbursement to CRNC	\$ 200	Advertising Costs
12/11/91	Receipt from CRNC (Year to date)	\$1,385	(None given)
06/28/93	Disbursement to CRNC	\$ 400	Ad Cost
08/16/93	Disbursement to CRNC	\$ 400	Payroll advance ⁸
	Payroll Check	\$ 574.48	William Spadea
	Payroll Check	\$ 974.48	William Spadea
09/30/93	Payroll Check	\$ 974.48	William Spadea
10/15/93	Payroll Check	\$ 974.48	William Spadea
11/15/93	Payroll Check	\$ 974.47	William Spadea
12/15/93	Payroll Check	\$ 974.48	William Spadea
12/23/93	Payroll Check	\$ 974.48	William Spadea
01/14/94	Payroll Check	\$ 979.47	William Spadea
01/29/94	Payroll Check	\$ 979.47	William Spadea
01/31/94	Disbursement to CRNC	\$1,000	Ad Cost
02/02/94	Disbursement to CRNC	\$ 400	Ad Cost
02/12/94	Payroll Check	\$ 979.48	William Spadea
02/26/94	Payroll Check	\$ 979.47	William Spadea
03/31/94	Payroll Check	\$ 979.47	William Spadea

As a national party committee, the RNC must comply with regulations requiring it to allocate disbursements between its Federal and non-Federal accounts to ensure that only FECA-regulated funds are spent on Federal activities. 11 C.F.R. § 106.5(b). In compliance with those regulations, the RNC has reported its disbursements to the CRNC and Mr. Spadea's payroll check as comprised of 60 percent Federal and 40 percent non-Federal funds.⁹ The RNC began reporting payroll checks to Mr. Spadea on its September 1993 report, which indicated a payment on August 16, 1993. Attachment 5 at 12. Mr. Spadea's payroll check

8. The recipient of the payroll advance is "Bill Spadea". It is presumed that "Bill Spadea" is William Spadea, chairman of the CRNC. The RNC does not specify in its reports that Mr. Spadea is the chairman of the CRNC.

9. See, e.g., Attachment 5 at 10, 12, 13, 15, and 17.

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of \$974.46, allocated as \$584.68 Federal and \$389.78 non-Federal, appears in every RNC report since the September 1993 report to the present.¹⁰ According to his affidavit submitted to the Commission, Mr. Spadea attests that he was "elected to [his] position" and "commenced his term of office" as the CRNC chairman on August 2, 1993,¹¹ the same month the RNC put him on its payroll as an apparent employee. Attachment 5 at 12 and 13. In addition, as shown above, the RNC made several allocated disbursements to the CRNC, including \$1,400 for "ad costs" in 1994. Attachment 5 at 24.

Thus, according to the RNC reports, the CRNC is an affiliated committee which has received disbursements and payroll checks from the RNC which are designated as 60 percent Federal election funds. The amount of the funds designated as Federal -- i.e., 60 percent of these disbursements -- aggregates to a total in excess of \$1,000 for a calendar year, the Act's threshold for qualifying as a political committee. The fact that the RNC allocates its disbursements to the CRNC as comprised of Federal funds appears to indicate that the CRNC's activities and the activities of the CRNC's chairmen are at least, in part, for the purpose of influencing Federal elections. If the CRNC's

10. In addition to Mr. Spadea, this Office found that Anthony Zagotta, Mr. Spadea's predecessor, also received a RNC payroll check. Attachment 6 at 2. This Office was unable to determine if all of the CRNC chairpersons, officers, or staff have been or are currently on the RNC's payroll. The Wustrow flier states that the CRNC employs a chairman, an executive director, a field director, and a number of interns. Attachment 1 at 3.

11. Attachment 2 at 5, paragraph 1.

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activities were completely non-Federal, the RNC's disbursements to the CRNC could have been comprised wholly of transfers from the RNC's non-Federal accounts. It is unlikely that the RNC would expend FECA-regulated Federal funds -- raised according to FECA's contribution limits -- for purposes that were related solely to non-Federal activities.

In addition, the RNC has reported receiving in excess of \$1,000 in a calendar year from CRNC.¹² Because no purpose is reported for this receipt, it may constitute an expenditure from the CRNC which exceeds the Act's threshold for qualifying an organization as a political committee. 2 U.S.C. § 431(4)(A).

b. News Reports

The NEXIS search revealed a number of news stories that had reported the activities of "College Republican" organizations, including reports of events at which candidates for Federal office appeared before College Republican organizations. For example, several reports from 1988 and 1992 discuss George Bush's appearances before groups identified as "College Republicans," which are presumed to be campaign-related appearances under Commission regulations. The Los Angeles Times published a September 27, 1988 report that, "[Presidential Candidate George] Bush told several thousand students at a Young College Republicans rally on the University of Miami campus that [presidential

12. RNC reported receiving an aggregate year-to-date amount of \$1,385.00 from CRNC in 1991. Attachment 4 at 2.

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candidate Michael] Dukakis is inexperienced in foreign affairs." (Emphasis added).¹³ The story then quoted Mr. Bush's remarks to the rally: "America doesn't need a President who has to enroll in Foreign Policy 101 to understand the kind of world we live in."¹⁴ Similarly, in 1992, newspapers again reported appearances by Mr. Bush before College Republican organizations. A June 26, 1992 story in the The Washington Post reported that "at a political rally with College Republicans, Mr. Bush cited education reform as part of the agenda to get him re-elected."¹⁵ A story the same day appearing in The Los Angeles Times, apparently reporting on the same rally, states that Mr. Bush "responded to critics of his Iraq policy in a speech Thursday to college Republicans at a Washington hotel."¹⁶

Each of these reported appearances occurred after January 1 of the presidential election year and are therefore presumed to be for the purpose of influencing Mr. Bush's campaign for the presidency. 11 C.F.R. § 110.8(e)(2)(ii). Further, Mr. Bush's remarks appear to confirm the presumption that these appearances

13. Attachment 10. "Bush Tells Proposal on Tax-Free Savings -- \$1,000 Could be Invested Yearly in Exempt Account," The Los Angeles Times, September 27, 1988, at 2.

14. Id.

15. Attachment 11. Ann Devroy, "Bush Offers School Choice Pilot Plan; \$500 Million Proposal Aimed at Starring Campaign Debate," The Washington Post, June 26, 1992, at page A14. The reporter quotes Mr. Bush's remarks to the rally on his proposal: "It's strong and it's new and it's good, and that is a total reform, a revolution in American education." Id.

16. Attachment 12. Douglas Frantz, "President's Lawyer Linked to Iraqi Export Changes Inquiry," The Los Angeles Times, June 26, 1992, at page A4.

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before College Republicans were campaign-related. Consequently, contrary to the CRNC's assertions, it appears that the CRNC does sponsor some events which are for the purpose of influencing Federal elections.

Further, according to a report in The Washington Post, in 1993 the CRNC may have been soliciting funds in a letter targeting a clearly identified Federal candidate. The Post reported on October 10, 1993, that "a College Republican fund-raising letter ... associated the words 'treason' and 'betrayal with the vote of Sen. Bob Kerry (D-Neb.) for President Clinton's budget package."

The story states:

The letter, signed by Bill Spadea, chairman of the College Republican National Committee, which is funded in part by the Republican National Committee, said: "In America treason was once punishable by hanging - so despicable was the offense of betrayal. I am not saying that Senator Kerrey committed treason. But ... you and I need to let Senator Kerrey know that his betrayal is still despicable - still deserving of punishment."¹⁷

Recognizing that this Office does not have a copy of the fundraising letter, the newspaper article certainly gives rise to the appearance that the CRNC may have been soliciting funds in opposition to a candidate for Federal office. The text of the fundraising letter focuses on the "punishment" of Senator Kerry, a

17. Attachment 13. Helen Dewar, Charles Babcock, and Dan Balz, "College GOP Flunks Test," The Washington Post, October 10, 1993, at page A8.

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Federal office-holder up for re-election in 1994. Therefore, it appears the CRNC may be engaging in Federal fundraising.

Therefore, based on the foregoing, it appears that the CRNC may be a political committee within the meaning of the Act, and accordingly, must register and report to the Commission. If so, the CRNC has failed to register and report as a political committee, and there is reason to believe it is in violation of 2 U.S.C. §§ 432, 433 and 434.

3. Conclusion

Based on the foregoing, this Office recommends that the Commission find reason to believe the College Republican National Committee and William Spadea, as chairman, violated 2 U.S.C. §§ 432, 433 and 434, by failing to register and report as a political committee to the Commission. As for respondent Kris Wustrow, he does not appear to be involved in any of these possible violations. Consequently, based on the allegations of the complaint in MUR 3826, this Office recommends the Commission find no reason to believe Kris Wustrow violated the Act. Finally, this Office also recommends that, based on the allegations of the complaint in MUR 3826, the Commission find no reason to believe that the Republican National Committee and William J. McManus, as treasurer, violated the Act.

III. DISCOVERY

A further investigation into the CRNC, its activities, and its funding appears to be warranted in this matter. Although it may become necessary to broaden the scope of discovery, at this point, the discovery this Office proposes is narrow and focuses

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primarily on the reported affiliation between the RNC and the CRNC; the specific disbursements made to the CRNC by the RNC; and the reported activities of the CRNC. To expedite the investigation, this Office recommends that the Commission approve the attached Subpoena for the Production of Documents and Order to Submit Written Answers to the CRNC and William Spadea, as chairman.

IV. RECOMMENDATIONS

1. Find reason to believe the College Republican National Committee and William Spadea, as chairman, violated 2 U.S.C. §§ 432, 433 and 434.

2. Based on the allegations of the complaint filed in MUR 3826, find no reason to believe the Republican National Committee and William J. McManus, as treasurer, violated the Act.

3. Based on the allegations of the complaint filed in MUR 3826, find no reason to believe Kris Wustrow violated the Act.

4. Approve the attached Factual and Legal Analysis.

5. Approve the appropriate letters.

6. Approve the attached Subpoena for the Production of Documents and Order to Submit Written Answers to the College Republican National Committee and William Spadea, as chairman.

Date

12/16/99



Lawrence M. Noble
General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON DC 20461

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/BONNIE J. ROSS
COMMISSION SECRETARY 

DATE: DECEMBER 22, 1994

SUBJECT: MUR 3826 - FIRST GENERAL COUNSEL'S REPORT
DATED DECEMBER 16, 1994.

The above-captioned document was circulated to the Commission on Monday, December 19, 1994 at 4:00 p.m.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

Commissioner Aikens	<u>XXX</u>
Commissioner Elliott	<u>XXX</u>
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Potter	_____
Commissioner Thomas	_____

This matter will be placed on the meeting agenda for Tuesday, January 10, 1995.

Please notify us who will represent your Division before the Commission on this matter.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 3826
College Republican National)
Committee and William Spadea, as)
chairman;)
Republican National Committee and)
William J. McManus, as treasurer;)
Kris Wustrow.)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on January 10, 1995, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 3826:

1. Find reason to believe the College Republican National Committee and William Spadea, as chairman, violated 2 U.S.C. §§ 432, 433, and 434.
2. Based on the allegations of the complaint filed in MUR 3826, find no reason to believe the Republican National Committee and William J. McManus, as treasurer, violated the Act.
3. Based on the allegations of the complaint filed in MUR 3826, find no reason to believe Kris Wustrow violated the Act.
4. Approve the Factual and Legal Analysis recommended in the General Counsel's December 16, 1994 report.

(continued)

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5. Approve the appropriate letters as recommended in the General Counsel's December 16, 1994 report.

6. Approve the Subpoena for the Production of Documents and Order to Submit Written Answers to the College Republican National Committee and William Spadea, as chairman, as recommended in the General Counsel's December 16, 1994 report.

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

Attest:

1-11-95
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 20, 1995

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Paul E. Sullivan
1225 I St., NW
Ste. #500
Washington, D.C. 20005

RE: MUR 3826
College Republican
National Committee
and William Spadea,
as chairman

Dear Mr. Sullivan:

On October 30, 1993, the Federal Election Commission notified your clients, the College Republican National Committee and William Spadea, as chairman, ("the Committee") of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was enclosed with that notification.

Upon further review of the allegations contained in the complaint, the Commission, on January 10, 1995, found that there is reason to believe the Committee violated 2 U.S.C. §§ 432, 433, and 434, provisions of the Act. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Statements should be submitted under oath. All responses to the enclosed Order to Submit Written Answers and Subpoena to Produce Documents must be submitted to the General Counsel's Office within 30 days of your receipt of this letter. Any additional materials or statements you wish to submit should accompany the response to the Order and Subpoena. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

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Paul E. Sullivan
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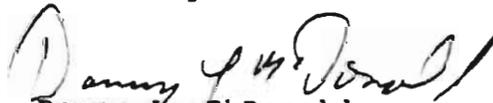
If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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 investigation to be made public.

If you have any questions, please contact Robert A. Ridenour, the attorney assigned to this matter, at (202) 219-3400.

Sincerely,


Danny L. McDonald
Chairman

Enclosures
Order and Subpoena
Factual and Legal Analysis

960437442/9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

College Republican National)
Committee and William Spadea,)
as Chairman)

MUR 3826

SUBPOENA TO PRODUCE DOCUMENTS
ORDER TO SUBMIT WRITTEN ANSWERS

TO: College Republican National Committee and
William Spadea, as Chairman
c/o Paul E. Sullivan, Esq.
1225 I St., NW
Ste. #500
Washington, D.C. 20005

Pursuant to 2 U.S.C. § 437d(a)(1) and (3), and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order and subpoenas you to produce the documents requested on the attachment to this Subpoena. Legible copies which, where applicable, show both sides of the documents may be substituted for originals.

Such answers must be submitted under oath and must be forwarded to the Office of the General Counsel, Federal Election Commission, 999 E Street, N.W., Washington, D.C. 20463, along with the requested documents within 30 days of receipt of this Order and Subpoena.

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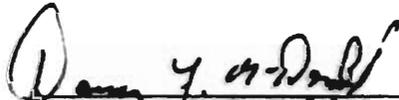
MUR 3826

College Republican National Committee and
William Spadea, as Chairman

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WHEREFORE, the Chairman of the Federal Election Commission
has hereunto set his hand in Washington, D.C. on this 20th
day of Jan, ¹⁹⁹⁵~~1994~~.

For the Commission,



Danny L. McDonald
Chairman

ATTEST:



Marjorie W. Emmons
Secretary to the Commission

Attachments
Order and Subpoena

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MUR 3826

College Republican National Committee and
William Spadea, as Chairman

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INSTRUCTIONS

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

Each answer shall be preceded by the question or interrogatory to which the answer pertains.

In answering these interrogatories and requests for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records, or in the possession of or known by or otherwise available to your attorneys, agents, employees, members or other representatives of you and/or your attorneys.

The response to each interrogatory shall set forth separately the identification of each person capable of furnishing testimony concerning the response given. In addition, the response shall identify those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

The following interrogatories and requests for production of documents are continuing in nature, requiring you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

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MUR 3826

College Republican National Committee and
William Spadea, as Chairman

Page 4

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" or "your" shall mean the named respondents in this action to whom these discovery requests are addressed, including all persons who act in any capacity for respondents or in any relationship to respondents, including officers, employees, agents, members, or attorneys thereof, and/or others who act on their behalf.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Identify" with respect to a person shall mean to state the full name, the most recent business and residence addresses, the most recent business and home telephone numbers, the person's position and job description at the time in question with respect to the interrogatory, the present occupation or position of such person, and the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean to state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of

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MUR 3826

College Republican National Committee and
William Spadea, as Chairman

Page 5

the document, the location of the document, and the number of pages comprising the document.

The singular form of a word should be interpreted to include the plural and the plural form of a word should be interpreted to include the singular.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be outside their scope.

060474424

BEFORE THE FEDERAL ELECTION COMMISSION

INTERROGATORIES AND REQUESTS FOR DOCUMENTS

1. Please provide a complete organizational chart of the College Republican National Committee ("the CRNC") or please describe in full and complete detail the organizational structure of the CRNC, including all of its employees and their job descriptions.
2. Please state the purpose and goals of the CRNC, and please provide a copy of its bylaws.
3. Please identify and describe in full and complete detail the relationship which the CRNC has or had with other "College Republican" organizations, such as: the California College Republicans; the Whitewater College Republicans; the College Republican Confederation of South Carolina; the University of South Carolina College Republicans; the West Georgia College Republicans; the University of Maryland College Republicans; the University of Virginia College Republicans and the George Mason University College Republicans.
4. According to the Statement of Organization filed by the Republican National Committee ("the RNC") on February 1, 1981 (See Attachment 1), the CRNC is affiliated with the RNC. Please describe in full and complete detail the CRNC's relationship with the RNC.
5. Please describe in full and complete detail the arrangement, agreement or understanding which the RNC and the CRNC have concerning: (a) the RNC's provision of office space to the CRNC; (b) the RNC's payment for the utilities provided to the CRNC's office; and (c) the RNC's payment of any other administrative expenses on behalf of the CRNC.
6. Please state whether the RNC receives any payment, consideration, rent, or reimbursement from the CRNC for the CRNC's office accommodations at 310 First St., SE, Washington D.C.
7. Please state the amount paid for the CRNC's rent by month and the average monthly amount for utilities at 310 First St., SE, Washington D.C.
8. Please state the length of time the CRNC has been located at 310 First St., SE, Washington D.C.
9. Please state whether the CRNC has offices at any other address or location. If so, please identify each and every other office and/or location.

