



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4153

DATE FILMED 11/19/95 CAMERA NO. 2

CAMERAMAN EES

95043694109

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

DEC 5 2 53 PM '94

Tim Clark
12801 Fair Oaks Blvd. #229
Citrus Heights, CA. 95610
(916) 446-8866 ext 5

MUR 4153

December 2, 1994

Office of General Council
Federal Election Commission
Washington, D C. 20463

To Whom it May Concern,

I wish to file a complaint against the "Larry Fowler for Congress" committee (I.D. # C00286989) for a violation of campaign filing laws.

I was employed by the "Larry Fowler for Congress" campaign from 12/15/93 - 3/1/94 at a salary of \$2,250 per month. However, the campaign was unable to pay my salary for 1 and 1/2 months, and promised to do so as soon as possible.

The Fowler campaign's April 15th financial filing shows a record of this unpaid salary owed to me in the amount of \$3,250.00. (Schedule D, page 1 of 1)

However, the campaign later refused to pay this salary, and I filed a complaint against Larry Fowler and his campaign consultant, Rick Woodrow, with the Department of Industrial Relations, Division of Labor Standards Enforcement, State of California. This complaint was filed on June 1, 1994 (see enclosed copy of complaint and notice to appear).

Because I had warned both Larry Fowler and Rick Woodrow of a possible law suit in labor court, citing their April 15th filing as proof of the money owed, the Fowler campaign filed an amendment on May 31 to their filing of April 15. This amendment did not show the debt owed to me.

I have never forgiven or excused the debt owed to me by the Fowler campaign which was reported on the April 15th filing, and this debt has not been paid. However, under the direction of Larry Fowler and Rick Woodrow, the campaign's treasurer, Michelle Simpkins, filed the fraudulent May 31 amendment to its campaign filings which removed the debt owed to me from the campaign's records. And, it's obvious that this amendment was filed to try and disprove my pending claim in California Labor Court.

95043694110

Therefore, I am requesting an investigation of this fraudulent filing by the Fowler campaign. They have clearly sought to steal the \$3250.00 that was originally reported by the campaign as unpaid debt owed to me. And, they have broken campaign filing laws by erasing this debt without repayment or explanation.

Please call me with any questions.

Sincerely,

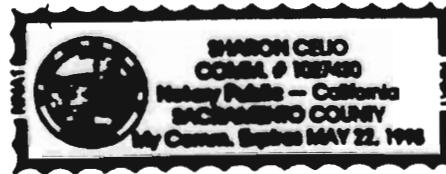
Tim Clark

Tim Clark

SUBSCRIBED AND SWORN TO BEFORE ME

THIS 2ND DAY OF December 1994

Sharon Celio
NOTARY PUBLIC



P.S. Since the election in June, both Larry Fowler and Rick Woodrow have fled the state, and mail is not answered that is sent to the Fowler campaign address. However, both men can be reached at their new addresses:

Larry Fowler
1345 Daisy Creek Rd.,
Jacksonville, OR 97530

Rick Woodrow
P.O. Box 458
Mt. Lake Terrace, WA 98043

enclosures

95043694111

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

State of CALIFORNIA

County of SACRAMENTO

On 12-2-94 before me, SHARON CELIO NOTARY

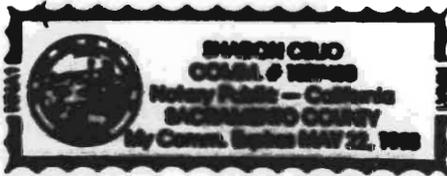
DATE

NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared TIM CLARK

NAME(S) OF SIGNER(S)

personally known to me - OR - proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Signature of Sharon Celio, SIGNATURE OF NOTARY

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- INDIVIDUAL (checked)
CORPORATE OFFICER

TITLE(S)

- PARTNER(S) LIMITED
GENERAL
ATTORNEY-IN-FACT
TRUSTEE(S)
GUARDIAN CONSERVATOR
OTHER

DESCRIPTION OF ATTACHED DOCUMENT

OFFICE OF LETTER GENERAL COUNCIL
TITLE OR TYPE OF DOCUMENT

2
NUMBER OF PAGES

12-2-94
DATE OF DOCUMENT

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(ES)

SIGNER(S) OTHER THAN NAMED ABOVE

95043694112

SCHEDULE D
(Form 990 3'80)

