



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4475

DATE FILMED 6-19-97 CAMERA NO. 1

CAMERAMAN JMN

97043821023



Democratic Senatorial Campaign Committee

430 South Capitol Street, S.E., Washington, D.C. 20003 • (202) 224-2447

Internet: info@dacc.org

September 20, 1996

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Program Chairs

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David Pryor, AR

Carol Moseley-Braun, IL

Patty Murray, WA

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Lawrence M. Noble, Esq.
General Counsel
Federal Elections Commission
999 E. Street, N.W.
Washington, DC 20463

MUR 4475

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
SEP 20 2 16 PM '96

Re: Complaint Against Salvi for Senate and Manpower Temporaries

Dear Mr. Noble:

This letter constitutes a complaint against Al Salvi, candidate for the U.S. Senate, the Salvi for Senate Committee, Manpower Temporaries Inc. and Jack Vilberg of Manpower Temporaries Inc. (collectively "Respondents") alleging violations of the Federal Election Campaign Act of 1971, as amended ("FECA" or the "Act") 2 U.S.C. §§ 431 et seq. and related regulations of the Federal Elections Commission ("FEC" or the "Commission"), 11 C.F.R. §§ 100.1 et seq.

In August of 1996, Jack Vilberg of Manpower Temporaries Inc. in Peoria, Illinois, sent out a bulk mailing addressed to "Peoria Republican" (Vilberg letter of August, 1996).^{*} This mailing concerns the campaign of Al Salvi, the Republican candidate for U.S. Senate in Illinois, and strongly advocates support for the campaign. The mailing includes a return envelope and states, "I am asking that you make use of the return envelope I have enclosed and send in a good sized campaign contribution made out to 'Al Salvi for U.S. Senate'." Vilberg also states in the letter, "I sent my check for \$300 last week. Whatever you can contribute, please do what you can." There is no disclaimer on the letter stating who financed the mailing or if it was authorized by the Salvi campaign.

The return envelope in the mailing is stamped with the address "Salvi for Senate, 735 Main Street, Peoria, IL". However, it appears there is no Salvi campaign office in Peoria. The address on the return envelope is actually the address of Manpower Temporaries in Peoria.

The Code of Federal Regulations was recently amended to address

^{*} A copy of the cited letter is attached.

September 20, 1996
Page 2

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

SEP 20 2 18 PM '96

solicitations such as Vilberg's letter. The regulations specifically prohibit "facilitating the making of contributions". 11 C.F.R. § 114(f). "Corporations and labor organizations are prohibited from facilitating the making of contributions to candidates or political committees, other than to the separate segregated funds of the corporations and labor organizations." 11 C.F.R. § 114(f)(1). The regulations go on to define facilitation as the use of corporate resources or facilities to aid fundraising activities for any federal election, not including goods or services provided in the corporation's ordinary course of business as a commercial vendor. 11 C.F.R. § 114(f)(1).

The regulations list examples of activities specifically prohibited by 11 C.F.R. § 114.2. One of the examples of prohibited activity is

[p]roviding materials for the purpose of transmitting or delivering contributions, such as stamps, envelopes addressed to a candidate or political committee other than the corporation's or labor organization's separate segregated fund, or other similar items which would assist in transmitting or delivering contributions...

11 C.F.R. § 114.2(f)(2)(ii). The regulations also prohibit the use of corporate facilities or supplies in support of a candidate, including the corporate stationery used to send the letters, the envelopes and stamps provided by Manpower Temporaries and the stamped return envelopes enclosed in the mailing from Manpower in their solicitation for Salvi's Senate campaign. This prohibition would also include the mailing list used by Vilberg for this solicitation. Prohibited facilitation may be avoided if the corporation is reimbursed in advance for the use of their facilities. There is, however, no evidence that such reimbursement has occurred in this case.

The regulations also address the concern that corporate employees may be directed to carry out fundraising activities as part of their work responsibilities. Here, corporate employees may have assisted in the production and distribution of the mailing and in the processing of contributions returned to Manpower. Again, this type of activity is recognized as prohibited facilitation unless the corporation receives advance payment for the fair market value of such services. 11 C.F.R. § 114.2(f)(2)(i)(A).

Another problem with Vilberg's communication is the lack of a disclaimer. According to the regulations, whenever a person finances a communication advocating the election or defeat of a candidate or solicits a contribution, a disclaimer must appear on the communication to give notice of

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the identity of the sponsor. 11 C.F.R. § 110.11(a)(1). The disclaimer must state who funded the communication and whether the communication was authorized by the candidate or committee. Vilberg's solicitation letter fails to provide a disclaimer stating who funded the mailing and whether it was authorized by the Salvi campaign.

The Commission's regulations additionally state that "[a]ll written solicitations for contributions include a clear request for the contributor's full name, mailing address, occupation and name of employer..." 11 C.F.R. § 104.7(b)(1). The regulation also requires a statement concerning federal reporting law be included in the communication: "Federal law requires political committees to report the name, mailing address, occupation and name of employer for each individual whose contributions aggregate in excess of \$200 in a calendar year." 11 C.F.R. § 104.7(b)(1). In this case, Vilberg did not request any information from the contributors, nor did he include the statement on federal law. While this regulation has been challenged in court, the Salvi campaign must nonetheless demonstrate that they have used "best efforts" to collect this information.

The issue of earmarking is also raised by this solicitation letter. The regulations define earmarking as any designation resulting in a contribution being made to a clearly identified candidate or candidate's authorized committee. 11 C.F.R. § 110.6(b). "All contributions by a person made...to a candidate, including contributions which are in any way earmarked...or directed to the candidate through an intermediary or conduit, are contributions from the person to the candidate." 11 C.F.R. § 110.6(a). It is clear that the funds Vilberg solicited on behalf of Salvi were earmarked for Salvi's campaign: the letter asked that the checks be made payable to Salvi's campaign. The funds were then to be returned to Manpower's address, with the corporation apparently serving as a conduit for the Salvi campaign.

Corporations are expressly prohibited from making contributions in federal elections. 11 C.F.R. § 104.2(a). Section 110.6(b)(2)(ii) states that anyone prohibited from making contributions for a federal office shall be prohibited from acting as a conduit for contributions made to candidates or

* In addition, the letter failed to include an IRS disclaimer stating that contributions to political organizations are not deductible as charitable contributions for income tax purposes, as stated in the Internal Revenue Code § 6113(a). A copy of this complaint has been forwarded to the Internal Revenue Service.

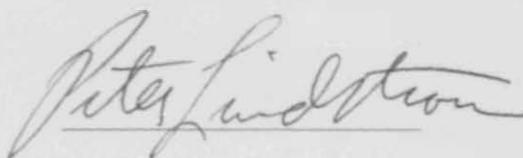
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their committees. If Vilberg's company was soliciting funds for Salvi's campaign, the earmarked funds could not be used because a corporation is not allowed to act as a conduit to a political campaign.

