

THIS IS THE BEGINNING OF MUR # 4059

96043723776

SEP 20 12 22 PM '94

### COMPLAINT

AGAINST ANY PERSON CHARGING A VIOLATION OR KNOWING FAILURE TO COMPLY WITH PROVISIONS OF THE ETHICS IN GOVERNMENT ACT.

#### I. PERSON BRINGING COMPLAINT

Name: MARTHA W. MOORE  
Address: 12 PLANTATION HILLS DR.  
City: EVANS, GA County: Columbia Zip Code: 30809  
Telephone Number: 863-5868 OR 855-7660 Area Code: 706

#### II. PERSON AGAINST WHOM COMPLAINT IS BROUGHT:

Name: MR. ROBERT C. BECKHAM  
Address: Rte 2 Box 61-D  
City: EVANS, GA County: Columbia Zip Code: 30809  
Telephone Number: 863-1065 Area Code: 706

Title of office held or sought: CHAIRMAN OF THE PROGRESSIVE CONSERVATIVE Political Action Committee

#### III. STATEMENT OF FACTS:

State in your own words the detailed facts and the actions of the candidate or organization named in Paragraph II which prompted you to make this complaint. The brief space provided below is not intended to limit your statement of facts. Use the back of this form or additional sheets if necessary. Include relevant dates and times and the names and addresses of other persons whom you believe have knowledge of the facts and any documentary evidence that supports the facts alleged in the complaint.

SEE ATTACHED FACTS SHEET

(If continued on other side or on additional sheets, please check here \_\_\_\_\_.)

#### VERIFICATION BY OATH OR AFFIRMATION

STATE OF GEORGIA  
COUNTY OF COLUMBIA

I, MARTHA W. MOORE, being duly sworn, depose (affirm) and say that the

information in this Complaint is true, and correct to the best of my knowledge and belief.

Sworn to and subscribed before me on 10th of September 1994

Martha W. Moore  
Signature of person bringing complaint

Veronica Deen  
Notary Public

My commission expires My Commission: 10

**PENALTIES - False swearing**  
A person to whom a lawful oath or affirmation has been administered or who executes a document knowing that it purports to be an acknowledgment of a lawful oath or affirmation commits false swearing when, in any matter or thing other than a judicial proceeding, he knowingly and willfully makes a false statement. A person convicted of false swearing shall be punished by a fine of not more than \$1,000 or by imprisonment for not less than one nor more than five years, or both.

9604372377

COMPLAINT CONCERNING THE PROGRESSIVE CONSERVATIVE  
POLITICAL ACTION COMMITTEE

FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

MUR 4059  
SENSITIVE

THE PROGRESSIVE CONSERVATIVE POLITICAL ACTION COMMITTEE DID NOT REGISTER AS A PAC FOR 1994. MR. R.C. BECKHAM, CHAIRMAN, MAILED A FLYER ENDORSING CANDIDATES IN THE JULY 19, 1994 GEORGIA PRIMARY THAT WAS PAID FOR BY THE PROGRESSIVE CONSERVATIVE POLITICAL ACTION COMMITTEE.

THEY HAD NOT REGISTERED THE PAC AS OF JULY 29, 1994. THEY ALSO HAD FILED A FINANCIAL DISCLOSURE FORM ON JANUARY 26, 1994 FOR 1993 WITH NO MONEY (RECEIPTS OR EXPENDITURES) THAT STATED THE ACCOUNT WAS CLOSED.

THE FLYER ENDORSES CANDIDATES IN FEDERAL, STATE, AND LOCAL RACES BY LISTING ONE COLUMN OF REPUBLICAN CANDIDATES AND URGING VOTERS TO "VOTE REPUBLICAN" AT THE BOTTOM OF THE FLYER.