DEBTS AND OBLIGATIONS
Excluding Loans

Name of Committee (in Full)	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
L 19227 Fowler F Congress				
A. Full Name, Mailing Address and ZIP Code of Debtor or Creditor Tim Clark 12010 Fair Oaks Blvd Citrus Heights, OR	0	\$ 3250	0	\$ 3250
Nature of Debt (Purpose):				
B. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
C. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and ZIP Code of Debtor or Creditor				
Nature of Debt (Purpose):				
1. SUBTOTALS This Period This Page (optional)				\$ 3250 00
2. TOTALS This Period (last page in this line only)				\$ 3250 00
3. TOTAL OUTSTANDING LOANS from Schedule C (last page only)				\$ 0 00
4. ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)				\$ 3250 00

0504369413

LARRY FOWLER

LEGISLATIVE SERVICES

P.O. Box 417183
Sacramento, CA. 95841
(916) 332-1297

March 10, 1994

To Whom it May Concern,

This is a letter of introduction and recommendation for Mr. Tim Clark who served as my Campaign Manager for my 1994 Congressional Race.

Tim is a very dedicated, hard working young man with wisdom beyond his years and would be an asset to any staff.

If you have the opportunity to interview Tim, I'm sure you will agree with my assessment.

Sincerely,



Larry Fowler

95043694114

LABOR COMMISSIONER, STATE OF CALIFORNIA
Department of Industrial Relations
DIVISION OF LABOR STANDARDS ENFORCEMENT

DATE FILED

6-1-94

DISTRICT OFFICE

SACRAMENTO

PLAINTIFF

TIMOTHY S. CLARK

TAKEN BY

GB

DEFENDANT

- 1) LARRY FOWLER, AN INDIVIDUAL dda: LARRY FOWLER FOR CONGRESS
2) RICK WOODROW, AN INDIVIDUAL dda:
HERITAGE CONSULTING AND MANAGEMENT

DOES I THROUGH V, Defendant(s)

STATE CASE NUMBER

08-15713-1 GB

COMPLAINT

PLAINTIFF ALLEGES:

1. He/She was employed by the defendant named above to perform personal services as: CAMPAIGN WORKER;
2. for the period 12-15-93 to 3-1-94;
3. in the County of SACRAMENTO, California; under the terms of a (~~written~~) (oral) agreement; at the
promised rate of compensation of \$ 2,250.00 per month;
4. that there is due, owing and payable from the defendant to the plaintiff an amount as and for wages, penalties and/or other demands
for compensation:

a. as shown in attached Exhibit A, incorporated herein;

b. as set out below:

UNPAID WAGES COVERING THE PERIOD 12-15-93 thru
12-31-93 BEING 9 days at \$ 103.80 per day
and 2-1-94 to 3-1-94 BEING 1 month at
\$ 2,250.00 per month.

Claiming \$ 3,184.20

c. plus additional wages accrued pursuant to Labor Code Section 203 as a penalty at the rate of \$ 103.80 per day
for an indeterminate number of days not to exceed thirty (30) days.

d. Interest pursuant to California Labor Code Section 98.1.

Plaintiff certifies that the foregoing is true and correct to the best of his/her knowledge and belief.

Executed at SACRAMENTO, County of SACRAMENTO, California,

on JUNE 1, 1994. Ti-Clark

Signature of Plaintiff

DIRECT ANY CORRESPONDENCE TO:

State of California
LABOR STANDARDS ENFORCEMENT
2424 ARDEN WAY, SUITE 360,
SACRAMENTO, CA 95825

(916) 263-2840



PLAINTIFF

TIMOTHY S. CLARK

DEPENDANT

1) LARRY FOWLER, AN INDIVIDUAL DBA: LARRY FOWLER FOR CONGRESS 2) RICK WOODROW, AN INDIVIDUAL DBA: HERITAGE CONSULTING AND MANAGEMENT

STATE CASE NUMBER

08-15713-1 GB

NOTICE OF HEARING - PLAINTIFF

NOTICE! A Hearing will be held before the Labor Commissioner of the State of California as follows:

PLACE: 2424 ARDEN WAY, SUITE 360, SACRAMENTO, CA

DATE: NOVEMBER 10, 1994

TIME: 8:15 A.M.

or as soon thereafter as the matter can be heard, upon the complaint filed herein, a copy of which complaint is attached and hereby served upon you. This hearing will be held pursuant to Labor Code Sections 98(a) et. seq.

