



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4435

DATE FILMED 12-24-57 CAMERA NO. 2

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RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

AUG 8 12 27 PM '96

MUR 4435

TO: Office of the General Counsel
Federal Election Commission
Washington, DC 20463

FR: Justin Stiefel
2961 Concord Lane
Anchorage, AK 99502

RE: Complaint against Georgianna Lincoln for U.S. House, Alaska (At Large District)

Dear Federal Election Commission General Counsel,

July 30, 1996

I am writing you to file a formal complaint against U.S. House candidate Georgianna Lincoln. Ms. Lincoln is running for Alaska's sole seat in the U.S. House of Representatives.

My complaint deals with Lincoln's campaign World Wide Web page: <http://www.alaska.net/~lincoln/>. It is my understanding that by election law, candidates must have a disclaimer on campaign literature. On the first page of her home page, she has "Paid for by Georgianna Lincoln for Congress." However, this disclaimer does not appear on any of the other pages within her home page. Rather, they only have "Georgianna Lincoln for Congress" at the bottom of each section. If a person were to bypass her home page to one of the sub-section pages, they would not see the FEC disclaimer as required by law.

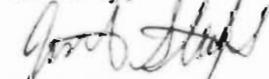
If you look further into her web page, you will also find other violations of federal campaign law. On her "Contributions" page, there is nothing concerning "Important Information for all Contributors", which would include stating "Political contributions are not deductible for income tax purposes." Also, there is no reference to the required information for those donating more than \$200 or the fact that corporate checks are prohibited by the FEC.

Lastly, you can enter a section of her web page where one can down-load and print a window sign which says "Georgianna Lincoln for U.S. Congress." The object here is for people to print the window sign and hang them in their cars or homes. The sign is an exact copy of here campaign signs, except that they do not have any disclaimers. When the public prints out the window sign, they cannot find any information relating to the origin and design of the sign.

Copies of her entire World Wide Web Page are included with this complaint. If you have any concerns or questions, please call me at (907) 248-5675.

Thank you for looking into this matter.

Sincerely,


Justin Stiefel

Sworn to and subscribed before me on
this 30th day of July, 1996.


Notary Public for the
State of Alaska
My Commission Expires: 2/17/98

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"topquotes"

"We need somebody (in Congress) who is willing to listen, someone who has an open door policy, someone who is trustworthy, someone who our young people can hold up as a role model." --Georgianna Lincoln

campaignstops...

Lincoln Takes House Campaign to the World Wide Web

State Senator Georgianna Lincoln unveils Web page, hails internet as a great tool to communicate with Alaskans.

Welcome to Georgianna Lincoln's Web Page

State Senator Georgianna Lincoln announces her bid to unseat incumbent Congressman Don Young.

Senator Georgianna Lincoln Announces her Campaign for Congress.

Issues of the campaign include: health care, welfare reform, education, transportation, meaningful jobs, decent wages, and economic development.

Georgianna's Biography

Georgianna Lincoln's roots are deep in Alaska.

\$ Contribute to the Campaign!

Incumbent's have a huge advantage when it comes to fundraising. Help us overcome Don Young's campaign warchest and make a difference by donating to the Lincoln for Congress campaign!

The Lincoln for Congress web site is under construction. Check back regularly for updates!

volunteer!

Make a difference!
Volunteer on the Lincoln for Congress campaign.
We need you!

press releases

See where Georgianna stands on the issues important to you and your family.

signs

Need a yard sign?
We'll put it up for you!
Or download a window sign for your home or car. We'll also mail you a bumpersticker or campaign pin!

campaignhq

Stop by and visit our campaign headquarters!

links

Other links of interest.

Send an email to Georgianna!

Please give us feedback on this web page.

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Paid for by Georgiana Lincoln for Congress

Graphic design by Clay Butcher

Copyright 1996

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signs volunteer campaignhq press releases quotes links

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Contributions

Dear Friend:

I am pleased and grateful that you are considering a contribution to my 1996 congressional campaign. Campaigns are expensive and every donation helps.

In order to make your contribution easy and affordable, you may want to use a credit card to make a regular, monthly contribution. By signing the enclosed form, your credit card account will be automatically charged in the amount designated for the months you choose. All charges and transactions will then be handled by the bank -- easy for you and easy for me!