Vilberg may attempt to argue that he was soliciting funds through Manpower's federal separate segregated fund, which would then forward the contributions to Salvi's campaign. If this is the case, the contributions must be treated as contributions both by the original contributor and the separate segregated fund. Salvi could not have accepted more than \$5,000, assuming: a) Manpower has a federal PAC and b) that the PAC has qualified as a multicandidate committee. Otherwise, the Salvi campaign could accept no more than \$1,000 earmarked through the PAC. Further, if the contributions were not reported as both by and to the segregated fund, the solicitation would be considered prohibited facilitation. 11 C.F.R. § 114.2(f)(2)(iii). Also, the Salvi campaign had a disclosure obligation with respect to the earmarked contributions.

All of the actions previously described--the use of corporate stationary, the furnishing of stamps and envelopes, the lack of a disclaimer, the earmarking--are specifically prohibited by this Commission's regulations. Accordingly, the Commission should conduct an immediate investigation to determine the scope of these violations. Based on the investigation, the undersigned asks the Commission to impose a substantial civil penalty and seeks an immediate injunction against further illegal solicitations and the use of contributions previously obtained by prohibited means.

Very truly yours,



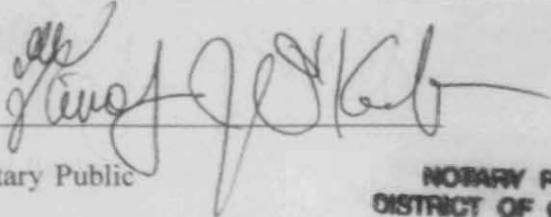
Peter Lindstrom
Research Director
Democratic Senatorial Campaign Committee
430 South Capitol Street SE
Washington, DC
(202) 224-2447

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September 20, 1996
Page 5

DISTRICT
STATE OF COLUMBIA)
CITY
County of WASHINGTON)

SUBSCRIBED AND SWORN to before me this 20th day of Sept, 1996.



Notary Public

NOTARY PUBLIC
DISTRICT OF COLUMBIA

My Commission Expires:

MY COMMISSION EXPIRES JANUARY 31, 1999

97043821028





MANPOWER
TEMPORARY SERVICES

August, 1996

Dear Peoria Republican:

Wouldn't it be nice to have a Senator from Illinois who actually represents you and your points of view?

We haven't had any REPUBLICAN representation since Charles Percy left the Senate and, frankly, I think it's critical that we change the direction of our U.S. Senate.

All we've had and, by the looks of it, all we will get in the future, if the Democrats continue to get elected, is more and more Federal spending and bigger bureaucracy and government. And this is in spite of the fact that we have a 5 trillion dollar debt.

This doesn't have to be!

We finally have a great candidate in the name of Al Salvi. Al ran against a party-supported candidate in the primary and won. I don't know if you realize how amazing that feat was, but the truth is, Al Salvi is a very focused Republican and a very effective campaigner. When a true conservative can accomplish what he did, then it's time to organize behind him and get him elected.

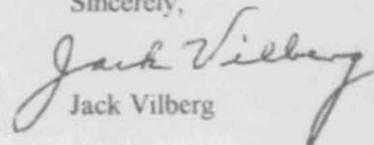
I am asking that you make use of the return envelope I have enclosed and send in a good sized campaign contribution made out to "Al Salvi for U.S. Senate". We, as good citizens, must get behind the sharp candidates when they show promise and when their heads and hearts are positioned correctly.

Al's Democratic opponent is Dick Durbin. He is well known and has been a Congressman for some time. He has a terrible record when it comes to shepherding our tax dollars, a true liberal. In other words, he has never once rejected the big spending proposals of the Left.

Please make your decision now and take the action required. As November approaches, you will see millions spent for TV ads. Al Salvi knows how to win, and if enough of us come to his aid, we can have a Senator who has the right values and the conservative philosophy that will represent us for the next six, and maybe twelve years.

I sent my check for \$300 last week. Whatever you can contribute, please do what you can. We will be eternally grateful - You will have a good U.S. Senator.

Sincerely,


Jack Vilberg

735 Main Street • Peoria, Illinois 61602 • (309) 674-4163 • Fax (309) 673-0940
810 W. Springfield Avenue • Champaign, Illinois 61820 • (217) 352-7875 • Fax (217) 355-0066
1324 E. Empire Street • Bloomington, Illinois 61701 • (309) 663-1324 • Fax (309) 662-0314
132 N. Garrard Street • Rantoul, Illinois 61866 • (217) 893-0146 • Fax (217) 893-0061
901 Charleston Avenue • Mattoon, Illinois 61938 • (217) 235-1441 • Fax (217) 235-1443

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9 7 0 4 3 8 2 1 0 3 C

MANPOWER

TEMPORARY SERVICES

735 MAIN STREET • PEORIA, ILLINOIS 61602



BULK RATE
U.S. Postage
PAID
Peoria, IL
Permit No. 765

THE HOWARD RESIDENCE
OR CURRENT RESIDENT
308 W ASPEN WAY
PEORIA IL 61614-2176

61614-2176 29



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AL SALVI FOR U.S. SENATE
735 MAIN STREET
PEORIA, ILLINOIS 61602



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 27, 1996

Peter Lindstrom, Research Director
Democratic Senatorial Campaign Committee
430 South Capitol Street, S.E.
Washington, D.C. 20003

RE: MUR 4475

Dear Mr. Lindstrom:

This letter acknowledges receipt on September 20, 1996, of the complaint you filled 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.

Your letter seeks injunctive relief to prevent the respondent from continuing to engage in the allegedly improper activity. 2 U.S.C. § 437g(a)(6) provides that the Commission may seek such relief at the end of the administrative enforcement process. Accordingly, the Commission will not grant your request for injunctive relief at this time.

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 4475. 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,

Colleen T. Sealander, Attorney
Central Enforcement Docket

Enclosure
Procedures

97043821032



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 27, 1996

Jack Vilberg
Manpower Temporary Services, Inc.
735 Main Street
Peoria, IL 61602

RE: MUR 4475

Dear Mr. Vilberg:

The Federal Election Commission received a complaint which indicates that Manpower Temporary Services, Inc., and 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 4475. 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 Manpower Temporary Services, Inc., and 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.

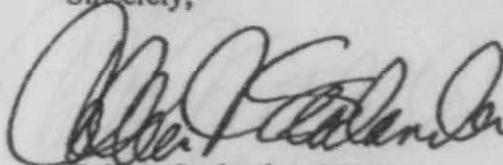
The complainant seeks injunctive relief to prevent Manpower Temporary Services, Inc., and you from continuing to engage in the allegedly improper activity. 2 U.S.C. § 437g(a)(6) provides that the Commission may seek such relief at the end of the administrative enforcement process. Accordingly, the Commission will not grant the complainant's request for injunctive relief at this time. The Commission will proceed with the processing of the remainder of the complaint pursuant to 2 U.S.C. § 437g(a).

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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.