TO THE PLAINTIFF:

1. Any correspondence regarding the scheduled hearing in this matter should be directed to the Office of the Labor Commissioner shown above.
2. Failure to attend the scheduled hearing will result in the dismissal of your complaint.
3. You may be but need not be represented by counsel. You have the right to have a representative present at the hearing. It is not necessary that such representative be an attorney.
4. You will be given the opportunity at the scheduled hearing to present any relevant evidence, to call witnesses and to cross-examine witnesses testifying against you. Application for the issuance of subpoenas to compel the attendance of necessary witnesses and the production of books and documents can be made to the Office of the Labor Commissioner. A copy of the rules of practice and procedure governing these hearings is available at any district office of the Labor Commissioner.
5. If you have any reason to believe that the person or corporation named as the defendant in this Notice of Hearing is not correct you are urged to contact the Office of the Labor Commissioner shown above

Dated: September 16, 1994

TERRY E. GOMM

Hearing Officer





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

December 7, 1994

Mr. Tim Clark
128101 Fair Oaks Blvd. #229
Citrus Heights, CA 95610

RE: MUR 4153

Dear Mr. Clark:

This letter acknowledges receipt on December 5, 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 4153. 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

95043694117



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 7, 1994

Michele Simprins, Treasurer
Larry Fowler for Congress Committee
P.O. Box 417183
Sacramento, CA 95841

RE: MUR 4153

Dear Ms. Simprins:

The Federal Election Commission received a complaint which indicates that the Larry Fowler 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 4153. 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.

25043694118

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

95043694119



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

December 7, 1994

Mr. Larry Fowler
4811 Chippendale Dr. #503
Sacramento, CA 95841

RE: MUR 4153

Dear Mr. Fowler:

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 4153. 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.

95043694120

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

cc: Larry Fowler
1345 Daisy Creek Road
Jacksonville, OR 97530

95043694121



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 7, 1994

Mr. Rick Woodrow
P.O. Box 458
Mt. Lake Terrace, WA 98043

RE: MUR 4153

Dear Mr. Woodrow:

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 4153. 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.

95043694122

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

95043694123

RICK WOODROW
PO BOX 458
MOUNTLAKE TERRACE, WA 98043
December 13, 1994

FEDERAL ELECTION
COMMISSION
MAIL ROOM

Dec 19 8 12 AM '94

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

RE: MUR 4153

Dear Mary;

I received your letter of December 7, 1994 regarding the above MUR today and am happy to respond with the actual facts surrounding this situation.

Mr. Clark was hired by Heritage Consulting and was assigned to the Fowler Campaign. He was hired as an independent contractor by Heritage Consulting, not the Fowler Campaign.

The debt in question was a debt owed by Heritage Consulting, not the Fowler For Congress Campaign. On the campaign's original April 15 filing, the debt was mistakenly shown as a debt owed to Tim Clark. The fact of the matter is that the debt owed to Mr. Clark was owed by Heritage Consulting. An amendment to the April 15th Report was filed after the mistake was realized and the debt was included in the total amount owed to Heritage Consulting. The debt was not, as Mr. Clark claims, removed from the campaign's records, it was simply corrected to reflect the actual place the debt was owed to, per FEC filing requirements.

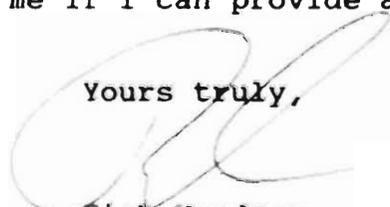
Contrary to Mr. Clark's accusations, his threatened law suit had nothing to do with the filing of the amendment to the April 15 Report. We simply corrected an earlier mistake and included the debt under the actual creditor.

In consider of future action regarding this matter, I must point out that this complaint is merely the actions of a disgruntled former independent contractor who was terminated due for cause.

I will await word from you as to the future direction of this complaint before designating legal counsel.

Please feel free to contact me if I can provide any additional assistance.

Yours truly,


Rick Woodrow

cc: Larry Fowler

95043694124

Dec 19 10 07 AM '94
RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

MAR 24 12 18 PM '95

March 14, 1995

Mr. Larry Fowler
1345 Daisy Creek Rd.
Jacksonville, OR 97530

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

re: MUR 4153

Dear Mary:

Mr. Tim Clark was never employed by me or the Larry Fowler for Congress Campaign. Mr. Clark was employed by Heritage Consulting. The letter I have enclosed from Mr. Rick Woodrow explains that point to Mr. Clark. I retained Heritage Consulting to run my campaign.

