



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4144

DATE FILMED 11/9/05 CAMERA NO. 2

CAMERAMAN SES

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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Nov 4 12 23 PM '94

PHILLIP THOMPSON  
705 New Providence Blvd.  
Clarksville, TN 37040

November, 2, 1994

Federal Election Commission  
Washington, D.C. 20463

RE: Complaint - U.S. Congressional Campaign  
Donald W. Trotter, Tennessee (1994)  
FEC# C00283853

Dear Sir or Madam,

I wish to make a formal complaint regarding the above captioned race. There are several areas of concern:

1) An extraordinary amount of money was paid to a Mr. Joe R. Johnson at a Lexington, KY post office box. A private investigation shows him to be using as least three different Social Security numbers: one on land records, one on his post



... at 134  
... Washington

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When reached for comment, Mr. Johnson claimed he ran Mr. Trotter's campaign, including polls and several trips to Clarksville, TN, however, Mr. David Bone (also claiming he ran Mr. Trotter's campaign) never saw nor met Mr. Johnson. Neither Mr. Trotter nor Mr. Johnson will make available any record of work Mr. Johnson may or may not have performed, and noticeably absent from the Disclosure form is any travel expenses to, from or in Clarksville, TN, by Mr. Johnson

also, Mr. Johnson refused to disclose even the most basic information such as the name of his business.

In consideration of all the above, it is believed that Mr. Johnson is not to be a legitimate business man and believe foul play is involved with the disbursement of approximately \$25,000.00 in campaign funds, perhaps in the form of kick-backs.

2) In addition to the above, there was approximately \$11,600.00 paid to a Mr. James Dunn, an insurance agent, as a reward for his services as an old friend of Mr. Trotter. Mr. Dunn is not

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3) It should also be noted that it appears from mortgage records that a house note in the amount of \$180,000.00 was paid off during the campaign.

Yours very truly

*Phil Thompson*

Phillip Thompson

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 8, 1994

Phillip Thompson  
705 New Providence Blvd.  
Clarksville, TN 37040

Dear Mr. Thompson:

This is to acknowledge receipt on November 4, 1994, of your letter dated November 2, 1994. The Federal Election Campaign Act of 1971, as amended ("the Act") and Commission Regulations require that the contents of a complaint meet certain specific requirements. One of these requirements is that a complaint be sworn to and signed in the presence of a notary public and notarized. Your letter did not contain a notarization on your signature and was not properly sworn to.

In order to file a legally sufficient complaint, you must swear before a notary that the contents of your complaint are true to the best of your knowledge and the notary must represent as part of the jurat that such swearing occurred. The preferred form is "Subscribed and sworn to before me on this \_\_\_ day of \_\_\_, 19\_\_." A statement by the notary that the complaint was sworn to and subscribed before him/her also will be sufficient. We regret the inconvenience that these requirements may cause you, but we are not statutorily empowered to proceed with the handling of a compliance action unless all the statutory requirements are fulfilled. See 2 U.S.C. § 437g.

Enclosed is a Commission brochure entitled "Filing a Complaint." I hope this material will be helpful to you should you wish to file a legally sufficient complaint with the Commission.

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Please note that this matter will remain confidential for a 15 day period to allow you to correct the defects in your complaint. If the complaint is corrected and refiled within the 15 day period, the respondents will be so informed and provided a copy of the corrected complaint. The respondents will then have an additional 15 days to respond to the complaint on the merits. If the complaint is not corrected, the file will be closed and no additional notification will be provided to the respondents.

If you have any questions concerning this matter, please contact me at (202) 219-3410.

Sincerely,



Retha Dixon  
Docket Chief

Enclosure

cc: Don Trotter for Congress

95043693866

PHILLIP THOMPSON  
705 New Providence Blvd.  
Clarksville, TN 37040

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL  
NOV 10 11 57 AM '94

November, 2, 1984

MUR 4144

Federal Election Commission  
Office of General Counsel  
999 E Street, NW  
Washington, D.C. 20463

RE: Complaint - U.S. Congressional Campaign  
Donald W. Trotter, Tennessee (1994)  
FEC#: C00283853

Dear Sir or Ma'am,

I wish to make a formal complaint regarding the above captioned race. There are several areas of concern:

1) An extraordinary amount of money was paid to a Mr Joe R. Johnson at a Lexington, KY post office box. A private investigation shows him to be using at least three different Social Security numbers to receive mail from the post office.

cc: [REDACTED]

u

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When reached for comment, Mr. Johnson claimed he ran Mr. Trotter's campaign, including polls and several trips to Clarksville, TN, however, Mr. David Bone (also claiming he ran Mr. Trotter's campaign) never saw nor met Mr. Johnson. Neither Mr. Trotter nor Mr. Johnson will make available any record of work Mr. Johnson may or may not have performed, and noticeably absent

information such as the name

holders

Johnson

play is

campaign funds; perhaps in the form of kick-backs

2) In addition to the above, there was approximately \$11,600.00 paid to a Mr. James Dunn, an insurance agent, as a Mr. Dunn is at

95043693868

3) It should also be noted that it appears from mortgage records that a house note in the amount of \$160,000.00 was paid off during the campaign.

Yours very truly,  
  
Phillip Thompson

STATE OF TENNESSEE )  
 )  
COUNTY OF MONTGOMERY )

Personally appeared before me, the undersigned, a Notary Public, in and for said county and state, the within named bargainer, with whom I am personally acquainted and who has proven to me on the basis of satisfactory evidence that he executed the foregoing instrument for the purposes herein contained.

