



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 3984

DATE FILMED 7/21/95 CAMERA NO. 1

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FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

MAY 27 12 12 PM '94

April 25, 1994

MUR 3984

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

Dear Mr. Noble:

The purpose of this letter is to file a formal complaint with the Federal Election Commission ("Commission") with regard to the activity of the 10th Congressional District Democratic Leadership Caucus ("Caucus"). The address of the Caucus is P.O. Box 20866, Castro Valley, California 94546.

**Violations**

The Caucus has violated two provisions of the Federal Election Campaign Act of 1971, as amended. First, it has violated the registration requirements of 2 U.S.C. 433(a); 11 C.F.R. 102.1. And second, it has violated the identification requirements of 2 U.S.C. 441d; 11 C.F.R. 110.11.

**Statutory Provisions**

The registration requirements of 433(a) provide that an organization must register with the Federal Election Commission (FEC) within 10 days of becoming a committee pursuant to the provisions of 431(4). The provisions of Section 431(4) state that an organization will become subject to the registration and reporting requirements of the Act at the point it has made expenditures or contributions in excess of \$1,000 or raised in excess of \$5,000 for the purpose of influencing a Federal Election.

As evidenced below, the Caucus has exceeded both threshold provisions. Inquiries to the Public Records Division of the FEC reveal that the Caucus is not registered as a political committee in violation of 2 U.S.C. 433(a); 11 C.F.R. 102.1.

The identification provisions of 441d require that all communications advocating the election or defeat of a clearly identified candidate or which solicit contributions must clearly and conspicuously identify the sponsor of the communication. The Caucus has sent mailings for the stated purpose of "retiring Bill Baker." These mailings, attached hereto as Exhibit A, do not contain an identification as required by 441d. It appears the mailings were sent several times to a universe of at least 1800-2200 during 1993 and continue in 1994.

**Creation and Purpose of the Caucus**

The Caucus was established in December 1992 "as a grass-roots organization to help elect a Democrat to the House of Representatives." See Letter dated September 13 in Exhibit A. Invitees solicited by letter dated March 3, 1993, were asked to attend a "Charter Membership Meeting" on March 22, 1993. The letter of invitation reiterated the express purpose of the Caucus was to retire Republican Congressman Bill Baker. See Exhibit A. That same letter also stated the "Baker Watch Committee was hard at work on developing a newsletter to keep abreast of Baker's record." That Committee appears to have spawned the "Eye on the Tenth" attached hereto in Exhibit B.

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Multiple issues of the newsletter have been sent. The Chair of the Caucus, Doug Offenhartz acknowledges in the September 13th letter, that the newsletter was sent to a universe of 1800 during the summer of 1993. A second edition was also acknowledged to be in production at that time. See Exhibit A. In the Tri-Valley Herald on February 24, 1994, Offenhartz is quoted as saying that the mailing list had grown to 2200. See Exhibit C.

#### ***The \$1,000 Expenditure Threshold Was Exceeded in 1993***

The expenditures by the Caucus exceed the \$1,000 registration threshold. The expenditures appear to have been the following:

***Newsletter.*** The costs for production of two newsletters standing alone exceed the \$1,000 registration threshold. Attached are estimates from three separate printers regarding the cost of the production of the mailers. Each printer was shown the actual newsletter and asked to estimate their cost to reproduce the same newsletter. The estimates range from 47 cents to 55 cents each plus 19.8 cents for postage. When combined with postage, the cost for two mailings of 2200 ranges from \$2939 to \$3291 or at least \$1939 in excess of the registration threshold. Additional costs have also been incurred as the newsletter has been processed by a commercial vendor, Road Runner Mailing Service of Dansville, California. See Exhibit D.

***Miscellaneous Costs.*** A number of costs appear to have been incurred in this clearly focused effort to unseat Bill Baker in addition to the newsletter during 1993. They are:

1. Several letters regarding fundraisers and progress reports on the efforts to defeat Bill Baker have been sent. It is reasonable to believe those letters may have been sent to the entire universe of 1800-2200 addresses.
2. The September 3, 1993, letter refers to a trip which Doug Offenhartz made to Washington to speak with a Member of Congress and what appears to be other Member's congressional staff. The letter specifically states Doug Offenhartz was in Washington and "met with Congressman George Miller, Judy Fazio (DCCC Chair) and Stark and Dellums' staff." Certainly travel expenses have been incurred in this campaign related trip. The letter states that Congressman Miller has agreed to raise funds for the newsletter the stated purpose of which is to expose the voting record of Congressman Baker.
3. Costs have been incurred for a fundraising event held on October 22, 1993, for which Congressman Miller was, in fact, the guest of honor. The invitation for the event specifically states the proceeds will be used for the newsletter fund. Other costs associated with the fundraiser would certainly include the production of a fundraising invitation, production of the letter to elected officials asking their participation as co-chairs and sponsors, and event expense such as food and beverage.

The combination of production costs for mailings, travel expense for officials and fundraising expense appear likely to have exceeded the \$1,000 limit when considered separately. When combined with the newsletter costs, there is a substantial violation of 2 U.S.C. 433(a).

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***The Caucus Has Exceeded the \$5,000 Contribution Threshold***

The Caucus appears to have raised in excess of \$5,000 for the purpose of influencing a Federal Election through its fundraising activities during 1993. In addition to Charter Membership solicitations, the Caucus held a fundraising event on October 22, 1993 for which "Sponsors" were solicited for \$250 each and general admission tickets were sold for \$50 per person. Local elected officials were among the class of those solicited for the purpose of attending the fundraiser.

The advertisement for the fundraiser indicated 16 individuals had agreed to be "Sponsors" while another 24 were listed as the "host committee." In both instances, the listing were identified as only "partial listings" of participants. But assuming that each sponsor on the "partial list" contributed \$250 and the host committee each gave \$50 per person, the minimum raised at the event was \$5,200 without consideration of any additional ticket sales. See Exhibit E.

The funds are raised in connection with a Federal Election. The fundraising notice clearly indicates that the purpose of the fundraiser is the "Eye on the Tenth" newsletter fund. That newsletter has been devoted to the discussion of the views and positions of Congressman Bill Baker and no other candidate. Therefore, the Caucus has also violated the contribution threshold provisions of 2 U.S.C. 433(a).

***Failure To Include Appropriate Sponsorship Language***

With the establishment that the Committee is actively engaged in activity in connection with a Federal election, all communications which advocate the election or defeat of a clearly identified candidate must have a disclaimer stating the sponsor of the communication. The letters of September 3 and 13 as well as the fundraising invitations without question advocate the defeat of Bill Baker and do not have any type of disclaimer in clear violation of 2 U.S.C. 441d.

***Continued Violation of Registration Provisions in 1994***

The Caucus has continued to produce its newsletter and hold fundraising events into calendar year 1994. The Caucus, at a minimum, has conducted the following 1994 activity:

1. A newsletter was produced and distributed in February of 1994. Assuming the same price quotes and mailing costs, the mailing represents an expenditure of at least \$1,300. In addition, the newsletter was combined with an insert which announced a "Campaign Kickoff" fundraising event to defeat Bill Baker. The combination of these two documents clearly demonstrates the purpose of the newsletter is to influence a Federal Election. (i.e. the defeat of Bill Baker). See Exhibit F.
2. Members or participants of the Caucus activities on two occasions have attended Town Hall meetings held by Congressman Baker. The Caucus has distributed additional brochures on the voting record of Bill Baker. See Exhibit G.
3. Held a fundraising event, the purpose of which was to raise monies for the stated purpose of retiring Congressman Baker. See Exhibit F.

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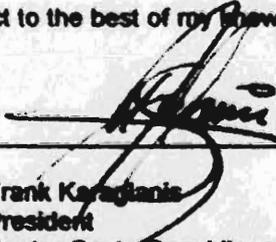
**Relief Requested**

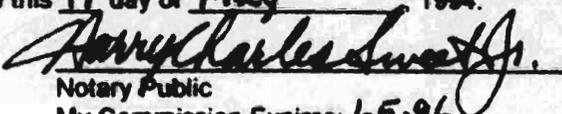
Therefore, I respectfully ask the commission to investigate the above allegations and find such conclusions of law as are appropriate.

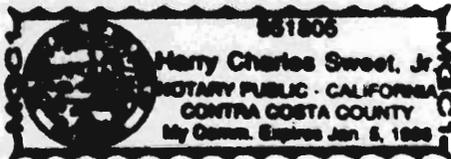
1. The Caucus is a local political party committee as defined by 2 U.S.C. 431(4); 11 C.F.R. 100.5(c);
2. The Caucus has expended in excess of \$1,000 for the purpose of influencing a Federal Election;
3. The Caucus has raised in excess of \$5,000 for the purpose of influencing a Federal Election;
4. The Caucus has failed to register with the Federal Election Commission in violation of 2 U.S.C. 433(a).

And Further, I hereby request that the Commission take action commencing with an immediate instruction to register and report, and the assessment of penalties, as provided by 2 U.S.C. 437g.

The above statements are true and correct to the best of my knowledge, information and belief.

  
\_\_\_\_\_  
Frank Karagianis  
President  
Contra Costa Republican Assembly  
P.O. Box 519  
Brentwood, California 94513

Subscribed and Sworn to before me this 19<sup>th</sup> day of May 1994.  
City of Walnut Creek, CA  
County of Contra Costa  
  
Notary Public  
My Commission Expires: 1-5-96



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10th CD Democratic Leadership Caucus  
P. O. Box 887  
Danville, CA 94526-0887

**Mission Statement (draft): To seek, develop, and support viable Democratic candidates within the 10th Congressional District.**

March 3, 1993

Dear Fellow Democrat:

If you want to be represented by a Democratic Congress member in 1994, and retire Bill Baker, please join fellow Democrats for our:

**CHARTER MEMBERSHIP MEETING**  
7:30 pm-9:00 pm Thursday, March 25th  
Terrace Room, San Ramon Community Center\*

Our Clinton Inauguration Celebration and meeting on January 20th was well attended despite drought-ending weather. At that time our name and various committee members were selected. There continues to be a lot of excitement about replacing Bill Baker.

The Baker Watch Committee is hard at work on developing a newsletter to keep abreast of Baker's record, and Democratic activities in the 10th CD. Call Robin Torello (278-8535) if you're interested.

The Nominating Committee developed a slate of candidates to serve on a twelve-member Board of Directors (see list on opposite side), geographically representing our district. Dick Heggie (254-8158) served as Chair.

Additionally, we are considering an Education/Issues Committee, Fundraising Committee (to support our activities and candidates), and a Networking Committee (to assist candidates in reaching the entire district). Other ideas and plans will be discussed at our March 25th meeting.

Please take five minutes to complete the enclosed membership questionnaire! Return in the enclosed envelop with your check (payable to DLC) for \$10 per member. Also enclosed are a draft set of bylaws--call Cyndy Hannon (820-4307) with your comments.

Sincerely,

10TH CD DEMOCRATIC LEADERSHIP CAUCUS

*hon*  
Doug Offenhartz

\*Directions to San Ramon Community Center: Take Bollinger Canyon Road Exit east off I-680 approximately one mile; then left on Alcosta Blvd and the next left (0.15 miles) into the parking lot.

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# EYE ON THE TENTH

## CONGRESSIONAL DISTRICT

10th Congressional District Democratic Leadership Caucus

September 13, 1993

Dear Elected Official:

The campaign to replace Congressman Bill Baker in November, 1994 has begun. Since last December, local Democrats have created a grass-roots organization to help elect a Democrat to the House of Representatives next year.

Perhaps you have already seen our newsletter, Eye on the Tenth, mailed to 1800 voters this summer. The second edition will be mailed late this month. (In case you missed the first edition, a copy of the cover-page is on the opposite side of this letter.)

Congressman George Miller has agreed to be our featured guest at our first fundraising event to support our newsletter and efforts.

Friday, October 22, 1993

5:30 pm to 8:00 pm

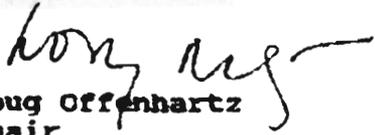
Home of Marion and Peter Goodman  
3819 Palo Alto Drive, Lafayette

As an elected official within the 10th Congressional District boundaries, would you please join us as an Honorary Co-Chair? We would also like to invite you to join local Democrats at this event. Tickets are \$50 per person; sponsors may contribute \$250 or sell five tickets. Please return the enclosed post card if you would like to support our efforts to make Bill Baker a one-term congressman.

We appreciate any support you may offer to our campaign.

Very truly yours,

10TH CONGRESSIONAL DISTRICT  
DEMOCRATIC LEADERSHIP CAUCUS

  
Doug Offenhartz  
Chair

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# EYE ON THE 10TH

## CONGRESSIONAL DISTRICT

Summer 1993

Volume 1, Issue 1

### MR. BAKER GOES TO WASHINGTON

#### BILL BAKER'S FIRST 100 DAYS

by MATT HERBORN

If it sounds like a Frank Capra movie, we're sorry to break the bad news to you. This one looks like it was directed by Alfred Hitchcock. Just 100 days into the legislative session, Bill Baker has reconfirmed our worst suspicions and lived up to his long-standing reputation for doing the wrong thing.

Just a few of Baker's *lowlights* in the past 100 days:

- With California's unemployment rate stubbornly holding at close to 10%, and signs that the national recovery is faltering, Bill Baker still voted against extending unemployment benefits for 1.5 million jobless Americans.
- Although the United States has the lowest voter turnout of any western industrialized nation, Bill Baker opposed the "Motor Voter" bill to make it easier for all citizens to register to vote.
- Despite his rhetoric in favor of "family values," Bill Baker demonstrated his real attitude toward families by vot-

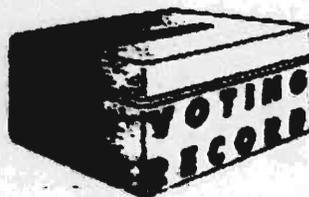
ing against the Family and Medical Leave Act.

