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UNITED STATES DEPARTMENT OF JUSTICE

WASHINGTON, D.C. 20530

Address Reply to the  
Division Indicated  
and Refer to Initials and Number

WTB:RAH:cic

NOV 14 1975

Mr. Stephen Schachman  
Assistant General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Mr. Schachman:

We have received your letters of October 8, 1975 and  
October 16, 1975 transmitting several complaints from various state  
organizations of the U.S. Labor Party.

After a review of the materials prepared by the party  
organizations, we have concluded that there are no violations of the  
Federal statutes pertaining to elections and political activities and  
any possible Federal criminal violations would fall under the  
jurisdiction of the Civil Rights Division. Accordingly, we have  
forwarded this information to Mr. Gerald W. Jones, Chief, Voting  
Section, Civil Rights Division for his evaluation.

Sincerely,

WALTER T. BARNES  
Acting Chief, Fraud Section  
Criminal Division

By: *Robert A. Hickey*  
ROBERT A. HICKEY  
Attorney, Fraud Section

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C.  
UNITED STATES DEPARTMENT OF JUSTICE

770400119665



U. S. DEPARTMENT OF JUSTICE

WASHINGTON, D. C. 20530

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Mr. Stephen Schachman  
Assistant General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463



CA-044-75

*file*



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

October 16, 1975

77040011968

Mr. Eliot Eisenberg  
Chairman  
Colorado Committee to Elect  
LaRouche-Evens  
1001 Meade Street  
Denver, Colorado

Dear Mr. Eisenberg:

This will acknowledge receipt of your letter dated October 3, 1975, concerning alleged violations of the Federal Election Campaign Act, as amended, by the Committee to Re-Elect Gerald Ford.

Please be advised that the Commission has reviewed your correspondence and attached addenda, and has determined that the allegations made more properly lie within the jurisdiction of the U. S. Department of Justice. Therefore, the correspondence related to this matter, including your letter, is being transmitted to the U. S. Department of Justice for appropriate action.

Any further correspondence relative to this matter should be addressed to Mr. Robert Hickey, Fraud Section, Criminal Division, Department of Justice, Washington, D.C. 20530.

Sincerely,

Gordon Andrew McKay  
Assistant Staff Director for  
Disclosure and Compliance



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DRAFT

10/14/75  
Vance/Murphy  
CA044-75

October 14, 1975

Mr. Eliot Eisenberg  
Chairman  
Colorado Committee to Elect  
LaRouche-Evans  
1001 Meade Street  
Denver, Colorado

Dear Mr. Eisenberg:

This will acknowledge receipt of your letter dated October 3, 1975, concerning alleged violations of the Federal Election Campaign Act, as amended, by the Committee to Re-Elect Gerald Ford.

Please be advised that the Commission has <sup>ATTX 480</sup> ~~perused~~ <sup>reviewed</sup> your correspondence and addenda ~~therein~~, and has determined that the allegations made ~~are not within the jurisdiction of the Federal Election Commission, but~~ more properly lie within the jurisdiction of the U.S. Department of Justice. Therefore, the correspondence related to this matter, including your letter, is being transmitted to the U.S. Department of Justice for appropriate action.

Any further <sup>ADDRESSES</sup> correspondence relative to this matter should be ~~forwarded~~ to Mr. Robert Hickey, Fraud Section, Criminal Division, Department of Justice, Washington, D.C. 20530

Sincerely,

Gordon Andrew McKay  
Assistant Staff Director  
for Disclosure and Compliance

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[DELETE]

77040011969

October 15, 1975

MEMORANDUM TO: The File  
FROM: *ds* Stephen Schachman  
SUBJECT: CA 025-75, CA 044-75, CA 045-75 & CA 047-75

On October 9, 1975 a letter was sent to the Department of Justice transmitting the above compliance actions.

Enclosed with the letter were the following:

- 77040011970
- CA 025-75 - Letter of August 1, 1975 from the New York Labor Party to the FEC.  
Letter of August 8, 1975 from the New York Labor Party to the FEC.
  - CA 044-75 - Letter of September 24, 1975 from the Colorado Committee to Elect LaRouche-Evans to the FEC.
  - CA 045-75 - Undated letter from the New Jersey Labor Party to the FEC setting out alleged violations by the Committee/Committees to Elect Gerald Ford for President.
  - CA 047-75 - Letter of October 3, 1975 from the Washington Committee to Elect LaRouche-Evans with an enclosed Incident Report of Actions by weattle Policemen to the FEC.

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

October 8, 1975

Robert Hickey, Esq.  
Fraud Section  
Criminal Division  
U.S. Department of Justice  
Washington, D. C. 20530

Dear Mr. Hickey:

Enclosed please find several complaints from various State organizations of the Labor Party which is financially supporting and actively campaigning for the candidacies of Lyndon M. LaRouche for President and Wayne Evans for Vice-President. The various complaints all contain allegations of physical harassment and specifically name the Ford Committee as a financial supporter of the harassment activity. Several of the complaints indicate that the committee has documentary evidence available should it be desired. We are transmitting this matter to you as we believe that it more properly lies within the jurisdiction of the Department of Justice as opposed to the Federal Election Commission.