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen Sealander, Attorney
Central Enforcement Docket

Enclosures

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

97043821034



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 27, 1996

Dana M. Grigoroff, Treasurer
Al Salvi for U.S. Senate
800 E. Northwest Highway
Suite 220
P.O. Box 94103
Palatine, IL 60067

RE: MUR 4475

Dear Ms. Grigoroff:

The Federal Election Commission received a complaint which indicates that Al Salvi for U.S. Senate 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 4475. 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 Al Salvi for U.S. Senate 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.

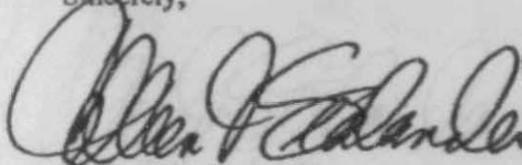
The complainant seeks injunctive relief to prevent Al Salvi for U.S. Senate and you, as treasurer, from continuing to engage in the allegedly improper activity. 2 U.S.C. § 437g(a)(6) provides that the Commission may seek such relief at the end of the administrative enforcement process. Accordingly, the Commission will not grant the complainant's request for injunctive relief at this time. The Commission will proceed with the processing of the remainder of the complaint pursuant to 2 U.S.C. § 437g(a).

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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.

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen Sealander, Attorney
Central Enforcement Docket

Enclosures

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

97043821036



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 27, 1996

Al Salvi
24558 West Lake Fairfield Lane
Mundelein, IL 60084

RE: MUR 4475

Dear Mr. Salvi:

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 4475. 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.

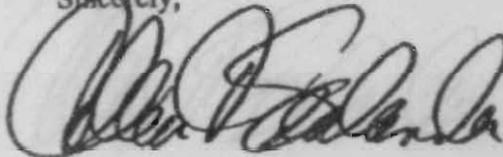
The complainant seeks injunctive relief to prevent you from continuing to engage in the allegedly improper activity. 2 U.S.C. § 437g(a)(6) provides that the Commission may seek such relief at the end of the administrative enforcement process. Accordingly, the Commission will not grant the complainant's request for injunctive relief at this time. The Commission will proceed with the processing of the remainder of the complaint pursuant to 2 U.S.C. § 437g(a).

97043821037

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.

If you have any questions, please contact Erik Morrison at (202) 219-3400. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



Colleen Sealander, Attorney
Central Enforcement Docket

Enclosures

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

97043821038



MANPOWER
TEMPORARY SERVICES

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL
OCT 11 12 56 PM '96

October 6, 1996

Lawrence M. Noble
General Counsel
Federal Elections Commission
999 E. Street, N.W.
Washington, DC 20463

MUR 4475

Dear Mr. Noble:

I just returned from a three-week vacation and was surprised to learn that I had been cited for violation of Federal Election laws in my support of Al Salvi, the Republican candidate for the U. S. Senate in Illinois.

I must admit I was unaware of laws against using my company stationery for such purposes. In the past I have solicited for the Salvation Army, the Boy Scouts, and various Kiwanis projects and never thought a thing about it. In some cases, I even used my office address for any responses I was lucky enough to generate.

Let me describe my actions as I was aware that I should not force my staff to involve themselves in a campaign, especially if they had no intention of personally supporting the individual.

I typed the letter myself, just as I am doing now. I had the letters run off and paid for them myself. I purchased the address labels from the Peoria County Republican Headquarters in Peoria and paid for them with my personal check. I borrowed the Bulk Mail stamp from the same people and stamped my Manpower envelopes myself. As I recall, I applied the address labels (1353) in no time at all in just one evening.

When I was sorting the Zip Codes, I called the Post Office and got the amount of postage I was going to need which amounted to \$258.42. I paid this amount directly to the Postal Service using my own personal check.

I'm enclosing the list of responders which have been heard from as of this date and the checks totaled \$895. They had pay the postage as I had not supplied a stamped return envelope, just a pre-addressed one.

I'm sorry for not checking into the applicable laws. I now know that using company stationery is improper and I will not repeat such action again. I hereby request that my stupidity be forgiven, especially since I acted on my own, had no formal connection with Al Salvi, and just forwarded the checks to the Chicago campaign office of Al Salvi. Thank you for hearing me out. Please advise me of your conclusions.

735 Main Street • Peoria, Illinois 61602 • (309) 674-4163 • Fax (309) 673-0940
810 W. Springfield Avenue • Champaign, Illinois 61820 • (217) 352-7875 • Fax (217) 355-0066
1324 E. Empire Street • Bloomington, Illinois 61701 • (309) 663-1324 • Fax (309) 662-0314
132 N. Garrard Street • Rantoul, Illinois 61866 • (217) 893-0146 • Fax (217) 893-0061
901 Charleston Avenue • Mattoon, Illinois 61938 • (217) 235-1441 • Fax (217) 235-1443

Jack Villy

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97043821040

TAX DEDUCTIBLE IFP

6627

JOHN E. OR BEVERLY VILBERG 9-75

8-17 96 70-1711
550936654

Peoria Co. Republican Party

Thirty three and 90/100

BAL FOR'D	
THIS PAYMENT	<i>3390</i>
BALANCE	
OTHER	
BAL FOR'D	

Commerce Bank
418 MAIN STREET, PEORIA, ILLINOIS 61602

Count on Commerce 6629

JOHN E. OR BEVERLY VILBERG 9-75

8-20 96 70-1711
550936654

PAY TO THE ORDER OF *U. S. Postal Service* \$ *25842*

Two hundred fifty eight and 42/100 DOLLARS

424300595 25 0000000000 08-22-96

Commerce Bank
418 MAIN STREET, PEORIA, ILLINOIS 61602

MEMO *BMEU 765* *John E. Vilberg*



Salvi for Senate
P O Box 118153
Chicago, IL 60611

MANPOWER
TEMPORARY SERVICES

Sep-ember, 1996

The following have responded to my mailing in support of Al Salvi:

- | | | |
|-----------------------|------------------------|------------------|
| John A. Callahan | 5901 N Knoxville | Peoria, IL 61614 |
| M/M Harold Clark | 119 E Coventry Lane | Peoria, IL 61614 |
| M/M Cletis Foley | 1425 Rock Island Ave | Peoria, IL 61603 |
| M/M J Michael Fortune | 324 Aspen Way | Peoria, IL 61614 |
| John A Immel | 6927 Skyline Dr | Peoria, IL 61614 |
| Donald G Klisares | 126 E Coventry Lane | Peoria, IL 61614 |
| M/M J R Landers | 1414 E Sankoty Dr | Peoria, IL 61614 |
| M/M Michael Leali | 7319 N Edgewild Drive | Peoria, IL 61614 |
| M/M Kerry W McCluney | 9705 Cherry Bark | Peoria, IL 61615 |
| M/M Robert A McCord | 510 E High Point Place | Peoria, IL 61614 |
| M/M Melvyn B Regal | 7418 N Edgewild Dr | Peoria, IL 61614 |
| D M Rouzer | 8325 N Bramberry | Peoria, IL 61615 |
| Bruce R Wiegand | 408 W Morningside Dr | Peoria, IL 61614 |
| M/M John D Wilkins | 5902 N Elm Lane | Peoria, IL 61614 |
| M/M R J Runkle | 623 Bittersweet Ln | Peoria, IL 61614 |
| M/M Jerry W Winberry | 7424 N Mt. Hawley Rd | Peoria, IL 61614 |
| Jeanne F Parry | 7814 N Radnor Rd | Peoria, IL 61615 |

