



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3948

DATE FILMED 8-31-94 CAMERA NO. 2

CAMERAMAN JM.H

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# ELPAC

ENGLISH LANGUAGE POLITICAL ACTION COMMITTEE

MAR 16 4 51 PM '94

March 16, 1994

MUR 3948

Mr. Lawrence Noble  
General Counsel  
Federal Election Commission  
Washington, DC 20463

RE: CLAPAC  
Unregistered PAC  
Request for Investigation

Dear Mr. Noble:

As suggested by an FEC information specialist, I would like to bring to your attention an organization calling itself the "Common Language America PAC" (CLAPAC) that is preparing to solicit contributions through direct mail. It appears that this solicitation may be directed to persons outside a solicitable class. A copy of the proposed solicitation package is attached to this letter.

Please consider the following:

CLAPAC is Unregistered

- The proposed solicitation states that CLAPAC is registered with the FEC. According to the FEC public information office, CLAPAC was not registered with the FEC as of March 15.

Possible Misinterpretation of Nonconnected Status.

- CLAPAC describes itself as a "nonconnected political committee."
- The Signer of CLAPAC's proposed solicitation is George W. Wilson, Jr. Mr. Wilson is listed as Treasurer of CLAPAC, with an address of 2300 M Street N.W., Suite 800, Washington, DC 20037. George W. Wilson, Jr. is the accountant for U.S.ENGLISH, Inc., a §501(c)(4) organization with goals identical to those of CLAPAC.
- U.S.ENGLISH has an existing federal connected PAC, which is inactive. U.S.ENGLISH has no members entitled to vote outside of its board of directors.

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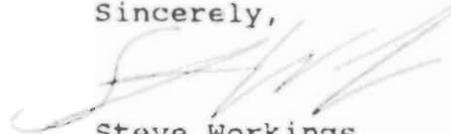
RECEIVED

Mr. Lawrence Noble  
March 16, 1994  
Page 2

- Two individuals have told me that U.S. ENGLISH and CLAPAC share the same direct mail agency - Odell Roper of Falls Church, VA.

I thank you for your attention to this matter. If I can be of any assistance, please call me at 202-775-1307.

Sincerely,



Steve Workings  
Executive Director

Signed and sworn to before me

Susan M. Sinneren  
Notary Public

3-16-94  
Date

My Commission Expires:

My commission expires  
November 24, 1997

24043563937

Dear Fellow American,

Congress and state governments across the country are forcing you and me to pay for the gradual -- but guaranteed -- disintegration of America as we know it

Our tax-dollars are ACTUALLY being used to encourage immigrants NOT to learn the English language -- THE LANGUAGE THAT HAS KEPT OUR COUNTRY UNITED FOR 218 YEARS!

To us, this makes absolutely no sense.

I know that when families like mine arrived in America, they fully expected -- and worked hard -- to learn English because they knew it was the first step toward becoming productive citizens.

But today, that's not the case.

And our own government is to blame!

Pressured by special interest groups who want to make our country officially "multi-lingual," our elected officials are actually discouraging new immigrants from learning English ...

... and creating an unfair social and financial burden for all of us.

Unless we take action now to protect America's common language, our nation is going to become dangerously divided.

That's why I'm writing to you and asking you to participate in the 1994 National English Language Referendum by completing the ballot I've enclosed in your name.

When COMMON LANGUAGE AMERICA receives it, we'll record your answers and send them to your representatives in Washington, D.C. -- Senators John Doe and Jane Smith, and Representative Harry Jones ...

... and let them know that you, and thousands of others like you in New York voting district 89, think things are getting way out of hand.

They need to know that if they keep giving-in to the demands of the multi-lingual special interest groups -- people like you and me will vote them right out of office!

You see, these politicians don't understand that by trying to create a multi-lingual America, they are chipping away at the very foundation on which our nation was built!

Our common language of English is the single strongest bond -- the glue, if you will -- that holds our country together.

Without a common language, our nation would become -- in the words of President Theodore Roosevelt -- "a tangle of squabbling nationalities."

Over, please

94043563933

Think about it...

In this great melting pot called America, most of us can trace our family roots to nations all over the world.

But imagine if we all kept speaking the hundreds of foreign languages our ancestors had brought over with them.

It would be absolute chaos!