If I may be of further assistance in this matter please contact me.

Sincerely yours,

*151*

Stephen Schachman  
Assistant General Counsel

Enclosures

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OFFICE OF GENERAL COUNSEL



77040011971

FEDERAL ELECTION COMMISSION

'75 SEP 29 AM 11:03

Colorado Committee to Elect LaRouche - Evans  
Complaint Against the Committee to Re-Elect Gerald Ford  
September 24, 1975

77040011972

City and County of Denver }  
STATE OF COLORADO } ss.

Signed: *Elliot Eisenberg*

Chm, Colorado Committee to  
Elect LaRouche-Evans

Subscribed and sworn to before me this 24th  
day of September, 1975.

*Walter B. ...*

Notary Public

My commission expires: 4-3-77

COLORADO  
COMMITTEE TO ELECT LAROCHE - EVANS  
1001 Meade Street, Denver, Colorado  
Elliot Eisenberg, chm.  
Lann Meyers, Treasurer.

FEDERAL ELECTION COMMISSION  
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OFFICE OF GENERAL COUNSEL

Colorado Committee to Elect LaRouche-Evans  
1001 Meade Street  
Denver, Colorado

September 24, 1975

Chairman, The Federal Election Commission  
1325 K Street N. W.  
Washington, D. C. 20463

Dear sir:

The Colorado Committee to Elect LaRouche-Evans is a committee formed to financially support the candidacies of Lyndon H. LaRouche for President of the United States and Wayne Evans for Vice-President.

This committee, has, to the best of our knowledge, acted in accordance with the Federal Election Campaign Act, Public Law 93-443. Registration and financial reports have, accordingly, been, or are being, filed with the commission.

Section 314 (a) (1) (A) of Public Law 93-443 states under "enforcement": "Any person who believes a violation of this act or of section 608, 610, 611, 612, 614, 615, 616, or 617 of Title 18 United States Code, has occurred, may file a complaint with the Commission."

Further, Section 314 (2) states: "The Commission, upon receiving any complaint under paragraph (1) (A) . . . , shall notify the person involved of such apparent violation and shall: a) report such apparent violation to the Attorney General, or, b) make an investigation of such apparent violation."

In the past several weeks, while pursuing regular campaign activities for the LaRouche-Evans campaign the following series of related incidents happened to campaign workers for the Colorado Committee to Elect LaRouche-Evans:

- 1). on August 5, 1975, at the Montbello Shopping Center, in Denver, three campaign workers were summarily ordered to leave the shopping center, although they were at the time engaged in lawful campaigning, by an off-duty Denver policeman, who was at the time employed by the shopping center management as a security guard, his name being J. L. Stewart. Our verbal complaints to the Denver Police Department brought assurances that our campaign activity was legal.
- 2). on August 13, again at the Montbello Shopping Center, this same officer Stewart arrested two campaign workers on charges of "soliciting without a license." Our complaints to the Denver Police Department resulted in the dismissal of these charges several days later, although in the meantime, \$100 in bail had been paid and a considerable amount of campaign committee time was consumed in jail and in getting these campaign workers out of jail.

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- 3). after repeated discussions with various officials in the Denver Police Department, two campaign workers returned to the Montbello Shopping Center and were met by another off-duty Denver Police officer, a W. J. Wencker, who ordered them off the shopping center property. Again, the Denver Police Department, gave the Committee assurances that our campaigning activities were legal, and that this would be communicated to the patrol officers of the department, this occurred September 4.
- 4). on September 10, two campaign workers again went to campaign at the Montbello Shopping Center, and were almost immediately arrested by Officer Wencker, on charges of "disturbing the peace." They were jailed pending payment of \$100 bail. Subsequent discussions with the Denver Police Department have resulted in no resolution of this matter.

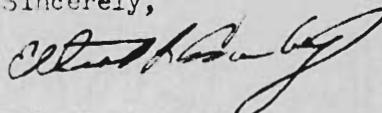
In addition to the obvious investigations needed of this, the Colorado Committee to Elect LaRouche-Evans, under Section 314 (a) (1) (A) demands an investigation of the Committee/Committees to Elect Gerald Ford For President of the United States, under Section 314 (2). The Colorado Committee to Elect LaRouche-Evans is prepared to provide evidentiary materials and assist the commission in any way in this investigation. Moreover, because the harassment has been directed by persons associated with said committee, the Colorado Committee to Elect LaRouche-Evans further charges that the Ford Committee is spending funds to support the harassment activity, which funds are not reported and so are illegally gathered and spent, and further, that the Ford Committee is using government agencies including the F.B.I. and L.E.A.A. to effect this harassment.

The Colorado Committee to Elect LaRouche-Evans is pursuing, of course, standard legal procedures in order to remedy this incident. Your immediate assistance and investigation will help the combined efforts to end this type of assault on the democratic process.

We are aware of your concern with the right of all citizens of this country, regardless of their political affiliation, to engage in legitimate electoral activity. We are also aware of your commitment to apply in a non-selective manner, the aforementioned criminal sanctions in order to assure that electoral rights are protected.

We look forward to your reply.

Sincerely,



Elliot Eisenberg,  
Chairman, Colorado Committee to Elect  
LaRouche-Evans

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