- And, Bill Baker continued his appalling record in opposition to the rights of women, casting his vote to maintain the gag rule to restrict family planning clinics from offering abortion counseling.

Fortunately, our representative's misrepresentation did not entirely derail the progressive agenda. Despite Bill Baker's opposition, unemployment benefits were

renewed, the Motor Voter and Family Leave bills both passed, and the gag rule was lifted. Unfortunately, his opposition to President Clinton's economic stimulus package was more successful. While Baker campaigned and voted against the plan in the House of Representatives, his Republican allies in the Senate succeeded in killing the President's proposal with a filibuster.

(Continued on page 3)



#### ⚡ Baker Voted Against:

- **Family Medical Leave Act (H.R. 1)**  
*Grants unpaid family and temporary leave under certain circumstances (affects employers with 50 or more employees).*
- **Motor Vehicle Bill (H.R. 2)**  
*Establishes national voter registration procedures through motor vehicle departments.*

#### • Abortion "Gag Rule" Removal (H.R. 670)

*Removes the "gag rule" from family planning clinics, and waiting period requirements for minors*

#### ⚡ Baker Also Voted Against:

- **The President's Budget and Stimulus Package**
- **Unemployment Compensation Extension**

#### ⚡ Baker Voted For:

- **An amendment to give tax breaks to the wealthy and to corporations, under the Budget Resolution**

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**CONGRESSIONAL DISTRICT**
**The 10th Congressional District Democratic Leadership Caucus**

September 3, 1993

Dear Fellow Democrat:

I was in Washington, D.C. last month and met with Congressman George Miller, Judy Pazio (DCCC Chair) and Stark and Dellums' staff. Our newsletter was extremely well received (special thanks to Robin Torallo and her committee), and we have lots of support in Washington. George agreed to be the guest at our first fundraising event to finance our newsletter:

Reception Honoring Congressman George Miller  
 5:30 - 8:00 pm, Friday, October 22nd  
 Location to be Announced  
 \$50 per person

Please join us at our **SECOND QUARTERLY MEMBERSHIP MEETING:**

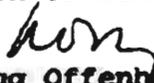
7:30 pm-9:00 pm Wednesday, September 22nd  
 Brass Door Restaurant  
 2154 San Ramon Valley Boulevard, San Ramon\*  
 \$5 per person includes coffee and dessert  
 RSVP - 837-1858

1. Discussion of our fundraising event. **Save the Date!** We need sponsors at \$250 each (or a commitment to sell 5 tickets) no later than September 22nd.
2. The unveiling of our second edition of Eye on the Tenth.
3. Search Committee report on the status of possible candidates. There are at least eight potential candidates, including one committed and one leaning!
4. Elections to fill Board of Directors' vacancies.

If you have any thoughts about any of these subjects, please drop me a line at P. O. Box 887, Danville, CA 94526, or give me a call at (510) 837-1858.

Sincerely,

10TH CD DEMOCRATIC LEADERSHIP CAUCUS

  
 Doug Offenhartz  
 Chair

\*Directions to Brass Door Restaurant: Take Crow Canyon Road Exit west off I-680; then right on San Ramon Valley Blvd for one-half mile. The restaurant will be on your right.

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# EYE ON THE 10TH CONGRESSIONAL DISTRICT

## MR. BAKER GOES TO WASHINGTON

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by MATT HERMANN

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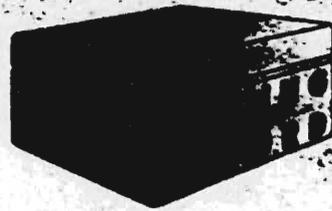
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(Continued on page 3)

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#### Baker Voted Against:

- **Family Medical Leave Act (H.R. 1)**

Grants unpaid family and temporary leave under certain circumstances (affects employers with 50 or more employees).

- **Motor Vehicle Bill (H.R. 2)**

Establishes national voter registration procedures through motor vehicle departments.

- **Abortion "Gag Rule" Removal (H.R. 670)**

Removes the "gag rule" from family planning clinics, and waiting period requirements for minors.

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- **Unemployment Compensation Extension**

#### Baker Voted For:

- **An amendment to give tax breaks to the wealthy and to corporations, under the Budget Resolution**

# BAKER, THE BUDGET, AND REPUBLICAN ALTERNATIVES

by ELIZABETH NICHOLS

With persistent unemployment, an enormous federal debt, and projected future budget deficits of over \$300 billion a year, President Clinton and Congress must find a way to meet the economic challenge. How well they work together will largely determine our economic fate through the end of the century.

So far, Bill Baker has stuck close to the Republican "opposition" position outlined by Newt Gingrich and Robert Dole: resistance to stimulating the economy or imposing new taxes, and insistence that budget shortfalls are due to waste or overspending and not to the failure of the economy to grow as once envisioned by tax-cutters and deregulators.

Baker joined the vast majority of his fellow Republicans in rejecting the claim by Gerald Solomon (R-New York) that the most responsible thing to do was to offer both spending cuts and modest new taxes tied directly to deficit reduction. Rejecting the idea of raising marginal rates or creating new sources of revenue, however, leaves only one tool to be wielded against the growing deficit — eliminating or cutting back on programs. The question immediately arises: Which programs should be affected, and how deep should the cuts be?

To a large extent, the huge \$1.6 billion federal money package presented to Congress by President Clinton reflects devel-

opments from the past. Large budget deficits accumulated rapidly under both Reagan and Bush. When Reagan took office in 1980 the national debt was a mere \$775 billion. It is now more than \$4.1 trillion. Growing revenues have been more than matched by growing outlays, including huge "off-budget" outlays to bail-out the deregulated savings and loan industry.

George Bush's last year in office saw the largest deficit in history, despite lowered military procurement costs and reductions in operations expenditures after the Persian Gulf war. Interest payments on the debt for 1992 were larger than either the Social Security or defense budgets. All sides now agree that reducing both deficit and debt are essential. How to do it, and how to distribute tax burdens and political credit, is where they disagree.

Baker's contribution to the economic debate has been largely negative. Baker voted against Clinton's budget bill (HCR 64), against the Solomon alternative, and twice against Clinton's economic stimulus package.

One bill on which Baker voted yes was Republican John Kasich's alternative to the Clinton budget. The Kasich amendment to HCR 64 lost 295 to 135, with 40 moderate Republicans joining Democrats to defeat it. However, since the Kasich budget combined cuts of many kinds and sizes, it's likely that we'll be hearing more about some of its individual provisions.

The budget bill supported by Baker derives most of its claimed effect by cutting basic domestic programs by \$290 billion, and budget "allowances" by \$145

**EYE ON THE 10TH**

published quarterly by  
**The 10th Congressional District  
 Democratic Leadership Caucus**

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 Matt Hermann  
 Robin Torello

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 Tom Hill

Direct your letters or comments to:  
 P.O. Box 20866  
 Castro Valley, CA  
 94546

billion. Americans on Social Security would lose \$74 billion in Medicare services while being forced to pay an additional \$25 billion in copayments. Families with college-age children would find College Work-Study programs suddenly eliminated, along with many other loan and grant programs. Support for mass transit would be cut in half, wastewater treatment "reformed" out of existence, and so on. Many cuts are disguised by using the "allowances" category and not naming the program to be cut.

Clinton's budget passed by a large majority, but federal budgets provide only a general outline. The House and Senate must make it effective through appropriations measures, and a final reconciliation bill. The battle is far from over.

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# A LOOK INTO THE EYE

## AN INTRODUCTION TO "EYE ON THE 10TH"

Welcome to the first edition of *Eye On The 10th*, the quarterly newsletter of The 10th Congressional District Democratic Leadership Caucus (CDDLC).

After years of disappointment, the Fall election offered many of us the hope that we might finally begin to address the critical issues facing our nation. We elected a president willing to deal honestly with issues like the national deficit, health care, and urban decay. And the election of our two new senators, Dianne Feinstein and Barbara Boxer, provided a welcome breath of fresh air to a decidedly stuffy institution.

But, despite these successes, residents of the newly created 10th Congressional District woke up to find they would be "represented" by Bill Baker. Frankly, we feel the citizens of this district deserve better.

We are convinced that 1994 can be another year to celebrate. At the top of the state ticket, Pete Wilson is extremely vulnerable, and here in the 10th CD we've already begun laying the groundwork to ensure that Bill Baker is a one term representative. Here are some of our plans:

- We will publish this newsletter quarterly to keep the residents of our district aware of Baker's record.
- We will work to assemble a broad-based coalition of Democratic officials and party activists, union members, educators, environmentalists and

women's organizations committed to electing a responsible representative in 1994.

- We will work with the Alameda County and Contra Costa County Democratic Central Committee to register a record number of Democrats next year.

We invite you to join us. Please subscribe to our newsletter; attend one of our meetings; send us a donation; or just let us know you're out there, and you too will be working to retire Bill Baker in 1994. We have the talent in this district to elect a representative who will do us proud. With unity, planning and hard work, we'll do it!

### FIRST 100 DAYS

*(Continued from Page 1)*

The message of the 1992 election was clear — the status quo must go; the gridlock in Washington must end. Yet, it is already abundantly clear that Bill Baker plans to do his best to subvert the ideas

which will move our nation forward. In turn, we must do our best to keep the pressure on him to represent his district responsibly. And if he is unable to do so, it is our responsibility to elect someone who can.

### HISTORICAL PERSPECTIVE...

It was a unique accomplishment for Bill Baker. In 1987, out of 80 members in the state legislature, he was the only one with a perfect 100% rating by California NOW (National Organization for Women) for voting *wrong* on every issue that was important to women — from child-care issues, to abortion.

The following years were not quite as bad, but Bill still earned an "F" on NOW's annual legislative report card for 1988 and 1989. In 1990 he earned a "D-"; in 1991 he voted *wrong* 93% of the time; and garnered a "D" for 1992.



**Bill Baker's**

## NOTABLE QUOTES

<p><b>VALLEY TIMES</b> March 16, 1993</p> <p><i>"While some government spending, such as Social Security or Medicare, is crucial, a great deal is wasteful and unnecessary."</i></p> <p>On March 18, he voted to cut Medicare by \$74 billion, and force the elderly to pay \$25 billion more in copayments.</p>	<p><b>CONTRA COSTA TIMES</b> March 24, 1993</p> <p><i>"To say we're going to separate the labs by function would be a mistake. I want the labs to be multipurpose. You don't tell a guy, 'Don't work on nuclear bombs, just work on nuclear power.'"</i></p> <p>On proposals to redirect Lawrence Livermore Lab toward civilian research.</p>
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**What's Inside...**  
**Baker's First 100 Days (page 1)**  
**What is the 10th CDDLC? (page 3)**

Castro Valley, CA 94546  
 P.O. Box 20866

**EYE ON THE 10TH**

Bulk Rate  
 US Postage  
**PAID**  
 Road Runner  
 Mailing Services

95043661875

**Yes!**

I would like to become a member of The 10th CDDLC (which entitles me to a free subscription to *Eye on the 10th* quarterly newsletter). Enclosed is my donation of:

\$10     \$20     \$50     Other \$ \_\_\_\_\_

Make checks payable to **The 10th CDDLC** and mail to P.O. Box 20866, Castro Valley, California 94546

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

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

Telephone # (optional): \_\_\_\_\_

The 10th Congressional District includes all or part of the following zip codes. If you're not sure you are located within the 10th District, check with your county Registrar of Voter's office — Alameda County (510) 272-6973; Contra Costa County (510) 272-6973.

94506	94514	94528	94552	94566	94595
94507	94517	94546	94556	94568	94596
94509	94518	94547	94561	94578	94598
94511	94523	94549	94563	94583	
94513	94526	94550	94565	94588	

# EYE ON THE 10TH CONGRESSIONAL DISTRICT

## WHERE IS BILL BAKER?

by MATT HERMANN

This November, Californians will go to the polls to vote on an initiative that may well have the most significant consequences of any legislation since Proposition 13. It is no exaggeration to say that Proposition 174, the School Voucher Initiative, threatens the very existence of public education in California. Indeed, if "voucher mania" catches on and spreads nationwide, this initiative could mean the end of public education in the United States. Yet Bill Baker refuses to take a position on the issue. (See Delaine Eastin's editorial on page 3 for further analysis).

The voucher initiative is so pernicious that it has attracted an unprecedented coalition of organizations and individuals dedicated to its defeat. The League of Women Voters, the American Association of Retired Persons, and the California State PTA are members of the coalition. The Contra Costa Times has already written editorials warning the public of the dangerous flaws in this legislation. Politicians from Democratic State Treasurer Kathleen Brown and Democratic State Insurance Commissioner John Gara-

mendi, to Los Angeles Republican Mayor Richard Riordan have publicly voiced their opposition. So where is Bill Baker?

Officially, Baker will not take a stand. In typical Baker fashion however, the action behind the scenes tells the story. Workers at his re-election office are eager to discuss the "merits" of vouchers. At his district office, Ernie Scherer, an ultra-conservative former member of the San Ramon Valley

Board of Education and now a Baker staffer, offers to send information from the local and statewide pro-174 forces. Additionally, Bill Baker's favorite forum these days, *The Valley Views*, editorializes in favor of the voucher initiative in virtually every issue.

So what's the story Representative Baker? What is your position on this critical issue? Your constituents deserve a response.