Today, with civil wars erupting in Eastern Europe and the former Soviet Union, we are seeing first-hand what happens when people are split by language and culture.

Even the iron fist of communist rule could not keep them together!

And now, special interest groups in our own country are trying to split the United States into a bunch of independent nationalities that cannot speak, work, or even live together.

That's why Common Language America was created and why I urge you to return the enclosed referendum ballot today!

But before you send it in, please consider making a contribution of \$15, \$20, \$25, \$50, \$100 or more, in support of the Common Language America mission.

Our goal is to stop our elected officials -- in Washington, D.C. and all fifty states -- from pitting one group of Americans against another.

You see, Common Language America doesn't just inform politicians about this growing threat ...

... through the gifts of people like you, Common Language America is able to provide financial support to those candidates who strongly believe that the English language is our nation's most powerful unifying force.

Common Language America is registered with the Federal Election Commission in Washington, D.C. under the Federal Election Law ...

... so people like you can actively support candidates all across the country who will uphold and defend the English language -- and challenge the special interest groups who want to divide our country.

Together, we can throw the political and financial support of millions of Americans behind those candidates who are willing to fight for our common language and keep our nation united.

By supporting Common Language America, you can:

- help re-elect those friends in office who have fought against the short-sighted multi-lingual special interest groups;
- show those candidates who are undecided on the issue that we can help them on election day -- IF THEY SUPPORT OUR ENGLISH LANGUAGE INITIATIVES!

Next page, please

94043563939

- and help defeat those politicians who do not believe our common language -- or a United America -- is worth fighting for.

As you know, the 1994 Campaigns for the statehouses, governorships and U.S. Congress have already begun.

That's why I need you send me your signed ballot and contribution to Common Language America TODAY.

With your help, we can make certain that candidates who support our mission to protect our common language have the financial backing to bring us victory!

Otherwise, we will continue to see our nation divided by the misguided policies supported by the multi-lingual special interests and their political allies.

Decisions have been made -- and are being made today -- that are leading this country down the road to anarchy. And all of us are paying for it!

I'll give you just a few examples.

Did you know that:

- Congress, caving-in to the unfair influence of the special interest groups, has refused to make English the official language of the United States?
- Naturalization Ceremonies -- at which immigrants are sworn-in as U.S. citizens -- are now being conducted in foreign languages?
- For the first time, your tax dollars will pay for the Internal Revenue Service to produce foreign language tax forms?

And it's just as bad -- if not worse -- at the local level where the same special interest groups have convinced state governments around the country to provide taxpayer-funded services like multi-lingual schools, voting ballots, and driving tests.

More and more states are being forced to spend millions of tax dollars -- paid by people like you and me -- to meet the demands of these special interests groups.

But tell me -- what good is voting or driving if you cannot find a decent job because you can't speak English?

Without English, how can a person fully participate in and contribute to our great nation?

They can't!

In order to stop this madness, I need you to sign and return the National Referendum ballot I've enclosed in your name.

And please include your gift of \$25, \$50, \$100 or more to help elect candidates all across the country who share your conviction that the English language is vital to our nation.

Over, please

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Your contribution will allow you to have a say in elections not just in your area, but all over the country as well.

We are already being forced to shoulder a social and financial burden that has never been seen before in the history of this country.

In truth, you and I are being forced to pay for the slow -- but certain -- deterioration of our beloved nation.

And it must stop.

Our country has always been a melting pot of immigrants looking for freedom and a better life for their families.

And it has made America the envy of the world.

I'm afraid that if our common language is taken away, the pot will boil over and lead to this nation's inevitable ruin.

This is why you need to let your elected officials know that if they want your support, and want to keep their jobs, they must listen to YOU -- not to the radical special interests who want to split our nation apart!

Please take the few minutes it will take to complete and sign your 1994 National English Language Referendum ballot and mail it in today.

And please consider making a contribution to Common Language America-- and help keep our nation united!

Sincerely,

George W. Wilson, Jr.  
Treasurer

P.S. Congress and state officials are using taxpayers' money to discourage new immigrants from learning English -- the common language of the United States.

If you feel this is a terrible way to spend our money, like I do -- and believe new immigrants should be ~~encouraged~~ encouraged to learn our common language -- please complete and sign the enclosed National Referendum ballot immediately and send it to me today.