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MUR 3826

College Republican National Committee and
William Spadea, as Chairman

Page 7

10. Please describe in full and complete detail all of the responsibilities and duties of the CRNC chairperson, including but not limited to his or her duties or responsibilities relating to the RNC and the RNC's Executive Committee.

11. Please describe in full and complete detail the agreement between the CRNC and the RNC by which the RNC pays the CRNC's chairperson's salary.

12. Please identify who elects or hires the CRNC chairperson, and describe the process by which the chairperson is hired or elected.

13. Please describe in full and complete detail the CRNC's relationship to each and every other member of the RNC's Executive Committee, such as the Young Republican National Federation.

14. Please state the name, address, relationship and type of all of CRNC's connected organizations or affiliated committees; the name and address of CRNC's treasurer or equivalent officer; and a listing of all bank accounts or other depositories used by the CRNC.

15. Please describe in full and complete detail all of the responsibilities and duties of the CRNC field director, including but not limited to his or her duties or responsibilities relating to the RNC.

16. Please describe in full and complete detail the agreement between the CRNC and RNC by which the RNC pays the CRNC field director's salary.

17. Please identify who elects or hires the CRNC field director, and describe the process by which the field director is hired or elected.

18. Please state in full and complete detail the purpose for: (1) the January 31, 1994 RNC disbursement of \$1,000 for "ad costs" to the CRNC; and (2) the February 2, 1994, RNC disbursement of \$400 for "ad costs" to the CRNC. Please identify in full and complete detail the advertisement(s), including the subject of each, the geographic area in which each ran, each of the advertisement's cost, and for whose benefit each advertisement was produced.

19. Please produce a copy or transcript of each and every advertisement identified in response to Interrogatory No. 18.

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MUR 3826

College Republican National Committee and
William Spadea, as Chairman

Page 8

20. Please state in full and complete detail for what purpose and in what manner the CRNC provided \$1,385 to the RNC in 1991. (See Attachment 2).

21. Please produce the following information regarding the June 1992 appearance by George Bush at the "political rally with College Republicans" described in the June 26, 1992 edition of the The Washington Post (See Attachment 3):

- a. Please describe the CRNC's involvement in the "political rally"; the setting for the rally; and the number of persons who attended.
- b. Please identify the amount and purpose of all expenditures made by the CRNC in connection with the rally.
- c. Please identify and produce all fliers, advertisements and other materials distributed in connection with this political rally.

22. Please provide the following information regarding the fundraising letter distributed in the Fall of 1993, signed by Bill Spadea and referencing Senator Bob Kerrey, that was the subject of an October 10, 1993 article in the The Washington Post (See Attachment 4):

- a. Please provide a copy of the fundraising letter and any and all attachments and enclosures which accompanied it.
- b. Please state the cost of producing and distributing the fundraising letter.
- c. Please state the amount of contributions that the CRNC received as a result of the fundraising letter and please identify every contributor in excess of \$200.
- d. Please state to whom and for what purpose the CRNC distributed the money it received as a result of the fundraising letter.

23. Please provide the following information regarding the CRNC national convention held in Oklahoma during the Summer of 1994:

- a. Please state the purpose and goals of the CRNC national convention.

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MUR 3826

**College Republican National Committee and
William Spadea, as Chairman**

Page 9

- b. Please provide a copy of any and all agendas, schedules, list of events, speeches, appearances or workshops of the CRNC national convention.
 - c. Please identify the amount and purpose of every expenditure made in connection with the CRNC national convention.
 - d. Please state the amount of contributions that the CRNC received at or as a result of the national convention.
 - e. Please state in full and complete detail how the CRNC national convention was financed and paid for, including the name of each sponsor or contributor.
 - f. Please state how many persons attended the national convention and identify the College Republican chapters that attended the CRNC national convention.
 - g. Please identify all incumbents or candidates for Federal political office who attended the CRNC national convention.
24. Please state how often the CRNC holds a national convention.

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENT: College Republican
National Committee and
William Spadea, as chairman

MUR: 3826

I. GENERATION OF THE MATTER

This matter was generated by a complaint filed with the Federal Election Commission ("the Commission") by James L. Rogers and Daniel A. Balkus ("the Complainants"). See 2 U.S.C. § 437g(a)(1). Complainants allege the College Republican National Committee ("the CRNC") violated the Federal Election Campaign Act of 1971, as amended, ("FECA" or "the Act") by operating as a political committee while failing to register and report to the Commission.

II. FACTUAL AND LEGAL ANALYSIS

A. Legal Framework

The Act defines a political committee as "any committee, club, association or other group of persons" which receives contributions or makes expenditures totalling in excess of \$1,000 per calendar year. 2 U.S.C. § 431(4)(A). The terms "contribution" and "expenditure" are defined in the Act to encompass any gift, loan, payment, or anything of value given, received, or transferred "for the purpose of influencing any election for Federal office." 2 U.S.C. §§ 431(8)(A) and (9)(A). Election is defined as the process by which individuals seek nomination for election, or election, to Federal office. 11 C.F.R. § 100.2(a).

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Any organization which falls within the Act's definition of political committee must comply with the Act's requirements concerning organization, registration, and reporting.

2 U.S.C. §§ 432, 433, and 434. Within ten days after becoming a political committee, the committee must file a Statement of Organization with the Commission, which includes such information as the name, address and type of committee; information about the name of any affiliated committees or connected organizations; the name and address of the committee's treasurer; and a listing of all banks and other depositories used by the committee.

2 U.S.C. §§ 433(a) and (b).

Following registration, the committee's treasurer must submit periodic signed reports of receipts and disbursements. 2 U.S.C. § 434(a). These reports must disclose, inter alia, the amount of the committee's cash on hand; the total amount of receipts by certain categories; the total amount of disbursements by certain categories; the identification of all persons who contributed an aggregate amount in excess of \$200 to the committee; and the name and address of each person to whom an expenditure in an aggregate amount or value in excess of \$200 is made, together with the date, amount, and purpose of the disbursement. 2 U.S.C. § 434(b).

Political committees engaging in Federal and non-Federal activity must either set up a separate Federal account, subject to the requirements of the Act, or use just one account, likewise subject to the requirements of the Act. 11 C.F.R. § 102.5(a)(1). Party committees that have separate Federal and non-Federal bank accounts must comply with rules concerning the allocation of

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expenses for certain categories of activities affecting both Federal and non-Federal elections. 11 C.F.R. § 106.5(a)(1). Those categories of activities include administrative expenses such as rent, utilities, office supplies, and salaries. 11 C.F.R. § 106.5(a)(2)(i). Also included are expenses for voter drives and other activities that urge the general public to register, vote or support candidates of a particular party or associated with a particular issue, without mentioning a specific candidate. 11 C.F.R. § 106.5(a)(2)(iv). National party committees must allocate their administrative expenses and voter drive activities according to fixed percentages set by the Commission. 11 C.F.R. § 106.5(b). This is intended to reflect the national party committees' primary focus on Federal candidates while still recognizing that such committees also participate in party-building activities at the state and local level.¹

A political party may make reimbursement for the expenses of a candidate who is engaged in party building activities without the payment being considered a contribution or expenditure, as long as the event was a bona fide party event and "no aspect of the solicitation for the event, the setting of the event, and the remarks or activities of the candidate" in connection with the event was "for the purpose of influencing the candidate's nomination or election." 11 C.F.R. § 110.8(e)(1)(i-ii). Even if these requirements are met, however, candidate appearances after January 1 of an election year are presumed to be for the purpose

1. 55 Fed. Reg. 26063 (1990)

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of influencing that candidate's election. 11 C.F.R. § 110.8(e)(2)(ii). Therefore, any related expenditures or contributions are governed by the limitations of the Act. A political party may rebut the presumption of campaign-related activity by a showing to the Commission that the appearance was party related. 11 C.F.R. § 110.8(e)(2)(iii).

B. Factual Allegations of Complaint and Responses

Complainants allege that the CRNC is a political committee which has failed to register and report with the Commission. They allege that the organization operates with a \$400,000 budget.² Complainants also charge they have attended CRNC-sponsored events "in support of national candidates and issues [the cost of] which well surpassed the \$1,000 disclosure requirement." Complainants, however, provide no description of where, when or for whom these events allegedly took place.³

The CRNC denies that its activities are covered by the Act. It responds that: (1) Complainants' focus on the size of its budget is irrelevant to the application of the Act; and (2) CRNC-sponsored events are not for the purpose of influencing Federal elections. Additionally, CRNC proffers an affidavit of its current chairman, William Spadea, who declares that the "CRNC

2. Attached to the complaint is a candidate flier of Kris Wustrow ("the Wustrow flier"), who sought the office of CRNC national treasurer. Mr. Wustrow, who is identified as State Chairman for the College Republican organization in South Carolina, states in the flier that the CRNC budget in 1992 was \$387,000.

3. The Complainants do indicate that the Commission may contact them for further information.

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does not make contributions to Federal candidates, either directly or in the form of in-kind contributions." Mr. Spades explains that, "[e]vents which are sponsored by CRNC often times have as invited guests or speakers, individuals who are prominent leaders in the Republican party..." but "[a]t no time, do those individuals promote their campaigns, seek endorsements, solicit contributions, nor generally request support for their candidate activities."

The RNC denies it has violated the Act with regard to the CRNC. The RNC asserts that the CRNC is "a separate entity" and that "the RNC is not legally responsible for reporting any CRNC financial activity relating to CRNC programs." The RNC also states that "[f]unds raised by CRNC are deposited into CRNC accounts..." and "[t]hey are not commingled with RNC Federal or non-Federal dollars."

C. Discussion

1. The CRNC

The question raised by the complaint is whether the CRNC is a "political committee" within the meaning of FECA, and therefore subject to the Act's organization, registration, and reporting requirements.

Upon receipt of the complaint, this Office reviewed RNC reports filed with the Commission. Additionally, this Office conducted a cursory NEXIS search to determine if any news articles had been written on the activities of the CRNC.

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a. RNC Reports

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This Office reviewed reports submitted to the Commission by the RNC to determine if the reports indicated that the CRNC has engaged in activities that would bring it within the Act's definition of a political committee. The RNC's reports show, inter alia, the following: (1) the RNC has reported the CRNC as an affiliated committee; (2) the RNC, since 1989, has reported a number of financial transactions between it and the CRNC, including RNC disbursements to the CRNC totalling in excess of \$1,000 and RNC receipts from the CRNC totalling in excess of \$1,000; (3) the RNC provides a payroll check to the CRNC's chairman; (4) the RNC and the CRNC share offices at 310 First Street, SE in Washington, D.C.,⁴ for which the RNC has not reported receiving any payment from the CRNC for the rent or utility bills; and (5) the CRNC chairman is a member of the RNC's Executive Committee.⁵

The following table compiles at least a partial list of the RNC's reported financial transactions with the CRNC since 1988:

4. The CRNC address is listed in the RNC's reports.

5. John Clements, Taylor's Encyclopedia of Government Officials/Federal and State 276 (12th ed. 1991).

<u>Date</u>	<u>Type</u>	<u>Amount</u>	<u>Purpose</u>
	(as reported)		
06/15/89	Disbursement to CRNC	\$ 300	Reg. Fee
07/01/89	Disbursement to CRNC	\$ 100	Registration Fee
06/13/90	Disbursement to CRNC	\$ 200	Advertising Costs
12/11/91	Receipt from CRNC		
	(Year to date)	\$1,385	(None given)
06/28/93	Disbursement to CRNC	\$ 400	Ad Cost
08/16/93	Disbursement to CRNC	\$ 400	Payroll advance ⁶
	Payroll Check	\$ 574.48	William Spadea
	Payroll Check	\$ 974.48	William Spadea
09/30/93	Payroll Check	\$ 974.48	William Spadea
10/15/93	Payroll Check	\$ 974.48	William Spadea
11/15/93	Payroll Check	\$ 974.47	William Spadea
12/15/93	Payroll Check	\$ 974.48	William Spadea
12/23/93	Payroll Check	\$ 974.48	William Spadea
01/14/94	Payroll Check	\$ 979.47	William Spadea
01/29/94	Payroll Check	\$ 979.47	William Spadea
01/31/94	Disbursement to CRNC	\$1,000	Ad Cost
02/02/94	Disbursement to CRNC	\$ 400	Ad Cost
02/12/94	Payroll Check	\$ 979.48	William Spadea
02/26/94	Payroll Check	\$ 979.47	William Spadea
03/31/94	Payroll Check	\$ 979.47	William Spadea

As a national party committee, the RNC must comply with regulations requiring it to allocate disbursements between its Federal and non-Federal accounts to ensure that only FECA-regulated funds are spent on Federal activities. 11 C.F.R. § 106.5(b). In compliance with those regulations, the RNC has reported its disbursements to the CRNC and Mr. Spadea's payroll check as comprised of 60 percent Federal and 40 percent non-Federal funds. The RNC began reporting payroll checks to Mr. Spadea on its September 1993 report, which indicated a payment on August 16, 1993. Mr. Spadea's payroll check of \$974.48, allocated as \$584.68 Federal and \$389.78 non-Federal, appears in every RNC

6. The recipient of the payroll advance is "Bill Spadea". It is presumed that "Bill Spadea" is William Spadea, chairman of the CRNC. The RNC does not specify in its reports that Mr. Spadea is the chairman of the CRNC.

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report since the September 1993 report to the present.⁷ According to his affidavit submitted to the Commission, Mr. Spadea attests that he was "elected to [his] position" and "commenced his term of office" as the CRNC chairman on August 2, 1993, the same month the RNC put him on its payroll as an apparent employee. In addition, as shown above, the RNC made several allocated disbursements to the CRNC, including \$1,400 for "ad costs" in 1994.

Thus, according to the RNC reports, the CRNC is an affiliated committee which has received disbursements and payroll checks from the RNC which are designated as 60 percent Federal election funds. The amount of the funds designated as Federal -- i.e., 60 percent of these disbursements -- aggregates to a total in excess of \$1,000 for a calendar year, the Act's threshold for qualifying as a political committee. The fact that the RNC allocates its disbursements to the CRNC as comprised of Federal funds appears to indicate that the CRNC's activities and the activities of the CRNC's chairmen are at least, in part, for the purpose of influencing Federal elections. If the CRNC's activities were completely non-Federal, the RNC's disbursements to the CRNC could have been comprised wholly of transfers from the RNC's non-Federal accounts. It is unlikely that the RNC would expend FECA-regulated

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7. In addition to Mr. Spadea, this Office found that Anthony Zagotta, Mr. Spadea's predecessor, also received a RNC payroll check. This Office was unable to determine if all of the CRNC chairpersons, officers, or staff have been or are currently on the RNC's payroll. The Wustrow flier states that the CRNC employs a chairman, an executive director, a field director, and a number of interns.

Federal funds -- raised according to FECA's contribution limits -- for purposes that were related solely to non-Federal activities.

In addition, the RNC has reported receiving in excess of \$1,000 in a calendar year from CRNC.⁸ Because no purpose is reported for this receipt, it may constitute an expenditure from the CRNC which exceeds the Act's threshold for qualifying an organization as a political committee. 2 U.S.C. § 431(4)(A).

b. News Reports

The NEXIS search revealed a number of news stories that had reported the activities of "College Republican" organizations, including reports of events at which candidates for Federal office appeared before College Republican organizations. For example, several reports from 1988 and 1992 discuss George Bush's appearances before groups identified as "College Republicans," which are presumed to be campaign-related appearances under Commission regulations. The Los Angeles Times published a September 27, 1988 report that, "[Presidential Candidate George] Bush told several thousand students at a Young College Republicans rally on the University of Miami campus that [presidential candidate Michael] Dukakis is inexperienced in foreign affairs." (Emphasis added).⁹ The story then quoted Mr. Bush's remarks to the rally: "America doesn't need a President who has to enroll in

8. RNC reported receiving an aggregate year-to-date amount of \$1,385.00 from CRNC in 1991.

9. "Bush Tells Proposal on Tax-Free Savings -- \$1,000 Could be Invested Yearly in Exempt Account," The Los Angeles Times, September 27, 1988, at 2.