SWORN TO AND SUBSCRIBED TO ME this the 2nd day of November, 1994.

  
NOTARY PUBLIC

My commission expires: 8-14-95

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

November 16, 1994

Phillip Thompson  
705 New Providence Boulevard  
Clarksville, TN 37040

RE: MUR 4144

Dear Mr. Thompson:

This letter acknowledges receipt on November 10, 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 4144. 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

95043693870



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 16, 1994

Michael Evans, Treasurer  
Don Trotter for Congress  
2205 Foxfire Road  
Clarksville, TN 37043

RE: MUR 4144

Dear Mr. Evans:

The Federal Election Commission received a complaint which indicates that Don Trotter 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 4144. 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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If you have any questions, please contact Alva E. Smith 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

November 16, 1994

Donald Trotter  
2205 Foxfire Road  
Clarksville, TN 37043

RE: MUR 4144

Dear Mr. Trotter:

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 4144. 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.

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If you have any questions, please contact Alva E. Smith 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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RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Dec 19 12 41 PM '94

December 13, 1994

Office of General Counsel  
Federal Election Commission  
Washington, D.C. 20463  
Attention: Alva E. Smith

Dear Sir or Madam:

Enclosed you will find affidavits and other supporting documentation to refute accusations made reference the "Don Trotter for Congress Committee".

The responses herein are in reference to (MUR 4144). If any further clarification or assistance is required, we are more than happy to cooperate.

Sincerely,



Donald W. Trotter

ss

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Dec 19 12 41 PM '94

STATE OF TENNESSEE  
COUNTY OF MONTGOMERY

AFFIDAVIT

I, Donald W. Trotter, make oath that the following statements are true and correct to the best of my knowledge, information, and belief.

In 1993, I made the decision to seek the Democratic nomination for the 7th Congressional District U.S. House seat in Tennessee. It was recommended to me that I may want to consider Mr. Joe R. Johnson as a general strategist. I agreed and Mr. Johnson contacted me at a later date.

Several of my political supporters and I met with Mr. Johnson in my office in November of 1993. After lengthy discussion, it was determined that my campaign would hire Mr. Johnson as a general strategist to set the direction for the campaign, formulate the issues to be discussed, and how to best utilize the media to get our message across. A fee was agreed to on a monthly basis and Mr. Johnson went to work.

Mr. Johnson met with Mr. David Bone, who was the campaign coordinator, and several of my advisors on more than one occasion. He continued under that verbal arrangement until his service culminated in June of 1994.

Mr. James Dunn was hired to assist in the campaign more or less as a facilitator. He organized and conducted campaign meetings, traveled throughout the district with me and helped place media advertising. He was paid for his services and expenditures.

I have never received, nor would I accept, any form of alleged "kick back" from anyone and emphatically have not from either Mr. Johnson or Mr. Dunn. I have no reason to believe that Mr. Joe R. Johnson has done anything illegal or unethical. I know factually that Mr. James Dunn is an honest businessman in Clarksville, Tennessee.

As for the alleged inference that I may have used campaign money to pay off a \$160,000 mortgage is absurd. I did, however, refinance my mortgage at a lower interest rate just as hundreds of thousands of other Americans did during this time. I can and will, if necessary, provide whatever documentation may be required to substantiate that I do indeed still have a mortgage on my home.

If you understand that these allegations occurred during my re-election campaign for Mayor of Clarksville, Tennessee by anonymously placing copies of the letter that was addressed to FEC throughout the city, it just might bring to light the real intent of these false statements made by Mr. Thompson who is associated with at least one of my opponents in that election.

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Donald W. Trotter  
Donald W. Trotter

Sworn to and subscribed before me on this 9th day of  
December, 1994.

Katherine S. Masaway  
Notary Public

My Commission Expires: 7-21-97

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STATE OF TENNESSEE  
COUNTY OF MONTGOMERY

RECEIVED  
FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

Dec 19 12 42 PM '94

AFFIDAVIT

In response to the complaint that indicates the Don Trotter for Congress ("Committee") and myself as treasurer, I, under oath respond accordingly.

As to the money paid to Joe R. Johnson, the committee agreed to pay Mr. Johnson \$1,750.00 per month plus any expenses incurred for travel. Mr. Johnson's services were for the period November 1993 through June 1994. The committee also paid Mr. Johnson \$11,537.78 for arranging the polling services for the campaign which included the services of the Matrix Group, Inc., of Lexington, Kentucky. The social security number the committee has on file for Mr. Joe R. Johnson is [REDACTED]

As to the money paid to James W. Dunn, the committee agreed to pay Mr. Dunn a fee of \$11,000.00 to coordinate the committee activities, enhance fund raising events, and travel with the candidate through the district. Other payments totaling \$988.06 to date were for travel cost and cost of operating the headquarters in Montgomery County. The committee has Mr. Dunn's social security number on file and will file 1099 Misc. form at year end as required for both Mr. Dunn and Mr. Johnson

As to the third complaint concerning Mr. Trotter's mortgage, I, Michael J. Evans, have no actual knowledge of any transactions other than conversations since receipt of this complaint that Mr. Trotter refinanced his mortgage during this period. I know of no funds paid to Mr. Trotter directly or indirectly from this committee.

Re MR 400

Michael J. Evans  
Michael J. Evans

Sworn to and subscribed before me on this 12<sup>th</sup> day of December, 19 94.