Your contribution will make it possible for me to win this race and bring respect, responsibility, and results to Washington, D.C. Thanks for your generosity!

Print out this form and mail it to us or use email! Every contribution helps!

Credit Card Release Form

Name (as it appears on the card; please print) _____

Credit Card: (circle one)

Master Card

Visa

Card Number _____

Expiration Date: _____

Signature: _____

I hereby authorize the Lincoln for Congress Campaign to debit my charge account:

Amount:

\$15 \$20 \$25 \$30 \$35 \$50 Other

For the following Months:

June 1996 July 1996 August 1996 September 1996 October 1996 November 1996

Send this form to Lincoln for Congress, P.O. Box 240927, Anchorage, Alaska 99524-0927, or send a check payable to Lincoln for Congress.

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biography



Georgianna Lincoln is a six-year veteran of the Alaska State Legislature and a State Senator with a plan to represent her state in Washington, D.C. Alaskans throughout the state and from all different backgrounds have asked Senator Lincoln to safeguard Alaska's interests in the U.S. House of Representatives.

Public service to Alaskans has been the driving force behind Georgianna Lincoln's career in both the private and public arenas. Recognizing her dedication and leadership, governors have appointed her to the Alaska Equal Opportunity Commission, the Governor's Interstate Indian Council, and the Alaska Commission on Judicial Conduct. Since 1976 she has been an elected board member of Doyon, Ltd., one of the largest land owners in America.

Georgianna Lincoln has been a business manager and a community volunteer, and is a commercial fisher and the mother of two adult children.

Born in Alaska, Georgianna Lincoln was raised in Fairbanks, an urban center, and Rampart, a small Athapascan village on the Yukon River. After a tough campaign against an incumbent, she was elected to the Alaska State House of Representatives in 1990. She served 76 communities in Interior Alaska. During her two year tenure as a majority member in the House, she served as the Co-Chair of the Health, Education, and Social Services Committee and Vice-Chair of the Resources Committee. Today, Senator Georgianna Lincoln serves the largest State Senate district in America, representing 92 communities and 49 percent of the land mass of Alaska. First elected to that Senate seat in 1992, again in a tough race against a fellow House member, Senator Lincoln was reelected in 1994. As a minority member, she serves on the Resources Committee, the Transportation Committee, and represents the Senate with a seat on the Legislative Council. While in the Senate, she has served on the budget subcommittees for the Department of Natural Resources and the Department of Corrections.

The President of the Alaska State Senate appointed Senator Lincoln to the prestigious Long Range Financial Planning Commission, charged with planning for the long term health of Alaska's economy and government. She also serves on the Exxon Valdez Oil Spill Public Advisory Group, ensuring the public is involved in the plans of the Oil Spill Trustee Council. Georgianna Lincoln is a recognized leader in the Senate; her colleagues chose her to serve as Minority Whip, Chair of the Minority Caucus, and Chair of the House/Senate Bush Caucus.

Georgianna Lincoln listens to Alaskans. She knows the issues facing the state and nation today, and she knows the citizens who depend on responsive legislators to hear their concerns -- and take positive action. From fish to oil, from roads to safe communities, Senator Lincoln is known for accomplishing Alaska's objectives. She is well-positioned to challenge and defeat yet another incumbent legislator. With Lincoln in Congress, the rural/bush villages and urban communities of Alaska will finally have a voice in our nation's capital.

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

This campaign—starts today.



The Georgianna Lincoln way of doing business is to listen to both sides, listen to the facts, listen to the people and listen to my own heart and mind in resolving the issues. I'm a direct and practical person. I believe the proof is in the solution, not the headlines. How you get there is, in a great part, being a good listener and learning the art of compromise.

This campaign—starts with respect.

This campaign will not be about negative attacks nor cheap shots—at least not by me. This campaign is about wanting to do a better job, building trust and hope in government—and wanting you to be proud of the job we can do together. Today's campaigns too often look like senseless mud wrestling, when they should be sensible discussions and fair debate. I'm as tired as you of the depths to which this game of politics has sunk.

This campaign will talk about the issues. We will talk about your priorities. We will talk about fresh ideas.