97043821041



KIWANIS CLUB
presents the 42nd annual
**TRAVEL AND
ADVENTURE FILM SERIES**

Sept. 27, 1996 FRANK KLICAR "China - The Dragon Awakes"
 Oct. 25, 1996 LEN GLASSER & ANNA JARRETT "Australia - A Look Inside"
 Nov. 22, 1996 KEN CREED "Along The Intracoastal Waterway" (Virginia to Key West, FL)
 Feb. 21, 1997 PHIL SLAYTON "Turkey - Where East Meets West"
 Mar. 21, 1997 ED LARK "America's Favorite Places"
 Apr. 25, 1997 WOODY THOMAS "A Journey in Japan"

These Shows are great family fare. Entertaining and Educational!!!
 Come join with your friends and neighbors on an "Around the World"
 tour, via film, by the Artists of the Travel Business. All proceeds of
 our Kiwanis Travelogues go to the betterment of our Tri-County
 Community. *Everyone Talks About Family But Kiwanis Really Cater To It!*

SUPPORT CLEAN SHOWS

Adult Price (six shows) • \$21 • Student Price (six shows) • \$13

Scottish Rite
 Cathedral
 400 NE Perry Ave
 7:45 PM Sharp

674-4165

Order From:
 Kiwanis Club
 735 Main Street
 Peoria, IL 61602

97043821042

*Example of my habit of using my
 office address to help raise funds.*

J. E. V.



MANPOWER
TEMPORARY SERVICES

August, 1996

Dear Peoria Republican:

Wouldn't it be nice to have a Senator from Illinois who actually represents you and your points of view?

We haven't had any REPUBLICAN representation since Charles Percy left the Senate and, frankly, I think it's critical that we change the direction of our U.S. Senate.

All we've had and, by the looks of it, all we will get in the future, if the Democrats continue to get elected, is more and more Federal spending and bigger bureaucracy and government. And this is in spite of the fact that we have a 5 trillion dollar debt.

This doesn't have to be!

We finally have a great candidate in the name of Al Salvi. Al ran against a party-supported candidate in the primary and won. I don't know if you realize how amazing that feat was, but the truth is, Al Salvi is a very focused Republican and a very effective campaigner. When a true conservative can accomplish what he did, then it's time to organize behind him and get him elected.

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Al's Democratic opponent is Dick Durbin. He is well known and has been a Congressman for some time. He has a terrible record when it comes to shepherding our tax dollars, a true liberal. In other words, he has never once rejected the big spending proposals of the Left.

Please make your decision now and take the action required. As November approaches, you will see millions spent for TV ads. Al Salvi knows how to win, and if enough of us come to his aid, we can have a Senator who has the right values and the conservative philosophy that will represent us for the next six, and maybe twelve years.

I sent my check for \$300 last week. Whatever you can contribute, please do what you can. We will be eternally grateful - You will have a good U.S. Senator.

Sincerely,

Jack Vilberg
Jack Vilberg

*Sample of letter sent. -
I didn't realize it was
against Federal law to use my
company stationery*

735 Main Street • Peoria, Illinois 61602 • (309) 674-4163 • Fax (309) 673-0940
810 W. Springfield Avenue • Champaign, Illinois 61820 • (217) 352-7875 • Fax (217) 355-0066
1324 E. Empire Street • Bloomington, Illinois 61701 • (309) 663-1324 • Fax (309) 662-0314
132 N. Garrard Street • Rantoul, Illinois 61866 • (217) 893-0146 • Fax (217) 893-0061
901 Charleston Avenue • Moline, Illinois 61908 • (217) 235-1441 • Fax (217) 235-1443

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RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

OCT 15 4 48 PM '96

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P.O. BOX 7566

WASHINGTON, D.C. 20044-7566

(202) 662-5000

TELEFAX: (202) 662-6291

TELEX: 99-593 COVLIW WSH

CABLE: COVLIW

MICHAEL A. DAWSON

DIRECT DIAL NUMBER

(202) 662-5400

LONDON HOUSE

CLIFTON STREET

LONDON W1T 8AS

ENGLAND

TELEPHONE: 44-21-499-9600

TELEFAX: 44-21-499-3101

BRUSSELS CORRESPONDENT OFFICE

44 AVENUE DES ARTS

BRUSSELS 1040 BELGIUM

TELEPHONE: 32-2-512 4980

TELEFAX: 32-2-502 4980

October 15, 1996

BY FACSIMILE

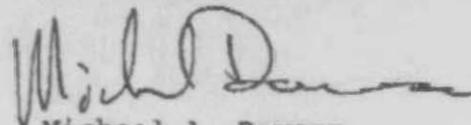
Ms. Alva Smith
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Ms. Smith:

Per your request, please find attached statements of designation of counsel for the Al Salvi for Senate Committee and the Committee's Treasurer.

Thank you very much for your help.

Sincerely,



Michael A. Dawson

Attachments

97043821044

STATEMENT OF DESIGNATION OF COUNSEL PH '96
OCT 18

MJR _____

NAME OF COUNSEL: Bobby R. Burchfield, Esq.

FIRM: Covington & Burling

ADDRESS: 1201 Pennsylvania Avenue, N.W.
Washington, DC 20004

TELEPHONE: (202) 662-5350 (direct dial)

FAX: (202) 778-5350

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10-14-96
Date

[Signature]
Signature

MS. DANA M. GRIGOROFF / TREASURER
RESPONDENT'S NAME: Al Salvi for Senate Committee

ADDRESS: Al Salvi for Senate Committee OK
800 E. Northwest Highway, Suite 220
Palatine, IL 60067

HEADQUARTERS
201 N. Wells St.
Suite 2002
Chicago, IL
60606

TELEPHONE: HOME() _____

BUSINESS(847) 202-9296-312-645-1296

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RECEIVED
FEDERAL ELECTION 84
COMMISSION
OFFICE OF GENERAL
COUNSEL

STATEMENT OF DESIGNATION OF COUNSEL 15 4 48 PM '96

MUR _____

NAME OF COUNSEL: Bobby R. Burchfield, Esq.

FIRM: Covington & Burling

ADDRESS: 1201 Pennsylvania Avenue, N.W.