And when you are getting ready to mail it in, please consider sending a contribution to help Common Language America support this year's candidates who will support our initiatives.

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# English Language Referendum

Form 9:1752A623  
Voting District #: 45

BEFORE ANSWERING SURVEY, CAREFULLY REMOVE BY DETACHING ALONG THIS DOTTED LINE. THANK YOU.

With 1994 being an election year, Common Language America is working hard to (1) support those candidates who will protect the English language -- the common language of the United States, and (2) defeat those politicians who support multi-lingual policies that will divide our nation and lead to its ruin.

**INSTRUCTIONS:** Please place an X in the YES or NO box following each question. When you are done, please sign your name below, fold ballot to fit in the enclosed envelope and return to Common Language America today! Your answers will be registered under the ballot number printed above, tallied together with other ballots from your voting district and forwarded to your elected officials in Washington, D.C.

- I. Should English be made the Official Language of the United States of America and its government?  
 YES       NO
- II. Should naturalization ceremonies at which immigrants are declared U.S. citizens be conducted in foreign languages?  
 YES       NO
- III. Should the United States government pass laws that discourage immigrants and new U.S. citizens from learning the English language?  
 YES       NO
- IV. Should American taxpayers be forced to pay millions of dollars for multi-lingual tax forms, text books, driving exams, etc?  
 YES       NO
- V. Should United States Senators and Representatives support multi-lingual policies proposed by special interest groups?  
 YES       NO

Ballot Registered in the name of: Mail to:  
 Mary Smith Common Language America  
 123 East 34th Street P.O. Box 999  
 New York, NY 99999-1234 Washington, D.C. 20001

Please sign your name here: X

*Will you please mail your completed 1994 National English Language Referendum ballot today to let your representatives know where you stand on this issue, and will you please consider sending a contribution to Common Language America? You can make an impact on elections all across America!*

- Yes, I want to support the Common Language America mission and help those candidates who agree that our nation must remain united.  
 Along with my referendum ballot, I'm enclosing a contribution in the amount of:  
 \$25     \$50     \$100     \$200     Other \_\_\_\_\_
- I cannot fully support the Common Language America mission at this time, but please accept my \$5 gift to help pay for the 1994 National English Language Referendum and the forwarding of my answers to my representatives.

Please make your check payable to: Common Language America

If you contribute more than \$200, Federal Election Law requires you to report the following information:

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

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

Common Language America is a 501(c)(3) non-profit organization. All contributions are tax deductible. For more information, contact us at 1-800-368-2222.

Copyright © 1994 Common Language America. All rights reserved. Printed in the United States of America. This ballot is not to be used for any other purpose.

Which of these would you expect to hear at a swearing in ceremony for new American Citizens?

**A**

or

**B**

"XXXXX XXXXXX  
XXXXXX  
XXXXXXXXXX  
XXXXX "

"I pledge allegiance  
to the flag, of the  
United States of  
America ..."

You would assume the United States government would conduct these sacred ceremonies in English -- the common language of this country.

But amazingly -- these citizenship ceremonies are now being conducted in foreign languages!

By doing this, our own government is encouraging new immigrants NOT to learn English and dividing our great nation into groups of people who cannot speak, work or even live together!

**AND YOU'RE PAYING FOR IT!**

But that's just one example ...

More and more American taxpayers -- like you and me -- are being forced to pay for foreign language tax forms, school texts, driving exams, etc. ...

... because multi-lingual special interest groups have gained an unfair influence over our elected officials!

If you believe English is -- **AND ALWAYS SHOULD BE** -- the common language of the United States,

And feel that our government should be protecting the language that unifies all Americans,

Then I urge you to participate in the 1994 National English Language Referendum by completing and signing the ballot enclosed in your name, today ...