### ➤ Baker Voted Against:

- **Striker Replacement Rule (H.R.5)**

*Prohibits employers from hiring permanent replacements for striking union workers during economic strikes.*

- **Fetal Tissue Research (H.R.4)**

*Set ethical safeguards for fetal tissue research.*

- **Fiscal 1993 Supplemental Appropriations Bills (H.R.2118 and H.R.2244)**

*Provided additional funds for humanitarian relief through Operation Restore Hope in Somalia; cost of living adjustments for veterans; Educational Pell grants; summer youth employment programs; and local police programs.*

- **National & Community Service Trust Act/1993 Amendments (H.R.2010)**

*Enhanced opportunities for national service, and provides national service educational awards to persons participating in such service.*



# THE "PROVEN TAX-FIGHTER" MEETS THE DEFICIT

BY ELIZABETH NICHOLS

Over the course of his political career, from his 12 years in the State Assembly to his 1992 campaign for Congress, Bill Baker has taken great care to develop his persona as a "proven tax-fighter."

As our representative in Washington, Mr. Baker has come up against enormous national problems such as the federal deficit and the national debt. Yet, he reworks an anti-tax line as an answer to every question from immigration to foreign policy.

Mr. Baker has attempted to impress constituents with the bad side of the Democratic budget. He cites the Republican (Kasich) alternative as superior to the Clinton compromise finally passed — but his memory of its contents seems to have become shaky. Mr. Baker roundly condemns Clinton Democrats for including delays in cost of living allowances (COLAs) for federal and military retirees in their budget package, insisting that "no COLAs should be delayed at all since we could reduce spending instead". Mr. Baker seems to have forgotten having voted to reduce and delay these very same COLAs as part of the Kasich amendment itself.

The Kasich amendment omitted altogether any provision for COLAs for people receiving Social Security. Of \$430 billion in "specific spending cuts" so often mentioned by Mr. Baker and

other Republicans, \$145 billion were reductions in (unnamed) program "allowances." The accompanying low estimates of future Social Security expenditures clearly indicate where the cuts would be made.

Mr. Baker is anxious to condemn anything resembling a new tax and he tries hard to link the interests of the middle class with the wealthy. He maintains that middle class retirees will be hard hit under the Clinton budget plan. Baker's analysis of the Clinton budget plan is wrong and deserves some sorting out.

Tax laws have long required using 50% of benefits as well as income not otherwise taxable (i.e., interest from municipal bonds) in calculating whether to include any benefits as taxed income. The Clinton plan increases the amount included in the calculation to 85%, but also raises the level of income needed before benefits are taxed at all. With maximum Social Security benefits slightly over \$13,000 a year and benefits significantly reduced for older people currently employed, it is clear the only people affected are those with \$33,000 or more in *unearned* income. For the great majority of retirees there will be no change at all, and for some in the middle range there will actually be a reduction!

A more startling example of anti-tax rhetoric is Baker's concern over growth of estate taxes — "Children will be hit harder upon the death of parents as the top estate tax rates were increased to 53% and 55%." Federal estate taxes begin at 18% on the portion of an estate above \$600,000. Very

**EYE ON THE 10TH**

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 Democratic Leadership Caucus**

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 94548

large estates are taxed at 53% on any portion over \$2,500,000 left unprotected by gift, trust or other legal devices. The new top rate adds 2% to the tax on any unprotected portion above \$3,000,000. Thus the only people affected are the ranks of constituent millionaires (and perhaps Mr. Baker himself).

It is understandable when a politician tries to stick with a theme that has gotten him elected in the past. Voters, however, need and deserve a representative more willing and able to deal honestly with the issues at hand.

95043661877

# SCHOOL VOUCHER INITIATIVE

## THE WRONG REFORM

by Assemblywoman DELAINE EASTIN  
Chair, Assembly Education Committee

Last July, a coven of witches in Contra Costa County announced that they plan to set up a school for which they could receive public funding. Bizarre as it might seem, if voters pass Proposition 174, we as taxpayers would have to support any private school — such as this proposed school by the Oak Haven witch coven — that has at least 25 students and provides for basic health and safety.

The fact that a coven of witches, or any other religious cult or fringe organization, can set up a school under the provisions of the voucher initiative is just one example of how poorly constructed and truly radical this proposition is.

This dangerous initiative contains numerous flaws. Taxpayers would have no assurance that teachers in these private schools have college degrees or even high school diplomas, nor would they be assured of even the most basic course requirements. In fact, there would be practically no standards of accountability for these private schools at all. While billions of dollars will be siphoned from public to private schools, no public audits will be required of these new voucher schools. To make matters worse, the voucher initiative is so cleverly written that it will be virtually impossible to pass any new laws to regulate these schools.

Clearly, our schools face serious problems. But the voucher initiative is the wrong answer. I ask you to remember what happened when we deregulated the savings & loan industry. In much the same way, this radical initiative will deregulate the schools. Deregulation of S&Ls resulted in fraud, mismanagement and collapse — costing taxpayers over \$200 billion. If we pass Prop 174, we won't just be putting our money at risk, but our children's future as well!

Please join me in voting NO on Proposition 174.



### AWARD WINNER?

Subscribers to the East Bay publication, *Diablo Magazine*, voted Bill Baker "Worst Public Official" in their July '93 issue. This award was bestowed upon Mr. Baker after only six months of service, out of a two year term!

# HISTORICAL PERSPECTIVE...

Bill Baker's failure to support California schools goes way back. In 1987, then Assemblyman Baker supported cuts of \$164 million in elementary and secondary education programs and \$87 million in urban impact aid to the schools.

A delegation of 75 Contra Costa parents, students, teachers and school board members met with Baker on July 10, 1987, asking him to support a plan to make up for the critical school funding shortfall by investing that year's state budget surplus in education.

Sadly, Mr. Baker favored the governor's politically rewarding plan to rebate the surplus to taxpayers, despite the extreme administrative costs of that process. He dismissed the state's educational needs saying, "the Republican governor and the legislature are not at fault for class sizes in California being the largest in the country."

(Oakland Tribune, July 11, 1987)

**NOTABLE QUOTES**

<p><b>TOWN HALL MEETING IN ANTIOCH</b> June 19, 1993</p> <p>"I'd fry them on the fence..."</p> <p>Recommending a high voltage fence in response to a question about how he would deal with potential prison escapes.</p>	<p><b>TRI-VALLEY HERALD</b> May 5, 1992</p> <p>"We eat spotted owls... we roast them over old-growth redwoods."</p> <p>Discussing endangered species preventing some logging in the Pacific Northwest.</p>
--	--

95043661878

Address Correction Requested

October 22 Fundraiser (see flyer inside)

# What's Inside...

Where is Bill Baker? (Page 1)  
The School Voucher Initiative (Page 3)

Castro Valley, CA 94546  
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I would like to become a member of The 10th CDDLC (which entitles me to a free subscription to *Eye on the 10th* quarterly newsletter). Enclosed is my donation of:

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

Telephone # (optional): \_\_\_\_\_

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94506	94511	94528	94552	94566	94596
94507	94517	94546	94556	94568	94598
94509	94518	94547	94561	94578	
94511	94523	94549	94563	94583	
94513	94526	94550	94565	94588	

## Democratic caucus targets Baker for retirement

By Hillary A. Miller  
STAFF WRITER

A local Democratic caucus has launched a campaign to drive Congressman Bill Baker out of office, officials said Wednesday.

The 10th Congressional District Democratic Leadership Caucus will hold three events throughout March in an effort to "retire Bill Baker," caucus chairman Doug Offenhardt said.

Assemblyman Bob Campbell will speak at the home of Contra Costa County Supervisor Tom Toriakson in Antioch March 11. On March 13, Assemblyman Johan Klehs will speak in Dublin and Assemblywoman Barbara Lee will speak in Walnut Creek.

Enraged that the fiscally conservative Baker "squawked by" in the last election, the 170-member caucus formed last March and

has 2,200 people on its mailing list, Offenhardt said.

But the group's mission and the purpose of the events is not to back a candidate to run against Baker, he said.

"Our major focus is to expose Baker's hypocrisy," Offenhardt said.

Offenhardt cited Baker's crime fighting image as a prime example of the "political inconsistency" the caucus wants to reveal to Baker's constituents, he said.

A staunch supporter of the proposal that would lengthen prison sentences for previously convicted felons, Baker told the Danville Area Chamber of Commerce last week, "If a criminal commits his third violent crime, I say warm up the chair."

"He is a strong proponent of the 'three strikes and you're out' initiative, but it was Baker's bill that let Richard Allen Davis out of prison," Offenhardt said.

Baker sponsored a bill in 1982 that cut prisoners' sentences in half for good behavior. The previous legislation on the books limited sentence reduction to one-third.

Davis is accused of kidnapping and killing 12-year-old Petaluma resident Polly Klass in December after being released from prison for good behavior.

But Baker and other "three strikes" proponents use the Davis case as evidence of a need for lifetime sentences for repeat offenders.

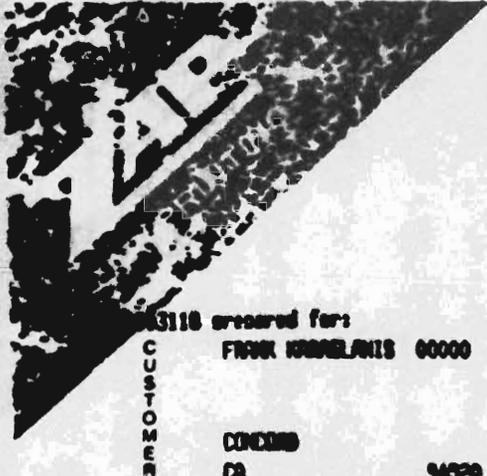
Offenhardt also criticized Baker as a foe of women's rights, reproductive rights and public education.

John Walker, Baker's chief of staff, said the congressman will not comment on "negative campaigning until after the primary."

"If the Democrats really start beating up on Bill, then we'll respond," Walker said.

1880 COLFAX STREET / CONCORD, CALIFORNIA 94520  
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Exhibit D



3118 created for:  
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ORDER DESCRIPTION:  
 2,500 - 3 COLOR NEWSLETTERS ON RECYCLED

INVOICE NUMBER:

INVOICE DATE

ORDER DATE: 04/23/94

DUE TIME: N/A

Customer's Initials: FF

QTY	PKT	SP	SIZE	DESCRIPTION	QUANTITY	PRINT SIZE	TYPING SIZE	COLOR	NET	STOCK	TRIM	COLOR	PRICE	LINE
1	2500	1	2	BLK PMS1 PMS2 BLK PMS1 PMS2	15000	11 x 17	11 x 17	REG 700 80	700	EVERGREEN	ALL		936.25	1
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BINDERY DETAIL:

1	Folding	1		

PRINTING	936.25
BINDERY	
TYPESET/PREPRES:	225.00
SUB-TOTAL:	1,161.25
SALES TAX EXEMPT:	
SALES TAX	95.80
<b>TOTAL:</b>	<b>1,257.05</b>
DEPOSIT	

Estimate valid until 05/10/94

Quantity	2500	5000
Total Cost	1,257.05	2,029.58
Cost per M	502.82	405.92

Customer's Signature \_\_\_\_\_ Date Received \_\_\_\_\_

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Exhibit D



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Date: 4/25/94

Contact: EBTB

Fax #: \_\_\_\_\_

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DESCRIPTION	QUANTITY	PRICE
10th CDDLC Newsletter 3 colors, 2 sides, Fold to 5 1/2 x 8 1/2 4 screens, no bleeds. Stock - Passport Recycled	2500	\$974.00
Typeset & Design Provided we receive typed copy.		\$225
	Total	\$1199

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PRICE ESTIMATE

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PHONE [REDACTED]

DATE 4/25

JOB TITLE EYE ON THE 10TH

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DESCRIPTION 4 PAGE FOLDER P253C

**ART DEPT: TEXT ON DISK SUPPLIED**

- TYPESETTING (50)
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- CAMERA READY ART PROVIDED

**PRE-PRESS:**

- FILM (1500)
- STRIPPING (40):
- SILVER (500)
- 975 METAL (14)
- 500N METAL (17)
- OTHER \_\_\_\_\_

**PRINTING:**

- (1 C/1 S) ONE COLOR 1 SIDE
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- (CO) ADD'L COLOR ONE SIDE
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AMOUNT OF MATERIAL

**ESTIMATED COST:**

QUANTITY

QUANTITY

QUANTITY

2,100

360.00

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104.20

624.55 (B)

416.40

305.05

(C)

32.00

(D)

SUB-TOTAL

TAX

TOTAL

1,321.60

\* PRICES SUBJECT TO CHANGE WITHOUT NOTICE



The 10th Congressional District Democratic Leadership Caucus

Please Join Us For a Reception  
 honoring  
**Congressman George Miller**  
 benefiting the *Eye on the Tenth* newsletter published by the  
 10th Congressional District Democratic Leadership Caucus

Friday, October 22, 1993  
 5:30 - 8:00 p.m.