Sheria Smith  
Notary Public

My commission Expires: 1-13-97

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This statement is in response to the complaint filed against Don Trotter. In that complaint it says that I have stated that I have never heard of Joe Johnson. I have never stated that nor would I have reason to make such a statement.

On two separate occasions I met with Joe Johnson in Clarksville. Once he drove to Clarksville from his home in Kentucky. This trip was sometime in the middle of December 1993. We held a meeting with Mayor Trotter's financial backers. The other time was sometime in the Spring of 1994. I picked up Joe Johnson at the Nashville airport and drove him to Clarksville. We had a meeting with Mayor Trotter and discussed our benchmark polling numbers. I had dinner with him that night and drove him to the airport the next day. I also spoke with him on the phone several times, each time discussing campaign strategy.

I held the title of campaign manager. I managed the minute day to day details of the campaign. Joe Johnson was our outside consultant. He helped devise strategy, wrote radio commercials, and was responsible for contracting our polling services and locating a media consultant.

Jimmy Dunn was also a consultant to the campaign. In my opinion he used his extensive business contacts to help us gain support. He helped us raise money and he used his business skills to help manage our resources.

All statements contained herein are factual according to my knowledge.

*David Bone*

*Jewell P. Hanson*  
Notary Public

EXP-10-12-98

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(Rev. December 1988)  
Department of the Treasury  
Internal Revenue Service

# Identification Number and Certification

to the requester. Do NOT send to IRS.

Write (in your records, but first and last and exact the name of the person or entity whose number you enter on Part I below. See instructions under "Name" if your name has changed.)

**Name** (If your records, but first and last and exact the name of the person or entity whose number you enter on Part I below. See instructions under "Name" if your name has changed.)  
**JAMES W. DUNN**  
**Address (number and street)**  
**2191 MEMORIAL DR. APT. C-32**  
**City, state, and ZIP code**  
**CLARKSVILLE, TN 37043**

List account number(s) here (optional)

**Part I Taxpayer Identification Number**  
Enter your taxpayer identification number in the appropriate box. For individuals and sole proprietors, this is your social security number. For other entities, it is your employer identification number. If you do not have a number, see *How To Obtain a TIN*, below.  
**Note: If the account is in more than one name, see the chart on page 2 for guidelines on whose number to enter.**

\_\_\_\_\_  
OR  
Employer identification number  
| | | | | | | | | |

**Part II For Payees Exempt From Backup Withholding (See Instructions)**  
Requester's name and address (optional)

**Certification.—Under penalties of perjury, I certify that:**

- (1) The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- (2) I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding (does not apply to real estate transactions, mortgage interest paid, the acquisition or abandonment of secured property, contributions to an individual retirement arrangement (IRA), and payments other than interest and dividends).

**Certification instructions.—You must cross out item (2) above if you have been notified by IRS that you are currently subject to backup withholding because of underreporting interest or dividends on your tax return. (Also see Signing the Certification under Specific Instructions, on page 2.)**

Please Sign Here

Signature > 

Date > 6/15/94

## Instructions

(Section references are to the Internal Revenue Code.)

**Purpose of Form.—**A person who is required to file an information return with IRS must obtain your correct taxpayer identification number (TIN) to report income paid to you, real estate transactions, mortgage interest you paid, the acquisition or abandonment of secured property, or contributions you made to an individual retirement arrangement (IRA). Use Form W-9 to furnish your correct TIN to the requester (the person asking you to furnish your TIN), and, when applicable, (1) to certify that the TIN you are furnishing is correct (or that you are waiting for a number to be issued), (2) to certify that you are not subject to backup withholding, and (3) to claim exemption from backup withholding if you are an exempt payee. Furnishing your correct TIN and making the appropriate certifications will prevent certain payments from being subject to the 20% backup withholding.

**Note: If a requester gives you a form other than a W-9 to request your TIN, you must use the requester's form.**

**How To Obtain a TIN.—**If you do not have a TIN, apply for one immediately. To apply, get Form SS-5, Application for a Social Security Number Card (for individuals), from your local office of the Social Security Administration, or Form SS-4, Application for Employer Identification Number (for businesses and all other entities), from your local Internal Revenue Service office.

To complete Form W-9 if you do not have a TIN, write "Applied For" in the space for the TIN in Part I, sign and date this form, and give it to the requester. Generally, you will then have 60 days to obtain a TIN and furnish it to the requester. If the requester does not receive your TIN within 60 days, backup withholding, if applicable, will begin

and continue until you furnish your TIN to the requester. For reportable interest or dividend payments, the payer must exercise one of the following options concerning backup withholding during this 60-day period. Under option (1), a payer must backup withhold on any withdrawals you make from your account after 7 business days after the requester receives this form back from you. Under option (2), the payer must backup withhold on any reportable interest or dividend payments made to your account, regardless of whether you make any withdrawals. The backup withholding under option (2) must begin no later than 7 business days after the requester receives this form back. Under option (2) the payer is required to refund the amounts withheld if your certified TIN is received within the 60-day period and you were not subject to backup withholding during that period.

**Note: Writing "Applied For" on the form means that you have already applied for a TIN OR that you intend to apply for one in the near future.**

As soon as you receive your TIN, complete another Form W-9, include your TIN, sign and date this form, and give it to the requester.