THE OVERALL COST OF THE FLYER IS \$4,544.00 WHICH EXCEEDS THE \$1,000 THRESHOLD FOR REGISTRATION OF THE ORGANIZATION AS A PAC FOR BOTH THE GEORGIA SECRETARY OF STATE'S OFFICE AND THE FEDERAL ELECTION COMMISSION.

THE JULY 29, 1994 FINANCIAL DISCLOSURE REPORT SHOWS THE FOLLOWING DISCREPENCIES:

- 1) ORGANIZATION NAME ON DISCLOSURE: P.A.C.  
ORGANIZATION NAME ON FLYER: PROGRESSIVE CONSERVATIVE  
POLITICAL ACTION COMMITTEE
- 2) EXPENDITURE SECTION:  
PRINTING EXPENSE IS LISTED ONLY AS "PRINTING" WITH NO  
COMPANY NAME OR ADDRESS
- 3) VERIFICATION BY OATH OR AFFIRMATION:  
BLANK WHERE NAME IS PRINTED FOR OATH HAS NOTARY PUBLIC'S NAME  
NOT MR. BECKHAM'S PRINTED NAME.

SEE DOCUMENTATION PER COMPLAINT FILED BY NANCY M. BOBBITT  
(AUGUST 2, 1994 AND AMENDED COMPLAINT ON AUGUST 8, 1994)

96043723778



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

SEPTEMBER 27, 1994

Martha W. Moore  
12 Plantation Hills Drive  
Evans, GA 30809

RE: MUR 4059

Dear Ms. Moore:

This letter acknowledges receipt on September 20, 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 4059. 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

96043723779



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

SEPTEMBER 27, 1994

**Treasurer  
Progressive Conservative  
Political Action Committee  
Route 2, Box 61-D  
Evans, GA 30809**

**RE: MUR 4059**

**Dear Sir or Madam:**

The Federal Election Commission received a complaint which indicates that the Progressive Conservative Political Action Committee ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4059. 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.

96043723780

Treasurer  
Progressive Conservative Political Action Committee  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

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**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

SEPTEMBER 27, 1994

**Robert C. Beckman, Chairman  
Progressive Conservative  
Political Action Committee  
Route 2, Box 61-D  
Evans, GA 30809**

**RE: MUR 4059**

**Dear Mr. Beckman:**

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 4059. 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.

96043723782

Robert C. Beckman, Chairman  
Progressive Conservative Political Action Committee  
Page 2

If you have any questions, please contact Joan McEnery at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

*Mary L. Taksar*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Enclosures

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

9 6 0 4 3 7 2 3 7 8 3

Robert C. Beckham  
Route 2, Box 61-D  
Evans, GA 30809

October 17, 1994

Oct 19 11 14 AM '94

Mary L. Taksar  
Federal Election Commission  
888 E Street N. W.  
Washington, D, C. 20463

RE: MUR 4059

Dear Ms Taksar;

This is the same complaint as MUR 4027 filed earlier by Ms. Bobbitt. It would save a lot of time and expense if these two complaints could be merged since all of these people are part of the same organization

No Federal Election violations occurred as charged by the complainants and this matter should be dismissed.

If you believe there may have been a violation, please cite the specific violations in the Federal Election Code.

When I receive your acknowledgement of this letter, I will then take whatever action is required.

Sincerely,

Progressive Conservative Political Action Comm.

Robert C. Beckham

Oct 19 12 29 PM '94  
FEDERAL ELECTION COMMISSION  
OFFICE OF THE CHIEF CLERK

96043723784

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

FEB 6 12 10 PM '96

In the Matter of

)  
) Enforcement Priority  
)

**SENSITIVE**

**GENERAL COUNSEL'S 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

1. These matters are: MUR 4165 (Attachment 2); MUR 4187 (Attachment 3); MUR 4188 (Attachment 4); MUR 4199 (Attachment 5); MUR 4211 (Attachment 6); MUR 4212 (Attachment 7); MUR 4216 (Attachment 8); MUR 4224 (Attachment 9); MUR 4243 (Attachment 10); MUR 4245 (Attachment 11).