*... and let your elected officials know that this madness must stop!*

**Common Language America**

Political Action Committee

24043563944

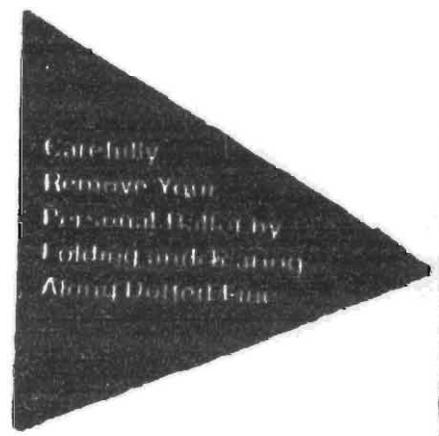
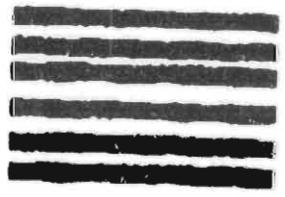
**Common Language America**  
**Ballot Access Committee**  
8300 M Street, N.W., Suite 800  
Washington, DC 20037

Third Class  
Postage Paid  
English New  
Permit #9999

# 1994 National Referendum #11-38B

# EXTREMELY IMPORTANT ENGLISH LANGUAGE REFERENDUM BALLOT

Enclosed



Carefully  
Remove Your  
Personal Ballot by  
Folding and Inserting  
Along Dotted Line

Ballot #: 9H752A623  
Voting District #: 45

Registered in the name of:

Mary Smith  
123 East 34th Street  
New York, NY 99999-1234

94043563945

**ATTENTION**

**Today, all across the country, multi-lingual special interest groups are convincing our elected officials that it's not important for new immigrants to learn the English language -- the bond that has kept America united for the past 218 years.**

**Their campaign to make the U.S. a multi-lingual society is costing us millions of dollars in taxes, and splitting our nation apart!**

**By participating in the 1994 National English Language Referendum, you and thousands of other Americans will tell Congress that the United States must not become "a tangle of squabbling nationalities."**

**And by supporting Common Language America, you can play a role in campaigns and elections around the nation -- helping those candidates who firmly believe that the English language and a unified America are worth fighting for!**

**So, please --  
complete your ballot and  
mail it in today!**

**Common Language America**  
*Political Action Committee*

24043563946



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20541

MARCH 22, 1994

Steve Workings, Executive Director  
English Language Political Action Committee  
P.O. Box 9558  
Washington, D.C. 20016-1558

RE: MUR 3948

Dear Mr. Workings:

This letter acknowledges receipt on March 18, 1994, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act"). The respondent(s) 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 3948. 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

94043563947



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MARCH 22, 1994

George W. Wilson, Treasurer  
Common Language America PAC  
2300 M Street, N.W., Suite 800  
Washington, D.C. 20001

RE: MUR 3948

Dear Mr. Wilson:

The Federal Election Commission received a complaint which indicates that the Common Language America PAC ("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 3948. 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.

94043563948

George W. Wilson, Treasurer  
Common Language America PAC  
Page 2

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

94048563949



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20543

MARCH 22, 1994

Cary Davidson, Treasurer  
U.S. English Political Action Committee  
777 South Figueroa Street, Suite 3400  
Los Angeles, CA 90017

RE: MUR 3948

Dear Mr. Davidson:

The Federal Election Commission received a complaint which indicates that the U.S. English Political Action 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 3948. 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.

24043563950

Cary Davidson, Treasurer  
U.S. English Political Action Committee  
Page 2

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

24043563951



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

April 8, 1994

Mauro Mujica, President  
U.S. English, Inc.  
818 Connecticut Avenue, N.W.  
Suite 200  
Washington, D.C. 20006

RE: MUR 3948

Dear Mr. Mujica:

The Federal Election Commission received a complaint which indicates that U.S. English, Inc. and you, as President, 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 3948. Please refer to this number in all future correspondence.

The complaint was not sent to you earlier due to administrative oversight. Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the U.S. English, Inc. and you, as President, 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.

24043563952

Mauro Mujica  
U.S. English, Inc.  
Page 2

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

24043563953

REED & DAVIDSON

ATTORNEYS AT LAW

777 SOUTH FIGUEROA STREET

SUITE 3400

LOS ANGELES, CALIFORNIA 90017

TELEPHONE (213) 624-7700

FACSIMILE (213) 623-1692

April 11, 1994

DANA W REED  
CARY DAVIDSON

OF COUNSEL  
DARRYL R WOLD  
BRADLEY W HERTZ

ORANGE COUNTY OFFICE  
381 AIRWAY AVENUE, SUITE M-1  
COSTA MESA, CALIFORNIA 92626  
TELEPHONE (714) 841-1048  
FACSIMILE (714) 846-1003

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

APR 13 4 06 PM '94

VIA FACSIMILE

Office of the General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Attn: Mary L. Taksar, Esq.