**What Is Backup Withholding?—**Persons making certain payments to you are required to withhold and pay to IRS 20% of such payments under certain conditions. This is called "backup withholding." Payments that could be subject to backup withholding include interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee compensation, and certain payments from fishing boat operators, but do not include real estate transactions.

If you give the requester your correct TIN, make the appropriate certifications, and report all your taxable interest and dividends on your tax return, your payments will not be subject to backup withholding. Payments you receive will be subject to backup withholding if:

- (1) You do not furnish your TIN to the requester, or
- (2) IRS notifies the requester that you furnished an incorrect TIN, or
- (3) You are notified by IRS that you are subject to backup withholding because you failed to report all your interest and dividends on your tax return (for interest and dividend accounts only), or
- (4) You fail to certify to the requester that you are not subject to backup withholding under (3) above (for interest and dividend accounts opened after 1983 only), or
- (5) You fail to certify your TIN. This applies only to interest, dividend, broker, or barter exchange accounts opened after 1983, or broker accounts considered inactive in 1983.

For other payments, you are subject to backup withholding only if (1) or (2) above applies.

Certain payees and payments are exempt from backup withholding and information reporting. See *Payees and Payments Exempt From Backup Withholding*, below, and *Exempt Payees and Payments under Specific Instructions*, on page 2, if you are an exempt payee.

**Payees and Payments Exempt From Backup Withholding.—**The following is a list of payees exempt from backup withholding and for which no information reporting is required. For interest and dividends, all listed payees are exempt except item (9). For broker transactions, payees listed in (1) through (13), and a person registered under the Investment Advisers Act of 1940 who regularly acts as a broker are exempt. Payments subject to reporting under sections 6041 and 6041A are generally exempt from backup withholding only if made to payees described in items (1) through (7), except that a corporation that provides medical and health care services or bills and collects payments for such services is not exempt from backup withholding or

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95043693881

*Don* DON TROTTER FOR CONGRESS  
312 ABBY LN  
CLARKSVILLE, TN 37043

7/30 1994

PAY TO THE ORDER OF *Jimmy Dunn* \$5,000<sup>00</sup>  
*Five Thousand and 00/100*

FARMERS & MERCHANTS BANK

FOR *Consultant Fee* *McGuinn*

#001052# #064103367# #005833501# #0000500000#

FARMERS & MERCHANTS DON TROTTER FOR CONGRESS 1099  
312 ABBY LN  
CLARKSVILLE, TN 37043

JUL 8 1994

PAY TO THE ORDER OF *Jimmy Dunn* \$188.<sup>06</sup>  
*One Hundred Eighty Eight and 06/100*

FARMERS & MERCHANTS BANK

FOR *Elect Consultant* *McGuinn*

#001099# #064103367# #005833501# #57#00000018806#

*Don* DON TROTTER FOR CONGRESS 1097  
312 ABBY LN  
CLARKSVILLE, TN 37043

7/8 1994

PAY TO THE ORDER OF *Jimmy Dunn* \$6,000<sup>00</sup>  
*Six Thousand and 00/100*

FARMERS & MERCHANTS BANK

FOR *major que* *McGuinn*

#001097# #064103367# #005833501# #0000600000#

DON TROTTER FOR CONGRESS 1098  
312 ABBY LN  
CLARKSVILLE, TN 37043

7/8 1994

PAY TO THE ORDER OF *Jimmy Dunn* \$100<sup>00</sup>  
*Eight Hundred and 00/100*

FARMERS & MERCHANTS BANK

FOR *Exp Advan* *McGuinn*

#001098# #064103367# #005833501# #000000600000#

# Identification Number and Certification

Do not detach this form from the return. Do NOT send to IRS.

Name (of joint payees, list first and describe relationship to entity whose number you enter in Part I below. See instructions under "Name" if your name has changed.)  
**Joe R. Johnson III**

Address (number and street)  
**134 Park Brook Circle**

City, state, and ZIP code  
**Tallahassee, FL 32301**

List account number(s) here (optional)

**Part I Taxpayer Identification Number**  
Enter your taxpayer identification number in the appropriate box. For individuals and sole proprietors, this is your social security number. For other entities, it is your employer identification number. If you do not have a number, see *How To Obtain a TIN*, below.

**Part II For Payees Exempt From Backup Withholding (See Instructions)**

Requester's name and address (optional)

OR  
Employer identification number

Note: If the account is in more than one name, see the chart on page 2 for guidelines on whose number to enter.

### Certification.—Under penalties of perjury, I certify that:

- (1) The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- (2) I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding (does not apply to real estate transactions, mortgage interest paid, the acquisition or abandonment of secured property, contributions to an individual retirement arrangement (IRA), and payments other than interest and dividends).

**Certification Instructions.—**You must cross out item (2) above if you have been notified by IRS that you are currently subject to backup withholding because of underreporting interest or dividends on your tax return. (Also see *Signing the Certification under Specific Instructions*, on page 2.)

Please Sign Here  
Signature ▶ **Joe R. Johnson III**  
Date ▶

### Instructions

(Section references are to the Internal Revenue Code.)

**Purpose of Form.—**A person who is required to file an information return with IRS must obtain your correct taxpayer identification number (TIN) to report income paid to you, real estate transactions, mortgage interest you paid, the acquisition or abandonment of secured property, or contributions you made to an individual retirement arrangement (IRA). Use Form W-9 to furnish your correct TIN to the requester (the person asking you to furnish your TIN), and, when applicable, (1) to certify that the TIN you are furnishing is correct (or that you are waiting for a number to be issued), (2) to certify that you are not subject to backup withholding, and (3) to claim exemption from backup withholding if you are an exempt payee. Furnishing your correct TIN and making the appropriate certifications will prevent certain payments from being subject to the 20% backup withholding.