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low priority and consequent recommendation not to pursue each case is attached to this report. See Attachments 2-11. As the Commission requested, this Office has attached the responses to the complaints for the externally-generated matters and the referrals for matters referred by the Reports Analysis Division in instances where this information was not previously circulated. See Attachments 2-11.

**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 33 cases that

do not

warrant further investment of significant Commission resources.<sup>2</sup>

2. These matters are: PH 308 (Attachment 12); RAD 94L-29 (Attachment 13); RAD 94L-34 (Attachment 14); RAD 94NF-10 (Attachment 15); RAD 94NF-13 (Attachment 16); MUR 4027 (Attachment 17); MUR 4028 (Attachment 18); MUR 4033 (Attachment 19); MUR 4042 (Attachment 20); MUR 4045 (Attachment 21); MUR 4047 (Attachment 22); MUR 4049 (Attachment 23); MUR 4057 (Attachment 24); MUR 4059 (Attachment 25); MUR 4062 (Attachment 26); MUR 4065 (Attachment 27); MUR 4066 (Attachment 28); MUR 4067 (Attachment 29); MUR 4069 (Attachment 30); MUR 4070 (Attachment 31); MUR 4077 (Attachment 32); MUR 4079 (Attachment 33); MUR 4086 (Attachment 34); MUR 4089 (Attachment 35); MUR 4095 (Attachment 36); MUR 4099 (Attachment 37); MUR 4102 (Attachment 38); MUR 4104 (Attachment 39); MUR 4111 (Attachment 40); MUR 4113 (Attachment 41); MUR 4117 (Attachment 42); MUR 4127 (Attachment 43); and MUR 4132 (Attachment 44).

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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, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are attached to the report in instances where this information was not previously circulated. See Attachments 12-44.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below in Section III.A and III.B effective February 13, 1996. By closing the cases effective February 13, 1996, 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.

**III. RECOMMENDATIONS**

A. Decline to open a MUR and close the file effective February 13, 1996 in the following matters:

- 1) PM 308
- 2) RAD 94L-29
- 3) RAD 94L-34
- 4) RAD 94NF-10
- 5) RAD 94NF-13

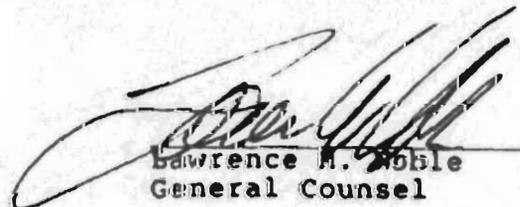
9 6 0 4 3 7 2 3 7 8 7

B. Take no action, close the file effective February 13, 1996, and approve the appropriate letter in the following matters:

- 1) MUR 4027
- 2) MUR 4028
- 3) MUR 4033
- 4) MUR 4042
- 5) MUR 4045
- 6) MUR 4047
- 7) MUR 4049
- 8) MUR 4057
- 9) MUR 4059
- 10) MUR 4062
- 11) MUR 4065
- 12) MUR 4066
- 13) MUR 4067
- 14) MUR 4069
- 15) MUR 4070
- 16) MUR 4077
- 17) MUR 4079
- 18) MUR 4086
- 19) MUR 4089
- 20) MUR 4095
- 21) MUR 4099
- 22) MUR 4102
- 23) MUR 4104
- 24) MUR 4111
- 25) MUR 4113
- 26) MUR 4117
- 27) MUR 4127
- 28) MUR 4132
- 29) MUR 4165
- 30) MUR 4187
- 31) MUR 4188
- 32) MUR 4199
- 33) MUR 4211
- 34) MUR 4212
- 35) MUR 4216
- 36) MUR 4224
- 37) MUR 4243
- 38) MUR 4245