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Foreign Policy 101 to understand the kind of world we live in."¹⁰ Similarly, in 1992, newspapers again reported appearances by Mr. Bush before College Republican organizations. A June 26, 1992 story in the The Washington Post reported that "at a political rally with College Republicans, Mr. Bush cited education reform as part of the agenda to get him re-elected."¹¹ A story the same day appearing in The Los Angeles Times, apparently reporting on the same rally, states that Mr. Bush "responded to critics of his Iraq policy in a speech Thursday to college Republicans at a Washington hotel."¹²

Each of these reported appearances occurred after January 1 of the presidential election year and are therefore presumed to be for the purpose of influencing Mr. Bush's campaign for the presidency. 11 C.F.R. § 110.8(e)(2)(ii). Further, Mr. Bush's remarks appear to confirm the presumption that these appearances before College Republicans were campaign-related. Consequently, contrary to the CRNC's assertions, it appears that the CRNC sponsors some events which are for the purpose of influencing Federal elections.

10. Id.

11. Ann Devroy, "Bush Offers School Choice Pilot Plan; \$500 Million Proposal Aimed at Stirring Campaign Debate," The Washington Post, June 26, 1992, at page A14. The reporter quotes Mr. Bush's remarks to the rally on his proposal: "It's strong and it's new and it's good, and that is a total reform, a revolution in American education." Id.

12. Douglas Frantz, "President's Lawyer Linked to Iraqi Export Changes Inquiry," The Los Angeles Times, June 26, 1992, at page A4.

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Further, according to a report in The Washington Post, in 1993 the CRNC may have been soliciting funds in a letter targeting a clearly identified Federal candidate. The Post reported on October 10, 1993, that "a College Republican fund-raising letter ... associated the words 'treason' and 'betrayal with the vote of Sen. Bob Kerry (D-Neb.) for President Clinton's budget package."

The story states:

The letter, signed by Bill Spadea, chairman of the College Republican National Committee, which is funded in part by the Republican National Committee, said: "In America treason was once punishable by hanging - so despicable was the offense of betrayal. I am not saying that Senator Kerrey committed treason. But ... you and I need to let Senator Kerrey know that his betrayal is still despicable - still deserving of punishment."¹³

Recognizing that this Office does not have a copy of the fundraising letter, the newspaper article certainly gives rise to the appearance that the CRNC may have been soliciting funds in opposition to a candidate for Federal office. The text of the fundraising letter focuses on the "punishment" of Senator Kerry, a Federal office-holder up for re-election in 1994. Therefore, it appears the CRNC may be engaging in Federal fundraising.

13. Attachment 13. Helen Dewar, Charles Babcock, and Dan Balz, "College GOP Flunks Test," The Washington Post, October 10, 1993, at page A8.

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Therefore, based on the foregoing, it appears that the CRNC may be a political committee within the meaning of the Act, and accordingly, must register and report to the Commission. If so, the CRNC has failed to register and report as a political committee, and there is reason to believe it is in violation of 2 U.S.C. §§ 432, 433 and 434.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

JAN 26 9 45 AM '95

January 26, 1995

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

BY: Lois G. Lerner *LL*
Associate General Counsel

SUBJECT: MUR 3826

On January 10, 1995, the Commission decided, based on the allegations in the complaint filed in MUR 3826, that there was no reason to believe that the Republican National Committee and William J. McManus, as treasurer, and Kris Wustrow violated the Federal Election Campaign Act of 1971, as amended ("the Act"). Based on the above, this Office makes the following recommendations.

RECOMMENDATIONS

1. Close the file as to the Republican National Committee and William J. McManus, as treasurer, with respect to the Commission's determination on January 10, 1995, that there was no reason to believe that these Respondents violated the Act.
2. Close the file as to Kris Wustrow, with respect to the Commission's determination on January 10, 1995, that there was no reason to believe that this Respondent violated the Act.

Staff Assigned: Robert A. Ridenour

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Republican National Committee and) MUR 3826
William J. McManus, as treasurer;)
Kris Wustrow.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 31, 1995, the Commission decided by a vote of 6-0 to take the following actions in MUR 3826:

1. Close the file as to the Republican National Committee and William J. McManus, as treasurer, with respect to the Commission's determination on January 10, 1995, that there was no reason to believe that these Respondents violated the Act.
2. Close the file as to Kris Wustrow, with respect to the Commission's determination on January 10, 1995, that there was no reason to believe that this Respondent violated the Act.

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

Attest:

1-31-95
Date

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

Received in the Secretariat: Thurs., Jan. 26, 1995 9:45 a.m.
Circulated to the Commission: Thurs., Jan. 26, 1995 11:00 a.m.
Deadline for vote: Tues., Jan. 31, 1995 4:00 p.m.

bjr

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 3, 1995

Kris Wustrow
c/o College Republican Confederation of South Carolina
P.O. Box 8797
Columbia, SC 29202

RE: MUR 3826
Kris Wustrow

Dear Mr. Wustrow:

On October 30, 1993, the Federal Election Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

On January 10, 1995, the Commission found, based upon the allegations of the complaint, that there is no reason to believe you violated the Act. Accordingly, the Commission closed its file in this matter as it pertains to you.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all other respondents involved. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 3, 1995

Michael A. Hess, Chief Counsel
Republican National Committee
310 First St., SE
Washington, D.C. 20003

RE: MUR 3826
Republican National
Committee and
William J. McManus,
as Treasurer

Dear Mr. Hess:

On October 30, 1993, the Federal Election Commission notified the Republican National Committee and William J. McManus, as treasurer, ("the Committee") of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act").

On January 10, 1995, the Commission found, based upon the allegations of the complaint, that there is no reason to believe the Committee violated the Act. Accordingly, the Commission closed its file in this matter as it pertains to the Committee.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all other respondents involved. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 3, 1995

VIA FACSIMILE

Mr. Paul E. Sullivan, Esq.
1225 I Street, N.W.
Suite 500
Washington, D.C. 20005

RE: MUR 3826
College Republican
National Committee
and William Spadea, as
treasurer

Dear Mr. Sullivan:

Enclosed please find copies of the attachments that are referenced in the Subpoena and Order sent to your clients on January 20, 1995. If you have any questions, please telephone me at (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard M. Denholm II".

Richard M. Denholm II
Attorney

Enclosures

06043744305

STATEMENT OF ORGANIZATION

01 517 411:57

Republican National Committee - Expenditures

February 1, 1981

310 First St S.E.

COMM. #

Washington, D.C. 20003

Statement of Expenditures

Committee on the Candidate Information on or before... and a NOT an authorized committee

Name of Candidate: National Republican Party, District: Republican

Name of the Connected Organization: Moving Address and ZIP Code: Relationship

See Attached

Organization: National Republican Party, District: Republican

Name: David L. Barnard, Moving Address and ZIP Code: 310 First St SE, Washington, D.C. 20005, Title or Position: Controller

Name: William T. McManus, Moving Address and ZIP Code: 310 First St S.E., Washington, D.C. 20003, Title or Position: Treasurer

Name: Neal Peden, Moving Address and ZIP Code: Same, Title or Position: Deputy Treasurer

See Attached

William T. McManus

Signature of William T. McManus

2/1/81

ATTACHMENT 1

Page 1 of 2

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Department of Communication

<u>Name of Affiliated Committees</u>	<u>Address</u>	<u>Relationship</u>
Nat'l Black Rep. Council	Washington, D.C. 20003	Affiliated
Rep. Nat'l Hispanic Assembly	Washington, D.C. 20003	Affiliated
Nat'l Federation of Rep. Women	Washington, D.C. 20003	Affiliated
Nat'l Rep. Heritage Groups	Washington, D.C. 20003	Affiliated
Young Rep. Nat'l Federation	Washington, D.C. 20003	Affiliated
College Rep. Nat'l Comm.	Washington, D.C. 20003	Affiliated
Rep. Governors Assoc.	Washington, D.C. 20003	Affiliated
Comm. to Preserve the RNC	Washington, D.C. 20003	Affiliated
Rep. Nat'l Comm- Contributions	Washington, D.C. 20003	Affiliated
Rep. Nat'l Comm- Expenditures	Washington, D.C. 20003	Affiliated

<u>Name of Bank</u>	<u>Mailing Address</u>
Riggs National Bank	15th and Penna Ave. N.W. Washington, D.C.
Bank of Virginia	5205 Leesburg Pike Falls Church, Va.
Bank of America	Rancho Bernardo Branch 16849 Bernardo Center Dr. San Diego, Ca.
Citibank	640 Fifth Ave. New York, New York

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ATTACHMENT 1
Page 2 of 2

PERIOD 12/01/91 TO 12/31/91
 RIN DATE 01/04/92

INFORMATION REPORTING REQUIREMENTS
 FEDERAL WORKERS
 SCHEDULE A LINE 10A

NAME ADDRESS	EMPLOYER OCCUPATION	SELF EMP	AMOUNTS YTD	DATE
COLLEGE REPUB NACL COMMITTEE 118 FIRST STREET NW WASHINGTON DC 20008	N/A POLITICAL	N	1,308.00	12/11/91
1992 CONG AMBASS REP REP CONVEN 228 SOUTH WASHINGTON ST SUITE 200 ALEXANDRIA VA 22314	N/A POLITICAL	N	1,961.98	12/17/91
75 TIM CRAMFORD 2604B S ARLINGTON HILL DR ARLINGTON VA 22206	CONSULTANT CRAMFORD ASSOC	N	600.00	12/11/91
73 DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91
73 DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91
92 DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91
92 DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91
DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91
DC REPUBLICAN COMMITTEE FEDERAL ACCOUNT 400 FIRST ST NW, 3RD FLR WASHINGTON DC 20001	N/A POLITICAL	N	18,189.67	12/11/91

ATTACHMENT 2

LENGTH: 512 words

HEADLINE: Bush Offers School 'Choice' Pilot Plan;
\$ 500 Million Proposal Aimed at Stirring Campaign Debate, Aides Say

SERIES: Occasional

BYLINE: Ann Devroy, Washington Post Staff Writer

BODY:
President Bush, who has struggled for months to formulate a domestic agenda for a second term, returned to education reform yesterday, unveiling a \$ 500 million pilot program to provide \$ 1,000 stipends to parents to send their children to private or public schools.

It was the third time in a month Bush has cited education reform as a major goal if he is reelected and emphasized the need to give parents a "choice" to opt out of the public school system by giving them funds to pay part of the costs of private schools.

Administration officials acknowledge the proposal has no chance of passage this year but is being laid out as a campaign document. White House press secretary Marlin Fitzwater said it will allow for a debate on the choice concept and "sets the stage for passage" in a second Bush term.

The proposal, dubbed a "GI Bill for Children" by the White House, would provide \$ 1,000 grants to lower- or middle-income families, with an income cutoff of \$ 40,000 for a family of four. If the parent chose a public school, half the money would go to the school and the other half to the parent for remedial or extra educational costs. If the parent chose a private school, the school would get the funds. Religious schools would be eligible under the program.

Some form of public financing for private schools has been a favorite Republican proposal for a decade -- President Ronald Reagan pushed tuition tax credits for private school parents and, more recently, Bush has unsuccessfully pushed his choice programs in Congress. The Senate in January rejected an earlier Bush proposal for \$ 30 million worth of choice demonstration projects.

Later yesterday, at a political rally with College Republicans, Bush cited education reform as part of the agenda to get him reelected. "It's strong and it's new and it's good, and that is a total reform, a revolution in American education," he told the audience.

Critics argue such programs will undermine public schools by encouraging motivated, involved parents to move their children into private schools. Using tax dollars for religious schools is unconstitutional, they also argue.

ATTACHMENT 3
Page 1 of 2

The Washington Post, June 26, 1992

But Bush, surrounded by youngsters in a photogenic White House South Lawn ceremony attended by 1,300 guests, defended the concept of allowing federal funds for use in private schools, saying the grants are not to the schools but to families. "For too long, we've shielded schools from competition [and] allowed our schools a damaging monopoly power," Bush said.

Education Secretary Lamar Alexander told reporters that restricting choice public schools "would be like giving bonuses to Russian car manufacturers and saying, 'work a little harder,' or asking Pony Express to run faster."

Keith Geiger, president of the National Education Association, said the program is "nothing more than desperate election-year rhetoric" aimed at conservatives and that it would be a "dangerous threat" to the nation's public school system, a point echoed by several Democratic congressmen involved in educational issues.

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ATTACHMENT 3
Page 2 of 2

October 30, 1993, Sunday, Final Edition

SECTION: FIRST SECTION; PAGE AB; POLITICS

LENGTH: 249 words

HEADLINE: College GOP Flunks Test

SERIES: Occasional

BYLINE: Helen Dewar, Charles R. Babcock, Dan Balz

BODY:

A college Republican fund-raising letter that associated the words "treason" and "betrayal" with the vote of Sen. Bob Kerrey (D-Neb.) for President Clinton's budget package was denounced by Democratic and Republican senators alike Thursday on the floor.

The letter, signed by Bill Spadea, chairman of the College Republican National Committee, which is funded in part by the Republican National Committee, said: "In America treason was once punishable by hanging -- so despicable was the offense of betrayal. I am not saying that Senator Kerrey committed treason. But you and I need to let Senator Kerrey know that his betrayal is still despicable -- still deserving of punishment."

Sen. J. James Exon (D-Neb.), who raised the issue on the floor, and Sen. Daniel K. Inouye (D-Hawaii) seemed especially offended that the fund-raising appeal was aimed at Kerrey, a Medal of Honor winner who lost part of a leg in combat in Vietnam. Sens. William S. Cohen (R-Maine) and Minority Leader Robert J. Dole (R-Kan.) also complained. "This goes beyond the pale," Dole said.

Spadea said in an interview Friday that he has sent a letter of apology to Kerrey. He said the fund-raising letter "was in no way intended to imply his political expediency was treasonous."

Anne Gavin, RNC spokeswoman, said the national committee does not review or approve the college Republicans' direct mail. Asked whether the RNC approved of its description of Kerrey, she said, "I don't have any comment."

ATTACHMENT 4

Paul E. Sullivan, Esq.
Attorney-at-Law

MAR 21 12 41 PM '95

The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

March 17, 1995

Robert A. Ridenour, Esq.
Federal Election Commission
General Counsel's Office
999 E Street, NW
Washington, D. C. 20463

RE. MUR 3826
College Republican National Committee
Responses to Interrogatories

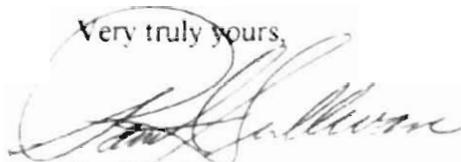
Dear Mr. Ridenour:

Enclosed, please find the responses to the interrogatories propounded by the Commission in the above referenced matter.

As we discussed during a telephone conversation on March 16, 1995, the interrogatories did not identify a time parameter for which the testimony was to pertain. Therefore, Mr. Spadea, in his capacity as Chairman, is able to testify as to his personal knowledge during his tenure as Chairman and in selected instances personal knowledge based upon his involvement with the CRNC prior to becoming Chairman. In accordance with the scope of the interrogatories, I am informed by Mr. Spadea that he did review those records in the possession of the CRNC at present, however, other records pertaining to those periods under the tenure of another Chairman were generally not available for Mr. Spadea's review.

Thank you for your time and attention to this matter. Should you have further questions, please contact me.

Very truly yours,



Paul E. Sullivan

CC William Spadea

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EXHIBIT A

Constitution of the College Republican National Committee

ARTICLE ONE: NAME, PURPOSE, POWERS

Section One: The name of this organization shall be the COLLEGE REPUBLICAN NATIONAL COMMITTEE, hereafter referred to as the "CRNC".

Section Two: The primary purpose of this organization shall be the formation of the programs of the Republican Party aimed at students attending educational institutions of collegiate rank and the provision to college students of a vehicle for affecting and influencing the Republican Party.

Section Three: The powers of the CRNC shall be: (a) to direct, manage, supervise and control its business, property, and funds to do all other things necessary or proper to carry out its purposes; (b) to create, charter, supervise and coordinate state organizations of College Republicans throughout the United States and its territories and possessions; (c) to approve all committees formed by action of the Executive Committee and or adopt and to make changes in the annual CRNC budget; (d) to designate precise time and place of the biennial convention in accordance with Article Five; (e) to fill national officer vacancies in accordance with Article Four, Section Four of this constitution.

ARTICLE TWO: MEMBERSHIP

Section One: The official membership of the College Republican National Committee shall consist of the duly designated Chairman of each state College Republican Federation and the officers of the CRNC elected under Article Four who have completed the official CRNC Membership Form and have submitted the form to the CRNC. For purposes of this constitution, all references to the CRNC membership shall be deemed to refer to the official membership as defined in this section.