Note: If a requester gives you a form other than a W-9 to request your TIN, you must use the requester's form.

**How To Obtain a TIN.—**If you do not have a TIN, apply for one immediately. To apply, get Form SS-5, Application for a Social Security Number Card (for individuals) from your local office of the Social Security Administration, or Form SS-4, Application for Employer Identification Number (for businesses and all other entities), from your local Internal Revenue Service office.

To complete Form W-9 if you do not have a TIN, write "Applied For" in the space for the TIN in Part I, sign and date the form, and give it to the requester. Generally, you will then have 60 days to obtain a TIN and furnish it to the requester. If the requester does not receive your TIN within 60 days, backup withholding, if applicable, will begin

and continue until you furnish your TIN to the requester. For reportable interest or dividend payments, the payer must exercise one of the following options concerning backup withholding during this 60-day period. Under option (1), a payer must backup withhold on any withdrawals you make from your account after 7 business days after the requester receives this form back from you. Under option (2), the payer must backup withhold on any reportable interest or dividend payments made to your account, regardless of whether you make any withdrawals. The backup withholding under option (2) must begin no later than 7 business days after the requester receives this form back. Under option (2) the payer is required to refund the amounts withheld if your certified TIN is received within the 60-day period and you were not subject to backup withholding during that period.

Note: Writing "Applied For" on the form means that you have already applied for a TIN OR that you intend to apply for one in the near future.

As soon as you receive your TIN, complete another Form W-9, include your TIN, sign and date the form, and give it to the requester.

**What Is Backup Withholding?—**Persons making certain payments to you are required to withhold and pay to IRS 20% of such payments under certain conditions. This is called "backup withholding." Payments that could be subject to backup withholding include interest, dividends, broker and broker exchange transactions, rents, royalties, nonemployee compensation, and certain payments from fishing boat operators, but do not include real estate transactions.

If you give the requester your correct TIN, make the appropriate certifications, and report all your taxable interest and dividends on your tax return, your payments will not be subject to backup withholding. Payments you receive will be subject to backup withholding if:

- (1) You do not furnish your TIN to the requester, or
  - (2) IRS notifies the requester that you furnished an incorrect TIN, or
  - (3) You are notified by IRS that you are subject to backup withholding because you failed to report all your interest and dividends on your tax return (for interest and dividend accounts only), or
  - (4) You fail to certify to the requester that you are not subject to backup withholding under (3) above (for interest and dividend accounts opened after 1983 only), or
  - (5) You fail to certify your TIN. This applies only to interest, dividend, broker, or broker exchange accounts opened after 1983, or broker accounts considered inactive in 1983.
- For other payments, you are subject to backup withholding only if (1) or (2) above applies.

Certain payees and payments are exempt from backup withholding and information reporting. See *Payees and Payments Exempt From Backup Withholding*, below, and *Exempt Payees and Payments under Specific Instructions*, on page 2, if you are an exempt payee.

**Payees and Payments Exempt From Backup Withholding.—**The following is a list of payees exempt from backup withholding and for which no information reporting is required. For interest and dividends, all listed payees are exempt except item (9). For broker transactions, payees listed in (1) through (13), and a person registered under the Investment Advisers Act of 1940 who regularly acts as a broker are exempt. Payments subject to reporting under sections 6041 and 6041A are generally exempt from backup withholding only if made to payees described in items (1) through (7), except that a corporation that provides medical and health care services or bills and collects payments for such services is not exempt from backup withholding or

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**STATEMENT**

P.O. BOX 1222 CLARKSVILLE, TENNESSEE 37041-1222

**552-3331**

CUSTOMER
Trotter for Congress P.O. Box 644 Clarksville, TN 37041

DATE
14 July 1994

ACCOUNT NO.
Trotter

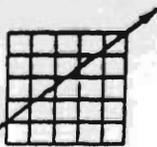
INVOICE NO.	DATE	DESCRIPTION	AMOUNT
012253	31 March 94	Joe Johnson	\$ 101.53
<p><i>PAID</i> 7/15/94</p> <p>*****2nd Billing*****</p> <p>***Please note that this account is more than 60 days past due. Please remit payment within 15 days.</p> <p>THANK YOU</p>			

95043693885

CURRENT	30 DAYS	60 DAYS	90 DAYS AND OVER	BALANCE DUE
\$ 101.53				\$ 101.53

CUSTOMER COPY

THANK YOU



# INVOICE

Mr. Joe Johnson  
134 Parkbrook Circle  
Tallahassee, FL 32301

#9420  
06/01/94  
TS-450  
0017/RS

---

<u>Date</u>	<u>Description</u>	<u>Amount</u>
05-01-94	Previous Balance	\$ 536.87
03-17-94 04-21-94	Long Distance Charges	.91
		\$ 537.78

---

06-01-94	Current Balance Due	\$ 537.78
----------	---------------------	-----------

**Payable Upon Receipt**

Thank You!

Balances unpaid thirty (30) days following the date of invoice are subject to a service charge of one and one-half percent per month from date of invoice until paid in full.

