



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4031

DATE FILMED 3-²⁰~~20~~-95 CAMERA NO. 2

CAMERAMAN JMID

25043631666

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

AUG 9 12 08 PM '94

AFFIDAVIT

COMMON WEALTH _____)

STATE OF FLORIDA _____)

as:

COUNTY OF ESCAMBIA _____)

PARRISH _____)

MUR 4031

Ref: JOE SCARBOROUGH FOR CONGRESS
July 15 Quarterly Report

I, Ralph F. Perkins, 5545 Grande Lagoon Boulevard, Pensacola, Florida 32507

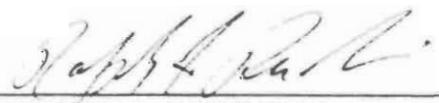
hereby solemnly swear & affirm
(swear & affirm)

that Charles Joseph Scarborough, 4141 Piedmont Road, Pensacola, Florida 32503 a Republican Congressional Candidate in the First Congressional District of Northwest Florida has omitted in his Schedule A, Itemized Receipts, twenty six contributors, from page 1 of 12 to page 12 of 12, the "Name of Employer" and the "Occupation" of those contributing to his campaign. Mr. Scarborough should submit an addendum to his July 15 Quarterly Report listing the "Name of Employer" and their "Occupation."

There are a total of twenty six omissions failing to list the "Name of Employer" and "Occupation." Out of an aggregate of seventy nine contributors this equates to omissions of one third. This is an unusually high percentage (number) of omissions.

Mr. Scarborough must be required to submit an amendment to his July 15 Quarterly Report.

I declare under penalty of perjury that this is a true statement of fact and correct.



AFFIANT'S SIGNATURE
Ralph F. Perkins

25043631667

The forgoing instrument was acknowledged before me this August 2, 1994 by Ralph F. Perkins who is personally known to me or who has produced his Florida Driver License, [REDACTED] as identification.

Cathy Burleigh

(Signature of Person Taking Acknowledgment)

Cathy Burleigh

(Name typed, printed or stamped)

Customer Sales Specialist

(Title or Rank)

CC11148

(Serial Number, if any)

NOTARY PUBLIC, STATE OF FLORIDA.
MY COMMISSION EXPIRES: May 20, 1995.
ISSUED THRU NOTARY PUBLIC UNDERWRITERS.

25043631668



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUGUST 15, 1994

Ralph F. Perkins
5545 Grande Lagoon Boulevard
Pensacola, FL 32507

RE: MUR 4031

Dear Mr. Perkins:

This letter acknowledges receipt on August 9, 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 4031. Please refer to this number in all future communications. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Enclosure
Procedures

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

AUGUST 15, 1994

Donna Bloomer, Treasurer
Joe Scarborough for Congress
P.O. Box 13012
Pensacola, FL 32591

RE: MUR 4031

Dear Ms. Bloomer:

The Federal Election Commission received a complaint which indicates that Joe Scarborough for Congress ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4031. Please refer to this number in all future correspondence.

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

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

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Donna Bloomer, Treasurer
Joe Scarborough for Congress
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

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**JOE SCARBOROUGH
for
U.S. CONGRESS**

RECEIVED
FEDERAL ELECTION
COMMISSION
ADMINISTRATION
Aug 29 9 06 AM '94

Tuesday, August 23, 1994

Mary L. Taksar, Esquire
Federal Election Commission
999 E. Street NW
Washington, D.C. 20463

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
Aug 29 10 26 AM '94

Re: MUR 4031

Dear Ms. Taksar:

Thank you for your letter of August 15, 1994, regarding a complaint filed by my opponent's campaign worker.

The complaint states that we should submit an addendum to our July 15 report listing names and occupations of twenty six contributors. The twenty six contributors mentioned in the complaint are those whose contributions were below \$200.00.

Pages 26 and 27 of the FEC's campaign guide states clearly and unambiguously that the itemization threshold is \$200.00. Unless the contributors are from (1) party committees, (2) other committees, (3) transfers, and (4) loans, the receipts below \$200.00 are not to be itemized.

Our July 15 receipt is in complete compliance with FEC rules. Mr. Perkin's complaint is obviously based on his total ignorance of FEC rules.

Please feel free to call or write with any questions.

Sincerely,


Joe Scarborough

REPUBLICAN - FIRST DISTRICT
P.O. Box 13012, Pensacola, Florida 32591 • Phone: 904-469-9500 Fax: 904-469-8841

"Representation ... For A Change"

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RECEIVED
FEDERAL ELECTION
COMMISSION
WASHINGTON, D.C. 20542

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)

) Enforcement Priority
)

GENERAL COUNSEL'S MONTHLY REPORT

I. INTRODUCTION

This report is the General Counsel's Monthly 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 22 cases which do not warrant further pursuit relative to the other pending cases.¹ A short description of

1. These matters are: PM 305; MUR 3976; MUR 4023; MUR 4026; MUR 4031; MUR 4032; MUR 4036; MUR 4050; MUR 4051; MUR 4052; MUR 4055; MUR 4056; MUR 4058; MUR 4063; MUR 4068; MUR 4072; MUR 4073; MUR 4075; MUR 4078; MUR 4081; MUR 4082; and MUR 4083.