Section Two: All members of the College Republican clubs and organizations in the United States who have completed the official CRNC Membership Form and have submitted the form to the CRNC, shall be deemed ex officio members of the CRNC.

ARTICLE THREE: NATIONAL BOARD

Section One: The CRNC shall have a National Board which shall consist of the official membership of the CRNC as defined in Article Two, Section One

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Section Two: The Board shall meet twice per term at the call of the Chairman. The Chairman must notify all members at least two months in advance of the time and place of such meeting and provide each with the appropriate procedure for designating a representative in the event that the member is absent from the meeting.

Section Three: Any member may designate a representative or "proxy" to hold his/her vote at any meeting. This proxy must be another member of the National Board or a College Republican from the absent member's state. The proxy shall be entitled to cast votes on any committees to which the absent members belongs and on all CRNC ballots unless the absent member specifically restricts his/her right to do so.

Section Four: The Credentials Committee of the National Board shall be constructed and governed in the same manner and subject to the same requirements as the Credentials Committee for the biennial conventions according to Article Five, Section Two.

ARTICLE FOUR: **OFFICERS**

Section One: There shall be six (6) CRNC officers: Chairman, Co-Chairman, First Vice-Chairman, Second Vice-Chairman, Secretary and Treasurer.

Section Two: The officers in Section One of this Article shall constitute an Executive Committee of the CRNC, which shall be empowered to fill any and all vacancies occurring in any of the offices defined in Section One of this Article pursuant to Section Four of this Article.

Section Three: The duties of the officers shall be as follows:

Subsection One: The Chairman shall be the Chief Executive Officer of the National Board. It shall be the duty of the Chairman to: call National Board meetings (provided that the National Board shall meet at least once a year); call the Biennial Convention as specified in Article Five, Section One; make all staff and committee appointments; and make determinations on all procedural and substantive matters relating to the implementation of policy matters deemed advisable in order to further the growth and stability of the Republican Movement on the college campuses. It shall be the prerogative of the Chairman to preside over all meetings of the National Board, all meetings of the Executive Committee, and all sessions of the Biennial Convention; and to create such committees as may be deemed advisable in the promotion of the purpose of the National Board

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Subsection Two: The Co-Chairman shall preside in the absence of the Chairman and shall generally assist the Chairman in the performance of his duties.

Subsection Three: The Secretary shall keep the official minutes of the meetings of the National Board and the Biennial Convention.

Subsection Four: The Vice-Chairmen and the Treasurer shall perform such duties as the Chairman shall direct.

Section Four: Vacancies in any of the offices defined in Section One of this Article may be filled by the Executive Committee, and if so filled, such officers shall complete the unexpired term of the person elected to that office at the most recent Biennial Convention.

Section Five: Each term shall begin fifteen (15) days after the close of the Biennial Convention.

ARTICLE FIVE: **BIENNIAL CONVENTION**

Section One: A Biennial Convention of the CRNC shall be held not earlier than June 1 and not later than July 31 in each odd-number calendar year. The Chairman shall designate the scheduled time and place of said Convention, and written notice thereof shall be sent to all National Board members not less than five months prior to the opening of said Convention. The Biennial Convention shall elect the CRNC officers as prescribed in Article Four and shall transact such other business as may properly come before it.

Section Two: There shall be a Credentials Committee of the Biennial Convention which shall be chaired by the CRNC Chairman and shall consist of the other five (5) sitting CRNC officers and four (4) National Board members appointed in accordance with Subsection One below.

Subsection One: The state of the United States and the District of Columbia shall be divided among four (4) areas, as follows:
Northeastern Area: Maine, Vermont, New Hampshire, Connecticut, Rhode Island, Massachusetts, New York, New Jersey, Pennsylvania, Delaware; Southern Area: Maryland, District of Columbia, Virginia, West Virginia, Florida, Georgia, Kentucky, North Carolina, South Carolina, Tennessee, Alabama, Arkansas, Louisiana, Texas, Mississippi; Midwestern Area: Illinois, Indiana, Ohio, Michigan, Iowa, Kansas, Missouri, Nebraska, Oklahoma, Minnesota, North Dakota, South Dakota, Wisconsin; Western Area: Alaska, Idaho, Montana, Oregon, Washington, Arizona, California, Hawaii, Nevada, Colorado, Utah, New Mexico, Wyoming.

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The Chairman shall appoint one National Board member from each area to serve on the Credentials Committee.

Subsection Two: The CRNC Chairman shall provide written notice to the National Board of the time and location of the Credentials Committee meeting and his appointments to the Credentials Committee pursuant to Subsection One above not later than two (2) months prior to the opening of the Biennial Convention.

Subsection Three: The CRNC Secretary shall take the minutes of the Credentials Committee meeting and shall present the report of the Credentials Committee to the Convention. The Committee report shall include the number of delegates to which each state federation is entitled and the names of the persons authorized by each federation to sit as its delegates.

Subsection Four: The CRNC Chairman or his designated substitute shall preside over Credentials Committee meetings and shall vote.

Subsection Five: Meetings of the Credentials Committee shall at all times remain open to attendance by National Board Members and other immediately interested parties.

Section Three: Each member of the National Board shall be entitled to sit as a delegate and cast one (1) vote at the Biennial Convention.

Section Four: Each state federation shall be entitled to one (1) at-large delegate vote at the Biennial Convention in addition to those authorized in all other sections of this Article.

Section Five: Each state federation shall be entitled to one (1) additional delegate vote at the Biennial Convention for every fifteen (15) chartered clubs in the state federation. For purposes of this section, a "club" must be a College Republican organization consisting of not less than ten (10) ex officio members, as defined in Article II, Section II, and governed by a written constitution, and shall be deemed to include all other College Republican organizations which are both located in the same community and affiliated with the same college or university.

Section Six: Each state federation shall be entitled to one (1) additional delegate vote at the Biennial Convention for each club in the state federation having not less than 400 ex officio members, as defined in Article II Section II. For purposes of this section, a "club" must be governed by a written constitution and shall not be deemed to include other College Republican organizations which are located in a different locality or are affiliated with

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a different college or university.

Section Seven: Each state federation shall be entitled to one (1) additional delegate vote at the Biennial Convention if it has member clubs on two thirds (2/3) of its campuses. For purposes of this section, a "club" shall be defined as in Section 5 of this Article and a "campus" shall be a post-secondary academic institution which has at least 500 full time undergraduate students, has a diverse curriculum and does not bar the creation of partisan political organizations as a matter of school policy.

Section Eight: Entitlement by a state federation to a delegate vote or votes under Section Three, Four, Five, Six or Seven shall not affect its entitlement under any other Section, except that the total number of delegates to which a state federation may be entitled under Section Five, Six, and Seven, cumulatively, shall not exceed eight (8) delegate votes.

Section Nine: To be eligible for the delegate votes authorized under Sections Five, Six, and Seven, the state federation must submit the following documentation to the CRNC office in Washington D.C. not later than three months prior to the opening of the Biennial Convention: (1) the current mailing address of each club; (2) a list of officers of each club; (3) copies of official CRNC Membership Forms; and (4) a copy of each club's constitution.

Section Ten: The reading of the roll shall proceed as follows: The CRNC officers, in order in which they are listed in Article Four, Section One, and the state delegations in alphabetical order.

Section Eleven: Each state federation may select convention delegates by any method consistent with its constitution or desired by its membership. In the absence of a clear designation of individuals as delegates, the state federation Chairman may appoint eligible College Republicans to serve as delegates. Any member of a College Republican club from a state is eligible for selection to the state federation's convention delegation, and a state federation may authorize five (5) persons to cast each delegate vote to which the state federation is entitled under Section Four, Five, Six, and Seven. A state federation may designate any number of attendees to attend the convention. The names of all delegates and alternates expected to attend the convention shall be submitted to the CRNC not less than one month before the convention, and a revised list shall be submitted not less than one week before the convention, if necessary; provided, however, that such list may be altered at the time of the convention if there shall have been a good faith attempt at compliance with this requirement.

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Section Twelve: No delegate, unless a member of the National Board eligible to vote as a delegate under Article Five, Section Three, may appoint a proxy to hold his/her vote at the convention. A National Board member eligible to vote as a delegate under Article Five, Section Three may designate a proxy to hold his/her vote at the convention. The person designated to hold such proxy must be a delegate to the convention or a person eligible to be a delegate to the convention. No delegate may hold more than one (1) vote at the convention unless such additional vote is that of a National Board member who has designated such delegate as his/her proxy. The Chairman shall provide written notice to all National Board members of the procedure required to designate a proxy no later than two (2) months prior to the opening of the convention.

Section Thirteen: Unit rule may not be applied within a state delegation.

Section Fourteen: A quorum for conducting convention business shall be a majority of the delegates and the proxies registered at the convention.

Section Fifteen: The election of CRNC officers shall occur in the order in which they are listed in Article Four, Section One. Nominations of candidates for CRNC officers shall be made during roll call of the state federation delegations in alphabetical order. Any delegate desiring to nominate a candidate shall be entitled to do so. The nominations shall not be closed prior to the conclusion of the roll call, except by unanimous consent of the delegates present.

ARTICLE SIX: AMENDMENTS

Duly proposed amendments shall become part of the constitution upon approval by two thirds of the members of the National Board or their duly designated proxies present and voting at a meeting of the National Board. An amendment shall have been duly proposed when written notice of the text of such amendment has been mailed to all members of the National Board not later than two (2) months prior to the convening of the meeting of the National Board at which such amendment is to be considered for approval. No amendment shall become part of this constitution unless it shall have been duly proposed and approved according to the aforesaid procedure

ARTICLE SEVEN: PARLIAMENTARY AUTHORITY

The rules contained in the most recent edition of **ROBERT'S RULES OF ORDER, NEWLY REVISED** shall govern the CRNC in all cases where not inconsistent with the rules, procedures, and policies outlined in this constitution.

ARTICLE EIGHT: RATIFICATION AND EFFECTIVE DATE

This constitution shall become effective at the conclusion of the February 1982 CRNC Board meeting.

Revised: 2/94

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EXHIBIT B

BEFORE THE FEDERAL ELECTION COMMISSION

In re College Republican)
National Committee)
)
)
)

MUR 3826
Response to Interrogatories

Mar 21 12:42 PM '95
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK

The undersigned, William Spadea, in his capacity as Chairman of the College Republican National Committee ("CRNC") hereby responds to interrogatories propounded to the CRNC by the Federal Election Commission ("FEC") in its January 20, 1995 correspondence.

Response to Interrogatory 1:

The College Republican National Committee ("CRNC") is best described as a federated organization headed by the duly elected Chairman who also serves as the Chief Executive Officer of the organization. A full description of the board, officers, membership, and methods by which the organization elects those individuals is set out in the constitution of the College Republican National Committee. A full and complete copy is attached hereto at Exhibit "A". At present, Mr. William Spadea serves as the Chairman and Chief Executive Officer. The present Executive Director of the organization is Fred Bartlett, Jr. who was appointed to that position by Mr. Spadea effective February 1995. The balance of the "staff" for CRNC consists of three interns who are paid a stipend of \$125 per week and one individual, Paul Teller who is the individual in charge of production of the CRNC newspaper entitled "Broadside". His compensation is based upon 15% of the value of the advertisement space purchased in the newspaper. See Exhibit "B" for an example of a copy of the "Broadside". Each of these individuals may be contacted at 450 Maple Ave. East, Suite 308, Vienna, VA 22180.

Response to Interrogatory 2

The stated purpose of the CRNC is articulated in the Constitution at Article 1 Section 2. See Exhibit "A". CRNC does not operate under any by-laws.

Response to Interrogatory 3

The republican organizations noted in this Interrogatory represent examples of College Republican clubs and organizations in the United States. These college clubs, their relationship to the CRNC, the federated structure of the CRNC and the election of its officers is set out in the CRNC constitution. See Exhibit "A".

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Response to Interrogatory 4.

I am unaware as to the pretense by which the Republican National Committee listed the CRNC as an, "affiliated committee" in the 1981 Statement of Organization cited in this Interrogatory. That was 14 years ago and perhaps the relationship was different at that time. It is my opinion that in view of the fact that the CRNC is not a political committee as defined by the Federal Election Campaign Act of 1971, as amended ("FECA") to list it as an affiliate "committee" is an incorrect statement. The appropriate identification of the CRNC is an "auxiliary organization" recognized and sanctioned by the Republican National Committee to undertake its stated purpose as articulated in the CRNC constitution. This auxiliary relationship is recognized in accordance with Rule 24 of the Rules of the Republican Party as adopted at the 1992 Quadrennial Convention of the Republican National Committee.

Response to Interrogatory 5.

The RNC does not presently provide office space, utilities, overhead, or any associated administrative expenses to the CRNC. As of February 1, 1995 all such administrative services, office space, salaries, etc. are paid solely by CRNC and is not supplemented in any fashion by the RNC. Prior to February 1, 1995, the RNC made an allocation of up to ten thousand dollars (\$10,000) per month for overhead and administrative services for the CRNC. This monthly allotment for which the \$10,000 was attributed included; \$1,800 for office space rent at 440 1st Street, NE, Suite 303, Washington, D C; telephone; postage; salaries for the Chairman and the Executive Director.

Response to Interrogatory 6.

At present, the RNC does not receive any payment, consideration, rent, or reimbursement from the CRNC. The CRNC does not have office accommodations at 310 First Street, SE, Washington, D C and therefore no such consideration, rent, or reimbursement is owing to the RNC.

Response to Interrogatory 7.

As noted in response to Interrogatory 6, the CRNC does not maintain office space at 310 First Street, therefore there is no rent and/or average monthly utilities for that location.

Response to Interrogatory 8.

During my tenure as Chairman, which is the only period of time to which I am able to testify, the CRNC has not been located at 310 First Street, SE, Washington, D C.

Response to Interrogatory 9.

The CRNC is presently located at 450 Maple Avenue East,

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Suite 308, Vienna, VA 22180. This is the single office space for the CRNC. Prior to that time, the CRNC office was located at 410 First Street, NW, Washington, D. C.

Response to Interrogatory 10:

The CRNC Chairman, acts as the Chief Executive Officer of the National Board of the CRNC. Detailed duties and authorities are set out in the CRNC constitution, specifically at Article 4, Section 3, Subsection 1. In addition to those activities authorized by the Constitution, the Chairman also serves as a member of the Executive Committee of the Republican National Committee as set forth in Rule 24 of the Rules of the Republican Party. The stated duty of this Executive Committee is to consult with and offer advice to the Chairman of the Republican National Committee with respect to the executive and administrative functions of the Republican National Committee. Rule 24 of the Rules of the Republican Party appoints the leaders of eighteen separate auxiliary organizations one of whom is the CRNC as members of the Executive Committee of the Republican National Committee. In general, the day to day activities of the Chairman are to work with the Executive Director of the CRNC, to oversee daily operations of the organization, the publication of the "Broadside newspaper", to develop and implement policy positions of the CRNC, and to promote membership and development of Republican clubs at colleges and universities throughout the United States.

Response to Interrogatory 11

At present, the RNC does not pay the salary of any CRNC officer. The Chairman's salary, Executive Director's salary, and the interns' fees are paid from proceeds raised by the CRNC.

The RNC past salary payments to the Chairman were based upon the preceding CRNC Chairman's Agreement with the RNC. The present Chairman did not negotiate salary changes for his position with the RNC.

Response to Interrogatory 12

The CRNC Chairman is elected at the biennial convention of the CRNC. That election procedure and those eligible to cast a vote for the election of the Chairman are set out at Article 5 of the CRNC constitution attached here to Exhibit "A".

Response to Interrogatory 13

The CRNC does not have any formal or informal affiliation with any of the other members of the RNC's Executive

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committee such as the Young Republican National Federation. The only common relationship is that each of the auxiliaries is recognized as a member of the RNC's Executive committee.

Response to Interrogatory 14:

The CRNC does not have any relationship with any "connected organization" or "affiliated committee" as those terms are utilized and defined within the context of the FECA. Absent a more specific definition of those terms, the Interrogatory is ambiguous as to the nature and scope of the question. The duly elected Treasurer of the CNRC is Deann Malone, address 2819 Park Center Drive Alexandria, VA 22302. All present bank accounts for the CRNC are maintained at First Union Bank in Vienna, Va. There are four accounts: 1) Main account, 2) Broadside account, 3) Membership account, 4) Convention account.

Response to Interrogatory 15:

Mr. Les Williams is the Field Director for the CNRC and his job consists of two primary functions. First is to undertake correspondence on behalf of the CRNC with the various college clubs and to edit a monthly newsletter to the clubs. Other than that, there are no specific duties within his job description relating to the RNC.