Washington, DC 20004

TELEPHONE: (202) 662-5360 (direct dial)

FAX: (202) 778-5350

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

10-14-96
Date

Dana Grigoroff
Signature

MS. DANA GRIGOROFF

RESPONDENT'S NAME: Treasurer, Al Salvi for Senate Committee

ADDRESS: Al Salvi for Senate Committee

800 E. Northwest Highway, Suite 220

Palatine, IL 60067

HEADQUARTERS:
201 N. WELLS STE.
CHICAGO, IL. 2002
60606

TELEPHONE: HOME(_____) _____

BUSINESS(847) 202-9296 312-645-1296

97043821046



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 17, 1996

Michael A. Dawson, Esq.
Bobby R. Burchfield, Esq.
COVINGTON & BURLING
1201 Pennsylvania Avenue
Washington, D.C. 20004

MUR 4475
Al Salvi
Al Salvi for Senate Committee
Dana M. Grigoroff, as treasurer

Dear Messrs. Dawson and Burchfield:

This is in response to your letters dated October 11 and October 15, 1996, requesting a 30 day extension to respond to the complaint filed in the above-noted matter. After considering the circumstances presented in your letter, the Office of the General Counsel has granted the requested extension. Accordingly, your response is due by the close of business on November 14, 1996.

If you have any questions, please contact me at (202) 219-3400.

Sincerely,

Alva E. Smith, Paralegal
Central Enforcement Docket

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COVINGTON & BURLINGAME

1201 PENNSYLVANIA AVENUE, N. W.

P.O. BOX 7566

WASHINGTON, D.C. 20044-7566

(202) 662-6000

TELEFAX: (202) 662-6291

TELEX: 89-593 (COVLING WSH)

CABLE: COVLING

LECONFIELD HOUSE

CURZON STREET

LONDON W1Y 8AS

ENGLAND

TELEPHONE: 44 (71) 495-5655

TELEFAX: 44 (71) 495-3101

BRUSSELS CORRESPONDENT OFFICE

44 AVENUE DES ARTS

BRUSSELS 1040 BELGIUM

TELEPHONE: 32-2-512-9890

TELEFAX: 32-2-502-1598

BOBBY R. BURCHFIELD

DIRECT DIAL NUMBER

(202) 662-5350

November 14, 1996

BY HAND

Colleen T. Sealander, Esq.
Central Enforcement Docket
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

NOV 14 4 42 PM '96

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Re: MUR 4475

Dear Ms. Sealander:

This firm has been retained on behalf of the Al Salvi for Senate Committee ("the Committee") and the Treasurer of the Al Salvi for Senate Committee (together, "the respondents") to respond to your letter of September 27, 1996, in which you notified the respondents of MUR 4475 and of the respondents' opportunity to submit a response. By letter dated October 11, 1996, you granted the respondents an extension up to and including November 14, 1996, in which to respond. This letter constitutes that response.

MUR 4475 arises from a complaint which raises several concerns regarding a fundraising solicitation mailed by a Mr. Jack Vilberg on Manpower Temporary Services, Inc. stationery ("the Vilberg solicitation"). A copy of that solicitation as well as Mr. Vilberg's explanation to the Commission is attached at Tab A.

For the reasons set forth below, the respondents respectfully submit that no further action need be taken in this matter.

First, the Vilberg solicitation should not be considered a prohibited corporate contribution, facilitation, or "earmarking." Mr. Vilberg is the owner of the Peoria franchise of Manpower Temporary Services, Inc. As Mr. Vilberg explained in his letter and demonstrated through attachments to that letter --

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Colleen T. Sealander, Esq.
 November 14, 1996
 Page 2

including cancelled checks for postage and mailing lists -- Mr. Vilberg typed the solicitation himself, personally paid for the cost of copies of the solicitation, purchased postage for the solicitation with a personal check, and purchased the mailing labels for the solicitation with a personal check. Apart from the fact that the solicitation bears a corporate logo and that return envelopes were addressed to Mr. Vilberg's business address, there appears to have been no corporate involvement in the solicitation by Mr. Vilberg's Manpower franchise. Further, the Committee has found no reason to believe that the franchisor corporation, Manpower Temporary Services, Inc., was in any way connected with Mr. Vilberg's solicitation. Declaration of Dana Grigoroff, Treasurer, Al Salvi for Senate Committee, ¶ 2 ("Grigoroff Dec.") (attached at Tab B). The Committee has no knowledge of any contact at all with any officials or employees of Manpower Temporary Services, Inc. other than Mr. Vilberg who, as noted above, is the owner of a local Manpower franchise and who financed his solicitation through his own personal resources. Accordingly, the Vilberg solicitation should not be viewed as an impermissible corporate facilitation, in-kind contribution, or "earmarking."

Second, neither the Committee nor the Candidate authorized the Vilberg solicitation or even knew that Mr. Vilberg was planning the solicitation. Grigoroff Dec., ¶ 3. Neither the Committee nor the Candidate supplied Mr. Vilberg with the language used by Mr. Vilberg in his solicitation or provided Mr. Vilberg with any of the addresses to which he mailed his solicitation. In fact, no member of the Committee's finance staff has any recollection of ever even speaking to Mr. Vilberg, prior to the time the Committee was apprised of his solicitation. Grigoroff, ¶ 3. In Mr. Vilberg's words, he "acted alone," in the exercise of his political rights as he understood them. See Letter of Mr. Jack Vilberg, Tab A.

Third, the Committee has no reason to believe that any of the contributions forwarded by Mr. Vilberg were prohibited. Prior to October 6, 1996, the Committee had received only a small number of contributions from Mr. Vilberg -- 17 contributions totalling \$895. Grigoroff Dec., ¶ 4. Since October 6, the Committee has received an additional three contributions totalling \$100, bringing the total funds raised by Mr. Vilberg's solicitation to \$995. Id. All of the contributions raised by Mr. Vilberg were from individuals. None of the individuals had made aggregate year-to-date contributions in excess of \$200 at the time the contributions were received by the Committee. Id.

Fourth, because the Committee neither authorized nor even knew of the Vilberg solicitation, Id., ¶ 2, it cannot be

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Colleen T. Sealander, Esq.
November 14, 1996
Page 3

held responsible for Mr. Vilberg's failure to include an appropriate disclaimer as required by 11 C.F.R. § 104.7(b)(1). Further, the Committee has no reason to question the absence of employer information in the contributions forwarded to it by Mr. Vilberg. A committee is required to use its best efforts to obtain information about a contributor's employer only if that contributor gives more than \$200 in any calendar year. Here, none of the contributions exceeded \$100 and no contributor had made aggregate calendar-year contributions exceeding \$200 at the time the contributions were received by the Committee from Mr. Vilberg. Id., ¶ 5.

Finally, after reviewing Mr. Vilberg's letter of explanation to the Commission, the Committee has determined that Mr. Vilberg may have unwittingly made in-kind contributions for the amount of the postage for the solicitation (\$258.42), the price of the mailing list which Mr. Vilberg purchased from the Peoria County Republican Party (\$33.90), the cost of 2706 envelopes (two per solicitation), and the copying of 1353 single-sided, single page solicitations (a reasonable market-based estimate for these costs will be determined by the Committee).^{1/} Since the Committee did not know of even the possibility of these in-kind contributions until it was informed of MUR 4475, it will amend its reports to reflect these in-kind contributions.

