FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4063

DATE FILMED 3-7-95 CAMERA NO. 2

CAMERAMAN Jim N

9504363028

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

SEP 28 4 38 PM '94

SENSITIVE

MUR 4063

AFFIDAVIT

COMMON WEALTH _____)

STATE OF FLORIDA _____)

as:

COUNTY OF ESCAMBIA _____)

PARRISH _____)

Ref: JOE SCARBOROUGH FOR CONGRESS
48 HOUR NOTICE OF CONTRIBUTIONS
/LOANS RECEIVED, OFFICE OF THE
CLERK, U.S. HOUSE OF
REPRESENTATIVES, FEC FORM 6
(11/93)
September 5, 1994

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 32504 a Republican Congressional Candidate in the First Congressional District of Northwest Florida shows two (2) excessive contributions over the $1,000.00 limit per election as reported in the 48 Hour Notice Of Contributions/Loans Received, Office Of The Clerk, U.S. House Of Representatives, Washington, D.C. dated September 5, 1994. They are as follows:

Steve Baker 15 N. LaRua Pensacola, FL. 32501	9/2/94	Baker & Duke Attorney	$1,500.00
T. Harrison Duke 4195 Nadura Rd. Gulf Breeze, FL. 32561	9/2/94	Baker & Duke Attorney	$1,500.00

Mr. Baker and Mr. Duke's contributions of $1,500.00 each are undesignated contributions. An undesignated contribution automatically counts against the limit for the candidate's upcoming election; hence, The First Primary on September 8, 1994. 110.1(b)(2). These contributions exceed the $1,000.00 limit per election. These illegal contributions must be reimbursed to the contributors and the Federal Election Commission should review these contributions to determine if further action is necessary.

 Affiant's Initials RFP

95043630939

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

AFFIANT'S SIGNATURE
Ralph F. Perkins

The forgoing instrument was acknowledged before me this September 22, 1994 by Ralph F. Perkins who is personally known to me or who has produced his Florida Driver License, number P625-726-41-309-0 as identification

(Signature of Person Taking Acknowledgement)

(Name typed, printed or stamped)

JANET LYNN WESTON
MY COMMISSION # CC 395000
EXPIRES: January 4, 1996
Bonded Thru Notary Public Underwriters

(Title or Rank)

(Serial Number, if any)

Affiant's Initials RFP

0504363099 0

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SEPTEMBER 30, 1994

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

RE: MUR 4063

Dear Mr. Perkins:

This letter acknowledges receipt on September 26, 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 4063. 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

25043630991

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

SEPTEMBER 30, 1994

Charles Joseph Scarborough
4141 Piedmont Rd.
Pensacola, FL 32504

RE: MUR 4063

Dear Mr. Scarborough:

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 4063. 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.

2504363092 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

2504363093

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SEPTEMBER 30, 1994

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

RE: MUR 4063

Dear Ms. Bloomer:

The Federal Election Commission received a complaint which indicates that the Joe Scarborough for Congress 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 4063. 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.

2504363099 4

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

95043630925

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

SEPTEMBER 30, 1994

Steve Baker
15 N. LaRua
Pensacola, FL 32501

RE: MUR 4063

Dear Mr. Baker:

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 4063. 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.

95043630996

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

2504363099 7

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

SEPTEMBER 30, 1994

T. Harrison Duke
4195 Nadura Rd.
Gulf Breeze, FL 32561

RE: MUR 4063

Dear Mr. Duke:

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 4063. 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.

2504363092 8

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

2504836309999

BAKER & DUKE

ATTORNEYS AT LAW

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 18 12 13 PM '94

STEVEN J. BAKER
T. HARRISON DUKE

October 14, 1994

Federal Election Commission
Attention: Mary L. Taksar, Attorney
Central Enforcement Docket
Washington, D.C. 20463

Re: MUR 4063

Dear Ms. Taksar:

Please allow this letter to acknowledge receipt of and thank you for your letter of September 30, 1994. In response to the Complaint/Affidavit of Ralph F. Perkins, please consider the following additional information: the listed contribution of $1,500.00 on September 2, 1994 was a joint contribution by my wife, Janice C. Duke, and I. The fact that this was a contribution from my wife and I is further evidenced by my notation on the face of the check by which the contribution was made (enclosed herewith is a copy of said check for your review and consideration).

I trust that the information related herein is responsive to your inquiry and will assist you in reaching a decision in this matter. Of course, should I be able to assist you further in any way, please let me know.