I will do so with a return to common courtesy and fair play. That doesn't mean my opponent and I will have no disagreements. We will. Lots of spirited discussions. However, my debates will be limited to issues that matter for Alaskans.

This campaign—starts with responsibility.

There is much on Alaska's federal agenda. With federal cutbacks and budget downsizing, we need someone who can bring a fresh approach—we must work together to face the inevitable reductions in services. My door will always be open—I will listen and be a strong voice for all Alaskans.

Listening is a responsibility of public officials. Too often they leave little time and energy for others. Many elected officials have forgotten that government is "with" the people, not "to" the people. That is not my style. My style has been to listen...to the seniors, to the young, to the women, to the families, to the people who have placed their trust and faith in me as their spokesperson. I believe strongly in each person's right to voice an opinion and I do listen to each of you. Although I may not agree with all opinions, I respect citizen input and encourage active involvement in our democracy.

This campaign—starts with decisions made from the head and heart.

Alaska needs a person in Congress who understands that with the position comes responsibility. That safety—be it safe water, safe streets, safe schools, or safe jobs—are the critical underpinnings of our lifestyle. All Alaskans should have the opportunity to earn a living and reside safely in the rural, bush or urban Alaska of their choosing.

The issues of this campaign will be as long as my arm. Some of those are: health care, welfare reform, education, transportation, meaningful jobs, decent wages, and economic development. Futures where our children not only have options but a chance for employment, and a chance for that job to be in the same place they were raised, if they so choose.

The issues may not be as dramatic between my opponent and I as the styles we call our own. You

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deserve a representative you can be proud of ...someone whom your children will view as a role model...someone who will treat you with respect...someone who will lead Alaska into the 21st century. And that someone is Georgianna Lincoln. My approach is to work hard, honestly--and get the job done. I don't intend to add to Washington's gridlock--I intend to be a part of the real solutions.

Our campaign--the campaign for United States Congress--starts today.

Alaska needs a representative who cares less about headlines and more about hard work. More about heart and head and less about rhetoric and who gets credit.

This campaign will be about respect, responsibility, sound decisions, people's input, people's priorities.

This campaign--starts right now.

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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Welcome



My name is Georgianna Lincoln, and I want to represent you in Congress.

I will take the spirit, energy and effectiveness with which I have represented Alaska and take it to the halls of Congress in Washington D.C. on behalf of all Alaskans.

My goal is to inform all Alaskans that I mean to win this race. I intend to do so by playing fair and telling it like it is--sure in my conviction that Alaskans want less politics and more work...and with me, that's exactly what you're going to get.

This campaign-- starts with me and my conviction that we can--no, we must--do better.

Don Young has been in office for 23 years and I suggest its time to let him go. It's time for someone else who is more in tune with today's Alaska to make a positive difference. And that person is Georgianna Lincoln.

Times have changed since my opponent was first elected. Today we have a Democratic administration both in Washington and in Juneau whom I have worked with in improving life for all of us. Together, we can take on the big problems that are eating at Alaska's soul.

Having said that, let me tell you who Georgianna Lincoln is. I was born in Fairbanks on Washington's birthday and raised here in Alaska. My children were born and raised in Alaska. My grandmother, mother, sisters, and brother were born and raised in Alaska. A majority of my relatives were born and raised in Alaska. As you can see, I have a stake in the future of Alaska.

I am proud to come from a long history in Alaska...I understand our diversity and unique lifestyles. I grew up in Rampart and Fairbanks, I graduated from Lathrop High School, I attended the University of Alaska both in Fairbanks and through distance delivery. I know Alaska from the ground up, from our fishing grounds to our corporate boardrooms.

I've served on the board of directors of some of Alaska's largest businesses and supervised hundreds of employees. Though my history has been in working with people, it has more often been a story of helping people help themselves. Building trust and hope that citizens have a say and will be heard. That their voice is heard and acted upon.

This campaign will aim to do just that, and with your help, we will succeed.

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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volunteer!

Make a difference!

Volunteer on the Lincoln for Congress Campaign!

Call us at 907-279-1996 or E-mail us to find out how you can help!