Mr. Clark filed a claim (08-15713-1 GB) with the California State Labor Commission claiming that he was my employee and that I had not paid his salary. The claim was denied by the Labor commission as it was found that he was neither my employee, nor an employee of the Larry Fowler for Congress campaign (decision document enclosed).

In August of 1994 my family and I moved to Southern Oregon as a result of a job offer. Our mail was forwarded by the U.S. Post Office and our new address and telephone number were listed in the telephone book. Mr. Clark's claim that I fled the State are both inaccurate and inflammatory. Had Mr. Clark written me at the address that he conveniently provided to you in his statement, I would have responded. However, he failed to do so.

Mr. Woodrow filed a campaign disclosure statement with the Federal Election Commission on April 15, 1994 listing Mr. Clark's salary as a campaign debt. This disclosure was an error and was subsequently amended on March 31, 1994 to reflect the correct information.

As stated, and as enclosed documents show, Mr. Clark was never an employee of me or the Larry Fowler for Congress campaign, and I respectfully request that you dismiss this complaint.

Very truly Yours,

Larry Fowler

Larry Fowler

Catherine La Barbera



State of Oregon
County of Jackson
Signed & sworn to before me
on Mar 17, 1995 by
Larry Fowler.

95043694125



PLAINTIFF - DEMANDANTE
TIMOTHY S. CLARK

DEFENDANT - DEMANDADO
LARRY FOWLER, AN INDIVIDUAL
DBA: LARRY FOWLER FOR CONGRESS

STATE CASE NO. - NO. DEL CASO DEL ESTADO
08-15713-1 GB

NOTICE OF DISMISSAL - AVISO DE DENEGACION

Table with 2 columns: English text and Spanish text. Rows describe reasons for dismissal such as 'For want of prosecution', 'For want of statutory jurisdiction', 'Due to payment of the claimed amount', etc. The 'Other' row is checked with 'xx' and states 'Named defendant was not employer of plaintiff.'

Dated - Fecha: JANUARY 25, 1995
cc: Boutros Abi-Nader, Attorney at Law
(Original - White - DLSE File. Triplicate - Green - Plaintiff.)

Terry E. Gomm
TERRY E. GOMM

Hearing Officer
Oficial de Audiencia

01-17-95

LABOR COMMISSIONER, STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
DIVISION OF LABOR STANDARDS ENFORCEMENT
2424 Arden Way, Suite 300
Sacramento, CA 95825

PLAINTIFF

TIMOTHY S. CLARK

DEFENDANT

LARRY FOWLER, AN INDIVIDUAL
DBA: LARRY FOWLER FOR CONGRESS

STATE CASE NUMBER

08-15713-1 GB

ANSWER

Defendant answers the complaint on file as follows:
AGREES:

DENIES:

(Set forth any particulars in which the complaint is inaccurate or incomplete and the facts upon which you intend to rely. Use Additional sheet if necessary.)

THE PLAINTIFF WAS NOT EMPLOYED BY LARRY FOWLER OR THE LARRY FOWLER FOR CONGRESS CAMPAIGN.

THE PLAINTIFF IS NOT OWED \$103.80 PER DAY OR \$2,250.00 PER MONTH OR ANY OTHER AMOUNT BY DEFENDANT.

THE PLAINTIFF WAS HIRED BY HERITAGE CONSULTING AND MANAGEMENT AS SET FORTH IN THE WRITING ATTACHED HERETO AS EXHIBIT A AND INCORPORATED HEREIN BY THIS REFERENCE.

Defendant certifies that the foregoing, including attachments, is true and correct to the best of his/her knowledge and belief.

Executed at SACRAMENTO COUNTY California, on January 1, 1995

Routros Abi-Nader

(Signature of person answering with title if answer is made on behalf of another person or entity)

ROUTROS ABI-NADER, Attorney for Defendant LARRY FOWLER

(Type or print your name and name of person or entity, if any, on whose behalf this form is signed)

95043694127

HERITAGE CONSULTING AND MANAGEMENT

5800 MADISON AVENUE SUITE F
SACRAMENTO, CA 95841
(916) 332-0995 FAX: (916) 332-0996

May 10, 1994

Mr. Tim Clark
12810 Fair Oaks Boulevard #229
Citrus Heights, CA 95610

Dear Tim:

Since you have chosen to expand the current situation between you and Heritage Consulting and significantly distort the truth, please be advised of the following information.