*ms. Devereaux*

9 5 7 4 3 6 9 3 3 9 6

GOVERNORS SQUARE MALL  
FAX# 615-553-8619

The Travel Store

553-8100

Clarksville, TN 37040  
Hopkinsville, KY 439-4344

DATE: 31-MAR-94 PAGE: 1

INVOICE NO: 016958 AGENT: FR

FOR: JOHNSON/JOE R

JOE R JOHNSON

MAR 31 THURSDAY  
AIR-LVE TALLAHASSEE 254PM DELTA FLT 7285Y SEAT 6B  
ARR ATLANTA 359PM NONSTOP EMBRAER BRASILIA  
DELTA CONNECTION SERVICE VIA ATLANTIC SE

AIR-LVE ATLANTA 507PM DELTA FLT 1149Y SEAT 31E  
ARR NASHVILLE 520PM NONSTOP DOUGLAS MD88

APR 03 SUNDAY  
AIR-LVE NASHVILLE 415PM DELTA FLT 1602Y SEAT 16C  
ARR ATLANTA 612PM NONSTOP DOUGLAS MD88

AIR-LVE ATLANTA 703PM DELTA FLT 1663Y SEAT 10D  
ARR TALLAHASSEE 800PM NONSTOP BOEING 737

PASSENGER	TICKET NUMBER	AIR FARE
1. JOHNSON/JOE R	0062143499775	584.00
TOTAL AIR FARE: BASE	\$525.46 TAX 58.54 TOTAL	\$584.00

	PAID	DUE
AIR	584.00	0.00
TOTAL	584.00	0.00

PREPAID

PREPAID CHARGE OF \$35.00 TTL \$619.00

Check  
1031

780

95043693888

FARMERS & MERCHANTS  
 JAN 6 - 1994  
 TELLER 006  
 PAY TO THE ORDER OF Joe Johnson  
 One Thousand Seven Hundred Fifty and 10/100  
 \$1,750.00  
 DOLLARS  
 FOR Jan  
 Farmers & Merchants Bank  
 10641033670 #005833501 #57700001750001

006  
 Don Trotter for Congress  
 2205 Folsom  
 Clarksville TN 37043  
 2/1 1994  
 PAY TO THE ORDER OF Joe Johnson  
 One Thousand Seven Hundred Fifty and 10/100  
 \$1,750.00  
 DOLLARS  
 FOR Feb  
 Farmers & Merchants Bank  
 10641033670 #005833501 #00001750001

1005  
 DON TROTTER FOR CONGRESS  
 312 ABBE LN  
 CLARKSVILLE TN 37043  
 3/2 1994  
 PAY TO THE ORDER OF Joe R. Johnson  
 One Thousand Seven Hundred Fifty and 10/100  
 \$1,750.00  
 DOLLARS  
 FOR March  
 Farmers & Merchants Bank  
 #001005 #10641033670 #005833501 #00001750001

1009  
 DON TROTTER FOR CONGRESS  
 312 ABBE LN  
 CLARKSVILLE TN 37043  
 4/1 1994  
 PAY TO THE ORDER OF Joe R. Johnson  
 One Thousand Seven Hundred Fifty and 10/100  
 \$1,750.00  
 DOLLARS  
 FOR April  
 Farmers & Merchants Bank  
 #001009 #10641033670 #005833501 #00001750001

95043693889

**DON TROTTER FOR C 3RESS**  
312 ABBY LN  
CLARKSVILLE, TN 37043

1010

PAY TO THE ORDER OF Joe R Johnson 4/7 19 94 \$ 340.00

Three Ten and 0/100 DOLLARS

FOR Exp Johnson

 Farmers & Merchants Bank

#001010# #064103367# #005833501# #0000003481#

**DON TROTTER FOR CONGRESS**  
312 ABBY LN  
CLARKSVILLE, TN 37043

1056

PAY TO THE ORDER OF Joe R Johnson 5/2 19 94 \$ 1750.00

One thousand Seven Hundred Fifty and 0/100 DOLLARS

FOR pay Johnson

 Farmers & Merchants Bank

#001056# #064103367# #005833501# #0000175000#

**DON TROTTER FOR CONGRESS**  
312 ABBY LN  
CLARKSVILLE, TN 37043

1076

PAY TO THE ORDER OF Joe R Johnson 6/1 19 94 \$ 1750.00

One thousand Seven Hundred Fifty and 0/100 DOLLARS

FOR pay Johnson

 Farmers & Merchants Bank

#001076# #064103367# #005833501# #0000175000#

**DON TROTTER FOR CONGRESS**  
312 ABBY LN  
CLARKSVILLE, TN 37043

1082

PAY TO THE ORDER OF Joe R Johnson 6/8 19 94 \$ 537.00

Five hundred thirty Seven and 0/100 DOLLARS

FOR Exp Johnson

 Farmers & Merchants Bank

#001082# #064103367# #005833501# #0000053776#



BEFORE THE FEDERAL ELECTION COMMISSION **OCT 2 10 52 AM '95**

In the Matter of )  
 ) Enforcement Priority  
 )

**GENERAL COUNSEL'S REPORT**

**SENSITIVE**

**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 34 cases which do not warrant further pursuit relative to the other pending cases.<sup>1</sup> A short description of

1. These matters are: PM 309 (Attachment 1); RAD 95L-12 (Attachment 2); MUR 4118 (Attachment 3); MUR 4119 (Attachment 4); MUR 4120 (Attachment 5); MUR 4122 (Attachment 6); MUR 4123 (Attachment 7); MUR 4124 (Attachment 8); MUR 4125 (Attachment 9); MUR 4126 (Attachment 10); MUR 4130 (Attachment 11); MUR 4133 (Attachment 12); MUR 4134 (Attachment 13); MUR 4135 (Attachment 14); MUR 4136 (Attachment 15); MUR 4137

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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 1-34. As the Commission requested, this Office has attached the responses to the complaints for the externally-generated matters and the referral for the matter referred by the Reports Analysis Division because this information was not previously circulated to the Commission. See Attachments 1-34.