Response to Interrogatory 16:

There is no agreement to my knowledge by which the RNC pays the CRNC Field Director's salary. He has been paid by the CRNC during my tenure.

Response to Interrogatory 17:

The Field Director is employed by the CRNC at the discretion of the CRNC chairman.

Response to Interrogatory 18:

- 1) The January 31, 1994 RNC disbursement for \$1,000 for ad costs made payable to the CRNC was for a full page ad in the February 1994 edition of the Broadside newspaper. Please see Exhibit "C" for a full and complete copy of that advertisement.
- 2) The February 2, 1994 RNC disbursement for \$400 was for the quarter page ad for the RNC promoting the "Women Who Win" program. This appeared in the February 1994 edition of Broadside and a copy of that advertisement is attached at Exhibit "D". These advertisements as contained in the Broadside were distributed throughout the United States to State Chairman of the CRNC, club chairman, and

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the members of each college club. The advertisements were presumably inserted for the benefit of those entities identified in the specific advertisement. For example the GOP-TV was the intended beneficiary of the full page advertisement and the Women Who Win were presumably the intended beneficiary of the "Women Who Win" advertisement

Response to Interrogatory 19

A copy of the advertisements identified in Interrogatory 18 are attached as noted in Response 18

Response to Interrogatory 20

The disbursement of \$1,385 to the RNC in December of 1991 preceded my tenure and involvement with the CRNC. I have not located any records or documents which would indicate what this expenditure was made for, nor do I have any basis upon which to speculate as to the purpose.

Response to Interrogatory 21

a) The "political rally" to which you refer was a gathering of the CRNC to celebrate the 100th anniversary of the founding of the CRNC. The Washington Post, in typical fashion, failed to mention that in the story as reported in your "Attachment 3" President Bush was in attendance to speak to the CRNC, in his capacity of leader of the Republican Party. His was only one of various events which occurred to commemorate the 100th CRNC Anniversary. The events occurred at the Omni Shore Hotel in Washington, D. C., and I would estimate 800-900 people attended the various scheduled events including banquets, a variety of guest speakers and similar type convention events. This occurred prior to my election as Chairman, therefore I have no other information to offer. A review of the CRNC records does not reveal any financial records, event fliers, programs or the like which you have requested.

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Response to Interrogatory 22:

- a) A copy of the referenced fund raising letter is attached hereto to Exhibit "E"
- b) The stated cost for production and distribution of this fundraising letter was \$66,030.44.
- c) The total amount of revenue received as a result of this fundraising letter was \$18,512.98. Thus, there was a net loss of approximately \$47,517.46. Only one contributor donated an amount in excess of \$200. That was Mr. Wayland G. Slabach, RR 1 Box 54, Windom, KS 67491-972554.
- d) The full \$18,512.98 was used to pay the expenses associated with the production and distribution of the fundraising letter as stated in response to b) above.

Response to Interrogatory 23

- a) The CRNC National Convention was held in Oklahoma during the summer of 1994 to present to a variety of guest lectures on contemporary issues and American politics and to discuss among CRNC members those issues relative to a platform position by the CRNC. This was not the biennial convention reference in the CRNC Constitution.
- b) Attached at Exhibit "F" is a copy of the only materials relative to agendas, schedules, list of events, etc. requested by this Interrogatory.
- c) Attached at Exhibit "G" is a copy of the CRNC convention check ledger relative to all expenditures made for the Oklahoma convention.
- d) Records indicate two hundred and forty-three individuals attended the convention the majority of whom paid a registration fee of between \$99 - \$115. Our records reflect that a total of \$20,240.00 in registration fees were received. These registration fees were utilized to pay for expenses associated with conducting the convention. These were not "contributions" as that term is utilized in the context of the FECA.

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EXHIBIT C

PUT YOURSELF IN THE PROGRAM



WATCH

Rising Tide

Every Thursday, 8 p.m. EST

GOP-TV is the Republican Party news and information network. With segments such as GOP News, Republican Roundtable discussions, election desk updates, Democrat reality checks, Insider Hotline and much, much more, you cannot afford to miss Rising Tide.

You will have a chance to put yourself in the program by participating in interactive broadcasting that will allow you to speak one-on-one with the most respected people in the Republican Party. Call today to find out more information on how to watch GOP-TV in your area.

CALL

1-800-GOP-NEWS
TO PARTICIPATE IN GOP-TV

GOP-TV's 8

KU Band, Galaxy 7 Transponder C Band, Galaxy 3 Transponder 23

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EXHIBIT D

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WOMEN WHO WIN '94 is a one-day RNC training program for Republican women leaders to help them communicate more effectively as candidates, campaign managers, volunteers, and business or professional leaders.

TOPICS COVERED IN THE SEMINAR INCLUDE:

- ▶ **Breaking Through the Political Glass Ceiling**
- ▶ **Podium Power and Broadcast Savvy**
- ▶ **Communicating as a Woman Leader**
- ▶ **Political Campaign Workshops** ▶ **Video Coaching**

WOMEN WHO WIN '94 DATES

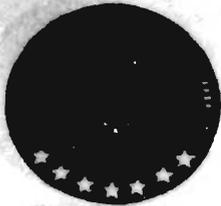
PROVIDENCE, RI	February 12, 1994
COLUMBUS, OH	February 19, 1994
NEWPORT, CA	March 5, 1994
COLORADO SPRINGS, CO	March 19, 1994
NEW YORK CITY, NY	April 16, 1994
INDIANAPOLIS, IN	April 23, 1994
DALLAS, TX	May 7, 1994
SAVANNAH, GA	May 14, 1994
ANCHORAGE, AK	June 4, 1994
ORLANDO, FL	June 11, 1994

For more information contact:

Office of the Co-Chairman • Republican National Committee • 202-863-8545

960474433

EXHIBIT E



Bill Spadea
National Chairman

"PRESIDENT CLINTON, IF YOU'RE WATCHING NOW, AS I SUSPECT YOU ARE, I TELL YOU THIS: I COULD NOT AND SHOULD NOT CAST A VOTE THAT BRINGS DOWN YOUR PRESIDENCY."

**Senator Bob Kerrey, August 6, 1993 --
Floor of the United States Senate**

Mrs. Julia B. Harrisson
33 Farmlea Rd.
Longmeadow, MA 01106-1837

No, Mrs. Harrisson...

It was far easier for Senator Kerrey to bring you down rather than Bill Clinton.

It was far easier for Senator Kerrey to vote for a tax hike that he doesn't believe in than side with you.

BETRAYING YOU WAS EASIER, Mrs. Harrisson!

Senator Kerrey's cynicism is astounding, even by "Washington Standards"!

Just consider this for a moment...

The American people (BY A CLEAR MAJORITY) were and are against Bill Clinton's Economic Package.

Senator Kerrey was against it, Mrs. Harrisson!

Senator Kerrey even went so far to say, "I don't think he [the president] likes it."

But in the end, when it really mattered, Senator Kerrey voted for it.

Voting against his conscience.

Voting against his oath to represent the people of Nebraska.

And voting against you, Mrs. Harrisson.

Today, you and I need to let Senator Kerrey know that this betrayal will not go unnoticed. Self betrayal -- the betrayal of

the people of his state -- and the betrayal of a nation.

Senator Kerrey took an oath to represent the people of his state and to faithfully enact legislation, for the good of the nation, Mrs. Harrison.

And yet, even though the people of the state of Nebraska clearly were against Bill Clinton's Economic Package...

Even though Senator Kerrey was CERTAIN that Clinton's Economic Package was far from being good for our nation...

Senator Kerrey voted in favor of it.

Sacrificing the good of our nation for the good of Bill Clinton.

Think about that, Mrs. Harrison.

In America treason was once punishable by hanging -- so despicable was the offense of betrayal.

I am not saying that Senator Kerrey committed treason.

But still, Mrs. Harrison, you and I need to let Senator Kerrey know that his betrayal is still despicable -- still deserving of punishment.

Because immediately after Senator Kerrey voted in favor of Bill Clinton's tax package, he was REWARDED!

It is now understood that Bill Clinton will make Senator Kerrey Chairman of the Budget Cuts Commission.

Please, Mrs. Harrison, help me AT LEAST take action to ensure that Senator Kerrey's betrayal is not rewarded.

Sign the Republican Petition to Bill Clinton and tell him in no uncertain terms that you do not want a wavering, weak-willed Senator to Chair this vital Commission.

At this point, there is little else you and I can do to prevent the tax hikes that Senator Kerrey has voted for us.

But we can take this decisive action and show Senator Kerrey that he should have voted with his conscience and with the majority of America --

AND VOTED NO!

You and I are the ones who are going to be punished for his betrayal because you and I are the ones who are going to have to pay for Senator Kerrey's gross lack of conscience.

Because Senator Kerrey sold out to "save" a presidency doomed for failure, you and I will suffer...

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Suffer from an economic package that Senator Kerrey himself said would produce "DISDAIN, DISTRUST, AND DISILLUSIONMENT."

DISDAIN for a Congress that would pass an economic plan that calls for the highest tax hike in the history of the world -- and DISDAIN for a Congress that just six months ago voted in favor of a pay raise for THEMSELVES.

DISTRUST for a president whose term is built on lies -- and DISTRUST for a liberal-controlled Congress and Senate who blatantly ignore the will of the people and legislate disaster.

DISILLUSIONMENT in gridlock ever being broken as long as liberal wheelers and dealers continue to sidestep justice, ignore fairness, and condemn you and me to a four year sentence in hell.

Because HELL is surely what you and I have in store for us, Mrs. Harrison.

What else can you call \$240 BILLION in tax hikes?

What else DO YOU CALL AN ADDITIONAL \$887 BILLION in debt in the next four years? (The debt increase that the DEMOCRAT-CONTROLLED House Budget Committee is expecting!)

What can you possibly call another FIVE AND A HALF MILLION PEOPLE who will be forced to pay additional Social Security taxes?

Please, Mrs. Harrison, don't misunderstand me...I never really thought that Senator Kerrey could be trusted.

I never thought that you and I could count on this noted Democrat, Mrs. Harrison.

BUT I NEVER EXPECTED THIS!

When it came down to voting for his conscience, constituency, and for America...

HE CAVED IN, Mrs. Harrison.

In a pathetic display of partisan politics, Senator Kerrey pledged his allegiance to the liberal agenda and to a presidency that even he has been violently opposed to.

And in that single unforgivable action, he betrayed everything that you and I believe in -- everything you and I hold sacred, Mrs. Harrison -- and every ideal that America is based on.

FOR WHAT?

To save a President who has put America's economy on the road to ruin.

Of course, afterwards, Senator Kerrey dismissed the notion that his voting against the president would have ruined the

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administration, but you yourself read his words -- the disgusting quote I wrote at the top of this letter.

He didn't want to "BRING DOWN" the presidency. But, Mrs. Harrison, how on earth could Senator Kerrey bring down an administration that is already at an all time low?!

In his diatribe, Senator Kerrey even pleaded with Bill Clinton -- urging Clinton to "GET BACK TO THE HIGH ROAD."

I think you and I know something that Senator Kerrey doesn't...Bill Clinton doesn't even seem to know where the road is, let alone the high road.

Right now I ask that you sign your name to our Republican Petition to prevent Bill Clinton from rewarding Senator Kerrey for his betrayal. Then return your signed Petition in the enclosed postage paid envelope so that I can immediately forward it to the White House before any action is taken.

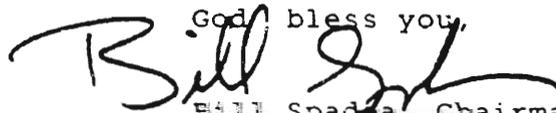
PLEASE be sure to include your most generous \$350 or \$500 contribution as well.

I need your \$350 to continue to fight Bill Clinton's destructive agenda, Mrs. Harrison.

I need your \$500 to continue to fight to support Republican Senators who go into the trenches day after day to wage battle against the liberal tax-and-spend lackeys.

For the sake of truth rather than betrayal -- justice rather than unjust taxing -- and the American values you and I hold sacred, please don't let the Senate and House Republicans down now, Mrs. Harrison.

God, bless you,


Bill Spadea, Chairman

EMERGENCY REPLY TO BILL SPADEA

Bill: To help prevent Senator Kerrey being rewarded for his betrayal of America, I've signed the Republican Petition and am returning it to you with my contribution of:

() \$350 () \$500 () \$ _____

I'm rushing this reply with my petition to:
COLLEGE REPUBLICAN NATIONAL COMMITTEE
P.O. Box 96896, Washington, D.C. 20090-6896

Mrs. Julia E. Harrison
33 Farmlea Rd.
Longmeadow, MA 01106-1897

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REPUBLICAN PETITION TO BILL CLINTON College Republican National Committee

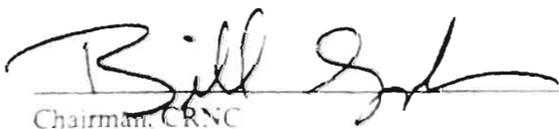
501 / 1438
Mr Clinton, this petition is being submitted to you by citizens who are outraged at the debacle that took place on the floor of the United States Senate on August 6, 1993, during the vote on your economic package. On that night, Senator Kerrey stood before America and openly betrayed his conscience, the voters he was elected to represent, and the majority of America, who decidedly disagree with your economic package. His betrayal was all the more serious because his vote was the deciding vote in passing this injurious legislation. As a "reward" or "perk" for his betrayal, it is understood that you will appoint Senator Kerrey to be Chairman of the Budget Cuts Commission.

We, the undersigned citizens of the United States of America, are hereby stating by our signatures...

We strongly disagree with this appointment...

We demand that betrayal by our elected officials not be rewarded...

We vehemently protest Senator Kerrey receiving any "perk" for his vote, a vote he knew in his heart was not good for America, but rather, only good for the Clinton administration.


Chairman, CRNC


92 Chairman, CRNC



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EXHIBIT F

A CALL TO ARMS!

OKLAHOMA

'94



College Republican Summer Conference
JULY 28-31, 1994



**College
Republican
National
Committee**

Bill Spadea
Chairman

Sean Allen
Co-Chairman

Steve Hamill
1st Vice-Chairman

John Racho
2nd Vice-Chairman

Mark Fleming
Secretary

DeAnn Malone
Treasurer

George W. Fondren
Executive Director

July 29, 1994

Dear College Republicans and Friends,

Welcome to Oklahoma for the College Republican 1994 Summer Conference! I promise you that you will have an excellent time this weekend!

While the Democrats up in Washington, D.C. foul up policies from health care to Haiti, we Republicans must prepare for action at the grassroots. 1994 is a year that holds great promise for the Republican Party, and we College Republicans must be willing to take advantage of this historic opportunity.

Political scientists have shown that the party of the incumbent president tends to lose seats in Congress (especially the House) during midterm election years like 1994. This trend held painfully true when Republicans lost 26 House seats in 1982, as well as majority control of the Senate in 1986. Now is certainly the time for the Clinton Democrats to suffer similar electoral setbacks!

Our Oklahoma Conference is just one way to help turn the *possibility* of Democratic setbacks into a **November reality**!

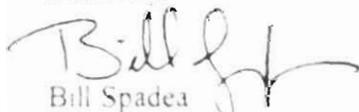
Since the founding of the Republican Party in the mid-19th century, the youth have been the foot soldiers of the GOP. And today, in the spirit of our 102-year history, the College Republicans must be the vanguard against the rising tide of Clinton liberalism and political correctness.

This weekend, you will have the opportunity to debate and vote on the issues that are vital to our Party and that will serve as the basis for the College Republican platform. Plus, the various speakers and seminars of the Conference will arm you with the tools you need to be a more effective Republican activist when you get back to campus this fall.

I am confident that you will leave Oklahoma having had an action-packed weekend of inspiring speakers, intellectual debates, exciting parties, and new friendships. Your efforts here at the Conference and on campus this fall will help the Republican Party recapture the Senate in '94 and rollback the dangerous advances of Democratic policies across this nation.

Take care and God bless!

Sincerely,


Bill Spadea
National Chairman

1 4 7 4 4 3 4





1776 I Street, NW, Suite 890
Washington, DC 20006
(202) 452-8200

July, 1994

To the College Republicans
1994 National Committee
Summer Conference

Founding Chairman
Theodore J. Forstmann

Chairman
Malcolm S. Forbes, Jr.

Vice Chairman
Vin Weber

Directors
William J. Bennett

Joseph A. Cannon

Jamie B. Coulter

Nicholas C. Forstmann

Congressman Newt Gingrich

Jack Kemp

Jeanne J. Kirkpatrick

Lawrence A. Kudlow

Senator Trent Lott

Michael Novak

Julian H. Robertson, Jr.