Home of Marion and Peter Goodman  
 3819 Palo Alto Drive, Lafayette

RSVP (510) 837-1858  
 \$50 per person

**Honorary Chairs (partial listing)**

Congressman Forney (Pete) Stark	CC County Supervisor Jeff Smith	San Ramon Councilman Jim Bickelstein
Senator Dan Boshart	Antioch Mayor Joel Keller	San Ramon Councilman Greg Carr
Assemblyman Tom Bates	Livermore Mayor Cathie Brown	Walnut Creek Councilman Ron Beagley
Assemblywoman Delsine Eastin	Antioch Councilwoman Mary Rocha	Walnut Creek Councilwoman Gwen Fiegala
CC County Supervisor Gayle Bishop	Danville Councilwoman Beverly Lane	EBMUD President Katherine McManney
CC County Supervisor Sunne McPeak	Danville Councilwoman Millie Greenberg	Moraga School District Trustee Bette Graves
CC County Supervisor Tom Powers	Pleasant Hill Vice Mayor Terri Williamson	Alpha Quinoy, CCC Board of Education
CC County Supervisor Tom Tolstson	Pleasant Hill Councilman Bill Lardis	EBRPD Director Jocelyne Combs

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Assemblyman Johan Klehs	Pleasant Hill/Diablo Valley Democratic Club
Lafayette Councilwoman Anne Grodin	Tri-Valley Democratic Club
SRV Unified School District Trustee Joan Buchanan	Marion Goodman
SRV Unified School District Trustee Marianne Gagen	Palmer Madden and Susan Paulus
Contra Costa County Central Labor Council	Iris Mitgang
Alameda County Democratic Central Committee	Doug Offenhartz
Contra Costa County Democratic Central Committee	Guyta and George Ponomareff
Castro Valley Democratic Club	Robin Torello

**DIRECTIONS:** Exit Highway 24 West at Central Lafayette. Turn left at the stop sign (Deer Hill Road), continue until dead end (Happy Valley Road). Turn right and continue for 0.9 miles. Turn left on Palo Alto Drive. 3819 is the fifth house on the left.

9 5 0 4 3 6 6 1 8 8 4

To the 10th Congressional District Democratic Leadership Caucus:

\_\_\_ I/we will attend the 10th CD/DLC Reception on October 22nd;  
Enclosed please find \$ \_\_\_\_\_ for \_\_\_\_\_ ticket(s).  
Tickets will be held at the door.

\_\_\_ I would also like to be a Sponsor.  
\_\_\_ I will contribute \$250 toward the event  
\_\_\_ I will sell 5 tickets @ \$50 each to the event.

\_\_\_ Sorry, I will be unable to attend, but would like to contribute  
\$ \_\_\_\_\_ to the effort to replace Baker in 1994.

Please make checks payable to 10th CD/DLC.

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(10th CD/DLC)  
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95043661885



# EYE ON THE 10TH CONGRESSIONAL DISTRICT

## HEALTH CARE — WHERE IS BILL BAKER?

### THE SEARCH CONTINUES

by GUYA FORCHAMPT

On May 17, 1992, Bill Baker was quoted in the *San Ramon Valley Times* as stating that he "would not support a national health care plan such as Canada's, or an employer-mandated plan. For those without insurance... this country needs to continue its current programs and be charitable."

What, other than "charity," does the Congressman support in the way of health care reform? Unfortunately, the man who bills himself as "a representative, not a politician," has become the quintessential evasive politician in the hopes of preserving his Congressional seat. As Rep. Pete Stark states (see Editorial on page 3), Baker won't say what he would support.

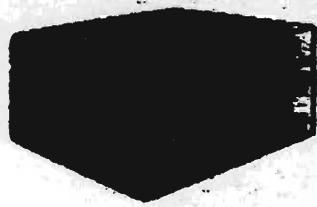
Nevertheless, there are clues. In his December targeted mailings to doctors and other health care professionals, Mr. Baker tries to curry favor with misinformation and scare tactics. Nurses have received letters implying

they could lose their jobs under the Clinton plan.

Though a member of the Republican Research Committee Health Care Task Force that produced the bill "Affordable Health Care Now Act of 1992 (HR 3080)," Mr. Baker failed to commit himself and join the 106 House Republicans who signed on as co-sponsors.

HR 3080 is business as usual for most American health insurance

companies, with no attempt made to control health care costs, provide for a more efficient health care delivery system, and most importantly, it will not achieve universal coverage for all Americans. HR 3080 is a cosmetic attempt to mask a basically flawed system with no provision for cost control. The result is more likely to be national bankruptcy, than affordable health care. Taxpayers deserve more than this Mr. Baker.



### Baker Voted Against:

- **NIH Re-Authorization Conference Report (H.R.4/S1)**  
Authorizes \$6.2 billion for the National Institutes of Health (NIH) in fiscal year 1994, and additional sums for fiscal year 1995-96. The largest breast cancer study ever launched is funded through this organization.

### ■ National Defense Authorization Act for Fiscal Year 1994 (H.R.2401)

Authorizes appropriations for fiscal year 1994 which includes defense base conversion.

### ■ Breast Cancer Amendment (H.R.4)

Authorizes monies for a NIH study of breast cancer rates and possible environmental and other factors contributing to the cancer rate in Long Island, NY.

95043661806

# BAKER — CRIME FIGHTER?

by JOSEPH HOGAN

Despite his anti-crime rhetoric, Baker voted against the major bill aimed at deterrence of youthful offenders from a life of crime. On November 3, Baker opposed the "Boot Camp" Bill (HR 3351) which would have provided funding for "boot camp" prisons and alternative punishments designed to deter further crime, and punish young offenders by imposing strict discipline and requiring them to take responsibility for their lives.

"Baker may claim to be tough on crime, but when the time comes to step up to the plate with a great opportunity to fight crime with a real solution like 'boot camps'... he strikes out," said U.S. Rep. Vic Fazio (D-CA).

Although Baker failed this test as a crime fighter, he will be re-tested many times in 1994. There will be legislative proposals to restrict assault weapons and handguns. Baker's record as a state legislator was one of consistent opposition to gun controls, while accepting contributions from the gun lobby.

Crime and violence in the 1980s are serious and very complex conditions requiring a carefully worked out strategy. Baker's simplistic calls for more costly prisons and longer sentences have an emotional appeal, but have not been effective.

Nothing could better illustrate Baker's doctrinaire, inflexible approach than his recent meeting with constituent Michelle Scully, whose

husband was killed while shielding her from automatic gunfire in the law offices at 101 California Street. Her account of the exchange in Baker's Washington offices follows: "I introduced myself, he shook my hand, expressed his sympathies and in the next sentence said he wasn't elected to take away his constituent's rights," Scully said. "I told him that my right to a husband and a family and to live out my dreams was taken away, and I felt that was more important than any possible right to bear arms."

Baker initially declined to comment except to say of Scully: "She has a real problem with weapons... She is distraught and I sympathize with her."

Scully said her meeting "ended with the Congressman retreating into his inner office... it was a shock and very disconcerting to have someone from Contra Costa County start preaching NRA dogma at us. I thought he would be a little more sympathetic to our issue, considering the fact that one of his constituents had been a victim of this incident."

### A Winnable Seat? Yes, Sir!

Democratic registration growing in the 10th Congressional District:

#### November 1992

Democrats	40.88%
Republicans	45.35%

#### January 1994

Democrats	42.42%
Republicans	43.72%

The 1992 gap of 4.7% is already down to 1.3%. With your help we can take the lead by November 1994! Contact your local Democratic Club or the County Central Committee to volunteer for voter registration opportunities.

**EYE ON THE 10TH**

Published quarterly by the  
 10th Congressional District  
 Democratic Party Executive Committee

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**DESIGN:**  
 Tom Hill

Direct your letters to: **Eye On The 10th**  
 P.O. Box 100  
 Castro Valley, CA  
 94546

### BAKER'S GUN CONTROL CHARADE

If you found it unbelievable that Baker supported the Brady Bill, you were right!

On November 11, Baker first voted NO on the procedural resolution allowing consideration of the Brady Bill. When that attempt to stop the bill was defeated, Baker and 40 other Republicans abandoned their pro-gun principles, joined the winning side and the Brady Bill passed the House. He repeated this same cynical trick on November 22 when the bill came back from the Senate.

No one should be fooled by Baker's hypocritical tactics. He devoted his California Assembly career to furthering the agenda of the NRA and won a 100% rating for his pro-gun record.

95043661887

## A "STARK" APPRAISAL OF BAKER

by REP. PETER STANGE  
10TH CONGRESSIONAL DISTRICT, CALIFORNIA

Nineteen-ninety-four will be the "Year of Health Care Reform." Congress will send President Clinton a major health care reform bill that will provide health insurance security to everyone and slow the outrageous rate of health care inflation, while preserving quality and choice for all.

The President has displayed courage and leadership by elevating health reform to the top of the political agenda. He challenges vested interests that control one out of every seven dollars spent in our economy. His proposed fundamental reforms deserve the thanks of the entire nation.

While there are differences within the Democratic party on the details of the President's plan, we are committed to support the President's goals and find a consensus with which we can achieve a legislative majority.

The Democrats are confronted by most Republicans who don't want to do anything to help their fellow citizens who are uninsured or live in fear of medical bill bankruptcy, job lock, and ill health. When asked about the President's plan, Rep. Bill Baker sends his constituents a three-page list of problems with the President's plan, and warns of dire consequences if passed. It is a letter remarkable for its half truths and distortions.

What's not clear in his letter is what he's for. He says he's for "giving people a tax credit to purchase the health insurance of their choice, and reforming medical malpractice laws."

Where does he get the money for the tax credits? He doesn't say. Where will he find the roughly \$80 billion a year it would take to get all the uninsured a Medicare level of benefits?

Nowhere in his letter does he talk about cost containment or how to stop the outrageous rate of health care inflation. Many health insurance policies pay out only 50 or 60 cents in benefits for a dollar of premiums. It is pretty wasteful to give people tax credits to buy policies that are so inefficient. Would Mr. Baker support minimum pay-out ratios? Better yet, would he support helping people buy into Medicare, which pays out 98 cents in benefits for every \$1 collected?

In short, I don't think Bill Baker is really for any health care reform that makes the necessary hard choices. I hope the 1994 campaign in the 10th District can focus on exactly what Bill Baker would do to ensure all his constituents access to affordable health care.

## HISTORICAL PERSPECTIVE...

Baker devoted his Assembly career to the furthering of the National Rifle Association (NRA) agenda. According to the *California Political Almanac*, Mr. Baker received a 100% rating from the NRA by opposing twelve bills while serving in the Assembly. The Gun Owners of California rated Baker as a "Pro-Gun Voter" as a result of his work during the 1989 legislative session.

Examples of Assembly bills Baker opposed:

- AB357 — Restricted the sale of assault weapons.
- AB497 — Imposed a 15-day waiting period for firearm purchase.
- AB2502 — Banned the sale of "cop-killer" bullets. (Although present, Baker failed to vote on this bill.)
- AB334 — Limited the magazine capacity for weapons.

Had AB334 passed, events such as the "101 California Street Massacre" may have been averted.

05043661308



### Bill Baker's

# NOTABLE QUOTES

**TRI-VALLEY HERALD**  
November 19, 1993

*"She has a real problem with weapons... She is distraught and I sympathize with her."*

Baker's negative response to a request by Michelle Scully to support Senator Dianne Feinstein's proposed bill to ban the manufacture, sale and possession of certain types of semi-automatic assault weapons. (Ms Scully lost her husband during a shooting spree at San Francisco's 101 California Street office building in 1993.)

Insert



**EYE ON THE 10TH**  
CONGRESSIONAL DISTRICT

The 10th Congressional District Democratic Leadership Caucus

*Please Join Our Assembly Representatives In*

**CAMPAIGN KICKOFF**

to retire Congressman Bill Baker  
(rated "Worst Public Official" by *Diablo Magazine* readers)

Democratic Primary for the 10th Congressional District

5:30-7:30 pm, Friday, March 11th

**ASSEMBLYMAN BOB CAMPBELL**

at the home of Diana and Tom Torlakson  
3420 Tabern Road, Antioch

Noon-2:00 pm, Sunday, March 13th

**ASSEMBLYMAN JOHAN KLEHS**

at the home of Jack and Jackie Hensley  
7649 Peppertree Road, Dublin

Co-sponsored by the Tri-Valley and Castro Valley Democratic Clubs

3:00-5:00 pm, Sunday, March 13th

**ASSEMBLY WOMAN BARBARA LEE**

at the home of Ed and Gwen Regalia  
1950 Whitecliff Court, Walnut Creek

All Democratic candidates have confirmed their attendance

\$15 per person  
Light Hors d'oeuvres  
and Refreshments

RSVP and Directions  
Doug Offenhartz at  
(510) 837-1858

95043661889

Address Correction Requested

Upcoming Events (see flyer inside)



What's Inside...  
Health Care - Where is Baker? (page 1)  
A "Stark" Appraisal of Baker (page 3)

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Castro Valley, CA 94546

**EYE ON THE 10TH**

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**Yes!**

I would like to become a member of The 10th CDDLC (which entitles me to a free subscription to *Eye on the 10th* quarterly newsletter). Enclosed is my donation of:

\$10     \$20     \$50     Other \$ \_\_\_\_\_

Make checks payable to **The 10th CDDLC** and mail to P.O. Box 20866, Castro Valley, California 94546

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

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

Telephone # (optional): \_\_\_\_\_

The 10th Congressional District includes all or part of the following zip codes. If you're not sure you are located within the 10th District, check with your county Registrar of Voter's office — Alameda County (510) 272-6973; Contra Costa County (510) 272-6973.

94506	94514	94528	94552	94566	94595
94507	94517	94546	94556	94568	94596
94509	94518	94547	94561	94578	94598
94511	94523	94549	94563	94583	
94513	94526	94550	94565	94588	

# EYE ON THE 10TH

## CONGRESSIONAL DISTRICT

The 10th Congressional District Democratic Leadership Caucus  
**BAKER ON GUN CONTROL**

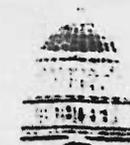
Bill Baker is touting his vote for the Brady bill as just one indication of his commitment to the reduction in crime. It's all an illusion!

Bill Baker has devoted his Assembly career to the furthering of the NRA agenda and he is continuing down this path — despite his recent Congressional vote for the Brady bill. This can be illustrated by Mr. Baker's votes for the procedural amendments to prevent passage of the Brady bill. Only due to the pressure of public support for the Brady bill, did Bill Baker succumb and vote for the bill after his many attempts to weaken or kill it.