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each case and the factors leading to assignment of a relatively low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 1-22. For the Commission's convenience, the responses to the complaints for the externally-generated matters and the referral for the internally-generated matter are available in the Commission Secretary's office.

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 9 cases that have remained inactive and assigned to the Central Enforcement Docket for one year and which it believes do not warrant further investment of significant Commission resources.² Since the recommendation not to pursue the identified cases is based on staleness, this Office has not prepared separate narratives for these cases. However, for the Commission's convenience, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are also available in the

2. These matters are: MUR 3828; MUR 3829; RAD 93L-73; RAD 93L-75; RAD 93L-78; RAD 93L-83; RAD 93L-84; RAD 93L-88; and RAD 93L-91.

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Commission Secretary's office.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below effective February 21, 1995. By closing the cases effective February 21, 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 February 21, 1995 in the following matters:

- 1) RAD 93L-73
- 2) RAD 93L-75
- 3) RAD 93L-78
- 4) RAD 93L-83
- 5) RAD 93L-84
- 6) RAD 93L-88
- 7) RAD 93L-91

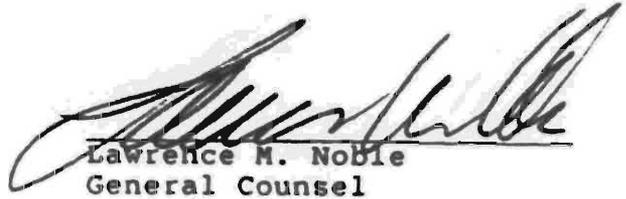
B. Decline to open a MUR, close the file effective February 21, 1995 and approve the appropriate letter in PM 305.

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C. Take no action, close the file effective February 21, 1995, and approve the appropriate letter in the following matters:

- 1) MUR 3828
- 2) MUR 3829
- 3) MUR 3976
- 4) MUR 4023
- 5) MUR 4026
- 6) MUR 4031
- 7) MUR 4032
- 8) MUR 4036
- 9) MUR 4050
- 10) MUR 4051
- 11) MUR 4052
- 12) MUR 4055
- 13) MUR 4056
- 14) MUR 4058
- 15) MUR 4063
- 16) MUR 4068
- 17) MUR 4072
- 18) MUR 4073
- 19) MUR 4075
- 20) MUR 4078
- 21) MUR 4081
- 22) MUR 4082
- 23) MUR 4083

2/13/95
Date


Lawrence M. Noble
General Counsel

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Federal Election Commission
Certification: Enforcement Priority
February 28, 1995

Page 2

- 7) MUR 4068
- 8) MUR 4083

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

2. Decided by a vote of 5-1 to decline to open a MUR and close the file effective February 28, 1995 with respect to RAD #93L-91.

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

Attest:

3-2-95
Date

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

25743631678



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 6, 1995

Ralph F. Perkins
5545 Grande Lagoon Boulevard
Pensacola, FL 32507

RE: MUR 4031

Dear Mr. Perkins:

On August 9, 1994, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on February 28, 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 (Hes)

Mary L. Taksar
Attorney

Attachment
Narrative

25043631679

MUR 4031

JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee failed to disclose the employer and occupation for 26 out of 79 contributors listed in its 1994 July Quarterly Report.

In response to the complaint, the Committee states that the 26 contributors made contributions below \$200 and therefore, the Committee was not required to itemize the contributions.

This matter is less significant relative to other matters pending before the Commission.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 6, 1995

Donna Bloomer, Treasurer
Joe Scarborough for Congress
P.O. Box 13012
Pensacola, FL 32591

RE: MUR 4031

Dear Ms. Bloomer:

On August 15, 1994, the Federal Election Commission notified Joe Scarborough for Congress ("Committee") and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on February 28, 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 Alva E. Smith at (202) 219-3400.

Sincerely,

Mary L. Taksar (425)
Mary L. Taksar
Attorney

Attachment
Narrative

25043631681

MUR 4031

JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee failed to disclose the employer and occupation for 26 out of 79 contributors listed in its 1994 July Quarterly Report.

In response to the complaint, the Committee states that the 26 contributors made contributions below \$200 and therefore, the Committee was not required to itemize the contributions.

This matter is less significant relative to other matters pending before the Commission.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4031

DATE FILMED 3-²⁰1-95 CAMERA NO. 2

CAMERAMAN JM14

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