**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 11 cases that

do not

(Footnote 1 continued from previous page)  
(Attachment 16); MUR 4138 (Attachment 17); MUR 4140  
(Attachment 18); MUR 4142 (Attachment 19); MUR 4143  
(Attachment 20); MUR 4144 (Attachment 21); MUR 4145  
(Attachment 22); MUR 4148 (Attachment 23); MUR 4149  
(Attachment 24); MUR 4153 (Attachment 25); MUR 4155  
(Attachment 26); MUR 4158 (Attachment 27); MUR 4163  
(Attachment 28); MUR 4164 (Attachment 29); MUR 4169  
(Attachment 30); MUR 4179 (Attachment 31); MUR 4195  
(Attachment 32); MUR 4196 (Attachment 33); and MUR 4205  
(Attachment 34).

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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 findings, the responses to the complaints for the externally-generated matters and the referrals for the internally-generated matters are attached to the report because this information was not previously circulated to the Commission. See Attachments 35-45. 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.

This Office recommends that the Commission exercise its prosecutorial discretion and no longer pursue the cases listed below effective October 16, 1995. By closing the cases effective October 16, 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.

---

2. These matters are: PM 250 (Attachment 35); PM 272 (Attachment 36); MUR 3188 (Attachment 37); MUR 3554 (Attachment 38); MUR 3623 (Attachment 39); MUR 3988 (Attachment 40); MUR 3996 (Attachment 41); MUR 4001 (Attachment 42); MUR 4007 (Attachment 43); MUR 4007 (Attachment 43); MUR 4008 (Attachment 44); and MUR 4018 (Attachment 45).

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**III. RECOMMENDATIONS**

A. Decline to open a MUR and close the file effective October 16, 1995 in the following matters:

- 1) PM 309
- 2) RAD 95L-12
- 3) PM 250
- 4) PM 272

B. Take no action, close the file effective October 16, 1995, and approve the appropriate letter in the following matters:

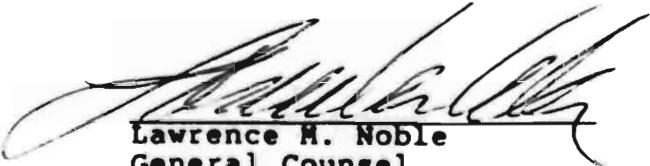
- 1) MUR 3554
- 2) MUR 3623
- 3) MUR 3988
- 4) MUR 3996
- 5) MUR 4001
- 6) MUR 4007
- 7) MUR 4008
- 8) MUR 4018
- 9) MUR 4118
- 10) MUR 4119
- 11) MUR 4120
- 12) MUR 4122
- 13) MUR 4123
- 14) MUR 4124
- 15) MUR 4125
- 16) MUR 4126
- 17) MUR 4130
- 18) MUR 4133
- 19) MUR 4134
- 20) MUR 4135
- 21) MUR 4136
- 22) MUR 4137
- 23) MUR 4138
- 24) MUR 4140
- 25) MUR 4142
- 26) MUR 4143
- 27) MUR 4144
- 28) MUR 4145
- 29) MUR 4148
- 30) MUR 4149

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- 31) MUR 4153
- 32) MUR 4155
- 33) MUR 4158
- 34) MUR 4163
- 35) MUR 4164
- 36) MUR 4169
- 37) MUR 4179
- 38) MUR 4195
- 39) MUR 4196
- 40) MUR 4205

C. Take no further action, close the file effective October 16, 1995 and approve the appropriate letter in MUR 3188.

9/29/95  
Date

  
Lawrence M. Noble  
General Counsel

95043693894

**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 ) Agenda Document #X95-85  
Enforcement Priority )

**CERTIFICATION**

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on October 17, 1995, do hereby certify that the Commission decided by votes of 5-0 to take the following actions:

- A. Decline to open a MUR and close the file effective October 17, 1995 in the following matters:
- 1) PM 309
  - 2) RAD 95L-12
  - 3) PM 250
  - 4) PM 272
- B. Take no action, close the file effective October 17, 1995, and approve the appropriate letter in the following matters:
- 1) MUR 3554
  - 2) MUR 3623
  - 3) MUR 3988
  - 4) MUR 3996
  - 5) MUR 4001
  - 6) MUR 4007
  - 7) MUR 4008
  - 8) MUR 4018
  - 9) MUR 4118

(continued)

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Federal Election Commission  
Certification: Enforcement Priority  
October 17, 1995

Page 2

- 10) MUR 4119
- 11) MUR 4120
- 12) MUR 4122
- 13) MUR 4123
- 14) MUR 4124
- 15) MUR 4125
- 16) MUR 4126
- 17) MUR 4130
- 18) MUR 4133
- 19) MUR 4134
- 20) MUR 4135
- 21) MUR 4136
- 22) MUR 4137
- 23) MUR 4138
- 24) MUR 4140
- 25) MUR 4142
- 26) MUR 4143
- 27) MUR 4144
- 28) MUR 4145
- 29) MUR 4148
- 30) MUR 4149
- 31) MUR 4153
- 32) MUR 4155
- 33) MUR 4158
- 34) MUR 4163
- 35) MUR 4164
- 36) MUR 4169
- 37) MUR 4179
- 38) MUR 4195
- 39) MUR 4196
- 40) MUR 4205

- C. Take no further action, close the file effective October 17, 1995 and approve the appropriate letter in MUR 3188.