(1) As you well know, you were hired by Heritage Consulting and Management, not by the Larry Fowler For Congress Campaign. It was made clear to you when you accepted your position here that you were working for Heritage as a sub-contractor. Further more, several staff guidelines that pertained to consultants associated with Heritage Consulting were handed out during your time here and you were included in both the distribution and assignment of those guidelines. For you to say that Larry Fowler owes you any money at all is a blatant lie and an act of tremendous dishonesty on your part.

(2) You were fired from Heritage Consulting and Management for dishonesty, insubordination and incompetence. While I have kept quiet about the reasons we were forced to terminate you, our expression of goodwill has meant nothing to you and I no longer feel obligated to protect your reputation. From here on out, if asked I will give the exact and detailed reasons why you were terminated which is well documented in our files and by staff testimony. All of these reasons will be brought out in detail if we decide to pursue litigation.

(3) The amount of money you claimed is owed to you is totally erroneous and without fact. The only written information we have on file is the original proposal which was made to you at the consulting rate of \$2000 per month. The daily rate for December is \$64.52, not \$103.80 per day as claimed on your statement.

(4) Heritage Consulting and Management was never paid rent for the usage of one of our offices for the Dannemeyer campaign. The agreement was made through you and you are responsible to Heritage Consulting. Since one office was devoted primarily to the Dannemeyer Campaign, the amount of \$350 per month for two months is due to be subtracted from the final settlement with you.

(5) You have made damaging comments as to my integrity and the use of funds from Larry's campaign. We have information from four different sources with exact quotes made by you. I strongly suggest that you consider obtaining legal counsel in the near future. I am meeting with an attorney next week and will explore the legal options open to me personally in regards to your comments. In a preliminary discussion with the attorney, it appears that I have a strong case of recourse against you. If I proceed in

95043694128

in this direction I can assure you that any wages you may earn for years to come will be attached until full settlement is made.

(6) The \$892.91 claimed in your statement for mileage is totally erroneous. There was never any discussion nor agreement to pay 29 cents per mile. For the record, a number of entries made on your mileage statement are open to question and I seriously doubt the validity of the mileage claimed which is a moot point as there never was an agreement concerning mileage.

The attached statement is what Heritage Consulting and Management will agree is owed to you. Efforts will be made to pay this amount to you as quickly as possible assuming that our attorney does not advise otherwise in light of the potential litigation that may be embarked upon.

The comments you have been making are somewhat astounding. You left the job you were assigned in complete disarray, lied about work that was supposedly being done when it wasn't, cheated us in doing work for other candidates when you were supposed to be working for us and generally did far more damage than accomplishments. We are still trying to rebuild bridges that you had burned while working here. Originally I chalked all of this up to youth and immaturity but today I know better. In essence, you cheated us out of what money you have already been paid and your continued stream of lies and distortions only confirms that not only did we make the right decision in terminating your relationship with our organization but it also confirms the character flaws that many involved in our organization suspected months ago.

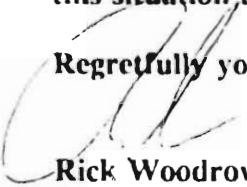
While I had hoped that all of this could have been resolved amicably, your actions and comments have made that impossible.

If you want to spread the word that Rick Woodrow or Heritage Consulting owes you money, that is your right and prerogative. However, I strongly suggest that your lies concerning Larry Fowler owing you money end immediately or I suspect that additional litigation will be started against you.

As I stated earlier, I have attempted to protect your reputation but I will no longer stand by silently while you defame my name and lie about Larry and Davie. Please be advised that each and every person who we here you have spread this false information to will receive a copy of this letter as well as a detailed explanation of your performance here.

My attorney will be in contact with you in the near future. Any future discussion may best be conducted through him. It is indeed unfortunate that it has come to this but your inability to tell the truth and enthusiasm at spreading false information has moved this situation to a different level.