According to the California Political Almanac, Mr. Baker received a 100% rating from the NRA by opposing twelve bills while serving in the Assembly. The Gun Owners of California rated Baker as a "Pro-gun voter" as a result of his work during the 1989 legislative session.

Highlights of Mr. Baker's Assembly record on gun control are as follows:

Bill	Description
AB 357 (1989 Roos)	Restricted the sale of semi-automatic, military-style assault weapons - <b>BAKER VOTED AGAINST PASSAGE</b>
AB 497 (1990 Connelly)	Imposed a 15-day waiting period before the purchase of firearms - <b>BAKER VOTED AGAINST PASSAGE OF THE BILL</b>
AB 2392 (1982 Bane) & SB 1342 (1982 Boatwright)	Banned the "Cop-killer bullets" coated by teflon and capable of penetrating bullet-proof vests worn by law enforcement officers - <b>ALTHOUGH PRESENT, BAKER FAILED TO VOTE ON EITHER MEASURE!</b>
AB 618 (1991 Areias)	Required firearm safety instruction and prohibited the sale of certain firearms to minors - <b>BAKER VOTED AGAINST PASSAGE</b>
AB 2029 (1991 Connelly)	Made it a crime to keep a loaded firearm accessible to children on the premises - <b>BAKER VOTED AGAINST PASSAGE</b>
AB 334 (1990 Klehs)	Limited the magazine capacity to 15 or less and banned trigger activators - <b>BAKER VOTED AGAINST THE BILL LETTING IT DIE IN CONFERENCE. HAD THIS BILL PASSED, MASSACRES, SUCH AS "101 CALIFORNIA" MAY HAVE BEEN PREVENTED!</b>



# EYE ON THE 10TH

## CONGRESSIONAL DISTRICT

The 10th Congressional District Democratic Leadership Caucus

### BAKER MISSES THE MARK ON HEALTH CARE REFORM

Bill Baker is co-sponsoring the Consumer Choice Health Security Act of 1993 along with fellow far-right Republicans: Jesse Helms, Strom Thurman, Newt Gingrich and Bob Dornan. The Consumer Choice Health Security Act was written by the Heritage Foundation, a right-wing think tank.

For decades, the Republicans have ignored the health care crisis. While Baker's articles and letters blast the Clinton plan, his Health Security Act does little to remedy the failures of our current health care system. In fact, it perpetuates the status quo. Highlights of the Baker bill include:

#### DISCRIMINATES AGAINST SENIORS AND RETIREES

The Baker bill will increase costs for seniors and retirees by establishing a "separate risk pool". If they are not rated with all other age groups, their health care premiums will skyrocket! This bill also has no provision for long-term care and comprehensive prescription drug benefits.

#### CREATES ADMINISTRATIVE BURDENS FOR BUSINESSES

While claiming to sever the link between employers and health coverage, the Baker bill actually places enormous administrative burdens on employers. Employers would have to process different forms and payments for each one of their employees choosing different plans.

#### DOES NOT GUARANTEE CHOICE FOR CONSUMERS

Currently, most consumers are forced into group plans, without free choice of doctors, as the only affordable insurance option. The Baker bill doesn't change that!

#### DOES NOT PROTECT AGAINST DISCRIMINATION FOR PRE-EXISTING CONDITIONS

Although the bill allegedly does away with pre-existing conditions limitations, there are no enforcement mechanisms to ensure the insurance companies comply.

#### WORSENS THE BUDGET DEFICIT WITH MASSIVE TAX CREDITS

As with all of the Republican alternatives, the financial impact to the federal budget and to individuals citizens are not provided. The plan relies on tax credits and the individual's ability to create a "Medical Savings Account" to pay catastrophic health care bills. The bill creates a tax subsidy for insurance companies, with no accounting for the impact on the budget deficit!

#### DOES NOT PROVIDE UNIVERSAL COVERAGE

Baker and his colleagues cannot seem to distinguish between "universal access" and "universal coverage". Currently all Americans have "access" but 38 million of us cannot afford it. In essence, Baker's bill actually increases government bureaucracy, reduces the individuals' ability to obtain health coverage and still fails to provide universal coverage. Baker's bill provides little or no control for rising medical costs nor reform of insurance markets — it merely perpetuates the current system!

**Has Baker enjoyed taxpayer-subsidized health coverage for so long that he is out of touch with his constituents' need for reform?**

95043661892

# EYE ON THE 10TH

## CONGRESSIONAL DISTRICT

The 10th Congressional District Democratic Leadership Caucus

### ARE YOU SATISFIED WITH BILL BAKER'S SUPPORT OF THE CONSUMER CHOICE HEALTH SECURITY ACT OF 1993?

This bill would require individuals to buy health insurance from among a variety of plans. The individual's employer would then be required to deduct the cost of the premium from the individual's wages and send the payment to the insurance company. Individuals would also be encouraged to retain "Medical Savings Accounts" to pay for catastrophic health care bills. Low-income and unemployed people would receive vouchers to purchase insurance.

#### QUESTIONS ABOUT THE BILL

9 5 0 4 3 6 6 1 8 9 3

#### ▶ WOULD IT REDUCE GOVERNMENT BUREAUCRACY?

It would require employers to give their employees wage increases equal to the full value of their health insurance contributions. It is not clear how this differs from Employer Mandates. However, there is no mechanism for enforcement of increased wages, which would require government oversight and intervention.

#### ▶ WOULD IT PROTECT CONSUMERS WITH PRE-EXISTING CONDITIONS?

It would forbid employers from denying coverage on the basis of pre-existing conditions. However, there is no mechanism for enforcement of the prohibition, which would require government oversight and intervention.

#### ▶ WOULD IT PROTECT SENIORS AND RETIREES?

It would put retirees in a separate risk pool from active workers, thus raising their costs. It does not contain provisions for long-term care or comprehensive prescription drug coverage.

#### ▶ WOULD IT REDUCE ADMINISTRATIVE BURDENS OF EMPLOYERS?

It would actually increase administrative burdens of employers, who would have to fill out a different form, and make a different payment for each one of their employees choosing a different plan.

#### ▶ WOULD IT GUARANTEE FREEDOM OF CHOICE FOR CONSUMERS?

It would not change the current system of forcing consumers into group plans without free choice of physicians.

#### ▶ WOULD IT PROVIDE UNIVERSAL COVERAGE?

Currently, all Americans have "access" to coverage, which is subsidized by those who are covered by insurance. This bill would create penalties for taxpayers who cannot afford health insurance premiums. It would not provide universal coverage.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JUNE 3, 1994

Frank Karaglanis, President  
Contra Costa Republican Assembly  
P.O. Box 519  
Brentwood, CA 94513

RE: MUR 3984

Dear Mr. Karaglanis:

This letter acknowledges receipt on May 27, 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 3984. 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

95043661894



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

JUNE 3, 1994

Doug Offenhartz, Chairman  
10th Congressional District Leadership Caucus  
P.O. Box 20866  
Castro Valley, CA 94546

RE: MUR 3984

Dear Mr. Offenhartz:

The Federal Election Commission received a complaint which indicates that the 10th Congressional District Leadership Caucus and you, as Chairman, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 3984. 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 10th Congressional District Leadership Caucus and you, as Chairman, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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

95043661895

Doug Offenharts, Chairman  
10th Congressional District Leadership Caucus  
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

95043661896



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

JUNE 3, 1994

The Honorable George Miller  
2205 Rayburn H.O.B.  
Washington, DC 20515

RE: MUR 3984

Dear Mr. Miller:

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 3984. 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.

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.

95043661897

The Honorable George Miller  
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

95043661898

STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

NO. 3984

JUN 17 2 38 PM '94

NAME OF COUNSEL: TREASURER: Diane Jeronimo

ADDRESS: 1328 Fourth Street  
Livermore, CA 94550

TELEPHONE: (510) 449-6199

FAX 510 443-6546

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

6-16-94  
Date

Doug Offenhartz  
Signature

RESPONDENT'S NAME: Doug Offenhartz

ADDRESS: P.O. Box 887  
Denville, CA 94526

TELEPHONE: HOME (510) 837-1858

BUSINESS (510) 820-6272

Sorry about delay - We only check  
our P.O. Box once a month; please  
communicate with our treasurer during  
my vacation (7/17-7/26/94); please  
grant maximum allowable extension.

Doug Offenhartz  
TOTAL P. 0

95043661899

10TH CONGRESSIONAL DISTRICT DEMOCRATIC LEADERSHIP CAUCUS

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
ADMINISTRATIVE DIVISION

JUN 21 11 40 AM '94

June 17, 1994

JUN 21 2 36 PM '94

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Mary L. Taksar, Attorney  
Central Enforcement Docket  
Federal Election Commission  
999 E Street, N.W.  
Washington D.C. 20463

RE: MUR3984

Dear Ms. Taksar:

We would like to submit the following in response to your inquiry of June 3, 1994.

The 10th Congressional District Democratic Leadership Caucus was organized and began collecting money on March 22, 1993, with the mission to seek, develop and support viable Democratic candidates within the 10th Congressional District.

We were approved, chartered (sample-attachment A) and re-chartered (sample-attachment B) as a Democratic club by both the Alameda County and Contra Costa County Democratic Central Committees. Bylaws were developed (attachment C) and membership dues were set at \$10 per year. We registered with the California Secretary of State, Political Reform Division (attachment D), and have filed required reports in a timely matter.

A quarterly newsletter, entitled *Eye On The 10th* was developed for our members and members of surrounding Democratic clubs. We have held two fundraisers for the purpose of funding our newsletter and have, subsequently, published four quarterly newsletters.

While discussing our upcoming newsletter edition at our meeting on January 11, 1994 we realized we were addressing federal issues and needed clarification from the Federal Election Commission as to filing requirements. On January 13th, I telephoned the FEC office and spoke with the reports analysis department regarding our questions. I explained that our club was publishing a newsletter with articles on federal, as well as state and local issues and

95043661900

MUR3984  
June 16, 1994  
Page 2

officeholders. Additionally, there was a possibility we would raise money to do a poll for the Democratic candidate who won the June primary and would be running against Representative Bill Baker. I was told by your staff that we would not need to register with the FEC until after the June primary when we would be "directly affecting a federal election."

During the past fifteen months or so, our activities have included member meetings with candidates for local and California state offices. To this date, we have never had a declared candidate for federal office appear or participate in our activities. At this point, we have not endorsed or contributed to any candidate, either local, state or federal.

In conclusion, we feel we have met all political reporting requirements for groups of our nature. We have always intended to meet all criteria of the FPPC and FEC and comply with all legal requirements.

We await your further assistance with this matter.

Sincerely,

*Diane Jeronimo*

Diane Jeronimo, Treasurer  
Acting on behalf of  
Doug Offenhartz, Chairman  
(attachment E)  
1328 Fourth Street  
Livermore CA 94550-4224

Enclosures

- A Alameda County Democratic Central Committee Chartering and Contra Costa Democratic Central Committee Chartering Cover Letter
- B Alameda County Democratic Central Committee Re-chartering
- C Bylaws
- D State of California Fair Political Practices Commission Form 410, Statement of Organization-Recipient Committee
- E Statement of Designation, faxed to Joan McNery June 16, 1994

95043661901

Please complete this form and return it with a copy of amended by-laws, A COMPLETE membership roster and chartering fee of \$25.00 to:

Liz Figueroa, Chair  
Alameda County Democratic Central Committee  
1122 B Street, Suite 211  
Hayward, CA 94541

DEMOCRATIC CLUB CHARTER

ORGANIZATION'S NAME 10<sup>th</sup> Congressional District Democratic Leadership Caucus  
USUAL MEETING TIME AND PLACE Qtrly - traveling between counties  
WHEN DO ELECTION OF OFFICERS TAKE PLACE? Annual mtg - January

ELECTED OFFICERS:

OFFICE	NAME	ADDRESS	PHONE
President	Doug Offenbarty	100 Oak View Terrace, Danville	94526 937-1838
Secy	Robin Tonello	16881 Elbe St., San Leandro	94578 278-8535
Treas	Diane Jeronimo	1325 Fourth St., Livermore	94550 449-6199

If name of next President is known, please list name address and phone

THE AREA FROM WHICH THE MAJORITY OF THE MEMBERS SHALL BE FROM:

ASSEMBLY DISTRICT 18<sup>th</sup> & 15<sup>th</sup> CITY (CITIES) Livermore, Pleasanton, Castro Valley, Danville, Alameda, Crocker-Huffman, Dublin, etc.  
CONGRESSIONAL DISTRICT 10<sup>th</sup> SUPERVISORIAL DISTRICT \_\_\_\_\_

Please check one ( ) Chartered previous year (X) New Club  
Last known chartering date \_\_\_\_\_

The required chartering procedures having been properly executed and the Club Chartering Agreement having been properly adopted and subscribed to, the Alameda County Democratic Central Committee hereby grants a Democratic Club Charter to the above named organization.

Doug Offenbarty \_\_\_\_\_ 27 Apr 92  
Chair, Alameda County Democratic Central Committee Date

The Club Charter Form, Club Charter Agreement, and the Club Chartering Procedures were adopted by the Alameda County Democratic Central Committee on June 2, 1971. Revised on February 27, 1987.