Re: MUR 3948

Dear Ms. Taksar:

I received your letter of March 22, 1994 (a copy of which is enclosed) stating that "U.S. English Political Action Committee", and I, as treasurer, may have violated the Federal Election Campaign Act. The letter was accompanied by a copy of the complaint received by the Commission from Mr. Steve Workings. This response is prepared on behalf of U.S. English, Inc. Political Action Committee and me, as its Treasurer.

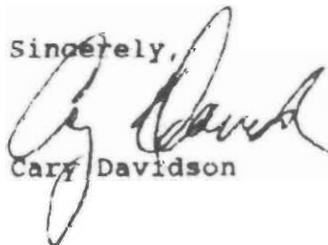
In reviewing the complaint prepared by Mr. Workings, I do not see even the suggestion or implication that either U.S. English, Inc. PAC, or I, as treasurer, violated the FECA. I confirm that I am the treasurer of U.S. English, Inc. Political Action Committee (PAC), a separate segregated fund, federal identification number C00254755. As evidenced by our periodic filings with the Commission, it is patently clear that U.S. English, Inc. PAC is inactive.

I have no knowledge of "CLAPAC". I neither know whether the organization exists, nor the name of its treasurer, if the organization does, in fact, exist.

Based upon the allegations of the complaint letter and the lack of involvement of U.S. English, Inc. PAC with the items addressed by the letter, we respectfully request that the Commission take no action against U.S. English, Inc. PAC, or me, as treasurer of U.S. English, Inc. PAC.

Please do not hesitate to contact me if we may provide any additional information.

Sincerely,

  
Cary Davidson

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COMMISSION  
ADMINISTRATIVE

MAY 9 12 47 AM '94

April 21, 1994

Mary L. Taksar, Esq.  
Central Enforcement Docket  
Federal Election Commission  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
MAY 9 3 55 PM '94

RE: MUR 3948

Dear Ms. Taksar:

The purpose of this letter is to respond to your letter dated March 22, 1994. The letter was addressed to 2300 M Street, N.W., Suite 800, Washington, D.C. 20001. I never received the original mailing of the letter. After requesting a copy of the letter from Ms. Joan McEnery, I received a copy of the letter at my Rockville office on the 11th of April.

Your letter states that the Federal Election Commission (FEC) received a complaint from Mr. Steve Workings, Executive Director, English Language Political Action Committee (ELPAC) which indicated that the Common Language America Political Action Committee (CLAPAC), and myself as treasurer of CLAPAC, may have violated the Federal Election Campaign Act of 1971, as amended. The complaint alleges the following:

- a) CLAPAC was not registered with the FEC as of March 15, 1994, although the proposed solicitation piece states that CLAPAC is registered with the FEC.
- b) Misinterpretation of Nonconnected Status - that I am listed as treasurer of CLAPAC, and that I am also the accountant for U.S.English, Inc.; U.S. English has an existing federal connected PAC which is inactive; and that CLAPAC and U.S.English share the same direct mail agency.

24043563955

In response, I offer the following.

I am a practicing CPA, employed by Turner, Weisman, Polan & White, P.C. I am an associate partner of the firm. I am also a partner in a related organization called Professional Accounting Solutions. Our office is located at 1901 Research Boulevard, Suite 300, Rockville, Maryland 20850. We have satellite office locations at 2300 M Street, N.W., Suite 800, Washington, D.C. 20037 and 8150 Leesburg Pike, Suite 600, Vienna, Virginia 22182. As CPA's, we perform accounting, tax, and other services for many organizations. The firm has approximately 400 business clients. I personally perform services for approximately 20 different firms during the year. U.S.English, Inc. is one of my clients. They have been a client for approximately three years.

CLAPAC's initial registration was filed with the FEC on March 25, 1994. I received correspondence from the FEC on or about April 7th regarding the registration. I immediately responded on that same day to correct the deficiency in the form. I have since received an identification number from the FEC, C00291591.

It is true that Odell, Roper & Simms is a direct mail consulting firm that has both U.S.English and CLAPAC as clients. CLAPAC's dealing with Odell are independent of U.S.English and are in no way connected.