Or stop by our headquarters at 2627 C Street (C and Northern Lights)

(907)279-1996 Georgianne Lincoln for Congress lincoln@alaska.net

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Lincoln Takes House Campaign to the World Wide Web

FOR IMMEDIATE RELEASE: May 30, 1996

In her bid to unseat 23-year incumbent Don Young, State Senator Georgianna Lincoln today unveiled her campaign presence on the internet's World Wide Web. The internet address for Lincoln's page is <http://www.alaska.net/~lincoln> Alaskans can also reach the campaign via e-mail at lincoln@alaska.net.

"Both as a state senator and as a candidate for U.S. Congress, I know the value of listening to Alaskans around the state. The internet provides yet another way to communicate with the people of Alaska, and address their concerns as a responsive public official," Lincoln said.

The web page features information such as press releases, speeches, volunteer opportunities, and quotes from the candidate. Visitors will also be able to request a yard sign, download a window sign, and make contributions to the campaign on-line.

Lincoln praised the use of the internet, saying "The growing use of technology in our schools, businesses, and homes is changing the way we look at the world. In a state as vast and diverse as ours, the internet provides an excellent opportunity to bring Alaskans together."

Senator Georgianna Lincoln (D-Rampart) who currently represents nearly half of Alaska in the State Senate, announced in February she would challenge 23-year incumbent Don Young for Alaska's lone seat in Congress.

Lincoln for Congress, Anchorage Office

Contact: Beth Lape, Campaign Coordinator, 279-1996

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quotes



**"We need somebody (in Congress) who is willing to listen, someone who has an open door policy, someone who is trustworthy, someone who our young people can hold up as a role model."
—Georgianna Lincoln**

(907)279-1998 Georgianna Lincoln for Congress lincoln@alaska.net

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press releases

Statewide Campaign Kickoff

From Ketchikan to the Koyukuk: Alaskans Celebrate the Lincoln Campaign Kickoff

Under construction...

(907)279-1996 Georgianne Lincoln for Congress lincoln@alaska.net

97043851495

FROM KETCHIKAN TO THE KOYUKUK: ALASKANS CELEBRATE THE LINCOLN CAMPAIGN KICKOFF

For release May 1, 1996

State Senator Georgianna Lincoln (D-Rampart) today announced her Statewide Campaign Kickoff, held on Friday April 26, was a tremendous success. "People from all corners of the state came together to start this campaign in earnest. The response was overwhelming and indicates that Alaskans are ready for a new Representative to the U.S. Congress."

Communities from the Koyukuk village of Evansville/Bettles to the thriving metropolis of Anchorage fired up their bar-b-ques and baked up a storm to celebrate the Lincoln for Congress Statewide Campaign Kickoff. The Senator's campaign speech was heard from Juneau on speakerphones throughout Alaska, as supporters at the fund-raisers called in to hear the words "We will win in November. Georgianna Lincoln will be Alaska's voice in our nation's capital."

She said, "I was able to go in person to four of the parties in Juneau and visit with many of my supporters I had never met before. I look forward to meeting Alaskans statewide when the Legislature adjourns and I can begin my travels."

Friday evening marked the first major fundraising effort by the Lincoln for Congress campaign. "This campaign is underway! The people of Alaska have asked for a positive choice on the ballot this November, and I am that person. Our campaign is about respect, responsibility and results."

Contact: Beth Lape, Campaign Coordinator, 279-1996

Paid for by Georgianna Lincoln for Congress

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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signs

Yard sign

E-mail your name and address and we'll put a sign in your yard!

Buttons and Bumperstickers

We'll mail them to you!

Window sign

Click [here](#) and download a window sign!

Feel free to [e-mail](#), call us at (907)279-1996, or stop by our [campaign headquarters](#).

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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campaignhq

Visit our campaign headquarters!

Anchorage

Fairbanks

Juneau

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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links

Democratic National Committee
Campaign96
Governor Tony Knowles
U.S. House of Representatives
The White House
Alaska State Legislature

(907)279-1996 Georgianna Lincoln for Congress lincoln@alaska.net

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FEDERAL ELECTION COMMISSION

Washington, DC 20463

August 15, 1996

Justin Stiefel
2961 Concord Lane
Anchorage, AK 99502

RE: MUR 4435

Dear Mr. Stiefel:

This letter acknowledges receipt on August 9, 1996, 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 4435. 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,

A handwritten signature in black ink, appearing to read "Colleen T. Sealander".