Attachment A  
+ pages

95043661902

CLUB CHARTER AGREEMENT

ALAMEDA COUNTY DEMOCRATIC CENTRAL COMMITTEE

CLUB NAME: 10<sup>th</sup> Congressional District Democratic Leadership Caucus

As conditions for chartering as an official Democratic organization, the above-named group agrees to the following:

1. This organization and its members support the Democratic Party and its policies, platforms, and candidates. The party stands for a philosophy of government and an approach to human problems with which we agree. Loyalty to that philosophy and to the Democratic Party transcends the issues which from time to time divide us.
2. Language identical in substance to the following has been inserted into the constitution or by-laws of the organization: No club member shall support any person not a registered Democrat against a registered Democratic in any partisan election. No member shall authorize the publication of his or her Democratic Party affiliation in support of any candidate not a Democrat in any race. This provision will not be enforced with regard to races in which the State or County Democratic Central Committee has declared the Democratic candidate to be offensive to the principles of the Democratic Party.
3. This club has submitted all information in the Club Charter Form.
4. This club has on file with the Alameda County Democratic Central Committee the names, addresses and phone numbers of all its members in good standing.
5. The organization has on file with the Alameda County Democratic Central Committee its constitution, by-laws, and the procedures it uses for endorsing candidates and ballot measures, if it makes such endorsements. To retain its charter the club must conduct its affairs in accordance with these documents as filed.
6. The organization shall pay to the Alameda County Democratic Central Committee an annual fee of \$25.00, unless fully or partially exempted by the Committee for hardship reasons.
7. The club shall immediately notify the central Committee or its Clubs Commission of any change in the elected officers of the organization.
8. Unless the Central Committee permits an exception, the club will admit all registered Democrats who seek admission, provided that a majority of the membership resides in the area served by the club. The organization shall not admit members of the Ku Klux Klan or the American Nazi Party or other organizations found by the Central Committee to be similarly repunant to the ideals of the Democratic Party.

95043661903

9. This is a bona fide Democratic organization and holds at least one regular meeting each quarter, elects officers at least once every two years, and has at least \$1.00 annual dues. The club has at least twenty members. No person shall be counted as a member of more than one club for the purpose of fulfilling this requirement.
10. This organization shall admit only registered Democrats and persons under the age of registration who shall declare their loyalty to the Democratic Party and their intent to affiliate with it in the future.
11. The County Central Committee may deny or revoke any charter for noncompliance with any provision of this agreement or the club chartering procedures. Notice of any proposed revocation shall be given in writing to the Club, who shall be invited to appear before the Clubs Commission to show cause why such revocation should not be recommended to the Alameda County Democratic Central Committee.
12. All charters shall lapse on March 1st of each year, unless the club has applied for rechartering prior to that date. The Central Committee shall supply appropriate rechartering forms beginning on January 1st of each year. On March 31st and April 30th, the Committee shall give written notice to each club that has failed to charter. After May 31st, the Committee shall charge a penalty fee of \$10.00 per month, to a maximum of \$50.00, from any club that has still failed to charter.

Signed on behalf of the previously named organization by:

Doug Offenbacht  
Chair or President

Deane Jeronimo  
Secretary

4/27/93  
Date

95043661904

April 29, 1993

Joe Hogan, Chairman  
Contra Costa County Democratic  
Central Committee  
237 Corliss Drive  
Moraga CA 94556

Enclosed are papers for chartering the 10th Congressional District Democratic  
Leadership Caucus:

List of our members

Bylaws

\$5.00 check

Our President is Doug Offenhartz

Secretary is Robin Torello

Treasurer is Diane Jeronimo

If you have any questions, please do not hesitate to telephone me at 449-6199.  
Thank you for your immediate attention to this matter,

Diane Jeronimo, Treasurer  
1328 Fourth Street  
Livermore CA 94550-4224

95043661905

**ALAMEDA COUNTY DEMOCRATIC CENTRAL COMMITTEE (ACDCC)**  
**Club Chartering Application**

Please complete this application, "Statement of Conditions" and attach the following information:

- 1) The chartering fee of \$25 (make check payable to ACDCC);
  - 2) A roster of current membership (a minimum of 20 members);
  - 3) A list of the elected officers (name, address, phone # & position in organization)
  - 4) Copy of the Club Bylaws (if rechartering, highlight changes from previous year);
- Return the application and the attachments to:

Alameda County Democratic Central Committee  
1122 B Street, #211  
Hayward, CA 94541  
Attn: Chair

.....

**ORGANIZATION'S NAME** 10th Congressional District Democratic Leadership Caucus

**MAIN CONTACT:** Doug Offenhardt

**MAILING ADDRESS:** P. O. Box 887, Danville, CA 94526

**TELEPHONE NUMBER:** 510-837-1858

**MEETING TIME & LOCATION:** Quarterly as scheduled

**ELECTION OF OFFICERS DATE** 4-20-94

**LIST THE AREA WHERE THE MAJORITY OF MEMBERS RESIDE:**

Assembly District	_____	Senate District	_____
Congressional District	<u>10</u>	Supervisory District	_____
City	_____		_____

The required chartering procedures having been properly executed and the Club Chartering Agreement having been properly adopted and subscribed to, the Alameda County Democratic Central Committee hereby grants a Democratic Club Charter to the above named organization.

  
Chair, ACDCC

2/22/94

Date

The Club Charter Application, Agreement and Procedures were adopted by ACDCC on June 2, 1971. Revised on February 27, 1987 and further revisions January 5, 1994

Attachment B  
3 pages

95043661906

**ALAMEDA COUNTY DEMOCRATIC CENTRAL COMMITTEE (ACDCC)  
Club Chartering Agreement**

**ORGANIZATION:** 10th Congressional District Democratic Leadership Caucus

As conditions for chartering as an official Democratic organization, the above-named group agrees to the following:

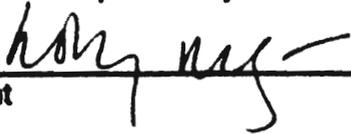
1. This organization and its members support the Democratic Party and its policies, platforms, and candidates. The party stands for a philosophy of government and an approach to human problems with which we agree. Loyalty to that philosophy and to the Democratic Party transcends the issues which from time to time divide us.
2. Language identical in substance to the following has been inserted into the constitution or by-laws of the organization: No club member shall support any person not a registered Democrat against a registered Democrat in any partisan election. No member shall authorize the publication of his or her Democratic Party affiliation in support of any candidate not a Democrat in any race. This provision will not be enforced with regard to races in which the State or County Democratic Central Committee has declared the Democratic candidate to be offensive to the principles of the Democratic Party.
3. This club has submitted all information in the Club Charter Application.
4. This club has on file with the Alameda County Democratic Central Committee the names, addresses and phone numbers of all its members in good standing.
5. The organization has on file with the Alameda County Democratic Central Committee its constitution, by-laws, and the procedures it uses for endorsing candidates and ballot measures, if it makes such endorsements. To retain its charter the club must conduct its affairs in accordance with these documents as filed.
6. The organization shall pay to the Alameda County Democratic Central Committee an annual fee of \$25.00, unless fully or partially exempted by the Committee for hardship reasons.
7. The club shall immediately notify the Central Committee or its Clubs Commission of any change in the elected officers of the organization.

95043661907

**Club Chartering Agreement  
Page Two**

8. Unless the Central Committee permits an exception, the club will admit all registered Democrats who seek admission, provided that a majority of the membership resides in the area served by the club. The organization shall not admit members of the Ku Klux Klan or the American Nazi Party or other organizations found by the Central Committee to be similarly repugnant to the ideals of the Democratic Party.
9. This is a bona fide Democratic organization and holds at least one regular meeting each quarter, elects officers at least once every two years, and has at least \$1.00 annual dues. The club has at least twenty members. No person shall be counted as a member of more than one club for the purpose of fulfilling this requirement.
10. This organization shall admit only registered Democrats and persons under the age of registration who shall declare their loyalty to the Democratic Party and their intent to affiliate with it in the future.
11. The County Central Committee may deny or revoke any charter for noncompliance with any provision of this agreement or the club chartering procedures. Notice of any proposed revocation shall be given in writing to the Club, who shall be invited to appear before the Clubs Commission to show cause why such revocation should not be recommended to the Alameda County Democratic Central Committee.
12. All charters shall lapse on March 1st of each year, unless the club has applied for rechartering prior to that date. The Central Committee shall supply appropriate rechartering forms beginning on January 1st of each year. On March 31st and April 30th, the Committee shall give written notice to each club that has failed to charter. After May 31st, the Committee shall charge a penalty fee of \$10 per month, to a maximum of \$50.00, from any club that has still failed to charter.

Signed on behalf of the previously named organization by:

9 5 0 4 3 6 6 1 9 0 8  
  
\_\_\_\_\_  
Chair or President

\_\_\_\_\_  
Secretary

2/22/94  
Date

10th CONGRESSIONAL DISTRICT DEMOCRATIC LEADERSHIP CAUCUS

---

BYLAWS

---

ARTICLE I

Section 1.

a. The name of this organization shall be the "10th Congressional District Democratic Leadership Caucus" (hereinafter referred to as "DLC").

b. The goals and objectives of the DLC is to seek, develop, nurture and support viable Democratic Candidates within the 10th Congressional District (hereinafter referred to as the "10th CD")

c. The purpose of these Bylaws is to govern the organization, operation, and function of the DLC.

d. This Group shall:

(1) elect officers, shall ratify or adopt new DLC Bylaws at its regular annual organizational meeting, shall appoint committees and employ staff as deemed desirable, shall support the party platform, shall encourage and assist candidates for public office who are registered democrats, and shall conduct other business as the policy and program of the DLC and party may require.

(2) be responsible for effecting liaison with Democratic campaign organizations operating within the 10th CD and with appropriate County Committees.

(3) be responsible, in cooperation with the relevant County Committees for encouraging and developing the Party organization at the level of the precinct or in Clusters of Precincts designated as Areas, within the 10th CD.

ARTICLE II

DLC MEMBERSHIP

Section 1.

a. Membership shall be open to all registered democrats who subscribe to the aims and purposes of this organization and who pay the required membership dues.

Attachment C  
14 pages

95043661909

b. There shall be two classes of membership:

(1) "Voting Member": anyone who works or resides in the communities and cities that comprise the 10th CD.

(2) "Charter Member": a voting member who joins the organization during its first year of association.

c. Membership may be acquired at any time, but shall expire on the date of the annual meeting.

### ARTICLE III

#### MEMBERSHIP DUES

##### Section 1.

a. Dues shall be established from time to time by the Board of Directors but shall be at least one dollar. The dues shall be payable annually but no later than the date of the annual meeting.

b. Those persons that are of low incomes may so declare and pay a nominal membership as determined from time to time by the Board of Directors.

c. The Treasurer of the DLC will enter the name of each member according to membership type in the books of the organization and render a receipt.

d. The Treasurer shall certify eligibility to vote based on payment of dues. For purpose of elections, no member shall be allowed to vote on an issue before the organization on the meeting called for that purpose if dues have not been paid prior to such a meeting.

e. Regardless of when paid, dues shall cover the year during which the dues are paid and are not prorated.

### ARTICLE IV

#### BOARD OF DIRECTORS

##### Section 1.

a. The Board of Directors is responsible for deciding upon all projects undertaken by the DLC, reviewing all on-going organizational tasks, choosing and approving the work of the Executive Committee and, in conjunction with the Executive Committee, forming and overseeing working committees. It's

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decisions are subject only to the review of the general membership.

b. The Board of Directors shall consist of 12 members representing the following geographic areas:

- (1) East Contra Costa County - 2 members;
- (2) Central Contra Costa County - 3 members;
- (3) Lamorinda - 2 members;
- (4) San Ramon Valley - 2 members;
- (5) Southern Alameda County - 3 members.

c. Membership in the Board of Directors shall be open to any dues-paying member who represents one of the geographic areas described in paragraph b above. In order to vote at a Board of Directors meeting a director must have attended at least two (2) of the last three (3) board of directors meetings (except for the first two initial meetings) and have joined the DLC more than thirty (30) days prior to the meeting.

d. Election of Board of Directors:

(1) The members of the Board of Directors shall be elected at a meeting of the general membership called for that purpose by the Chair.

(2) After the first Directors are elected, no person shall be eligible to stand for election unless they shall have been a dues paying member for a minimum of thirty (30) days prior to such election. The same criteria describes eligibility for appointment of a member to fill the unexpired term of a Director who has vacated the position.

(3) The election shall be held during the annual meeting.

(4) Terms of office are for two (2) years unless otherwise designated by the majority vote of the members assembled to amend this provision in the Bylaws.

(5) Election shall be under supervision of an election committee designated by the existing Board of Directors and to be dissolved after the election is ratified by the majority of the membership.

(6) No Director shall serve more than two (2) full consecutive terms.

(7) A vacancy existing in a Director's position shall be filled by approval of the Board of Directors upon recommendation

of the Chair or in his/her absence, the Vice-Chair. Such appointee shall perform all duties of the position and serve until the next DLC election; however, for the purpose of the two term limit, an appointed Director shall be eligible as if he/she had not been duly elected and be able to serve two full terms if so elected.

## ARTICLE V

### OFFICERS / EXECUTIVE COMMITTEE

#### Section 1.

a. The OFFICERS of this organization shall be a Chair, a Vice Chair, a Secretary, and a Treasurer. The Officers shall be as equally divided as possible between men and women.

b. The Executive Committee shall consist of the elected officers and the chairs of each standing committee. The chairs of the standing committees shall be appointed by the Board of Directors upon recommendation of the Executive Committee.

c. The Executive Committee shall approve all expenses to assure they are consistent with the goals of the DLC.

## ARTICLE VI

### DUTIES OF THE OFFICERS & EXECUTIVE COMMITTEE

#### Section 1.

a. The Chair shall:

(1) Preside at all meetings of the Executive Committee, the Board of Directors and meetings of the general membership.

(2) Implement the policies of the organization as established by the Board of Directors until and after they are ratified by the general membership.

(3) After deliberation and majority concurrence of the Executive Committee recommend for the Board of Directors who will chair each standing committee and ad hoc committees.