I am aware of the existence of the U.S.English Political Action Committee. This is an inactive SSF. The FEC identification number for this PAC is C00254755. Mr. Cary Davidson is the treasurer of the organization. Mr. Davidson had no knowledge of my activity with CLAPAC.

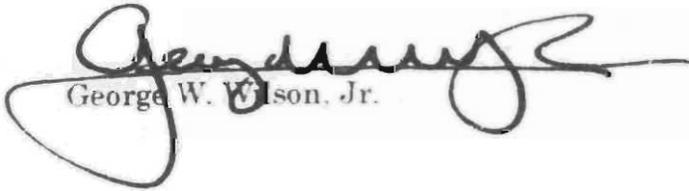
The formation of CLAPAC and its continued operations has not been influenced by nor is it controlled by any board member or employee of U.S.English. CLAPAC has not received funding or any other support from U.S.English.

24043563956

Mary L. Taksar, Esq.  
April 21, 1994  
Page 3

During the formation process of CLAPAC, I spoke with FEC information specialists on at least four occasions to insure compliance with FEC regulations. I believe that CLAPAC is in compliance, and based on the information provided, CLAPAC is not controlled by U.S.English, its officers or employees, or its PAC. CLAPAC is independent, controlled by myself. I hope the foregoing clarifies this misunderstanding and I respectfully request that the Commission take no action against myself or CLAPAC.

Sincerely,

  
George W. Wilson, Jr.

24043563957

06-1241

LAW OFFICES  
GINSBURG, FELDMAN AND BRESS  
CHARTERED  
1250 CONNECTICUT AVENUE, N.W.  
WASHINGTON, D.C. 20036  
TELEPHONE (202) 637-9000

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION

MAY 9 10 55 AM '94

CORRESPONDENT OFFICE  
9, RUE BOISSY D'ANGLAS  
75008 PARIS, FRANCE

LEONARD J. HENZKE, JR.  
OF COUNSEL  
202 637-9132

TELECOPIER (202) 637-9195  
TELEX 493864

May 4, 1994

Mary L. Taksar, Esq.  
Central Enforcement Docket  
Federal Election Commission  
Washington, D.C. 20463

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
MAY 9 3 56 PM '94

Re: MUR 3948

Dear Ms. Taksar:

The undersigned represents U.S. English, Inc., pursuant to the attached Statement of Designation of Counsel. The purpose of this letter is to respond to your letter of April 8, 1994, addressed to Mr. Mauro E. Mujica as President of U.S. English, Inc. A copy of your letter is enclosed herewith.

Your letter states that "U.S. English, Inc. and [Mr. Mujica], as President, may have violated the Federal Election Campaign Act of 1971 . . . ." The underlying complaint letter alleges as follows:

(i) That an organization called Common Language America PAC (CLAPAC) is preparing to solicit contributions by mail;

(ii) that CLAPAC claims to be registered with the FEC, but is not;

(iii) that Mr. George M. Wilson is listed as Treasurer of CLAPAC and Mr. Wilson is also "the accountant for U.S. English, a § 501(c)(4) organization with goals identical to those of CLAPAC;"

(iv) that U.S. English has an existing PAC which is inactive; and

(v) that U.S. English and CLAPAC share the same direct mail agency -- Odell Roper of Falls Church, Virginia.

We shall respond to each of these allegations seriatim:

(i) U.S. English, Inc. does not provide funds, administrative support, or any other resources to CLAPAC. No officer of U.S. English, including Mr. Mujica, has any knowledge of or control over

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Mary L. Taksar, Esq.  
May 4, 1994  
Page 2

any current or proposed action of CLAPAC in preparing to solicit contributions by mail, except that sometime in 1994 U.S. English received a request from a list broker, representing CLAPAC, to rent the donor list of U.S. English;

(ii) Mr. Mujica has no knowledge of, or control over, CLAPAC's registration status with the Federal Election Commission.

(iii) Mr. George M. Wilson is a practicing C.P.A., with an office located at 1901 Research Blvd., Suite 300, Rockville, Maryland 20850. As an independent contractor, he has performed accounting services for U.S. English, Inc., for approximately three years. Since receiving your letter, we have asked Mr. Wilson whether he has any connection to CLAPAC, and he has stated that he performs professional accounting services for CLAPAC. Mr. Wilson's work for CLAPAC is entirely separate and independent of the services he provides to U.S. English, Inc. No compensation is provided by U.S. English, Inc. for any work which Mr. Wilson does for his other clients, including CLAPAC.