Donald H. Rumsfeld

Judy Shelton

Thomas W. Weisel

President
William A. Dal Col

Executive Director
Charles M. Kupperman

Greetings to all my friends gathered in Oklahoma City for 'A CALL TO ARMS' in support of Republican victories. Your strength and value to the GOP continues to grow with your numbers, and Republicans everywhere are grateful to have you on the team for the big work in '94. Keep up the good fight and accept my best wishes for a successful meeting.

Sincerely,



William J. Bennett

National Republican Senatorial Committee

SENATOR PHIL GRAMM
CHAIRMAN

WILLIAM D. HARRIS
EXECUTIVE DIRECTOR

June 21, 1994

Dear College Republicans:

I am very pleased to pass along sincere greetings and best wishes to everyone assembled at the College Republican Summer Conference.

As a former college professor and a candidate, I know that College Republicans have been the driving force behind grass-roots campaigns, and it is a great feeling to know that I can count on the dedication and support of College Republicans when it comes to winning back the Senate. Without a president to veto liberal Democratic legislation, we must continue to focus our efforts on gaining a majority in Congress and turning the tide of liberalism that has washed over this land since the election of Bill Clinton. We need every bit of your energy to achieve this goal.

You can be sure that I will keep up the fight in Congress for responsible legislation that promotes limited government and unlimited opportunity. We will defeat a disastrous Clinton health care plan that threatens to socialize 14% of this nation's economy while raising taxes and throwing people out of work. We will also pass a strong crime bill that keeps criminals in jail and off the streets without meaningless gun control measures. We have drawn a bright line of distinction between ourselves and Democrats and, given this clear choice, people are voting for our candidates who will do more for the people who pull the wagon in America. The road to victory in 1996 passes through victory in 1994, and it is more important than ever for Republicans to work together towards making our vision a reality.

I wish all of you the best of luck for an exciting conference. We have many challenges ahead of us, and I look forward to working with you to meet them in the months and years to come.

Yours respectfully,



PHIL GRAMM
United States Senator

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Speaker Biographies



Dale A. Berryhill holds a degree in political science and history from the university of Memphis and a masters degree in English literature from the University of North Carolina at Chapel Hill. He is currently completing work on his doctorate at Chapel Hill where he teaches freshman composition. He is a regular columnist for the Raleigh Extra newspaper and has published dozens of articles and editorials in a variety of publications. Berryhill's first two books, *The Liberal Contradiction* and *The Media Hates Conservatives*, were both published this year by Huntington House Publishers.



Rachel Campos is one of seven cast members on MTV's third season of *The Real World*. MTV chose Rachel from more than 25,000 applicants during the series' first nationwide search for candidates. Rachel, the daughter of a military man, has lived in Spain, England, Turkey, Peru, and Gilbert. She graduated in December, 1993 from Arizona State University with a degree in International Relations. She was active as a member of the University Honors College and the College Republicans. In the fall of 1994, she plans to start graduate school at the University of California at San Diego on a Woodrow Wilson Graduate Fellowship.



Floyd Brown is Chairman of Citizens United and the host of the nationally syndicated radio talk show, "Talk Back to Washington." He is author of the best selling book, *"Slick Willie": Why America Cannot Trust Bill Clinton* and editor of *Open Watch*. In 1988 and 1992, Mr. Brown's independent expenditure campaigns supporting Senator Wash produced effective and memorable advertising, including the Willie Horton ad. In 1991 Citizens United produced a highly controversial advertisement campaign supporting Judge Clarence Thomas' nomination to the Supreme Court. Through a combination of education, advocacy, and grassroots organization, Citizens United sees the virtues of limited government, free enterprise, strong families, and national security.



Philip M. Crane (R-IL) was first elected to the U.S. House of Representatives in a special election on November 25, 1969, to fill the vacancy created by the resignation of Donald Rumsfeld. He has been re-elected in succeeding years and now represents the 8th Congressional District of Illinois which includes the western half of Lake County and the northwest suburbs of Cook County. Phil Crane began his college education as a farmhand and worked with the Dredge and Dockworkers Union. He graduated from Hillsdale College in Michigan with a B.A. degree in psychology and history in 1962. He completed his studies at Indiana University where he received an M.A. degree in 1964 and a Ph.D. in 1963 in the same



Mark Crutcher is president of Life Dynamics Incorporated, a Dallas area pro-life organization formed to carry out the strategies outlined in his book, *Firestorm*. He has written for numerous pro-life publications including *Focus on the Family's Citizen*

magazine, *The Christian American*, and *All About Issues*. Crutcher developed the Life Activist Seminar which trains people how to articulate the pro-life position. To date, he has conducted approximately 120 of these seminars in thirty-one states and Canada. They have been sponsored by over five-hundred pro-life/pro-family groups and political organizations with more than fourteen thousand individuals having attended. He is also the writer and publisher of the seminar's workbook. Mr. Crutcher spent twenty years in marketing, advertising and training and now lives in Denton, Texas, with his wife, Tulane, and their adopted daughter Sheila.



Daniel O. Graham, Lieutenant General, USA (Retired) Born in Portland, Oregon, Daniel O. Graham attended college at the United States Military Academy at West Point. He later attended the Army's Command and General Staff College and

the U.S. Army War College. During his 30 years in the military, Graham saw active duty in Germany, Korea, and Vietnam. After his retirement from the military in 1976, General Graham became a research Professor at the University of Miami. He served as military advisor to Ronald Reagan in both the 1976 and 1980 Presidential campaigns. In 1978, Graham left the University to become Co-Chairman of the Coalition for Peace through Strength. In 1981, he founded and became Director of High Frontier, which gave rise to the Strategic Defense Initiative (SDI). He is also Chairman of the Coalition for SDI and the Space Transportation Association.



Bob Dornan, now serving his eighth term in the U.S. House of Representatives, represents the 46th District of California which is located in Orange County, south of Los Angeles. Rep. Dornan represented the 27th District from 1977 to 1983 and the

38th district from 1984 to 1992. He serves on the Permanent Select Committee on Intelligence as well as the Armed Services Committee. With a background in national security and defense issues, including active duty in the U.S. Air Force, the California Air National Guard and the U.S. Air Force Reserves, Rep. Dornan has been very vocal on issues relating to the military. Rep. Dornan attended Loyola University in Los Angeles. He and his wife, Sallie, have five children and nine grandchildren.



Jim Jonas is the Executive Producer of "The Republican Neighborhood Meeting," a monthly call-in television program broadcast to more than 3,000 satellite sites and received in more than 500 cities on cable across the United States. He was an

associate with The Media Team in Los Angeles, CA, and Alexandria, VA and wrote, directed and produced award-winning political advertising for Republican candidates. One of his commercials for Bush Quayle '92 was named "Best Presidential Radio Spot" by the American Association of Political Consultants. He graduated with honors from Guilford College in Greensboro, North Carolina and is a Master's candidate in Political Management at The George Washington University's Graduate School of Political Management.

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Clinton Key was elected Chairman of the Oklahoma Republican Party on December 16, 1989, was re-elected on February 16, 1991 and again on February 20, 1993. Upon graduation from Oklahoma State University, Key joined the

U S Senate campaign staff of Don Nickles. After Nickles' election to the U S Senate, Key worked in the Senator's Oklahoma City and Tulsa offices as a field representative for four years. In 1984, Key was promoted to Office Manager of Senator Nickles Oklahoma City office. He served in that position until taking over the chairmanship of the Republican Party. He has also served as President of the Oklahoma Young Republicans.



Wayne LaPierre, Jr. is the Executive Vice President and Chief Executive Officer of the National Rifle Association of America. In his leadership position, Mr. LaPierre conducts the affairs of an 3.3 million member association through a staff of over

550 employees with an annual budget of over \$100 million. Under the direction of a 75-member board of directors, he is responsible for implementing NRA policy as well as serving as president of the National Firearms Museum fund and trustee of the NRA Foundation. An avid sport shooter, he holds an executive position with the North American Wetlands Conservation Council, the world's largest wildlife program, and officiates each year at NRA events nationwide. Mr. LaPierre serves on the board of directors of the American Association of Political Consultants. He holds a master's degree in American government and politics from Boston College and a bachelor's degree in education and political science from Siena College.



Christopher G. Long is Vice President for Program of the Intercollegiate Studies Institute where he oversees ISI's membership, volunteer, conference, and lecture divisions. He also directs the Institute's Forum for University Stewardship

alumni project, College Guide Project, and is Executive Publisher of ISI's *CAMPUS: America's Student Newspaper*. Mr. Long formerly served as Special Assistant for the New Majority Program at the Heritage Foundation, a special project to spread Heritage's free market public policy solutions within America's black, Hispanic, and Asian communities. He also served as the Executive Director of Young American for Freedom, Inc. He is currently Chairman of the Youth Council of the Council for National Policy, a national organization of Christian business and political leaders and serves on the Young Executives Committee of the Delaware State Chamber of Commerce. Mr. Long is a graduate of George Mason University.



Frank Lucas was elected to the United States congress from Oklahoma's sixth congressional District in a special election held on May 10, 1994. Oklahoma's Sixth Congressional District includes all or portions of 24 counties, roughly extending

north and west from downtown Oklahoma City to the Kansas and Texas borders. In his historic election Lucas, a Republican, carried 19 counties while amassing 54% of the vote. His election gave the Oklahoma congressional delegations a 3-3 Republican-Democrat composition for the first time since the 1920's. At the time of his election, Lucas was serving his third term in the Oklahoma State House of Representatives.

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Photo Unavailable

Michael Morgan As a field organizer for AIPAC's Political Leadership Development Program (PLDP), Michael Morgan is responsible for recruiting and working with college students throughout the northeast, helping them to develop

political leadership skills and to promote pro-Israel political activities on campus. Prior to joining AIPAC in 1993, Michael graduated from the University of Kansas with a B.S. in journalism. During his years at K.U., he founded HawkPac, the pro-Israel student organization on campus. Michael served as a campaign intern for Representative Jan Meyers (R-KS), interned for Senator Robert Dole (R-KS) in the Senator's District office, and completed a summer internship for Senator Connie Mack (R-FL) in Washington, D.C.



Don Nickles was first elected to the U.S. Senate in 1980 at age 31, the youngest Republican ever elected to the U.S. Senate. In 1992, he became the first Oklahoma Republican ever elected to a third term in the U.S. Senate. He worked his way through

Oklahoma State University by starting a janitorial service. Following graduation, he went to work for Nickles Machine Corporation in Ponca City, where he later became vice president and general manager. He was elected to the Oklahoma State Senate in 1978. In the U.S. Senate, Nickles serves on the Budget, Energy, Appropriations and Indian Affairs Committees. He is the ranking Republican on the Interior Appropriations subcommittee and is a member of the Defense Appropriations subcommittee. He was first elected to the Senate leadership in 1989 as chairman of the Republican Senatorial Committee. In 1993, he was re-elected chairman of the Republican Policy Committee.



Howard Phillips has been the chairman of the Conservative Caucus (TCC) since 1974. Previously, during the Nixon Administration, he headed two federal agencies, the President's Council on Youth Opportunity and the U.S. Office of Economic

Opportunity. During his service in the executive office of the President, Phillips earned national recognition for his efforts to terminate Federal programs which furnished ideological patronage for the radical left by promoting abortion, homosexuality, "welfare rights," and the destruction of America's constitutional heritage. His book, *The Next Four Years: A Vision of Victory*, helps chart a course for returning America to its Biblical and Constitutional foundations.



Larry Pratt has been Executive Director of Gun Owners of America for 17 years. GOA is a national membership organization of 100,000 Americans dedicated to promoting their second amendment freedom to keep and bear arms. GOA lobbies for the

pro-gun position in Washington and is involved in firearms issues in the states. GOA's work includes providing legal assistance to those involved in lawsuits with the Bureau of Alcohol, Tobacco and Firearms, the federal firearms law enforcement agency. Pratt has appeared on numerous national radio and TV programs such as CNN's *Crossfire* and *Newsmakers Saturday*, The Morton Downey Show, *Geraldo*, CBS's *48 Hours*, ABC's *Peter Jennings* special on guns and many others. He has debated Congressman James Traficant, Jr. (D-OH) and Charles Rangel (D-NY), and Senator Howard Metzenbaum (D-OH), among others. His columns have appeared in many newspapers across the country.

Schedule of Events

Thursday, July 28

- | | | |
|--------------|-------------------------------------------------------------|--------------------------------|
| 12:00 - 6:00 | Registration | Front Lobby of Forum Building |
| 5:00 - 7:00 | Platform Committee | Forum Building |
| 8:00 - 9:00 | State Chairman Roundtable with CRNC
Chairman Bill Spadea | Forum Building |
| 9:00 - ? | Welcome Party with Oklahoma CRs | O'Connel's Irish Pub and Grill |

Friday, July 29

- | | | |
|---------------|---------------------------------------------------------------|---------------------------------------------------------------------------------------------|
| 8:00 - 6:00 | Registration | Front Lobby of Forum Building |
| 9:00 - 9:05 | Call to order and welcome
Conf Chairman | All Conference Activities Except
Where Otherwise Noted Will Be
Held in the Forum Room |
| 9:05 - 9:10 | Welcome from OK CRs
Joesph Kitto, State Chairman, Oklahoma | |
| 9:10 - 9:15 | Welcome and Conf Kick Off
Bill Spadea, Chairman, CRNC | |
| 9:15 - 9:30 | Outline Conf Rules
Conf Chairman | |
| 9:30 - 10:10 | Platform Debate
Conf Chairman | |
| 10:10 - 10:20 | Video Address—Tony Brown | |
| 10:20 - 11:00 | Platform Debate
Conf Chairman | |
| 11:00 - 11:30 | Howard Phillips
President, Conservative Caucus | |
| 11:30 - 12:00 | Dr. Ralph Reed
Executive Director, Christian Coalition | |
| 12:00 - 1:00 | Lunch on Your Own | |

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1:00 - 1:30	Floyd Brown President, Clinton Watch	
1:30 - 2:00	Platform Debate Conf. Chairman	
2:00 - 2:30	Wayne LaPierre, Jr. Executive Vice President, National Rifle Association	
2:30 - 3:00	VIP Reception with Wayne LaPierre	
3:00 - 3:30	Rep Phil Crane Congressman, Ill., 8th dist.	
3:30 - 4:00	Platform Debate Conf. Chairman	
4:00 - 4:30	Dale Berryhill Author, <i>The Liberal Contradiction</i>	
4:30- 5:00	Platform Debate Conf. Chairman	
5:00 - 6:00	Free Time	
6:00 - 7:00	Reception with Clinton Key Chairman, OK Republican Party	
7:00 - 9:00	Banquet (Business Attire) Bret Schundler, Mayor, Jersey City, NJ Presentation of Millenium Award Video Address—Ronald Reagan	Commons Restaurant
9 00 - ?	OKLAHOMA TORNADO	
	Saturday, July 30	
8 00 - 4 00	Registration	Front Lobby of Forum Building
9 00	Reconvene Conference Conf Chairman	
9 00 - 9 30	Charles Wiley Accuracy in Media	
9 30 - 10 00	Michael Morgan American Israel Public Affairs Committee	

96044744350

10:00 - 10:30	Platform Debate Conf. Chairman.	
10:30 - 11:00	Mark Crutcher President, Life Dynamics	
11:00 - 11:30	Gen Daniel Graham High Frontier	
11:30 - 12:00	Larry Pratt President, Gun Owners of America	
12:00 - 1:00	Luncheon with Don Nickles Senator, Oklahoma	Commons Restaurant
1:00 - 1:30	Platform Debate Conf. Chairman	
1:30 - 2:00	RESN Breakout Session with Jim Jonas President, Republican National Neighborhood Watch	
2:00 - 2:30	Rep. Frank Lucas Congressman, Oklahoma	
2:30 - 3:00	Chris Long Vice President, Intercollegiate Studies Institute	
3:00 - 3:30	Rachel Campos MTV, The Real World	
3:30 - 4:00	Closing Platform Debate Conf. Chairman	
5:00 - 8:00	Ball Game	Reeves Park
6:00 - 8:00	Bar BQ	Reeves Park
8:00 - ?	Party with Band	Reeves Park

Sunday, July 31

10:00 - 11:00 Prayer Breakfast (casual attire)



Ralph E. Reed, Jr. has served as executive director of the Christian Coalition, the nation's leading pro-family organization since 1989. He has built a support base of one million members and activists in 872 chapters. He has an extensive background in

politics. In 1976 he worked on his first Congressional campaign. Since 1980, he has worked on behalf of statewide candidates in Georgia, North Carolina, Virginia and California, including the re-election campaigns of Senator Jessie Helms in 1984 and 1990. During this time, Ralph consulted on 25 congressional and statewide campaigns across the country. He is one of the nation's leading grassroots political strategists. He is a sought after analyst on national politics, and has appeared on numerous television programs, including Larry King Live, Nightline, Meet the Press, Crossfire, and written for the *New York Times*, the *Wall Street Journal*, *National Review*, and *Policy Review*.