(4) Recommend to the Board of Directors Ad Hoc committees, as necessary, to accomplish the assignments not pertinent to established standing committees.

(5) Sign, with the Treasurer, all checks in excess on One Hundred Dollars (\$100.00) on behalf of the organization.

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(6) Represent the DLC in all matters, but is to take no position contrary to these Bylaws or to the express policy of DLC as established by the Board of Directors.

(7) Call Executive Committee, Board of Director, or General Membership meetings. The Chair shall also designate the date of the annual general membership meeting.

(8) Appoint a parliamentarian for each formal meeting.

(9) Appoint, during the absence of the elected Secretary, an acting secretary to take the minutes of the meeting and cause to have these turned over to the secretary for further action.

(10) In the event that the Chair has either failed to carry out the DLC Bylaws, or has been shown to be guilty of willful misconduct, the Chair may then be removed by a two-thirds vote of the DLC membership at a properly notified special meeting of the DLC called for that purpose which is to be chaired by the Vice Chair.

Section 2.

a. The Vice-Chair shall:

(1) Assume the duties of the Chair in his/her absence.

(2) Assume the Chair when the Board of Directors' so directs, after determining that the Chair is unwilling or unable to perform the duties of the Chair; such determination shall be by a two-thirds (2/3) majority of those present and voting at a meeting called for the purpose of making such a determination.

Section 3.

a. The Secretary shall:

(1) Keep the minutes of all regular and special meetings of the General Membership, the Board of Directors and the Executive Committee.

(2) Said minutes shall be available to the full membership within two weeks of such meeting.

(3) Preserve all books, documents, letters and the Seal of the DLC.

(4) In the event of an absence, prepare the minutes as turned over by an acting secretary, denoting on same that they were taken by an "acting secretary".

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(5) Together with the Treasurer, prepare reminders of annual dues and issue them or mail them to the members of the DLC at least 30 days prior to the annual meeting.

Section 4.

a. The Treasurer shall:

(1) Keep the accounts and the accounting of this organization.

(2) Prepare financial statements for the Executive Committee, the Board of Directors, and the General Membership.

(3) Establish a Bank Account at an institution approved by resolution of the Executive Committee and for the signature of the Chair and Vice-Chair (in his/her absence) and the Treasurer.

(4) Collect all monies due to the organization and send notice of dues as required annually.

(5) Collect all monies due to the organization from any committee fund raising on behalf of DLC and deposit such funds, after expenditures, in the organization's bank account. Prepare a report with the applicable committee engaged in such fund-raising and report on such activity at the next meeting of the Executive Committee and/or Board of Directors.

(6) At the expense of the organization, be bonded, if such requirement is established by the Board of Directors on recommendation of the Chair.

(7) Prepare for approval of the Board of Directors and the Executive Committee any documents and political reports required by the state and federal government regarding the finances of this organization. After approval, submit same in a timely fashion as to not cause a fine for late filing, unless the documents are not approved prior to such deadline.

(8) Prepare an annual financial statement for the general membership based on the organization's fiscal reporting year.

(9) Together with the Secretary, prepare reminders to the members of annual dues.

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ARTICLE VII

ELECTION OF OFFICERS

Section 1.

a. Officers of DLC shall be elected at a meeting of the general membership called for that purpose each year by the Chair. The officers shall be elected from the members of the Board of Directors.

b. The first officers of the DLC will serve as interim officers until their election is either ratified by the general membership or other officers are duly elected by the general membership at a meeting called for that purpose within sixty (60) days after these bylaws are ratified.

c. After the first officers are elected, as above described, no person shall be eligible to stand for election unless they shall have been a dues paying member for a minimum of thirty (30) days prior to such election. The same criteria describes eligibility for appointment of a member to fill the unexpired term of an officer who has vacated the position.

d. The election shall be held during the annual meeting.

e. Terms of office are for two (2) years unless otherwise designated by the majority vote of the members assembled to amend this provision in the Bylaws.

f. Election shall be under supervision of an election committee designated by the Board of Directors and to be dissolved after the election is ratified by the majority of the membership.

g. No officer shall serve more than two (2) full consecutive terms in the same office.

h. A vacancy existing in an office of the executive committee shall be filled by approval of the Board of Directors upon recommendation of the Chair or in his/her absence, the Vice-Chair. Such appointee shall perform all duties of the position and serve until the next DLC election; however, for the purpose of the two term limit, an appointed officer shall be eligible as if he/she had not been duly elected and be able to serve two full terms if so elected.

i. The person elected Chair of the DLC shall also be the Chair of the Board of Directors and of the Executive Committee.

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ARTICLE VIII

MEETINGS

Section 1.

a. The Chair of DLC or a majority of the Executive Committee shall call meetings of the Executive Committee, the Board of Directors and the General Membership as follows:

(1) The Executive Committee shall meet as necessary on matters of routine business of this organization on a monthly basis. These meetings shall be open to any member of the organization.

(2) The Board of Directors shall meet on the call of the Chair at least quarterly. Such matters requiring approval of the Board of Directors may be called at any time with a minimum of three days telephone notice. The minutes of such meetings shall also be mailed to all members of the Board of Directors.

(3) The General Membership shall meet at least annually. An annual report to the membership shall be prepared by the Executive Committee that includes all fiscal and other business of the DLC that took place during the preceding year. In addition, a plan of action for the coming year shall be presented and duly ratified or amended as necessary with majority concurrence of the general membership.

(a) The election of officers shall be part of the annual meeting.

(b) Voting by proxy shall not be permitted.

(c) The Chair shall vote only to break a tie.

Section 2.

a. SPECIAL GENERAL MEMBERSHIP MEETINGS: Special meetings of the general membership may be called by the Executive Committee or upon the request of a majority of the Board of Directors, with notice from the Secretary of the place, time, date of such meeting and the purpose of same clearly identified. Such notice must be mailed at least seven (7) days prior to the meeting date. If time is of the essence, a telephone tree may be utilized.

(1) The Secretary and the Treasurer must certify voting members at such special meeting prior to conducting business for which the meeting was called.

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ARTICLE IX

STANDING AND AD HOC COMMITTEES

Section 1.

a. The DLC shall have both standing and ad hoc committees. Ad hoc committees shall be established by the Executive Committee and ratified by the Board of Directors and each shall serve for a specific purpose and be dissolved after that purpose is completed. The Bylaws and the Election committees are considered ad hoc committees. The Board of Directors may also establish ad hoc committees.

ARTICLE X

SUSPENSION OR EXPULSION OF

DIRECTORS/OFFICERS/MEMBERS

Section 1.

a. A member of the Board of Directors, an Officer or a member may be suspended or expelled by two-thirds (2/3) vote of the Board of Directors for the following reasons:

(1) Actively working against the aims and purpose of the DLC.

(2) Refusal to execute the duties and responsibilities of the office to which elected or, (if an appointed officer or director) appointed.

(3) Misconduct in office or at a duly constituted DLC meeting.

(4) Absence without valid excuse, approved by the executive committee, of three (3) consecutive meetings of the Executive Committee. Missed meetings must be verified by the books kept by the Secretary.

b. Procedures for suspension or expulsion of directors, officers or members:

(1) Suspension or expulsion shall be on specific charges brought in writing by any member of the DLC. The charges shall be submitted to the Chair, the Treasurer and the accused.

(2) Within five (5) days of the receipt of such charges, the Chair shall poll the Executive Committee and upon majority vote, shall either:

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(a) Take no further action, or,

(b) Form an investigation committee to investigate the charges and notify the full steering committee.

(3) The investigation committee shall have the discretion to determine the method of investigation, but shall be bound by the scope of the written charges, and shall only consider evidence relevant thereto. After the investigation committee has completed its investigation it shall make its recommendation to the Executive Committee.

(4) Any action by the Executive Committee shall be upon a two-thirds (2/3) vote of those present and voting at a meeting called with notice for that purpose.

## ARTICLE XI

### ENDORSEMENT OF CANDIDATES FOR POLITICAL OFFICE

#### Section 1.

a. Primary Elections: The DLC shall only endorse a democratic candidate in the 10th CD election, if, after the close of the filing date for candidates, there is only one democratic candidate. The DLC shall not endorse a candidate if there is more than one democratic candidate in the primary election.

#### b. Endorsement Procedures:

(1) There shall be an endorsement meeting of the general membership which shall be called by the Board of Directors within ninety (90) days prior to the State primary election.

(2) Each dues paying member of the general membership shall have a vote if such dues have been paid at least thirty (30) calendar days prior to the endorsement meeting. In addition, such member must have attended one previous general membership meeting.

(3) Voting by proxy shall not be permitted.

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ARTICLE XII

AMENDMENTS

Section 1.

a. Procedures:

(1) New Bylaws may be adopted, or these Bylaws may be amended or repealed by resolution of two-thirds (2/3) of the members present and voting at the annual meeting or at a special meeting called for this purpose.

b. Time for Amendments:

(1) Amendments to these Bylaws may only be made at the annual meeting or at a special meeting called for that purpose.

(2) A proposed amendment to these Bylaws may not be considered by the Bylaws committee unless a written copy of said proposed amendment is mailed to the Chair of the Bylaws committee no less than thirty (30) days prior to the annual (or special) meeting.

(3) The Chair will recommend and the Board of Directors will endorse a chair for the bylaws committee at least two months prior to the annual meeting or if special circumstances exist, at any time when the Board of Directors is meeting.

(4) The Board of Directors Chair shall call a meeting of its members to consider proposed amendments at least fifteen (15) days before the meeting at which they will be presented for ratification.

ARTICLE XI

MISCELLANEOUS

Section 1.

Inspection of Bylaws:

a. The DLC shall keep at its principal office the original or a copy of these Bylaws, as amended, certified by the Secretary, which shall be open for inspection to the members at all reasonable times during office hours.

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**Section 2.**

**Rules of Order:**

a. Generally, meetings shall be convened and conducted under Roberts Rules of Order, revised, and shall govern all meetings of the DLC, except in instances of conflict between Rules of Order and these Articles and Bylaws or provisions of law.

b. A motion to table will require a two-thirds (2/3) vote of those present and voting.

c. At the discretion of the Chair, the Rules of Order may be relaxed at any meeting where routine discussion is the order of business; however, they may not be relaxed whenever the parliamentarian calls a point of order to institute them for clarity, legality or for elections and or issues of conflict or suspension/termination as covered in these bylaws.

d. Quorum - A quorum is declared to be present when in a duly noticed meeting of the:

(1) Executive Committee - At least three (3) elected officers are present.

(2) Board of Directors - At least half of the voting membership of DLC is present.

(3) General Membership - At least 20% of the membership of DLC is present.

e. A quorum may be challenged by any voting member if during the meeting the above criteria is reduced by departures. At such successful challenge, the Chair shall recess the meeting until a later time with notice to the members of that body and no further business, except the motion to recess or to adjourn, may be conducted until a quorum is again established.

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**AMENDMENT TO BYLAWS**

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The Bylaws of the DLC, dated March 25, 1993, are hereby amended to include the following provision at Page 1, Article I, Section 1, Paragraph d,3:

"After these Bylaws have been approved by the DLC membership, the president, on behalf of the DLC, shall apply to be chartered by the Democratic Central Committee of Alameda County and the Democratic Central Committee of Contra Costa County."

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# EYE ON THE 10TH

CONGRESSIONAL DISTRICT

The 10th Congressional District Democratic Leadership Caucus

## AMENDMENTS TO BYLAWS

The Bylaws of the DLC, dated March 25, 1993, are hereby amended to include the following change at Page 8 to Article VIII Meetings, Section 1.a.:

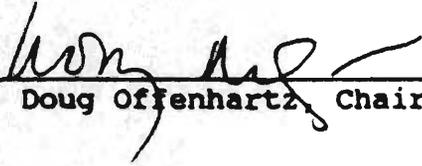
(3) The General Membership shall meet at least ~~annually~~ quarterly.

The Bylaws of the DLC, dated March 25, 1993, are hereby amended to include the following provision at Page 9 to Article X Suspension or Expulsion of Directors/Officers/Members, Section 1.a.:

(5) Supporting any candidate for a partisan office opposed by a Democratic candidate.

Adopted June 23, 1993 at the quarterly membership meeting.

10th Congressional District Democratic Leadership Caucus

  
By: Doug Offenhartz, Chair

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March Fong Eu  
Secretary of State

1230 J Street  
P.O. Box 1467  
Sacramento, California  
95812-1467

POLITICAL REFORM DIVISION  
(916) 322-4880

June 3, 1993

Ms. Diane Jeronimo, Treasurer  
10th Congressional District  
Democratic Leadership Caucus  
Identification Number 930610  
1328 Fourth Street  
Livermore, CA 94550-4224

Dear Ms. Jeronimo:

Thank you for filing your Statement of Organization - Recipient Committee (Form 410) postmarked on May 25, 1993. As required by the Political Reform Act of 1974, we have reviewed your statement to determine whether it conforms on its face with the disclosure requirements. This letter is to note the results of our review and to assign your committee identification number.

REVIEW OF STATEMENT OF ORGANIZATION

We have noted the following to assist you in complying with the requirements of the law:

SECTION I, COMMITTEE INFORMATION

Telephone Number of Committee

Please provide the complete telephone number of the committee.

ASSIGNMENT OF COMMITTEE IDENTIFICATION NUMBER

Your committee's identification number is 930610. All correspondence and future campaign disclosure statements must include this identification number. Your committee should also advise entities to which you make contributions or expenditures of your identification number.

Please refer to the instructions "How to Amend a Statement of Organization" on the enclosed Form 410. The original and one copy of this statement should be completed, including full name of committee, identification number, and original signature(s), and then returned to this office within 15 days.