(iv) We confirm U.S. English, Inc. has a PAC called U.S. English Political Action Committee, which is a separate segregated fund, federal identification no. C00254755. This PAC is inactive, as is reflected in our periodic filings with the Commission. This PAC has no relationship to CLAPAC.

(v) U.S. English, Inc. is a client of the Odell Roper direct mail consulting firm. U.S. English, Inc. has no knowledge of, or control over, Odell Roper's other clients. After receiving your letter, we asked Odell Roper officials whether their firm had CLAPAC as a client, and they replied in the affirmative. U.S. English, Inc. does not fund or control Odell Roper's furnishing of services to CLAPAC.

In conclusion, neither U.S. English, Inc. or its PAC controls CLAPAC. Based on the above information, we respectfully request that the Commission take no action against Mr. Mujica or U.S. English, Inc.

Sincerely yours,

  
Leonard J. Henzke, Jr.

Enclosure

74043563959

STATEMENT OF DESIGNATION OF COUNSEL

MUR 3948

NAME OF COUNSEL: Leonard J. Henzke, Jr.

ADDRESS: Ginsburg, Feldman & Bress, Chtd.  
1250 Connecticut Ave., N.W.  
Washington, DC 20036

TELEPHONE: (202) 637-9139

RECEIVED  
ELECTION  
COMMISSION  
GENERAL  
OFFICE OF GENERAL  
COUNSEL  
MAY 9 3 56 PM '94

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.

April 13, 1994  
Date

*Leonard J. Henzke*  
Signature  
CHAIRMAN OF THE BOARD / CEO  
U.S. ENGLISH

RESPONDENT'S NAME: U.S. ENGLISH, INC.  
ADDRESS: 818 CONNECTICUT AVE, NW  
SUITE 200  
WASHINGTON, DC 20006

HOME PHONE: \_\_\_\_\_  
BUSINESS PHONE: 202-833-0100

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JUL 30 3 55 PM '94

BEFORE THE FEDERAL ELECTION COMMISSION

**SENSITIVE**

In the Matter of

)  
) Enforcement Priority  
)

GENERAL COUNSEL'S QUARTERLY REPORT

I. INTRODUCTION

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

II. CASES RECOMMENDED FOR CLOSING

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

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

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

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

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

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

#### B. Stale Cases

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

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

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

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

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

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

III. RECOMMENDATIONS

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

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

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

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

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

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

Date

6/30/94



Lawrence M. Noble  
General Counsel

24043563966

BEFORE THE FEDERAL ELECTION COMMISSION

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

CERTIFICATION

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

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

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

(continued)

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Federal Election Commission  
Certification: Enforcement Priority  
July 19, 1994

Page 2

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

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

(continued)

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

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

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

Attest:

7-20-94  
Date

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

24043563969



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 2, 1994

Steve Workings, Executive Director  
English Language Political Action Committee  
P.O. Box 9558  
Washington, D.C. 20016-1558

RE: MUR 3948

Dear Mr. Working:

On March 18, 1994, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on August 1, 1994. This matter will become part of the public record within 30 days.

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

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

Attachment  
Narrative

24043563970

MUR 3948

COMMON LANGUAGE AMERICA PAC

The complainant, Steve Workings, Executive Director of the English Language Political Action Committee, alleges that Common Language America PAC (CLAPAC) is an unregistered committee that prepared a direct mail solicitation stating that it is a nonconnected political committee "registered with the Federal Election Commission." The complainant also alleges that CLAPAC and U.S. English PAC are connected entities.

In response to the complaint, CLAPAC states that the proposed solicitation letter did state that CLAPAC was registered with the Commission and that it registered with the Commission by letter mailed on March 25, 1994. CLAPAC indicates that although the organizations have a common direct mail consulting firm, CLAPAC and U.S. English are not connected. U.S. English, Inc. responded that it is not connected to CLAPAC. U.S. English PAC responded that it has no knowledge of or connection to CLAPAC.