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure
Procedures

97043851500



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 15, 1996

Margaret E. Lape, Treasurer
Lincoln for Congress
PO Box 240927
Anchorage, AK 99524-0927

RE: MUR 4435

Dear Ms. Lape:

The Federal Election Commission received a complaint which indicates that Lincoln 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 4435. Please refer to this number in all future correspondence.

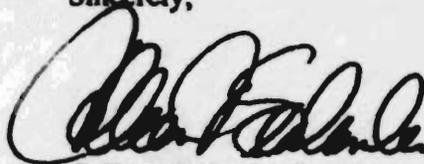
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements 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 a member of the Central Enforcement Docket at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

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

27043851502



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 15, 1996

Georgianna Lincoln
4th Avenue
Rampart, AK 99767

RE: MUR 4435

Dear Ms. Lincoln:

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 4435. 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 a member of the Central Enforcement Docket at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,

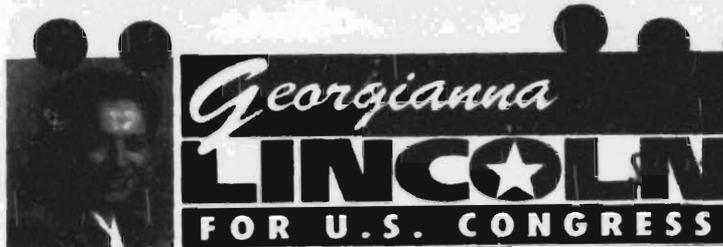


Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosures

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

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Federal Election Commission
999 E. Street, N.W.
Washington, D. C. 20463

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RECEIVED
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COMMISSION
OFFICE OF GENERAL
COUNSEL

RE: Complaint **MUR 4435** filed by Justin Stiefel July 30, 1996

DATE: August 22, 1996

The above complaint states that the Lincoln campaign is in violation of election law because there is only one disclaimer on our Web Page. Upon having examined the Campaign Guide and the Code of Federal Regulations again, I find no reference to Web Pages. I have surmised that the rules on page 22 of the Campaign Guide under Item 2. Advertising is applicable to this situation. That rule states that "....advertising to solicit contributions....must display an authorization notice." 110.11(a).

The Guide continues to say that if a solicitation is made which contains several items, "the notice need appear on one item only". 110.11(a)(2). Since a Web Page is similar to a multi-page publication, I submit this rule is applicable and the disclaimer need only appear once in the document.

Since the complaint above did not make any specific references to the Code, I searched the Code and Guide attempting to find the rule referred to by the complainant. I have found no such rules. Regarding the alleged failure to state "Political contributions are not deductible for income tax purposes", etc. I could also find no reference in the code or guide.

Based upon the fact that the alleged violations are not supported by law, I request the complaint be dismissed for lack of merit.

I appreciate the time and effort you make to maintain equity in the election process.

Yours Truly,

Georgianna Lincoln

Subscribed and sworn to before me this 29th day of August, 1996.

Notary Public for the State of Alaska
Third Judicial District
My Commission Expires: 3/12/97

Anchorage Headquarters: 2627 C Street • Anchorage, AK • (907) 279-1996

P.O. Box 240927 • Anchorage, Alaska 99524-0927 • <http://www.alaska.net/~lincoln> • e-mail: lincoln@alaska.net

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
)
)

ENFORCEMENT PRIORITY

SENSITIVE

RECEIVED
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GENERAL COUNSEL'S REPORT

I. INTRODUCTION.

The cases listed below have been identified as either stale or of low priority based upon evaluation under the Enforcement Priority System (EPS). This report is submitted to recommend that the Commission no longer pursue these cases.

This is the first Enforcement Priority Report that reflects the impact of the 1996 election cycle cases on the Commission's enforcement workload. We have identified cases that are stale which are recommended for dismissal at this time. This is the highest number of cases identified as stale in a single report, and the highest number of stale cases recommended for closure at one time, since the inception of EPS in 1993.

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II. CASES RECOMMENDED FOR CLOSURE.