In view of the foregoing, the respondents respectfully submit that no further action should be taken against them. If you have any further questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Bobby R. Burchfield

Bobby R. Burchfield

^{1/} Because Mr. Vilberg's monetary and in-kind contributions will not exceed \$1,000, Grigoroff Dec., ¶ 6, Mr. Vilberg's contributions are not in excess of his individual limit.

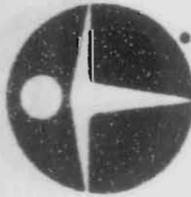
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9 7 0 4 3 8 2 1 0 5 1

MANPOWER

TEMPORARY SERVICES

735 MAIN STREET • PEORIA, ILLINOIS 61602



BULK RATE
U.S. Postage
PAID
Peoria, IL
Permit No. 765

THE HOWARD RESIDENCE
OR CURRENT RESIDENT
308 W ASPEN WAY
PEORIA IL 61614-2176

61614=2176 29



A



MANPOWER
TEMPORARY SERVICES

August, 1996

Dear Peoria Republican:

Wouldn't it be nice to have a Senator from Illinois who actually represents you and your points of view?

We haven't had any REPUBLICAN representation since Charles Percy left the Senate and, frankly, I think it's critical that we change the direction of our U.S. Senate.

All we've had and, by the looks of it, all we will get in the future, if the Democrats continue to get elected, is more and more Federal spending and bigger bureaucracy and government. And this is in spite of the fact that we have a 5 trillion dollar debt.

This doesn't have to be!

We finally have a great candidate in the name of Al Salvi. Al ran against a party-supported candidate in the primary and won. I don't know if you realize how amazing that feat was, but the truth is, Al Salvi is a very focused Republican and a very effective campaigner. When a true conservative can accomplish what he did, then it's time to organize behind him and get him elected.

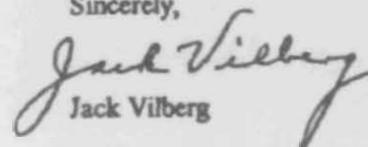
I am asking that you make use of the return envelope I have enclosed and send in a good sized campaign contribution made out to "Al Salvi for U.S. Senate". We, as good citizens, must get behind the sharp candidates when they show promise and when their heads and hearts are positioned correctly.

Al's Democratic opponent is Dick Durbin. He is well known and has been a Congressman for some time. He has a terrible record when it comes to shepherding our tax dollars, a true liberal. In other words, he has never once rejected the big spending proposals of the Left.

Please make your decision now and take the action required. As November approaches, you will see millions spent for TV ads. Al Salvi knows how to win, and if enough of us come to his aid, we can have a Senator who has the right values and the conservative philosophy that will represent us for the next six, and maybe twelve years.

I sent my check for \$300 last week. Whatever you can contribute, please do what you can. We will be eternally grateful - You will have a good U.S. Senator.

Sincerely,


Jack Vilberg

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AL SALVI FOR U.S. SENATE
735 MAIN STREET
PEORIA, ILLINOIS 61602





MANPOWER
TEMPORARY SERVICES

October 6, 1996

Lawrence M. Noble
General Counsel
Federal Elections Commission
999 E. Street, N.W.
Washington, DC 20463

Dear Mr. Noble:

I just returned from a three-week vacation and was surprised to learn that I had been cited for violation of Federal Election laws in my support of Al Salvi, the Republican candidate for the U. S. Senate in Illinois.

I must admit I was unaware of laws against using my company stationery for such purposes. In the past I have solicited for the Salvation Army, the Boy Scouts, and various Kiwanis projects and never thought a thing about it. In some cases, I even used my office address for any responses I was lucky enough to generate.

Let me describe my actions as I was aware that I should not force my staff to involve themselves in a campaign, especially if they had no intention of personally supporting the individual.

I typed the letter myself, just as I am doing now. I had the letters run off and paid for them myself. I purchased the address labels from the Peoria County Republican Headquarters in Peoria and paid for them with my personal check. I borrowed the Bulk Mail stamp from the same people and stamped my Manpower envelopes myself. As I recall, I applied the address labels (1353) in no time at all in just one evening.

When I was sorting the Zip Codes, I called the Post Office and got the amount of postage I was going to need which amounted to \$258.42. I paid this amount directly to the Postal Service using my own personal check.

I'm enclosing the list of responders which have been heard from as of this date and the checks totaled \$895. They had pay the postage as I had not supplied a stamped return envelope, just a pre-addressed one.

I'm sorry for not checking into the applicable laws. I now know that using company stationery is improper and I will not repeat such action again. I hereby request that my stupidity be forgiven, especially since I acted on my own, had no formal connection with Al Salvi, and just forwarded the checks to the Chicago campaign office of Al Salvi. Thank you for hearing me out. Please advise me of your conclusions.

735 Main Street • Peoria, Illinois 61602 • (309) 674-4183 • Fax (309) 673-0940
810 W. Springfield Avenue • Champaign, Illinois 61820 • (217) 352-7875 • Fax (217) 355-0066
1324 E. Empire Street • Bloomington, Illinois 61701 • (309) 663-1324 • Fax (309) 862-0314
132 N. Garrard Street • Rantoul, Illinois 61866 • (217) 893-0146 • Fax (217) 893-0061
901 Charleston Avenue • Mattoon, Illinois 61938 • (217) 235-1441 • Fax (217) 235-1443

Josh Willey

97043821054

JOHN E. OR BEVERLY VILBERG 8-75
 [REDACTED]
 8-17 1996
 70-1711
 55096654
 TAX DEDUCTIBLE ITEM 6627
 Louis C. Republican Party
 Thirty three and 90/100
 Commerce Bank
 48 BANK STREET, PEORIA, ILLINOIS 61602
 BAL FOR'D
 THIS PAYMENT 3390
 BALANCE
 OTHER
 BAL FOR'D

97043821055

JOHN E. OR BEVERLY VILBERG 8-75
 [REDACTED]
 Count on Commerce 6629
 8-20 1996
 70-1711
 55096654
 PAY TO THE ORDER OF U.S. Postal Service 1525842
 Total amount fifty eight and 42/100 dollars
 424400544 95 0000000000 08-22-96
 Commerce Bank
 48 BANK STREET, PEORIA, ILLINOIS 61602
 MEMO BMEU 765 John E. Vilberg



Al Salvi for Senate
P.O. Box 118153
Chicago, IL 60611

MANPOWER
TEMPORARY SERVICES

Sep-ember, 1996

The following have responded to my mailing in support of Al Salvi:

John A. Callahan	5901 N Knoxville	Peoria, IL 61614
M/M Harold Clark	119 E Coventry Lane	Peoria, IL 61614
M/M Cletis Foley	1425 Rock Island Ave	Peoria, IL 61603
M/M J Michael Fortune	324 Aspen Way	Peoria, IL 61614
John A Immel	6927 Skyline Dr	Peoria, IL 61614
Donald G Klisares	126 E Coventry Lane	Peoria, IL 61614
M/M J R Landers	1414 E Sankoty Dr	Peoria, IL 61614
M/M Michael Leali	7319 N Edgewild Drive	Peoria, IL 61614
M/M Kerry W McCluney	9705 Cherry Bark	Peoria, IL 61615
M/M Robert A McCord	510 E High Point Place	Peoria, IL 61614
M/M Melvyn E Regal	7418 N Edgewild Dr	Peoria, IL 61614
D M Rouzer	8325 N Bramberry	Peoria, IL 61615
Bruce R Wiegand	408 W Morningside Dr	Peoria, IL 61614
M/M John D Wilkins	5902 N Elm Lane	Peoria, IL 61614
M/M R J Runkle	623 Bittersweet Ln	Peoria, IL 61614
M/M Jerry W Winberry	7424 N Mt. Hawley Rd	Peoria, IL 61614
Jeanne F Parry	7814 N Radnor Rd	Peoria, IL 61615

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KIWANIS CLUB

presents the 42nd annual
**TRAVEL AND
ADVENTURE FILM SERIES**

- Sep. 27, 1996 ... FRANK KUCAR "China - The Dragon Awakes"
- Oct. 25, 1996 ... LEN GLASSER & ANNA JARRETT "Australia - A Land Inside"
- Nov. 22, 1996 ... KEN CREED "Along The International Waterway" (Myrtle to Key West, FL)
- Feb. 21, 1997 ... PHIL SLAYTON "Turkey - Where East Meets West"
- Mar. 21, 1997 ... ED LARK "America's Favorite Places"
- Apr. 25, 1997 ... WOODY THOMAS "A Journey to Japan"

These Shows are great family fare. Entertaining and Educational!
Come join with your friends and neighbors on an "Around the World"
tour, via film, by the Artists of the Travel Business. All proceeds of
our Kiwanis Travelogues go to the betterment of our Tri-County
Community. *Everyone Talks About Fantasy But Kiwanis Really Ceter To It!*

SUPPORT CLEAN SHOWS

Adult Price (six shows) - \$21 • Student Price (six shows) - \$13

Scottish Rite
Cathedral
400 NE Perry Ave
7:45 PM Sharp

674-4165

Order From:
Kiwaniis Club
735 Main Street
Peoria, IL 61602

*Example of my habit of using my
office address to help raise funds.*

J. E. V.

DECLARATION OF DANA M. GRIGOROFF

Dana M. Grigoroff, being duly sworn, deposes and says:

1. I am the Treasurer of the Al Salvi for Senate Committee ("the Committee"). I am familiar with the allegations of the complaint filed by Mr. Peter Lindstrom of the Democratic Senatorial Campaign Committee in a letter dated September 20, 1996.

2. The Committee has found no reason to believe that Manpower Temporary Services, Inc. was in any way connected with the solicitation by Mr. Vilberg. After making reasonable efforts to contact knowledgeable persons, I have determined that the Committee had no contact with any official or employee of Manpower Temporary Services, Inc. other than Mr. Vilberg who, as I understand it, is the owner of a local Manpower franchise.

3. Neither the Candidate nor any employee or volunteer of the Committee authorized the solicitation or even knew that Mr. Vilberg was planning the solicitation. Further, neither the Candidate nor any employee or volunteer of the Committee supplied Mr. Vilberg with the language he used in his solicitation or provided Mr. Vilberg with any addresses to which to mail his solicitation. In fact, after making reasonable efforts to contact knowledgeable persons, I have determined that no member of the Committee's finance staff has any recollection of ever even speaking to Mr. Vilberg until after the Committee learned that he had made his solicitation.

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4. The Committee has no reason to believe that any of the contributions forwarded by Mr. Vilberg were prohibited. Prior to October 6, 1996, the Committee had received only 17 contributions totalling \$895 from Mr. Vilberg. Since October 6, the Committee has received an additional three contributions totalling \$100 and bringing the total funds raised by Mr. Vilberg's solicitation to \$995. All the contributions raised by Mr. Vilberg were from individuals. None of the individuals had made aggregate year-to-date contributions in excess of \$200.

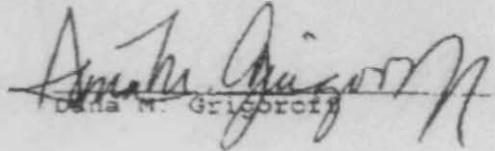
5. Further, because the Committee neither authorized nor even knew of Mr. Vilberg's solicitation, it cannot be held responsible for Mr. Vilberg's failure to attach an appropriate disclaimer requesting employer information of contributors who give more than \$200 in a calendar year. In addition, the Committee had no reason to question the absence of employer information when the contributions were forwarded to the Committee because none of the contributions were then in excess of \$200. Indeed, none of the contributions exceeded \$100.

6. Because the costs of his solicitation such as postage, the price of the mailing list, and the cost of the envelopes and copying may be considered an in-kind contribution to the Committee, the Committee will amend its reports to reflect these in-kind contributions and operating expenses. The Committee was unaware of even the possibility

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of these in-kind expenditures until I was informed of the Commission's MUR regarding Mr. Vilberg's solicitation. The combined amount of Mr. Vilberg's aggregate year-to-date contributions and the estimated amount of his in-kind contributions, do not exceed his limit of \$1,000.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.


Dana M. Grisoria

November 14, 1996

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RECEIVED
FEDERAL ELECTION
COMMISSION
SECRET
MAY 3 2 40 PM '97

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
) ENFORCEMENT PRIORITY
)

GENERAL COUNSEL'S REPORT

SENSITIVE

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.

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 length of their pendency in inactive status or 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 which results in a numerical rating of 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 28 cases which do

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not warrant further action relative to other pending matters.¹ Attachment 1 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.

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¹ These cases are: MUR 4419 (*Weinzapfel for Congress*); MUR 4423 (*Davis for Congress*); MUR 4424 (*Nevadans for "Spike" Wilson*); MUR 4429 (*Delahunt for Congress*); MUR 4430 (*Jean Leising for Congress*); MUR 4431 (*Engel for Congress*); MUR 4433 (*Delahunt for Congress*); MUR 4437 (*DiNicola for Congress Committee*); MUR 4440 (*Sue Kelly for Congress*); MUR 4450 (*National Treasury Employees*); MUR 4452 (*Mid-Suffolk N.O.W.*); MUR 4455 (*City of Milwaukee*); MUR 4456 (*Jackson Mint Ltd.*); MUR 4457 (*U.S. Department of Health and Human Services*); MUR 4458 (*KMA-AM Radio*); MUR 4461 (*Americans For Freedom Of Choice PAC*); MUR 4462 (*Ellen O. Tauscher*); MUR 4464 (*Norwood for Congress*); MUR 4465 (*Lincoln for Congress*); MUR 4469 (*Moseley-Braun for Senate*); MUR 4475 (*Manpower Temporary Services, Inc.*); MUR 4479 (*Owens for Congress Committee*); MUR 4482 (*Mike McCormack for Congress*); MUR 4487 (*Citizens for A Strong America*); MUR 4488 (*Ortiz for Congress*); MUR 4489 (*Gill for Congress*); MUR Pre-MUR 338 (*Richard Chrysler Inc.*); and Pre-MUR 339 (*Mammel & Associates, Inc.*).