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2/6/96  
Date \_\_\_\_\_

  
Lawrence M. Noble  
General Counsel

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
Enforcement Priority ) Agenda Document #X96-13

**CORRECTED CERTIFICATION**

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission, do hereby certify that the Commission decided by votes of 4-0 to take the following action in the above-captioned matter:

A. Decline to open a MUR and close the file effective March 5, 1996, in the following matters:

- 1) PM 308
- 2) RAD 94L-29
- 3) RAD 94L-34
- 4) RAD 94NF-10
- 5) RAD 94NF-13

B. Take no action, close the file effective March 5, 1996, and approve appropriate letter in the following matters:

- 1) MUR 4027
- 2) MUR 4028
- 3) MUR 4033
- 4) MUR 4042
- 5) MUR 4045
- 6) MUR 4047
- 7) MUR 4049
- 8) MUR 4057
- 9) MUR 4059

(continued)

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Federal Election Commission  
Certification: Enforcement Priority  
March 6, 1996

Page 2

- 10) MUR 4062
- 11) MUR 4063
- 12) MUR 4066
- 13) MUR 4067
- 14) MUR 4069
- 15) MUR 4070
- 16) MUR 4077
- 17) MUR 4079
- 18) MUR 4086
- 19) MUR 4089
- 20) MUR 4095
- 21) MUR 4099
- 22) MUR 4102
- 23) MUR 4104
- 24) MUR 4111
- 25) MUR 4113
- 26) MUR 4117
- 27) MUR 4127
- 28) MUR 4132
- 29) MUR 4165
- 30) MUR 4187
- 31) MUR 4188
- 32) MUR 4199
- 33) MUR 4211
- 34) MUR 4212
- 35) MUR 4216
- 36) MUR 4224
- 37) MUR 4243
- 38) MUR 4245

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(continued)

Federal Election Commission  
Certification: Enforcement Priority  
March 5, 1996

Page 3

Commissioners Aikens, Elliott, McDonald, and Thomas  
voted affirmatively on the above-noted decisions.  
Commissioner McGarry was not present.

Attest:

3/7/96  
Date

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

96043723791



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1996

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Martha W. Moore  
12 Plantation Hills Drive  
Evans, GA 30809

RE: MUR 4059

Dear Ms. Moore:

On September 20, 1994, the Federal Election Commission received the complaint you filed 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 March 5, 1996. This matter will become part of the public record within 30 days.

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

Sincerely,

*Mary L. Taksar* (7BH)

Mary L. Taksar, Attorney  
Central Enforcement Docket

96043723792



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 7, 1996

Treasurer  
Progressive Conservative  
Political Action Committee  
Rt. 2, Box 61-D  
Evans, GA 30809

RE: MUR 4059

Dear Sir or Madam:

On September 27, 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 Progressive Conservative Political Action Committee and you, as treasurer. 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 March 5, 1996.

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

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

*Mary L. Taksar (JBT)*

Mary L. Taksar, Attorney  
Central Enforcement Docket

96043723793



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 7, 1996

Robert C. Beckman, Chairman  
Progressive Conservative  
Political Action Committee  
Rt. 2, Box 61-D  
Evans, GA 30809

RE: MUR 4059

Dear Mr. Beckman:

On September 27, 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 Progressive Conservative Political Action Committee and you, as Chairman. 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 March 5, 1996.

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

If you have any questions, please contact the Central Enforcement Docket at (202) 219-3400.

Sincerely,

*Mary L. Taksar (FBH)*

Mary L. Taksar, Attorney  
Central Enforcement Docket

Celebrating the Commission's 20th Anniversary

YESTERDAY, TODAY AND TOMORROW  
DEDICATED TO KEEPING THE PUBLIC INFORMED

96043723794

THIS IS THE END OF MUR # 4059

96043723795



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF RIR # 4059

DATE FILMED 3/18/96 CAMERA NO. 2

CAMERAMAN MCS

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