Sincerely yours,

T. Harrison Duke

THD/clm

Enclosure

POST OFFICE BOX 66
15 WEST LA RUA STREET
PENSACOLA, FLORIDA 32591

(904) 434-3009
FAX (904) 434-7253

2574363100

T. HARRISON DUKE
ATTORNEY AT LAW
[redacted]
4195 MADURA ROAD
GULF BREEZE, FL 32561

1171

83-40/832
1

Sept. 1 19 94

PAY TO THE ORDER OF Scarborough For Congress $1,500.00/XX

One Thousand Five Hundred and 00/100 DOLLARS

Barnett Bank
017-001
100 West Garden Street
Pensacola, Florida 32595

0503847E3 0050 07 09-06-94

PREMIER ACCOUNT

FOR Contribution from THD & JCD

T. Harrison Duke

2504363100 1

October 19, 1994

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 20 2 00 PM '94

Donna M. Bloomer
P.O. Box 30029
Pensacola, FL 32503

General Counsel
Federal Election Commission
999 E. Street NW
Washington, DC 20463

Dear General Counsel:

This letter is in response to your letter dated September 30, 1994 referencing MUR number 4063. A letter dated October 15, 1994 has been sent to your office. This letter should serve as clarification of these matters. Unfortunately, it did not address all the issues nor did it properly reflect the effort being made to resolve these issues. Each of the issues in this MUR is addressed specifically as follows:

> The contribution of $1500 reported as being made by Steve Baker was, in fact, a joint contribution made by Mr. Baker and his wife.
>
> The contribution of $1500 reported as being made by T. Harrison Duke, was, in fact, a joint contribution made by Mr. Duke and his wife.

I hope this clarifies any mistake made on the report and adequately addresses the issues raised in the complaint. We request this letter be filed as public record indicating our attempts to comply with and resolve the above mentioned MUR.

Very truly yours,

JOE SCARBOROUGH FOR CONGRESS CAMPAIGN

Donna M. Bloomer

Donna M. Bloomer, Treasurer

DMB/nab
attachment

CLIENT\8831\MUR4063

9 5 0 4 3 6 3 1 0 0 2

BAKER & DUKE
ATTORNEYS AT LAW

RECEIVED
FEDERAL ELECTION
COMMISSION
ADMINISTRATIVE DIVISION

Oct 22 8 29 AM '94

STEVEN J. BAKER
T. HARRISON DUKE

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Oct 24 9 52 AM '94

October 14, 1994

Florida Election Commission
Attention: Mary L. Taksar, Attorney
Central Enforcement Docket
Washington, D.C. 20463

Re: MUR 4063

Dear Ms. Taksar:

I am responding to your letter of September 30, 1994, and the complaint filed by Ralph F. Perkins. While this letter is not under oath, I would be happy to make these statements under oath if necessary.

My wife and I are supporters of Joe Scarborough, a candidate for the First Congressional District of Florida. It was our understanding that each of us could contribute up to $1,000.00 toward his campaign. The only bank accounts that we have are joint accounts and it was from our joint checking account that the contribution was made, which is referenced in Mr. Perkins' complaint. It was our intention that the contributions referred to in the complaint be from each of us and that it would be applied toward our individual limits. Since the contributions from each of us would be coming from the same account, I would not think it would be necessary to go through the exercise of writing two separate checks. If such is not the case, I will be happy to comply in the future.

I trust this answers any questions that you have. If anything further is needed, please let me know.

Yours truly,

STEVEN J. BAKER

SJB/gm

POST OFFICE BOX 66
15 WEST LA RUA STREET
PENSACOLA, FLORIDA 32591

(904) 434-3009
FAX (904) 434-7253

95043631003

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

BEFORE THE FEDERAL ELECTION COMMISSION

'95

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

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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.

95043631004

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

9504363100 7

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Enforcement Priority)

AMENDED CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that the Commission decided by a vote of 6-0 on February 16, 1995, to take the following actions with respect to the General Counsel's February 13, 1995 report on enforcement priority:

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-83
3) RAD 93L-88

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

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

1) MUR 3829
2) MUR 4023
3) MUR 4036

(continued)

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4) MUR 4050
5) MUR 4051
6) MUR 4052
7) MUR 4055
8) MUR 4063
9) MUR 4072
10) MUR 4073
11) MUR 4075
12) MUR 4078
13) MUR 4081
14) MUR 4082
15) MUR 3976

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

Attest:

2-21-95
Date

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

95043631009

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 1995

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

RE: MUR 4063

Dear Mr. Perkins:

On September 26, 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 Charles Joseph Scarborough, Joe Scarborough for Congress Committe and Donna Bloomer, as treasurer, Steven Baker and T. Harrison Duke. See attached narrative. Accordingly, the Commission closed its file in this matter on February 21, 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

Attachment
Narrative

9504363010

MUR 4063
JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee accepted two excessive contributions. The complaint states that on September 2, 1994, the Committee accepted a $1,500 contribution from Steve Baker and a $1,500 contribution from T. Harrison Duke.