The activity appears to have had little or no impact on the process and there is no evidence of any serious intent to violate FECA.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 2, 1994

Leonard J. Henzke, Jr.  
Ginsburg, Feldman & Bress, Chtd.  
1250 Connecticut Ave., N.W.  
Washington, D.C. 20036

RE: MUR 3948  
Mauro Mujica, President  
U.S. English, Inc.

Dear Mr. Henzke:

On April 8, 1994, the Federal Election Commission notified your client of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against your client. See attached narrative. Accordingly, the Commission closed its file in this matter on August 1, 1994.

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

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

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

Attachment  
Narrative

24043563972

MUR 3948

COMMON LANGUAGE AMERICA PAC

The complainant, Steve Workings, Executive Director of the English Language Political Action Committee, alleges that Common Language America PAC (CLAPAC) is an unregistered committee that prepared a direct mail solicitation stating that it is a nonconnected political committee "registered with the Federal Election Commission." The complainant also alleges that CLAPAC and U.S. English PAC are connected entities.

In response to the complaint, CLAPAC states that the proposed solicitation letter did state that CLAPAC was registered with the Commission and that it registered with the Commission by letter mailed on March 25, 1994. CLAPAC indicates that although the organizations have a common direct mail consulting firm, CLAPAC and U.S. English are not connected. U.S. English, Inc. responded that it is not connected to CLAPAC. U.S. English PAC responded that it has no knowledge of or connection to CLAPAC.

The activity appears to have had little or no impact on the process and there is no evidence of any serious intent to violate FECA.

94043563973



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 2, 1994

George M. Wilson, Jr., Treasurer  
Common Language America PAC  
1901 Research Blvd., Suite 300  
Rockville, MD 20850

RE: MUR 3948

Dear Mr. Wilson:

On April 11, 1994, the Federal Election Commission notified Common Language America PAC ("Committee") and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on August 1, 1994.

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

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

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

Attachment  
Narrative

24043563974

MUR 3948

COMMON LANGUAGE AMERICA PAC

The complainant, Steve Workings, Executive Director of the English Language Political Action Committee, alleges that Common Language America PAC (CLAPAC) is an unregistered committee that prepared a direct mail solicitation stating that it is a nonconnected political committee "registered with the Federal Election Commission." The complainant also alleges that CLAPAC and U.S. English PAC are connected entities.

In response to the complaint, CLAPAC states that the proposed solicitation letter did state that CLAPAC was registered with the Commission and that it registered with the Commission by letter mailed on March 25, 1994. CLAPAC indicates that although the organizations have a common direct mail consulting firm, CLAPAC and U.S. English are not connected. U.S. English, Inc. responded that it is not connected to CLAPAC. U.S. English PAC responded that it has no knowledge of or connection to CLAPAC.

The activity appears to have had little or no impact on the process and there is no evidence of any serious intent to violate FECA.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20461

August 2, 1994

Cary Davidson, Treasurer  
U.S. English Political Action Committee  
777 South Figueroa Street, Suite 3400  
Los Angeles, CA 90017

RE: MUR 3948

Dear Mr. Davidson:

On March 22, 1994, the Federal Election Commission notified U.S. English Political Action Committee ("Committee") and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on August 1, 1994.

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

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

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

Attachment  
Narrative

94043563976

MUR 3948

**COMMON LANGUAGE AMERICA PAC**

The complainant, Steve Workings, Executive Director of the English Language Political Action Committee, alleges that Common Language America PAC (CLAPAC) is an unregistered committee that prepared a direct mail solicitation stating that it is a nonconnected political committee "registered with the Federal Election Commission." The complainant also alleges that CLAPAC and U.S. English PAC are connected entities.

In response to the complaint, CLAPAC states that the proposed solicitation letter did state that CLAPAC was registered with the Commission and that it registered with the Commission by letter mailed on March 25, 1994. CLAPAC indicates that although the organizations have a common direct mail consulting firm, CLAPAC and U.S. English are not connected. U.S. English, Inc. responded that it is not connected to CLAPAC. U.S. English PAC responded that it has no knowledge of or connection to CLAPAC.

The activity appears to have had little or no impact on the process and there is no evidence of any serious intent to violate FECA.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3948

DATE FILMED 8-31-94 CAMERA NO. 2

CAMERAMAN JMH

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