If you have any questions, please call this office at (916) 445-3220.

Sincerely,

*Bob Steele*

BOB STEELE, Chief  
Political Reform Division

Enclosure

Attachment D  
3 pages

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STATEMENT OF ORGANIZATION

**Statement of Organization  
Recipient Committee**

(Government Code Sections 84101-84103)

Type or Print in Ink.

<p><b>Amendment</b> <input type="checkbox"/> Check box if an Amendment and enter L.O. number:  # _____</p>	<p>Date Stamp</p>	<p>CALIFORNIA ELECTIONS <b>410</b></p>
<p><b>Date qualified as Committee (Month, Day, Year)</b>  # _____ <input checked="" type="checkbox"/> Check box if not yet qualified</p>		<p>A For Official Use Only</p>

SEE INSTRUCTIONS ON REVERSE

File original and one copy of this form with:  
Secretary of State  
Political Reform Division  
P.O. Box 1467  
Sacramento, CA 95812-1467

And, if applicable, file one copy of this form with:  
The city or county officer, if any, who receives the committee's original campaign disclosure statements.

**I Committee Information**

NAME OF COMMITTEE:

10<sup>th</sup> Congressional District Democratic Leadership Caucus

ADDRESS OF COMMITTEE (NOT P.O. BOX) NO. AND STREET

1328 Fourth Street

COUNTY:

Alameda

CITY

STATE ZIP CODE

MAILING ADDRESS (IF DIFFERENT) NO. AND STREET OR P.O. BOX

Livermore

CA 94550-4224

CITY

STATE ZIP CODE

AREA CODE/DAYTIME PHONE

**II Treasurer and Other Principal Officers**

NAME OF TREASURER

Diana Jaramila

MAILING ADDRESS (IF DIFFERENT THAN COMMITTEE'S)

CITY

STATE

ZIP CODE

AREA CODE/DAYTIME PHONE

NAME AND POSITION OF OTHER PRINCIPAL OFFICER(S):

Doug Offenbartz, President

MAILING ADDRESS (IF DIFFERENT THAN COMMITTEE'S)

100 Oak View Terrace

CITY

STATE

ZIP CODE

AREA CODE/DAYTIME PHONE

Danville CA 94526 (510) 937-1957

Attach additional information on appropriately labeled continuation sheets.

**III Controlled Committee**

Is this committee controlled by an officeholder, candidate, or state measure proponent? (See definition and important information on reverse.)

Yes (Complete the following)  No

- If this committee is controlled by an officeholder or a candidate, list the name of the controlling officeholder or candidate, the elective office sought or held, and district number, if any. If this committee is controlled by more than one candidate, list the name of each controlling candidate.
- If this committee is controlled by a state measure proponent, list the name of the state measure proponent. If this committee is controlled by more than one state measure proponent, list the name of each state measure proponent.
- If this committee acts jointly with another controlled committee, list the name and identification number of the other controlled committee.

You must complete the Verification on Page 2.

Attach additional information on appropriately labeled continuation sheets.

FOR INFORMATION REQUIRED TO BE PROVIDED TO YOU PURSUANT TO THE INFORMATION PRACTICES ACT OF 1977, SEE INFORMATION MANUAL ON CAMPAIGN DISCLOSURE PROVISIONS OF THE POLITICAL REFORM ACT.

State of California Fair Political Practices Commission

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# Statement of Organization Recipient Committee

Type or Print in Ink.

STATEMENT OF ORGANIZATION

410

Page 2

SEE INSTRUCTIONS ON REVERSE Attach additional information on appropriately labeled continuation sheets.

NAME OF COMMITTEE:

10<sup>th</sup> Congressional District Democratic Leadership Council

### IV Broad Based Committee (See definition and important information on reverse)

If this is a broad based committee and wishes to make contributions to candidates in excess of the \$2,500 contribution limit in connection with a special election, check the box below and enter the date on or before which the committee qualified as a broad based committee. (If the committee is not a broad based committee, or does not wish to make contributions in excess of the \$2,500 limit, do not complete this section.)

Check box if this is a broad based committee. Enter the date on or before which the committee qualified as a broad based committee: (Month, Day, Year) \_\_\_\_\_

### V Sponsored Committee Is this a sponsored committee? Yes No (See instructions on reverse for definitions and rules regarding a sponsored committee's name.) If yes, provide name and address of sponsor. If the committee has more than one sponsor, provide names and addresses on appropriately labeled attachments.

NAME OF SPONSOR:

ADDRESS OF SPONSOR:

NO. AND STREET

CITY

STATE

ZIP CODE

### VI Primarily Formed Committee If primarily formed to support or oppose specific candidates or measures, list specific candidates or measures below:

CANDIDATE'S NAME OR MEASURE'S FULL TITLE (INCLUDE BALLOT NO. OR LETTER)

CANDIDATE'S OFFICE SOUGHT OR HELD OR MEASURE'S JURISDICTION (INCLUDE DISTRICT NO., CITY OR COUNTY, AS APPLICABLE)

CHECK ONE

CANDIDATE'S NAME OR MEASURE'S FULL TITLE (INCLUDE BALLOT NO. OR LETTER)	CANDIDATE'S OFFICE SOUGHT OR HELD OR MEASURE'S JURISDICTION (INCLUDE DISTRICT NO., CITY OR COUNTY, AS APPLICABLE)	CHECK ONE	
		SUPPORT	OPPOSE

### VII Committee's Primary Activity If Not Primarily Formed If not supporting or opposing specific candidates or measures, see instructions on reverse and check

ONE box to indicate if this is a:  CITY Committee or  COUNTY Committee or  STATE Committee

PROVIDE BRIEF DESCRIPTION OF ACTIVITY

voter registration & education of registered Democrats in Southern Contra Costa County & Eastern Alameda County.

### VIII Disposition of Surplus Funds You must specify what disposition will be made of surplus funds in the event of termination.

will be returned to donors.

### IX Verification

I have used all reasonable diligence in preparing this statement and to the best of my knowledge the information contained herein is true and complete. I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on May 25, 1993 At Livermore, CA

By [Signature] SIGNATURE OF TREASURER

Executed on \_\_\_\_\_ At \_\_\_\_\_ CITY AND STATE

By \_\_\_\_\_ SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPOSER

Executed on \_\_\_\_\_ At \_\_\_\_\_ CITY AND STATE

By \_\_\_\_\_ SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPOSER

Executed on \_\_\_\_\_ At \_\_\_\_\_ CITY AND STATE

By \_\_\_\_\_ SIGNATURE OF CONTROLLING OFFICER/HOLDER, CANDIDATE, OR STATE MEASURE PROPOSER

BEFORE THE FEDERAL ELECTION COMMISSION

FEDERAL ELECTION COMMISSION  
JUN 13 3 40 PM '95

In the Matter of

)  
) Enforcement Priority  
)

**SENSITIVE**

GENERAL COUNSEL'S MONTHLY REPORT

**I. INTRODUCTION**

This report is the General Counsel's Report to recommend that the Commission no longer pursue the identified lower priority and stale cases under the Enforcement Priority System.

**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 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.

Having evaluated incoming matters, this Office has identified 10 cases which do not warrant further pursuit relative to the other pending cases.<sup>1</sup> A short description of each case and the factors leading to assignment of a relatively low priority and consequent recommendation not to pursue each

1. These matters are: MUR 4087; MUR 4092; MUR 4093; MUR 4096; MUR 4097; MUR 4098; MUR 4100; MUR 4103; MUR 4106; and MUR 4114.

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case is attached to this report. See Attachments 1-11. As the Commission requested, this Office has attached the responses to the complaints for the externally-generated matters and the referral for the internally-generated matter following the narrative. See Attachments 1-11.

**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 34 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 narratives for these cases. As the Commission requested, in matters in which the Commission has made no

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2. These matters are: MUR 2582; MUR 3109; MUR 3241; MUR 3426; MUR 3857; MUR 3858; MUR 3862; MUR 3866; MUR 3876; MUR 3879; MUR 3890; MUR 3893; MUR 3895; MUR 3896; MUR 3898; MUR 3902; MUR 3903; MUR 3904; MUR 3905; MUR 3907; MUR 3908; MUR 3912; MUR 3933; MUR 3958; MUR 3962; MUR 3978; MUR 3984; RAD 93L-19; RAD 94L-05; RAD 94L-11; RAD 94L-15; RAD 94L-21; RAD 94L-23; and RAD 94L-26.

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findings, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are attached to the report. See Attachments 16-45. For cases in which the Commission has already made findings and for which each Commissioner's office has an existing file, this Office has attached the most recent General Counsel's Report. See Attachments 12-15.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below effective June 26, 1995. By closing the cases effective June 26, 1995, CED and the Legal Review Team will respectively have the additional time necessary for preparing the closing letters and the case files for the public record for these cases.

**III. RECOMMENDATIONS**

A. Decline to open a MUR and close the file effective June 26, 1995 in the following matters:

- 1) RAD 93L-19
- 2) RAD 94L-05
- 3) RAD 94L-11
- 4) RAD 94L-15
- 5) RAD 94L-21
- 6) RAD 94L-23
- 7) RAD 94L-26

B. Take no action, close the file effective June 26, 1995, and approve the appropriate letter in the following matters:

- 1) MUR 3857
- 2) MUR 3858
- 3) MUR 3862

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- 4) MUR 3866
- 5) MUR 3876
- 6) MUR 3879
- 7) MUR 3890
- 8) MUR 3893
- 9) MUR 3895
- 10) MUR 3896
- 11) MUR 3898
- 12) MUR 3902
- 13) MUR 3903
- 14) MUR 3904
- 15) MUR 3905
- 16) MUR 3907
- 17) MUR 3908
- 18) MUR 3912
- 19) MUR 3933
- 20) MUR 3958
- 21) MUR 3962
- 22) MUR 3978
- 23) MUR 3984
- 24) MUR 4087
- 25) MUR 4092
- 26) MUR 4093
- 27) MUR 4096
- 28) MUR 4097
- 29) MUR 4098
- 30) MUR 4100
- 31) MUR 4103
- 32) MUR 4106
- 33) MUR 4114

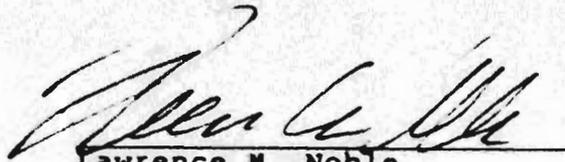
C. Take no further action, close the file effective June 26, 1995, and approve the appropriate letter in the following matters:

- 1) MUR 2582
- 2) MUR 3109
- 3) MUR 3241
- 4) MUR 3426

Date

June 17, 1995

Lawrence M. Noble  
General Counsel



95043661929

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
Enforcement Priority ) Agenda Document  
#X95-52

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on June 27, 1995, do hereby certify that the Commission decided by a vote of 6-0 on each of the matters listed below to take the actions hereinafter described:

- A. Decline to open a MUR and close the file effective July 5, 1995 in the following matters:
- 1) RAD 93L-19
  - 2) RAD 94L-05
  - 3) RAD 94L-11
  - 4) RAD 94L-15
  - 5) RAD 94L-21
  - 6) RAD 94L-23
  - 7) RAD 94L-26
- B. Take no action, close the file effective July 5, 1995, and approve the appropriate letter in the following matters:
- 1) MUR 3857
  - 2) MUR 3858
  - 3) MUR 3862

(continued)

95043661930

**Federal Election Commission  
Certification: Enforcement Priority  
June 27, 1995**

**Page 2**

- 4) MUR 3866
- 5) MUR 3876
- 6) MUR 3879
- 7) MUR 3890
- 8) MUR 3893
- 9) MUR 3895
- 10) MUR 3896
- 11) MUR 3898
- 12) MUR 3902
- 13) MUR 3903
- 14) MUR 3904
- 15) MUR 3905
- 16) MUR 3907
- 17) MUR 3908
- 18) MUR 3912
- 19) MUR 3933
- 20) MUR 3958
- 21) MUR 3962
- 22) MUR 3978
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- 29) MUR 4098
- 30) MUR 4100
- 31) MUR 4103
- 32) MUR 4106
- 33) MUR 4114

(continued)

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C. Take no further action, close the file effective July 5, 1995, and approve the appropriate letter in the following matters:

- 1) MUR 2582
- 2) MUR 3109
- 3) MUR 3241
- 4) MUR 3426

Commissioners Aikens, Elliott, McDonald, McGarry, Potter, and Thomas voted affirmatively for the decision with respect to each of these actions.

Attest:

6-30-95  
Date

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

95043661932



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

July 6, 1995

Frank Karaglanis, President  
Contra Costa Republican Assembly  
P.O. Box 519  
Brentwood, CA 94513

RE: MUR 3984

Dear Mr. Karaglanis:

On May 27, 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 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 July 5, 1995. 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  
Central Enforcement Docket

95043661933



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 6, 1995

Doug Offenhartz, Chairman  
10th Congressional District  
Leadership Caucus  
P.O. Box 20866  
Castro Valley, CA 94546

RE: MUR 3984

Dear Mr. Offenhartz:

On June 3, 1994, the Federal Election Commission notified you 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 the 10th Congressional District Leadership Caucus. 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 July 5, 1995.

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 the Central Enforcement Docket at (202) 219-3400.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

95043661934



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 6, 1995

The Honorable George Miller  
2205 Rayburn H.O.B.  
Washington, DC 20515

RE: MUR 3984

Dear Mr. Miller:

On June 3, 1994, the Federal Election Commission notified you 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 you. 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 July 5, 1995.

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 the Central Enforcement Docket at (202) 219-3400.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar  
Attorney

95043661935



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 3904

DATE FILMED 7/27/95 CAMERA NO. 1

CAMERAMAN EES

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