In response to the complaint, the Committee states that the $1,500 contribution reported as being made by Steve Baker was a joint contribution made by Steve and Mary Baker and the $1,500 contribution reported as being made by T. Harrison Duke was a joint contribution from T. Harrison and Janice Duke. In his response to the complaint, Mr. Baker states that he and his wife intended for the $1,500 contribution to be split between them. Mr. Duke responds that the $1,500 contribution was a joint contribution from him and his wife as was evidenced by his notation on the face of the check.

This matter involves less significant issues relative to other matters pending before the Commission and a limited amount of money.

95043631011

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 1995

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

RE: MUR 4063

Dear Ms. Bloomer:

On September 30, 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 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 21, 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

Attachment
Narrative

95043631012

MUR 4063
JOE SCARBOROUGH FOR CONGRESS

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This matter involves less significant issues relative to other matters pending before the Commission and a limited amount of money.

95043631013

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 1995

Charles Joseph Scarborough
4141 Piedmont Road
Pensacola, FL 32504

RE: MUR 4063

Dear Mr. Scarborough:

On September 30, 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 has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on February 21, 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

Attachment
Narrative

95043631014

MUR 4063
JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee accepted two excessive contributions. The complaint states that on September 2, 1994, the Committee accepted a $1,500 contribution from Steve Baker and a $1,500 contribution from T. Harrison Duke.

In response to the complaint, the Committee states that the $1,500 contribution reported as being made by Steve Baker was a joint contribution made by Steve and Mary Baker and the $1,500 contribution reported as being made by T. Harrison Duke was a joint contribution from T. Harrison and Janice Duke. In his response to the complaint, Mr. Baker states that he and his wife intended for the $1,500 contribution to be split between them. Mr. Duke responds that the $1,500 contribution was a joint contribution from him and his wife as was evidenced by his notation on the face of the check.

This matter involves less significant issues relative to other matters pending before the Commission and a limited amount of money.

95043631015

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 1995

T. Harrison Duke
Baker & Duke
P.O. Box 66
15 West La Rua Street
Pensacola, FL 32591

RE: MUR 4063

Dear Mr. Duke:

On September 30, 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 has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on February 21, 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

Attachment
Narrative

95043631016

MUR 4063
JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee accepted two excessive contributions. The complaint states that on September 2, 1994, the Committee accepted a $1,500 contribution from Steve Baker and a $1,500 contribution from T. Harrison Duke.

In response to the complaint, the Committee states that the $1,500 contribution reported as being made by Steve Baker was a joint contribution made by Steve and Mary Baker and the $1,500 contribution reported as being made by T. Harrison Duke was a joint contribution from T. Harrison and Janice Duke. In his response to the complaint, Mr. Baker states that he and his wife intended for the $1,500 contribution to be split between them. Mr. Duke responds that the $1,500 contribution was a joint contribution from him and his wife as was evidenced by his notation on the face of the check.

This matter involves less significant issues relative to other matters pending before the Commission and a limited amount of money.

25043631017

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 27, 1995

Steven J. Baker
Baker & Duke
P.O. Box 66
15 West La Rua Street
Pensacola, FL 32591

RE: MUR 4063

Dear Mr. Baker:

On September 30, 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 has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on February 21, 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

Attachment
Narrative

95043631018

MUR 4063
JOE SCARBOROUGH FOR CONGRESS

Ralph Perkins filed a complaint alleging that the Joe Scarborough for Congress Committee accepted two excessive contributions. The complaint states that on September 2, 1994, the Committee accepted a $1,500 contribution from Steve Baker and a $1,500 contribution from T. Harrison Duke.

In response to the complaint, the Committee states that the $1,500 contribution reported as being made by Steve Baker was a joint contribution made by Steve and Mary Baker and the $1,500 contribution reported as being made by T. Harrison Duke was a joint contribution from T. Harrison and Janice Duke. In his response to the complaint, Mr. Baker states that he and his wife intended for the $1,500 contribution to be split between them. Mr. Duke responds that the $1,500 contribution was a joint contribution from him and his wife as was evidenced by his notation on the face of the check.

This matter involves less significant issues relative to other matters pending before the Commission and a limited amount of money.

95043631019

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THIS IS THE END OF MUR # 4063

DATE FILMED 3-7-95 CAMERA NO. 2

CAMERAMAN Jm H

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date: 3/23/95

✓ Microfilm

_____ Public Records

_____ Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4063

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RETAKE AMERICA

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
MAR 17 9 40 AM '95

JOE SCARBOROUGH
for
U.S. CONGRESS

March 13, 1995

Ms. Mary L. Taksar
Federal Election Commission
Washington, DC 20463

RE: MUR 4063

Dear Ms. Taksar,

Thank you for your correspondence stating the FEC would be acting on our political rivals complaint. As stated in Mr. Baker and Mr. Duke's letters, their contributions were joint with their wive's and were within the FEC guidelines.

Please let me know if you have any other questions. It is my understanding this matter is now closed.

Sincerely Yours,

Joe Scarborough

Charles Joseph Scarborough

95043632122

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

"Representation ... For A Change"