A. Cases Not Warranting Further Action Relative to Other Cases Pending Before the Commission

EPS was created to identify pending cases which, due to the lower priority of the issues raised in the matters relative to others presently pending before the Commission, do not warrant further expenditure of resources. Central Enforcement Docket (CED) evaluates each incoming matter using Commission-approved criteria, resulting in a numerical rating for each case.

Closing such cases permits the Commission to focus its limited resources on more important cases presently pending before it. Based upon this review, we have identified cases that do not warrant further action relative to other pending matters.³ Attachment I to this report contains summaries of each case, the EPS rating, and the factors leading to assignment of a low priority and recommendation not to further pursue the matter.

B. Stale Cases

Effective enforcement relies upon the timely pursuit of complaints and referrals to ensure compliance with the law. Investigations concerning activity more remote in time usually require a greater commitment of resources, primarily due to the fact that the evidence of such activity becomes more difficult to develop as it ages. Focusing investigative efforts on more recent and more significant activity also has a more positive effect on the electoral process and the regulated community. In recognition of this fact, EPS provides us with the

³ These cases are:

RAD 97L-10 (*Citizens for Randy Borow*); RAD 97L-16 (*Republican State Central Committee of South Dakota*); Pre-MUR 347 (*Producers Lloyds Insurance Company*); Pre-MUR 348 (*Peoples National Bank of Commerce*); Pre-MUR 349 (*Trump Plaza*); Pre-MUR 350 (*Citibank, N.A.*); Pre-MUR 355 (*Feingold Senate Committee*); MUR 4494 (*Georgianna Lincoln*);

MUR 4586 (*Friends of Zach Wamp*); MUR 4590 (*Oklahoma Education Association*); MUR 4600 (*San Diego Police Officers Assoc.*); MUR 4612 (*Teresa Doggett for Congress*); MUR 4615 (*Catholic Democrats for Christian Values*); MUR 4616 (*American Legislative Exchange Council*); MUR 4620 (*Eastern Connecticut Chamber of Commerce*); MUR 4622 (*Telles for Mayor*); MUR 4628 (*Gutknecht for Congress*); MUR 4629 (*Janice Schakowsky*); MUR 4636 (*IBEW Local 505*); MUR 4637 (*Dettman for Congress*); MUR 4639 (*Larson for Congress*); MUR 4641 (*Becker for Congress*); MUR 4644 (*Detroit City Council*); MUR 4651 (*Mike Ryan*); MUR 4653 (*Pritzker for Congress*); MUR 4656 (*H. Carroll for Congress*); and MUR 4657 (*Buchanan for President*).

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means to identify those cases which, though earning a higher rating when received, remained unassigned for a significant period due to a lack of staff resources for effective investigation. The utility of commencing an investigation declines as these cases age, until they reach a point when activation of a case would not be an efficient use of the Commission's resources.

We have identified cases that have remained on the Central Enforcement Docket for a sufficient period of time to render them stale. We are recommending the closure of cases based on staleness.⁶