Regretfully yours,


Rick Woodrow, President
Heritage Consulting and Management

95043694129

HERITAGE CONSULTING AND MANAGEMENT
STATEMENT OF CONSULTING FEES AND PAYMENTS
FOR: TIM CLARK

DECEMBER

9 DAYS AT \$64.52 PER DAY \$580.68

JANUARY

MONTHLY CONSULTING \$2000.00

FEBRUARY

MONTHLY CONSULTING \$2000.00

RECEIPTS SUBMITTED \$54.39

TOTAL FEES & RECEIPTS \$4,635.07

PAYMENTS AND CREDITS

PAYMENT JANUARY 31 \$2,250.00

RENT FOR JANUARY AND FEBRUARY \$700.00

TOTAL PAYMENTS AND CREDITS \$2,950.00

TOTAL FEES & RECEIPTS \$4,635.07

TOTAL PAYMENTS AND CREDITS \$2,950.00

TOTAL OWED \$1,685.07

95043694130

Court : LABOR COMMISSIONER, STATE OF CALIFORNIA
Case Name: CLARK VS. FOWLER
Case No. : 08-15713-1 GB

PROOF OF SERVICE

I, the undersigned, declare:
I am employed in Sacramento County, California. I am over the age of eighteen years and not a party to the within entitled action. My business address is 5510 Birdcage Street, Suite 120, Citrus Heights, California. I am employed in the office of a member of the bar of this court, at whose direction the service was made.

On January 10, 1995, I served the following:

ANSWER

by causing to be delivered as noted below:

95043694131

XX MAIL---
Placed in the United States Mail at Citrus Heights, CA

EXPRESS MAIL---
Placed in the United States Mail at Citrus Heights, CA

FEDERAL EXPRESS---
Placed in the Federal Express facility at Citrus Heights, CA

PERSONAL SERVICE---
Delivered by hand to the Addressee

Addressed as follows:

TIM CLARK
12801 FAIR OAKS BLVD., #229
CITRUS HEIGHTS, CA 95610

I declare under penalty of perjury that the foregoing is true and correct. Executed at Citrus Heights, California, on January 10, 1995.

Billie Parker

BILLIE PARKER

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

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.¹ 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

95043694132

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).

95943694133

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. 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).

95043694134

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:

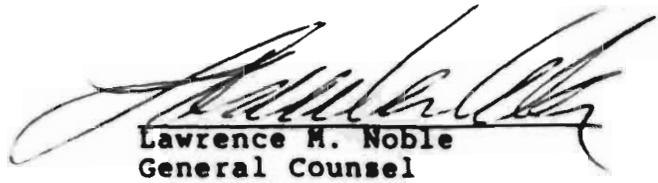
- 1) MUR 3554
- 2) MUR 3623
- 3) MUR 3988
- 4) MUR 3996
- 5) MUR 4001
- 6) MUR 4007
- 7) MUR 4008
- 8) MUR 4018
- 9) MUR 4118
- 10) MUR 4119
- 11) MUR 4120
- 12) MUR 4122
- 13) MUR 4123
- 14) MUR 4124
- 15) MUR 4125
- 16) MUR 4126
- 17) MUR 4130
- 18) MUR 4133
- 19) MUR 4134
- 20) MUR 4135
- 21) MUR 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

95043694135

- 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

95043694136

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)

95043694137

Federal Election Commission
Certification: Enforcement Priority
October 17, 1995

Page 2

- 95043694138
- 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)

Federal Election Commission
Certification: Enforcement Priority
October 17, 1995

Page 3

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

95043694139



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 23, 1995

Tim Clark
128101 Fair Oaks Blvd., #229
Citrus Heights, CA 95610

RE: MUR 4153

Dear Mr. Clark:

On December 5, 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
Central Enforcement Docket

Attachment
Narrative

95043694140

MUR 4153

LARRY FOWLER FOR CONGRESS COMMITTEE

Tim Clark filed a complaint alleging that he is owed \$3,250 by the Larry Fowler for Congress Committee and that the Committee initially disclosed the debt and then filed an amendment which omitted the debt. According to Mr. Clark, the Committee has failed to continuously report the debt.

In response to the complaint, Rick Woodrow indicates that Mr. Clark was hired by Heritage Consulting as an independent contractor and was assigned to the Fowler campaign. According to Mr. Woodrow, the debt in question was a debt owed to Mr. Clark by Heritage Consulting not by the Fowler for Congress Committee. Mr. Woodrow states that the debt was originally disclosed on the Committee's April 15, 1994 filing as a debt owed to Mr. Clark and that when the mistake was discovered, an amendment was filed. The amendment deleted the earlier entry of debt owed by the Committee to Mr. Clark and amended the debt owed by the Committee to Heritage Consulting to include the debt owed to Mr. Clark for his work on the Fowler campaign.