(continued)

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Commissioners Aikens, Elliott, McDonald, McGarry, and  
Thomas voted affirmatively for each of the decisions;  
Commissioner Potter was not present.

Attest:

10-20-95  
Date

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

95043693897



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 23, 1995

Phillip Thompson  
705 New Providence Blvd.  
Clarksville, TN 37040

RE: MUR 4144

Dear Mr. Thompson:

On November 10, 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 October 17, 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

95043893898

**MUR 4144  
TROTTER FOR CONGRESS COMMITTEE**

Phillip Thompson filed a complaint alleging that the Trotter Committee made disbursements totaling \$36,000 to Joe R. Johnson and James Dunn that may constitute kickbacks because these individuals did not provide bona fide services to the Committee. Additionally, Mr. Thompson alleges that Mr. Trotter paid his \$160,000 mortgage with campaign funds.

In response to the complaint, Donald Trotter states that Mr. Johnson and Mr. Dunn were employed by the Committee and received compensation for the services rendered. According to Mr. Trotter, Mr. Johnson served as the general strategist for the campaign and Mr. Dunn was hired as a facilitator, assisting with campaign activities and traveling with the candidate. Mr. Trotter indicates that he never received or accepted any form of alleged kickback. Additionally, Mr. Trotter states that his mortgage was not paid with campaign funds and he notes that he refinanced his mortgage at a lower interest rate.

The Trotter Committee responds that it paid Mr. Johnson \$1,750 per month for his services from November 1993 through June 1994 and \$11,537.38 in relation to polling services. The Committee indicates that it paid \$11,000 to Mr. Dunn for coordinating committee activities and \$988.06 for travel-related expenses.

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

95043693899



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 23, 1995

Michael Evans, Treasurer  
Don Trotter for Congress  
2205 Foxfire Road  
Clarksville, TN 37043

RE: MUR 4144

Dear Mr. Evans:

On November 16, 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 Don Trotter for Congress and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on October 17, 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*

Mary L. Taksar  
Attorney

Attachment  
Narrative

95043693900

**NUR 4144  
TROTTER FOR CONGRESS COMMITTEE**

Phillip Thompson filed a complaint alleging that the Trotter Committee made disbursements totaling \$36,000 to Joe R. Johnson and James Dunn that may constitute kickbacks because these individuals did not provide bona fide services to the Committee. Additionally, Mr. Thompson alleges that Mr. Trotter paid his \$160,000 mortgage with campaign funds.

In response to the complaint, Donald Trotter states that Mr. Johnson and Mr. Dunn were employed by the Committee and received compensation for the services rendered. According to Mr. Trotter, Mr. Johnson served as the general strategist for the campaign and Mr. Dunn was hired as a facilitator, assisting with campaign activities and traveling with the candidate. Mr. Trotter indicates that he never received or accepted any form of alleged kickback. Additionally, Mr. Trotter states that his mortgage was not paid with campaign funds and he notes that he refinanced his mortgage at a lower interest rate.

The Trotter Committee responds that it paid Mr. Johnson \$1,750 per month for his services from November 1993 through June 1994 and \$11,537.38 in relation to polling services. The Committee indicates that it paid \$11,000 to Mr. Dunn for coordinating committee activities and \$988.06 for travel-related expenses.

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

95043693901



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

October 23, 1995

Donald Trotter  
2205 Foxfire Road  
Clarksville, TN 37043

RE: MUR 4144

Dear Mr. Trotter:

On November 16, 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 October 17, 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*

Mary L. Taksar  
Attorney

Attachment  
Narrative

95043693902

NUR 4144

**TROTTER FOR CONGRESS COMMITTEE**

Phillip Thompson filed a complaint alleging that the Trotter Committee made disbursements totaling \$36,000 to Joe R. Johnson and James Dunn that may constitute kickbacks because these individuals did not provide bona fide services to the Committee. Additionally, Mr. Thompson alleges that Mr. Trotter paid his \$160,000 mortgage with campaign funds.

In response to the complaint, Donald Trotter states that Mr. Johnson and Mr. Dunn were employed by the Committee and received compensation for the services rendered. According to Mr. Trotter, Mr. Johnson served as the general strategist for the campaign and Mr. Dunn was hired as a facilitator, assisting with campaign activities and traveling with the candidate. Mr. Trotter indicates that he never received or accepted any form of alleged kickback. Additionally, Mr. Trotter states that his mortgage was not paid with campaign funds and he notes that he refinanced his mortgage at a lower interest rate.

The Trotter Committee responds that it paid Mr. Johnson \$1,750 per month for his services from November 1993 through June 1994 and \$11,537.38 in relation to polling services. The Committee indicates that it paid \$11,000 to Mr. Dunn for coordinating committee activities and \$988.06 for travel-related expenses.

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 # 4144

DATE FILMED 11/9/75 CAMERA NO. 2

CAMERAMAN EES

95043693204