Bret Schundler is mayor of Jersey City, NJ. In 1988, he co-founded the Coalition for Fair Taxation, which organized thousands of Jersey City residents to demand the correction of a seriously flawed property tax revaluation. In 1991, having

changed his party registration, Schundler ran for the State Senate. He received 45% of the vote in a district which is only 6% Republican by registration. Schundler was elected Mayor of Jersey City in a special election held on November 3, 1992. In that election, he outpolled nineteen other candidates. He was re-elected Mayor on May 11, 1993, winning 69% of the vote and securing a first ballot victory. It was the first such victory in Jersey City in 20 years.



Bill Spadea is Chairman of the College Republican National Committee. During his junior year at Boston University, Bill was elected National Secretary of the College Republican National Committee (CRNC). It was during his

tenure at this post that Bill re-organized the College Republican movement in New England. That same year Bill was appointed Youth Director for former Congressman Paul Cronin during the Massachusetts Gubernatorial primary. Because of his success of mobilizing younger people, Mr. Spadea was named National Youth Director for Bush/Quayle '92. In July 1993, Bill Spadea was elected Chairman of the College Republican National Committee. During the brief time that Mr. Spadea has held this position, the CRNC has already recruited thousands of new identifiable College Republicans. Spadea belongs to the United States Marine Corps and has been active in Young Americans for Freedom.



Charles Wiley is a veteran journalist who has reported from 100 countries. His search for truth led to his arrest eight times by secret police, including the KGB, and imprisonment in Castro's Cuba while he was a correspondent for WOR in New York City.

Wiley has covered eleven wars (including four trips to Vietnam), reporting for NBC, UPI, *The London Express* and many other U.S. and foreign news media. His freelance articles and photographs have appeared in numerous publications, including *Time*, *Newsweek*, and *The New York Times*. A well known radio-TV talk show personality and commentator, Wiley lived briefly in Russia while lecturing at St. Petersburg University. He has lectured in 48 states and 20 countries.

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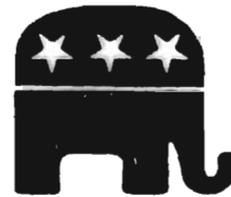


ONCE

Lead or Leave, the nation's largest post-partisan youth advocacy group, is inviting you to be a part of *Register Once*, the National Campaign for Student Voting Rights. This campaign will **revolutionize** youth politics, helping transform our **generation** into one of the most **powerful voting blocs** in the country. To find out more about how to bring this historic initiative to your campus. Call Lead or Leave at 1-800-99-CHANGE.

The National Campaign for Student Voting Rights

A PROJECT OF L.E.A.D. - THE NATIONAL STUDENT ADVISORY BOARD OF LEAD OR LEAVE
1606 20TH STREET NW - WASHINGTON DC 20009 - ph 202/462-0808 fx 202/462-3041



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As the future leaders of our country, you understand that the lawmaker's decisions of today will impact you for the rest of your life. There is an easy way to be sure that your voice is heard as Congress debates such important issues as Health Care Reform, Balanced Budget Amendments, and Free Trade Agreements - *become a CSE Activist.*

There is no cost to be an activist - just a commitment. Just take a minute to send us your name and address, and we'll make sure you have all the tools needed to prevent a government takeover of our nation's health care system.

For more information:
 Citizens for a Sound Economy
 Attention: Activist Program
 1250 H Street, NW, Suite 700
 Washington, D.C. 20005
 (202) 783-3870

6 0 1 7 4 4 3 4



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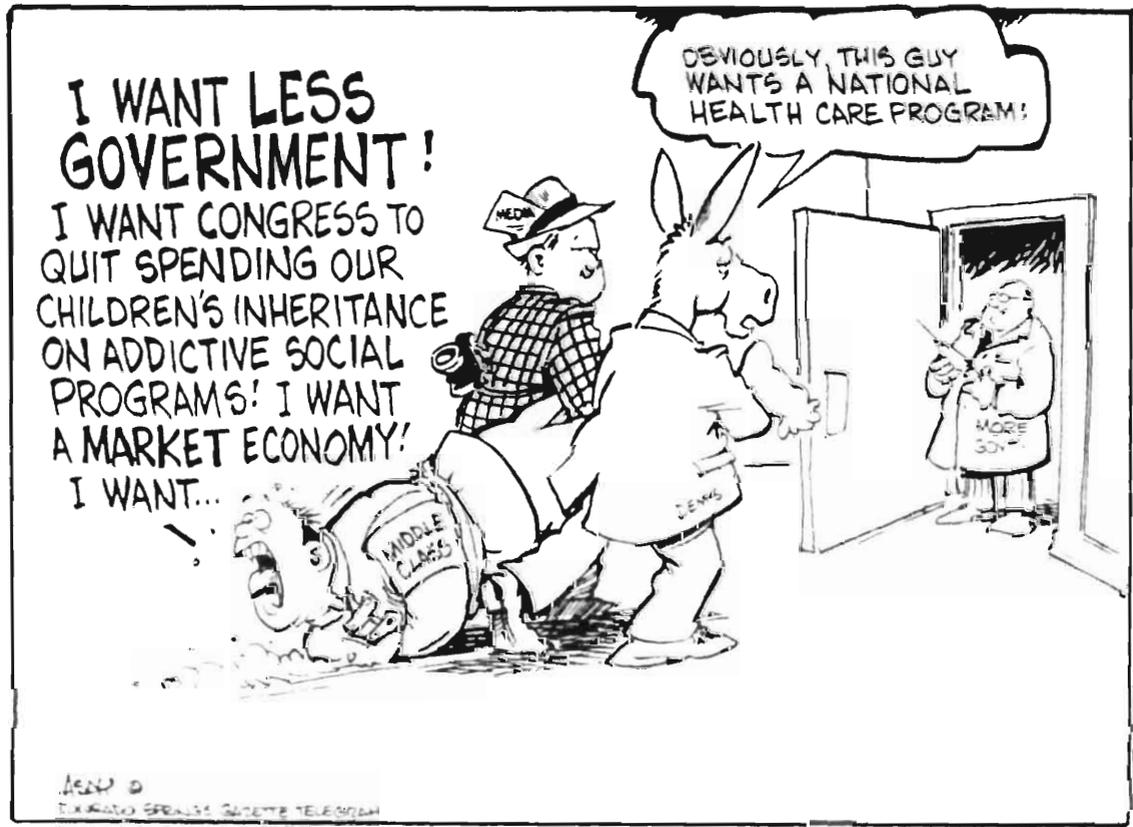
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School _____

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26043744355

ConservaTEES®

believe in basic American common sense principles.

CT #1

My greatest right
in AMERICA is to
decide my future.

CT #7

Ronald Reagan
was RIGHT!

CT #15

We will not re-invent
GOVERNMENT until
we re-invent Congress.

CT #17

Lady Margaret Thatcher-
my kind of Feminist.

CT #4

Liberals are the
self-appointed
Arbiters of Utopia.

CT #3

Rely on yourself.
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CT #8

An individual who
earns nothing
values nothing.

CT #13

Ownership is the
first rung up the
Economic Ladder

100% cotton T-Shirt
\$15.95 Sizes L/XL

SEE
\$ 2.95



BILL'S CONSCIENCE

CT #6

Hollywood Limousine
LIBERALS
talk left and live right.

CT #9

Political Correctness
is the offspring of
failed Liberal ideas.

50/50 Sweatshirt
\$28 Sizes L/XL

SEE
\$ 2.95

2 Color designs • many more, send for brochure

06043744357

EXHIBIT G

06043744358

350

BAL BROT FORD

July 13 19 94

TO Association Store

FOR Conference Banner
1/2 Payment

DEPOSITS

TOTAL

125 -

THIS CHECK

BALANCE

351

July 18 19 94

TO Conservative Caucus

FOR Travel for Speaker

DEPOSITS

TOTAL

THIS CHECK

989 -

BALANCE

352

July 18 19 94

TO Citizens United

FOR Speaker Travel

DEPOSITS

TOTAL

THIS CHECK

989 -

BALANCE

96043744359

353

BAL BROT FORD

July 19 19 94

TO JEFF MARSH GROTON

FOR Conference Tee Shirts

DEPOSITS

TOTAL

THIS CHECK

127500

BALANCE

354

July 20 19 94

TO Catherine Howell

FOR Reimbursement - Death in the Family

DEPOSITS

TOTAL

THIS CHECK

99 -

BALANCE

355

July 21 19 94

TO Computerental

FOR Laptop Rental

DEPOSITS

TOTAL

THIS CHECK

326 32

BALANCE

BAL BROTT FORD

356

July 21 19 94

TO US Postmaster

FOR 100 Stamps

DEPOSITS

TOTAL

THIS CHECK

29 -

BALANCE

357

July 22 19 94

TO US Postmaster

FOR 200 25 Stamps

DEPOSITS

TOTAL

THIS CHECK

58 00

BALANCE

358

July 22 19 94
Cash

TO Cash
FOR Travel Cash

DEPOSITS

TOTAL

THIS CHECK

50 00

BALANCE

96043744360

96043744361

359

July 22 1994

BAL BROT FORD

TO ~~Bank~~ Awards + Things

FOR Trophies

DEPOSITS

TOTAL

THIS CHECK 324 63

BALANCE

360

July 29 1994

TO Day Inn

FOR Staff Rooms

DEPOSITS

TOTAL

THIS CHECK

BALANCE

361

July 30 1994

TO Charles Cole

FOR OHSU Band

DEPOSITS

TOTAL

THIS CHECK 500 -

BALANCE

26043744362

362

SAL
BROT
FORD

July 30

19 94

TO Pedro Calixto

FOR Sewd Award OK 94

Bands 1 & 2

DEPOSITS

TOTAL

THIS CHECK

175 -

BALANCE

363

July 30

19 94

TO Eric Sacramento

FOR OK 94 Band #2

DEPOSITS

TOTAL

THIS CHECK

500

BALANCE

364

August 8

19 94

TO Dale Benzhold

FOR OK 94 Speaker Exp

DEPOSITS

TOTAL

THIS CHECK

300.00

BALANCE

96043744363

365

BAL
SPOT
FORD

August 8 1994

TO Arizona Department
of Corrections

FOR OK 94 Speaker travel

Reimbursement

DEPOSITS

TOTAL

THIS
CHECK

372 96

BALANCE

366

August 8 1994

TO High Frontier

FOR OK 94 Speaker travel

Reimbursement

DEPOSITS

TOTAL

THIS
CHECK

715 00

BALANCE

367

August 8 1994

TO Barnett Travel Service

FOR OK 94 Speaker Travel

Exp reimbursement

DEPOSITS

TOTAL

THIS
CHECK

1073 00

BALANCE

96043744364

368

BAL BROTT FORD

August 8 19 94
TO The Association Store

FOR Balance of OKG4
Banner, 1st Part of

\$125 - ✓ 350

DEPOSITS

TOTAL

THIS CHECK

190 00

BALANCE

369

August 8 19 94
TO Kuerste Forms

FOR OKG4 Programs

DEPOSITS

TOTAL

THIS CHECK

2373 50

BALANCE

370

August 9 19 94
TO Abby Forms

FOR Expenses - see OKG4

DEPOSITS

TOTAL

THIS CHECK

436 10

BALANCE

96043744365

371
 August 23 19 94
 TO Joseph Kitto
 FOR Photo ~~Development~~ ^{Hold}
 OK 94

BAL BROT FORD

DEPOSITS

TOTAL

THIS CHECK 105 72

BALANCE

372
 August 25 19 94
 TO Screen Wash & S. 100
 FOR Staff + Screen Wash OK 94

DEPOSITS

TOTAL

THIS CHECK 1,154 18

BALANCE

373
 August 25 19 94
 TO Tanya Kisla
 FOR Refund

DEPOSITS

TOTAL

THIS CHECK 90 -

BALANCE

26043744366

374

BAL BROU FORD

August 31 19 94

TO Cong. Bob Dornan

FOR Reimbursement for OK 94

Travel

DEPOSITS

TOTAL

THIS CHECK

493 -

BALANCE

375

September 9 19 94

TO Adriana Cazdangach

FOR OK 94 Reimbursement

DEPOSITS

TOTAL

THIS CHECK

99 -

BALANCE

376

Sept 15 19 94

TO Joseph Vitto

FOR Photo development

DEPOSITS

TOTAL

THIS CHECK

105 72

BALANCE

76043744367

377

BAL
DQGT
FORD

September 26 1994

TO Kim Nester

FOR refund OKS4

DEPOSITS

	TOTAL	
	THIS CHECK	99 -
	BALANCE	

378

BAL
DQGT
FORD

October 5 1994

TO Manifest Group

FOR Settlement \$1000 down
and 500/mo for 8
months loan to ^{CRMC} operating Act

DEPOSITS

	TOTAL	
	THIS CHECK	1000 -
	BALANCE	

379

BAL
DQGT
FORD

October 27 1994

TO Kim Nester

FOR 2nd 2 of Reimbursement

DEPOSITS

	TOTAL	
	THIS CHECK	99 -
	BALANCE	

26043744368

6

BAL BROTT FORD

380

November 1 1994

TO University of Oklahoma

FOR First Payment for
OK94 Conference

DEPOSITS

TOTAL
THIS CHECK 4,000.00
BALANCE

381

December 1 1994

TO University of OK

FOR 2nd Payment in OK94
Conference

DEPOSITS

TOTAL
THIS CHECK 4000 -
BALANCE

382

December 1 1994

TO Rachel Conroy

FOR OK94 Travel Exp
reimbursement

DEPOSITS

TOTAL
THIS CHECK 250 -
BALANCE

96043744369

383

BAL
BROT
FORD

January 4 19 95
TO University of OK

FOR CK 94

DEPOSITS

TOTAL

THIS
CHECK

2,000 -

BALANCE

384

January 1 19 95
TO U of OK

FOR OK 94

DEPOSITS

TOTAL

THIS
CHECK

500 -

BALANCE

385

TO

FOR

DEPOSITS

TOTAL

THIS
CHECK

BALANCE

9604744370

EXHIBIT H

Advertiser

Amount Paid

1.	Intercollegiate Studies Institute	\$320.00
2.	Response Dynamics Inc	\$300.00
3.	Lead or Leave	\$300.00
4.	Accuracy in Academia	\$300.00
5.	Citizens for Sound Economy	\$300.00
6.	ConservaTees, Inc	<u>\$320.00</u>
	Total	\$1,840.00

260437443 / 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 23, 1995

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Paul E. Sullivan, Esq.
1225 I Street, N.W.
Suite 500
Washington, D.C. 20005

RE: MUR 3826
College Republican
National Committee

Dear Mr. Sullivan:

This Office has reviewed the "Responses to Interrogatories" you submitted on behalf of your clients, College Republican National Committee ("CRNC"), and found that some of the answers are incomplete, inconsistent or both. Accordingly, we hereby request that the CRNC clarify its inconsistent answers and that it fully comply with the Subpoena and Order and answer all of the questions completely.

Specifically, we request clarification of the CRNC's answers to Interrogatories 5, 8, and 9 concerning the address of the CRNC. For example, the CRNC states that it had offices at 440 1st St., N.E., Washington, D.C. in response to No. 5, and also states that it had offices at 410 First Street, N.W., Washington D.C. in response to 9. Relatedly, although the CRNC does not currently maintain office space at 310 First St., S.E., Washington, D.C., please answer Interrogatories 6, 7, and 8, for the time period that the CRNC did maintain offices at that address.

The CRNC's answer to Interrogatory 15 also requires clarification. The CRNC's answer states that the Field Director has two primary functions, but it appears to describe only one function. The CRNC also appears to limit its answer to duties "relating to the RNC" whereas the question is much broader than that -- it asks to describe "all of the responsibilities and duties of the CRNC Field Director."

Further, several of the CRNC's answers are incomplete apparently because the answers are limited to Mr. Spadea's "personal knowledge." This Office reminds you that the Subpoena and Order are not directed solely to Mr. Spadea, but

26043744372

Mr. Paul Sullivan, Esq.

MUR 3826

Page 2

to the College Republican National Committee and William Spadea, as Chairman, and, further, that the Subpoena and Order specifically instruct Respondents that:

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Even if Mr. Spadea does not have direct knowledge, previous chairpersons or previous and current co-chairs, 1st and 2nd vice-chairs, secretaries, treasurers, and Executive Directors of the CRNC should be knowledgeable about these matters. It does not appear that Respondents have exhausted the opportunities and resources available to them for preparing adequate responses. Specifically, Interrogatories 8, 11, 16, 20 and 21 do not appear to have been fully answered. In addition, in responding to Interrogatory 11, please describe in detail the past agreement or agreements by which the RNC paid the CRNC chairperson's salary.