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

95043694141



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 23, 1995

Michele Simprins, Treasurer
Larry Fowler for Congress Committee
134 Daisy Creek Rd.
Jacksonville, OR 97530

RE: MUR 4153

Dear Ms. Simprins:

On December 7, 1994, the Federal Election Commission notified the Larry Fowler for Congress Committee and you, as treasurer, of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the Larry Fowler for Congress Committee 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 Central Enforcement Docket at (202) 219-3400.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Attachment
Narrative

95043694142

MUR 4153

LARRY FOWLER FOR CONGRESS COMMITTEE

Tim Clark filed a complaint alleging that he is owed \$3,250 by the Larry Fowler for Congress Committee and that the Committee initially disclosed the debt and then filed an amendment which omitted the debt. According to Mr. Clark, the Committee has failed to continuously report the debt.

In response to the complaint, Rick Woodrow indicates that Mr. Clark was hired by Heritage Consulting as an independent contractor and was assigned to the Fowler campaign. According to Mr. Woodrow, the debt in question was a debt owed to Mr. Clark by Heritage Consulting not by the Fowler for Congress Committee. Mr. Woodrow states that the debt was originally disclosed on the Committee's April 15, 1994 filing as a debt owed to Mr. Clark and that when the mistake was discovered, an amendment was filed. The amendment deleted the earlier entry of debt owed by the Committee to Mr. Clark and amended the debt owed by the Committee to Heritage Consulting to include the debt owed to Mr. Clark for his work on the Fowler campaign.

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

95043694143



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

October 23, 1995

Larry Fowler
1345 Daisy Creek Road
Jacksonville, OR 97530

RE: MUR 4153

Dear Mr. Fowler:

On December 7, 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 Central Enforcement Docket at (202) 219-3400.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Attachment
Narrative

95043694144

MUR 4153

LARRY FOWLER FOR CONGRESS COMMITTEE

Tim Clark filed a complaint alleging that he is owed \$3,250 by the Larry Fowler for Congress Committee and that the Committee initially disclosed the debt and then filed an amendment which omitted the debt. According to Mr. Clark, the Committee has failed to continuously report the debt.

In response to the complaint, Rick Woodrow indicates that Mr. Clark was hired by Heritage Consulting as an independent contractor and was assigned to the Fowler campaign. According to Mr. Woodrow, the debt in question was a debt owed to Mr. Clark by Heritage Consulting not by the Fowler for Congress Committee. Mr. Woodrow states that the debt was originally disclosed on the Committee's April 15, 1994 filing as a debt owed to Mr. Clark and that when the mistake was discovered, an amendment was filed. The amendment deleted the earlier entry of debt owed by the Committee to Mr. Clark and amended the debt owed by the Committee to Heritage Consulting to include the debt owed to Mr. Clark for his work on the Fowler campaign.

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

95043694145



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

October 23, 1995

Rick Woodrow
P. O. Box 458
Mt. Lake Terrace, WA 98043

RE: MUR 4153

Dear Mr. Woodrow:

On December 7, 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 Central Enforcement Docket at (202) 219-3400.

Sincerely,

Mary L. Taksar

Mary L. Taksar, Attorney
Central Enforcement Docket

Attachment
Narrative

95043694146

MUR 4153

LARRY FOWLER FOR CONGRESS COMMITTEE

Tim Clark filed a complaint alleging that he is owed \$3,250 by the Larry Fowler for Congress Committee and that the Committee initially disclosed the debt and then filed an amendment which omitted the debt. According to Mr. Clark, the Committee has failed to continuously report the debt.

In response to the complaint, Rick Woodrow indicates that Mr. Clark was hired by Heritage Consulting as an independent contractor and was assigned to the Fowler campaign. According to Mr. Woodrow, the debt in question was a debt owed to Mr. Clark by Heritage Consulting not by the Fowler for Congress Committee. Mr. Woodrow states that the debt was originally disclosed on the Committee's April 15, 1994 filing as a debt owed to Mr. Clark and that when the mistake was discovered, an amendment was filed. The amendment deleted the earlier entry of debt owed by the Committee to Mr. Clark and amended the debt owed by the Committee to Heritage Consulting to include the debt owed to Mr. Clark for his work on the Fowler campaign.

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

95043694147



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4153

DATE FILMED 11/9/95 CAMERA NO. 2

CAMERAMAN EES

95043691148