* These cases are: MUR 4283 (*Chenoweth for Congress*); MUR 4341 (*Juan Soliz for Congress*); MUR 4402 (*U.S. Representative Helen Chenoweth*); MUR 4435 (*Lincoln for Congress*); MUR 4439 (*UAW*); MUR 4442 (*Lipinski for Congress*); MUR 4444 (*Roberts for Congress*); MUR 4445 (*Randy Tate for Congress*); MUR 4446 (*Clinton/Gore '96 Primary*); MUR 4447 (*Random House, Inc.*); MUR 4449 (*Clinton Administration*); MUR 4453 (*Mike Ward for Congress*); MUR 4454 (*Ralph Nader*); MUR 4459 (*Clinton/Gore '96*); MUR 4474 (*Salvi for Senate*); MUR 4477 (*BBDO-New York*); MUR 4481 (*Diamond Bar Caucus*); MUR 4485 (*Perot '92 Petition Committee*); MUR 4486 (*Buenda for Congress*); MUR 4495 (*Pennsylvania PACE for Federal Elections*); MUR 4496 (*Norwood for Congress*); MUR 4497 (*Pease for Congress*); MUR 4510 (*Stabenow for Congress*); MUR 4511 (*Bob Coffin for Congress*); MUR 4514 (*Friends for Franks*); MUR 4515 (*Clinton Investigative Commission*); MUR 4521 (*WYMA 630 AM*); MUR 4525 (*Senator Larry Pressler*); MUR 4527 (*Brennan for Senate*); MUR 4536 (*Signature Properties, Inc.*); MUR 4540 (*Tim Johnson for SD*); MUR 4542 (*Dan Frisa for Congress*); MUR 4552 (*Charles W. Norwood*); MUR 4554 (*John Byron for Congress*); MUR 4556 (*Jim Wiggins for Congress*); MUR 4561 (*Jay Hoffman for Congress*); MUR 4564 (*National Republican Congressional Committee*); MUR 4567 (*DNC Services Corp.*); MUR 4569 (*McGovern Committee*); RAD 96L-11 (*New York Republican County Committee*); Pre-MUR 343 (*NRSC*); and Pre-MUR 312 (*Joseph Demio*). The Demio case involves fundraising related to former Congresswoman Mary Rose Oaker's 1992 congressional campaign. It was held as a courtesy to the Department of Justice pending resolution of a parallel criminal matter in the District Court for the District of Columbia. Mr. Demio recently entered into a plea agreement with the Department of Justice (on which we were not consulted) in which he agreed, among other things, to waive the statute of limitations regarding civil violations of the FECA. Considering the age of the case and activity, the fact that DOJ has not formally referred this matter to us, and the Commission's continuing resource constraints, dismissal is the appropriate disposition of this matter.

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We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective November 17, 1997. Closing these cases as of this date will permit CED and the Legal Review Team the necessary time to prepare closing letters and case files for the public record.

III. RECOMMENDATIONS.

A. Decline to open a MUR, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

RAD 96L-11
RAD 97L-10
RAD 97L-16

Pre-MUR 312
Pre-MUR 343
Pre-MUR 347
Pre-MUR 348

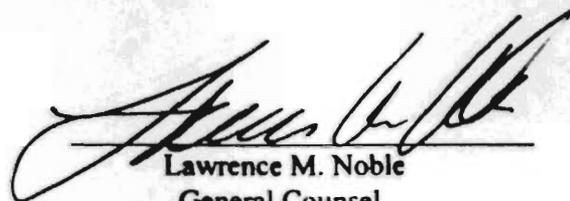
Pre-MUR 349
Pre-MUR 350
Pre-MUR 355

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B. Take no action, close the file effective November 17, 1997, and approve the appropriate letters in the following matters:

- | | | |
|----------|----------|----------|
| MUR 4283 | MUR 4495 | MUR 4569 |
| MUR 4341 | MUR 4496 | MUR 4586 |
| MUR 4402 | MUR 4497 | MUR 4590 |
| MUR 4435 | MUR 4510 | MUR 4600 |
| MUR 4439 | MUR 4511 | MUR 4612 |
| MUR 4442 | MUR 4514 | MUR 4615 |
| MUR 4444 | MUR 4515 | MUR 4616 |
| MUR 4445 | | MUR 4620 |
| MUR 4446 | MUR 4521 | MUR 4622 |
| MUR 4447 | MUR 4525 | MUR 4628 |
| MUR 4449 | MUR 4527 | MUR 4629 |
| MUR 4453 | MUR 4536 | MUR 4636 |
| MUR 4454 | MUR 4540 | MUR 4637 |
| MUR 4459 | MUR 4542 | MUR 4639 |
| MUR 4474 | MUR 4552 | MUR 4641 |
| MUR 4477 | MUR 4554 | MUR 4644 |
| MUR 4481 | MUR 4556 | MUR 4651 |
| MUR 4485 | MUR 4561 | MUR 4653 |
| MUR 4486 | | MUR 4656 |
| | MUR 4564 | MUR 4657 |
| MUR 4494 | MUR 4567 | |

11/7/97
Date


Lawrence M. Noble
General Counsel

Attachment
Tier 3 Case Summaries

97043851510

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Enforcement Priority) Agenda Document No. X97-77

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on December 2, 1997, do hereby certify that the Commission took the following actions with respect to Agenda Document No. X97-77:

1. Decided by a vote of 5-0 to

A. Decline to open a MUR, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | |
|----------------|-----------------|
| 1. RAD 96L-11 | 7. Pre-MUR 347 |
| | 8. Pre-MUR 348 |
| 3. RAD 97L-10 | 9. Pre-MUR 349 |
| 4. RAD 97L-16 | 10. Pre-MUR 350 |
| 5. Pre-MUR 312 | 11. Pre-MUR 355 |
| 6. Pre-MUR 343 | |

B. Take no action, close the file effective December 15, 1997, and approve the appropriate letters in the following matters:

- | | |
|-------------|--------------|
| 1. MUR 4283 | 6. MUR 4442 |
| 2. MUR 4341 | 7. MUR 4444 |
| 3. MUR 4402 | 8. MUR 4445 |
| 4. MUR 4435 | 9. MUR 4446 |
| 5. MUR 4439 | 10. MUR 4447 |

(continued)

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Federal Election Commission
Certification: Agenda Document
No. X97-77
December 2, 1997

Page 2

- | | | | |
|-----|----------|-----|----------|
| 11. | MUR 4449 | 36. | MUR 4556 |
| 12. | MUR 4453 | 37. | MUR 4561 |
| 13. | MUR 4454 | 38. | MUR 4564 |
| 14. | MUR 4459 | 39. | MUR 4567 |
| 15. | MUR 4474 | 40. | MUR 4569 |
| 16. | MUR 4477 | 41. | MUR 4586 |
| 17. | MUR 4481 | 42. | MUR 4590 |
| 18. | MUR 4485 | 43. | MUR 4600 |
| 19. | MUR 4486 | 44. | MUR 4612 |
| 20. | MUR 4494 | 45. | MUR 4615 |
| 21. | MUR 4495 | 46. | MUR 4616 |
| 22. | MUR 4496 | 47. | MUR 4620 |
| 23. | MUR 4497 | 48. | MUR 4622 |
| 24. | MUR 4510 | 49. | MUR 4628 |
| 25. | MUR 4511 | 50. | MUR 4629 |
| 26. | MUR 4514 | 51. | MUR 4636 |
| 27. | MUR 4515 | 52. | MUR 4637 |
| 28. | MUR 4521 | 53. | MUR 4639 |
| 29. | MUR 4525 | 54. | MUR 4641 |
| 30. | MUR 4527 | 55. | MUR 4644 |
| 31. | MUR 4536 | 56. | MUR 4651 |
| 32. | MUR 4540 | 57. | MUR 4653 |
| 33. | MUR 4542 | 58. | MUR 4656 |
| 34. | MUR 4552 | 59. | MUR 4657 |
| 35. | MUR 4554 | | |

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

Attest:

12-4-97
Date

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

27043851512



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Justin Stiefel
2961 Concord Lane
Anchorage, AK 99502

RE: MUR 4435

Dear Mr. Stiefel:

On August 9, 1996, 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 exercised its prosecutorial discretion to take no action in the matter. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997. 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. § 437(g)(a)(8).

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

97043851513



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

Carolyn Covington, Treasurer
Lincoln for Congress
HC04 Box 9340
Palmer, AK 99645

RE: MUR 4435

Dear Ms. Covington:

On August 15, 1996, the Federal Election Commission notified Margaret Lape, former 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 exercised its prosecutorial discretion to take no action against Lincoln for Congress and you, as treasurer. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

27043851514



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 15, 1997

Georgianna Lincoln
4th Avenue
Rampart, AK 99767

RE: MUR 4435

Dear Ms. Lincoln:

On August 15, 1996, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission exercised its prosecutorial discretion to take no action against you. This case was evaluated objectively relative to other matters on the Commission's docket. In light of the information on the record, the relative significance of the case, and the amount of time that has elapsed, the Commission determined to close its file in this matter on December 15, 1997.

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 Jennifer H. Boyt on our toll-free number, (800)-424-9530. Our local number is (202) 219-3690.

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Tierley".

F. Andrew Tierley
Supervisory Attorney
Central Enforcement Docket

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4435

DATE FILMED 12-24-67 CAMERA NO. 2

CAMERAMAN JMU

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