This Office is willing to discuss with you an additional opportunity for the CRNC to respond fully to these discovery requests prior to the Commission taking further action. In order to facilitate the CRNC's compliance with the Commission's Subpoena and Order, we have enclosed additional copies of those documents. Upon receipt of this letter, please call me at (202) 219-3690.

Sincerely,

Richard M. Denholm II

Richard M. Denholm II
Attorney

Enclosure

269437443/3

Paul E. Sullivan, Esq.
Attorney-at-Law

The Singletary Mansion
1565 The Alameda
San Jose, CA 95126

RECEIVED
FEDERAL ELECTION COMMISSION
GENERAL COUNSEL

AUG 16 3 21 PM '95

August 10, 1995

Richard M. Denholm, II, Esq.
Federal Election Commission
General Counsel's Office
999 E Street, NW
Washington, DC 20463

RE: MUR 3826 College Republican National Committee
Supplemental Responses to Interrogatories

Dear Mr. Denholm:

Enclosed please find the Supplemental Responses to the original set of Interrogatories propounded by the Commission in this matter. Supplemental responses are tendered to the Commission in response to your June 23, 1995 letter requesting clarification to several of the Interrogatories.

I recognize that you are the newly-assigned attorney to this matter and were not responsible for drafting the original set of Interrogatories. However, in light of the statements made in your cover letter and the emphasis on the admonition that my client had a responsibility to exercise investigative due diligence in gathering information to respond to these, I must take exception for the record to several of your comments.

Specifically, you indicate that some of the answers are "incomplete, inconsistent, or both". Further on in your letter, you caution that Mr. Spadea is required to exercise due diligence to secure the full information in response to these questions. Please note that both Mr. Spadea and myself, as counsel to the CRNC, exercised due diligence in gathering information to respond to the Commission's Interrogatories. To do anything less would be inappropriate.

I would offer to you that the apparent inconsistencies or ambiguities which may have lent themselves to the responses tendered by my client were the result of the rather inartful drafting of the Interrogatories by your predecessor. Appropriate foundation questions and even basic items such as the time parameters to which these questions pertained, were neglected in posing the questions. I understand why you may have been concerned by what may have appeared to be rather confusing

60437443/4

August 9, 1995

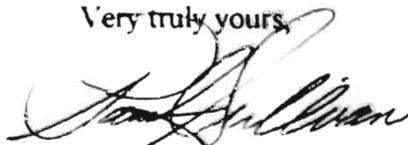
Page 2

responses. However, my client is only able to respond to the question asked and should not have the responsibility for framing the question appropriately. I trust this clarifies the prior responses and the context in which the enclosed Supplemental Responses are tendered to you.

Should there be need for further clarification or to expand on any of the items testified to herein, please contact me directly so that we may expedite the process.

Thank you for your time and attention to these matters

Very truly yours,



Paul E. Sullivan

w/enclosure

cc: William Spadea, Chairman
College Republican National Committee

960437443/5

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE CLERK
FEDERAL ELECTION COMMISSION
JUN 16 9 21 AM '95

IN RE: College Republican) MUR 3826
National Committee) Supplemental Response to Interrogatories
)
)
)
_____)

The undersigned, William Spadea, in his capacity as Chairman of the College Republican National Committee ("CRNC") hereby provides supplemental responses to interrogatories propounded to the CRNC by the Federal Election Commission ("FEC") in its January 20, 1995 correspondence and as supplemented in its June 23, 1995 letter to CRNC counsel.

1. SUPPLEMENTAL RESPONSE TO INTERROGATORIES 5, 8, and 9

The FEC in its June 23, 1995 correspondence to CRNC legal counsel, states in part as follows:

"Specifically, we request clarification of the CRNC's answers to Interrogatories 5, 8, and 9 concerning the address of the CRNC. For example, the CRNC states that it had offices at 440 1st Street, N.E., Washington, D.C. in response to No. 5, and also states that it had offices at 410 1st Street, N.W., Washington, D.C. in response to No. 9."

I note there was a typographical error in response to Interrogatory No. 9. The last line should reference "440" 1st Street, not "410" 1st Street. With that correction, this answer is complete and consistent with the facts. The problem I perceive is a presumption of a fact by the FEC which is not accurate. Specifically, the presumption that the CRNC is or has been located at 310 1st Street, S.E., Washington, DC. This presumption is incorporated into Interrogatory 6, Interrogatory 7, and Interrogatory 8. Contrary to FEC counsel's admonition, I exercised due diligence in securing the information provided in my previous responses. The questions posed, and each of them, contain no timeframe during which the responses were to be directed. A review of the definitions included in the FEC's Interrogatories do not put any time parameters for which the responses were to be inclusive. The questions having been asked in the present tense, I responded in the present tense. However, for assistance to the FEC and for clarification of the issues, I am unaware of any time period during which the CRNC has been located at 310 1st Street, S.E., Washington, D.C. Going back as far as 1987, I have been informed by previous CRNC chairmen that the offices of the CRNC had been located at 440 1st Street, N.E., Washington, D.C. This was clearly articulated in my responses to the Commission's Interrogatories.

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
JAN 16 3 22 PM '95

IN RE: College Republican) MUR 3826
National Committee) Supplemental Response to Interrogatories
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_____)

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9604 374 4376

2. SUPPLEMENTAL RESPONSE TO INTERROGATORIES 6, 7, and 8

The second clarification requested by FEC counsel's June 23, 1995 letter also pertains to the issue of office space at 310 1st Street, S.E., Washington, D.C. Specifically, the question posed states as follows:

"Relatedly, although the CRNC does not currently maintain office space at 310 1st Street, S.E., Washington, D.C., please answer Interrogatories 6, 7, and 8 for the time period that the CRNC did maintain offices at that address."

As noted above, to my knowledge, the CRNC has not been located at 310 1st Street, S.E., Washington, D.C., and therefore the issue of the payment of rent, supplemental payments for utilities and administrative expenses is not applicable. In my response to Interrogatory No. 5, I clearly laid out the payments made by the RNC on a monthly basis for overhead and administrative services pertaining to the office space at 440 1st Street, N.E., Washington, D.C. — the only office space used by the CRNC until its recent relocation to 450 Maple Avenue East, Vienna, VA.

3. SUPPLEMENTAL RESPONSE TO INTERROGATORY 15

The FEC indicates in its June 23, 1995, letter that the response to Interrogatory No. 15 requires further clarification. As noted in my initial response, the field director for the CRNC had two (2) primary areas of responsibility. The first, to oversee correspondence on behalf of CRNC with the various CRNC college clubs. The second, to edit a monthly newsletter to the clubs. Please note that this is essentially a volunteer position with a minor stipend of approximately fifty dollars (\$50.00) paid per week to this individual, primarily to cover expenses associated with his travel to the CRNC office. Therefore, the duties of which he is assigned to carry out are not commensurate with the traditional duties which one may associate with the title of Field Director. In my original response, the additional statement that, "there are no specific duties within his job description relating to the RNC" was added simply because the original Interrogatory propounded specifically-referenced responsibilities relating to the RNC.

4. SUPPLEMENTAL RESPONSE TO INTERROGATORIES 8, 11, 16, 20, and 21

FEC counsel's letter of June 23, 1995 seeks similar clarification on the following

"Specifically, Interrogatories 8, 11, 16, 20, and 21 do not appear to have been fully answered. In addition, in responding to Interrogatory No. 11,

2 6 0 4 3 7 4 4 3 7 7

please describe in detail the past agreement or agreements by which the RNC paid the CRNC chairperson's salary."

I believe I have expounded upon and described in thorough detail above relating to Interrogatory No. 8, specifically the length of time the CRNC was (or was not, as was the case) located at 310 1st Street, S.E., Washington, D C

As a supplemental response to Interrogatory No 11, the original response is an accurate one. The RNC presently does not pay the salary of any CRNC officer. In addition, I draw your attention to my original response in Interrogatory No. 5 which expounded upon and qualified that statement. As of February 1, 1995, all administrative services, office space, salaries, etc., were paid solely by the CRNC and are not supplemented in any fashion by the RNC. Prior to that time, my response further indicated that the RNC made an allocation of up to \$10,000 (ten thousand dollars) per month for overhead and administrative services which included the salaries for the chairman and the executive director. My annual salary as Chairman was \$30,000 (thirty thousand dollars) per year as was my predecessors' salary. A healthcare insurance plan was included in this amount, which represented approximately \$400 (four hundred dollars) per month per person. However, this was all included in the \$10,000 (ten thousand dollar) per month allotment previously disclosed in my original response to Interrogatory No 5

As a supplemental response to Interrogatory No. 16, as I testified in my original responses, the field director is not now paid by the RNC. During my predecessor's term, the field director was paid by the CRNC not the RNC. That covers for the period of 1991 forward. Prior to that time, I have no information based upon the records I have reviewed and the due diligence undertaken through discussions with other executive directors or past chairmen. The RNC should have those records for the time prior to 1991

As a supplemental response to Interrogatory No 20, I will once again testify, as I did in my original Response that I have not located any records or documents which indicate the purpose for the disbursement identified in Interrogatory No 20. I was not Chairman of the CRNC at that time and I have no basis upon which to speculate as to the purpose for the disbursement. I have provided this response, as I did my original Response, after going through available CRNC records and in discussion with available present and past staff. The RNC's records may provide more information on this issue

As a supplemental response to Interrogatory No 21, I am uncertain as to what further clarification could be provided to the Commission in response to this interrogatory. I testified that the "political rally" verbiage used by the Washington Post, was not an accurate portrayal as to the reason for President Bush's attendance. Though I was not Chairman of the CRNC at the time, I understand from third parties that President Bush's attendance was requested in the context of his position as President of the United States and the recognized head of the Republican Party. The event, misclassified as a "political rally" was one of various activities held

2 6 0 4 3 7 4 4 3 / 8

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S OFFICE
WASHINGTON, D.C. 20543

AUG 14 4 50 PM '96

In the Matter of

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)
)

Enforcement Priority

SENSITIVE

GENERAL COUNSEL'S REPORT

I. INTRODUCTION

In accordance with the objectives of the Enforcement Priority System ("EPS") adopted by the Commission in May 1993, the Office of the General Counsel has periodically recommended that the Commission not pursue cases that are stale or that, in comparison to other pending matters, do not appear to warrant the use of the Commission's limited resources. This General Counsel's Report recommends the Commission not pursue 43 cases that fall within these categories.

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 Commission resources. Each incoming matter is evaluated using Commission-approved criteria and cases that, based on their rating, do not warrant pursuit relative to other pending cases are placed in this category. By closing such cases, the Commission is able to use its limited resources to focus on more important cases.

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Because our recommendation not to pursue these cases is based on their staleness, this Office has not prepared separate narratives for these cases. we have attached responses and referral materials in those instances where the information was not previously circulated. Attachments 26-45.

This Office recommends the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below effective September 3, 1996. By closing the cases effective that day, CED and the Legal Review Team each will have the necessary time to prepare closing letters and case files for the public record.

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III. RECOMMENDATIONS

A. Decline to open a MUR, close the file effective September 3, 1996, and approve the appropriate letters in the following matters:

- 1) Pre-MUR 293
- 2) Pre-MUR 311
- 3) Pre-MUR 328
- 4) RAD Referral 95L-03
- 5) RAD Referral 95L-11
- 6) RAD Referral 95L-16
- 7) RAD Referral 95L-22
- 8) RAD Referral 95NF-21

B. Take no action, close the file effective September 3, 1996, and approve the appropriate letters in the following matters:

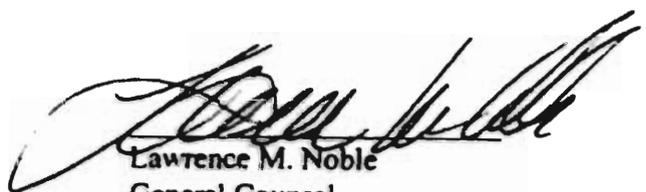
- 1) MUR 4061
- 2) MUR 4074
- 3) MUR 4101
- 4) MUR 4146
- 5) MUR 4151
- 6) MUR 4175
- 7) MUR 4180
- 8) MUR 4184
- 9) MUR 4198
- 10) MUR 4201
- 11) MUR 4227
- 12) MUR 4232
- 13) MUR 4273
- 14) MUR 4290
- 15) MUR 4292
- 16) MUR 4293
- 17) MUR 4294
- 18) MUR 4299
- 19) MUR 4312
- 20) MUR 4316
- 21) MUR 4318
- 22) MUR 4324
- 23) MUR 4325
- 24) MUR 4329
- 25) MUR 4330
- 26) MUR 4333
- 27) MUR 4334

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- 28) MUR 4336
- 29) MUR 4339
- 30) MUR 4348
- 31) MUR 4359
- 32) MUR 4360
- 33) MUR 4363
- 34) MUR 4364

C. Take no further action, close the file effective September 3, 1996, and approve the appropriate letters in MUR 3826.

8/14/96
Date


Lawrence M. Noble
General Counsel

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Federal Election Commission
Certification for Enforcement
Priority
August 23, 1996

Page 2

- 10) MUR 4227
- 11) MUR 4232
- 12) MUR 4273
- 13) MUR 4290
- 14) MUR 4292
- 15) MUR 4293
- 16) MUR 4294
- 17) MUR 4299
- 18) MUR 4312
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- 20) MUR 4318
- 21) MUR 4324
- 22) MUR 4325
- 23) MUR 4329
- 24) MUR 4330
- 25) MUR 4333
- 26) MUR 4334
- 27) MUR 4336
- 28) MUR 4339
- 29) MUR 4348
- 30) MUR 4359
- 31) MUR 4360
- 32) MUR 4363
- 33) MUR 4364

Commissioners Aikens, Elliott, McDonald,
McGarry, and Thomas voted affirmatively with
respect to each of the above-noted matters.

Attest:

8-26-96
Date

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

Received in the Secretariat: Wed., Aug. 14, 1996 4:56 p.m.
Circulated to the Commission: Fri., Aug. 16, 1996 12:00 p.m.
Deadline for vote: Wed., Aug. 21, 1996 4:00 p.m.

bjr

26043744336

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Enforcement Priority) Agenda Document
#X96-49

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on September 10, 1996, do hereby certify that the Commission decided by a vote of 4-0 to take the following actions with respect to MUR 3826 and MUR 4201:

1. Take no further action with regard to MUR 3826, close the file effective September 10, 1996, and send an appropriate letter.
2. Take no action with respect to MUR 4201, close the file effective September 10, 1996, and send an appropriate letter.

Commissioners Elliott, McDonald, McGarry, and Thomas voted affirmatively for the decision. Commissioner Aikens was not present.

Attest:

9-11-96
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Daniel A. Balkus
2201 Virginia Avenue, N.W.
Washington, D.C. 20036

RE: MUR 3826

Dear Mr. Balkus:

On October 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 September 10, 1996. 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. § 437(g)(a)(8).

Sincerely,

A handwritten signature in black ink, appearing to read "Lerner", with a long horizontal flourish extending to the right.

Lois G. Lerner
Associate General Counsel

26043744338



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1996

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James L. Rogers
2115 F Street, N.W.
Washington, D.C. 20036

RE: MUR 3826

Dear Mr. Rogers:

On October 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 September 10, 1996. 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. § 437(g)(a)(8).

Sincerely,

Lois G. Lerner
Associate General Counsel

26043744389



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1996

Mr. Paul E. Sullivan, Esq.
1225 I Street, N.W., Suite 500
Washington, D.C. 20005

RE: MUR 3826
College Republican National Committee and William Spadea, Treasurer

Dear Mr. Sullivan:

On November 2, 1993, the Federal Election Commission notified your clients, the College Republican National Committee and William Spadea, 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 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 September 10, 1996.

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 Alva E. Smith at (202) 219-3400.

Sincerely,

Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1996

Kris Wustrow
c/o College Republican Confederation
of South Carolina
P.O. Box 8797
Columbia, SC 29202

RE: MUR 3826

Dear Ms. Wustrow:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public.

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 before receipt of your additional materials, any permissible submissions will be added to the public record when received.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Lois G. Lerner", with a long horizontal line extending to the right.

Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 16, 1996

Thomas Josefiak, Chief Counsel
Republican National Committee
310 First Street, S.E.
Washington, D.C. 20003

RE: MUR 3826
Republican National Committee and William J. McManus, Treasurer

Dear Mr. Josefiak:

This is to advise you that this matter is now closed. The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public.

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 before receipt of your additional materials, any permissible submissions will be added to the public record when received.

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

Sincerely

Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3826

DATE FILMED 10-9-96 CAMERA NO. 2

CAMERAMAN JmH

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