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective May 19, 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.

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III. RECOMMENDATIONS.

A. Decline to open a MUR, close the file effective May 19, 1997, and approve the appropriate letters in the following matters:

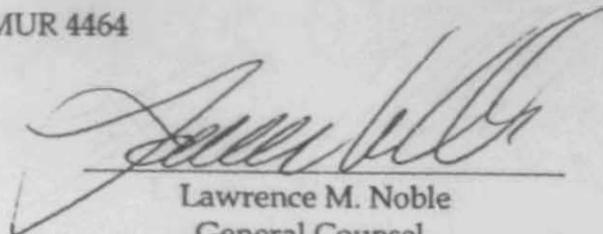
- 1. Pre-MUR 338
- 2. Pre-MUR 339

B. Take no action, close the file effective May 19, 1997, and approve the appropriate letters in the following matters:

- | | | |
|-------------|--------------|--------------|
| 1. MUR 4419 | 10. MUR 4450 | 19. MUR 4465 |
| 2. MUR 4423 | 11. MUR 4452 | 20. MUR 4469 |
| 3. MUR 4424 | 12. MUR 4455 | 21. MUR 4475 |
| 4. MUR 4429 | 13. MUR 4456 | 22. MUR 4479 |
| 5. MUR 4430 | 14. MUR 4457 | 23. MUR 4482 |
| 6. MUR 4431 | 15. MUR 4458 | 24. MUR 4487 |
| 7. MUR 4433 | 16. MUR 4461 | 25. MUR 4488 |
| 8. MUR 4437 | 17. MUR 4462 | 26. MUR 4489 |
| 9. MUR 4440 | 18. MUR 4464 | |

97043821064

5/6/97
Date


Lawrence M. Noble
General Counsel

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Enforcement Priority.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that the Commission decided by a vote of 5-0 on May 12, 1997, to take the following actions with respect to the General Counsel's May 6, 1997 report on enforcement priority:

A. Decline to open a MUR, close the file effective May 19, 1997, and approve the appropriate letters in the following matters:

- 1. Pre-MUR 338
- 2. Pre-MUR 339

B. Take no action, close the file effective May 19, 1997, and approve the appropriate letters in the following matters:

- | | | |
|-------------|--------------|--------------|
| 1. MUR 4419 | 10. MUR 4450 | 19. MUR 4465 |
| 2. MUR 4423 | 11. MUR 4452 | 20. MUR 4469 |
| 3. MUR 4424 | 12. MUR 4455 | 21. MUR 4475 |
| 4. MUR 4429 | 13. MUR 4456 | 22. MUR 4479 |
| 5. MUR 4430 | 14. MUR 4457 | 23. MUR 4482 |
| 6. MUR 4431 | 15. MUR 4458 | 24. MUR 4487 |
| 7. MUR 4433 | 16. MUR 4461 | 25. MUR 4488 |
| 8. MUR 4437 | 17. MUR 4462 | 26. MUR 4489 |
| 9. MUR 4440 | 18. MUR 4464 | |

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

Attest:

5-13-97
Date

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

Received in the Secretariat: Tues., May 06, 1997 2:45 p.m.
Circulated to the Commission: Wed., May 07, 1997 11:00 a.m.
Deadline for vote: Mon., May 12, 1997 4:00 p.m.

bjr

97043821065



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 19, 1997

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Peter Lindstrom, Research Director
Democratic Senatorial Campaign Committee
430 South Capitol Street, SE
Washington, DC 20003

RE: MUR 4475

Dear Mr. Lindstrom:

On September 20, 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 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 May 19, 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. § 437g(a)(8).

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

97043821066

MUR 4475
MANPOWER TEMPORARY SERVICES, INC.

Peter Lindstrom, the Democratic Senatorial Campaign Committee's Research Director, alleges that, in August 1996, Jack Vilberg of Manpower Temporary Services, Inc., ("Manpower") mailed letters on corporate stationery soliciting contributions for U.S. Senate candidate Al Salvi. Mr. Lindstrom states that the address on the return envelope appears to be that of Al Salvi for Senate's (the "Committee") address, but is actually the Peoria address for Manpower. Furthermore, Mr. Lindstrom alleges that Manpower acted impermissibly as a corporate conduit, earmarking the solicited funds to Salvi's committee upon their receipt at Manpower's address. Further, the letters contain no disclaimer.

Respondent Jack Vilberg acknowledges his use of his franchise's stationery, but claims to not have realized that this action violated the FECA. He also states that he personally typed the letters and paid for reproduction, envelopes and postage with personal funds. He further states that he did not coordinate the mailing with the Committee. He asserts that this letter generated a total of \$895 in contributions as of October 6, 1996.

Respondents Al Salvi and the Committee claim in their response that Mr. Vilberg's actions, as a franchiser of Manpower, do not demonstrate any corporate involvement by Manpower in this solicitation, since Vilberg is a franchiser and used his own funds to pay for the letters. They also assert that they neither authorized nor knew of Mr. Vilberg's solicitation attempt. Further, the respondents state that, as of November 14, 1996, they had received a total of \$995 in contributions forwarded by Mr. Vilberg to the Committee from 20 contributors. The Committee disclaimed any knowledge that these were prohibited contributions. Respondents conclude that Mr. Vilberg's response brought to light the possibility that his actions resulted in an in-kind contribution to the campaign of less than \$1,000 which the Committee intended to reflect in amended reports.

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

97043821067



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 19, 1997

Jack Vilberg
Manpower Temporary Services, Inc.
735 Main Street
Peoria, IL 61602

RE: MUR 4475

Dear Mr. Vilberg:

On September 27, 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 has determined to exercise its prosecutorial discretion and to take no action against Manpower Temporary Services, Inc., and you. See attached narrative. Accordingly, the Commission closed its file in this matter on May 19, 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 Henry at (202) 219-3400.

Sincerely

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

97043821068

MUR 4475
MANPOWER TEMPORARY SERVICES, INC.

Peter Lindstrom, the Democratic Senatorial Campaign Committee's Research Director, alleges that, in August 1996, Jack Vilberg of Manpower Temporary Services, Inc., ("Manpower") mailed letters on corporate stationery soliciting contributions for U.S. Senate candidate Al Salvi. Mr. Lindstrom states that the address on the return envelope appears to be that of Al Salvi for Senate's (the "Committee") address, but is actually the Peoria address for Manpower. Furthermore, Mr. Lindstrom alleges that Manpower acted impermissibly as a corporate conduit, earmarking the solicited funds to Salvi's committee upon their receipt at Manpower's address. Further, the letters contain no disclaimer.

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

97043821069



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 19, 1997

Bobby R. Burchfield, Esq.
Covington & Burling
1201 Pennsylvania Avenue, NW
Washington, DC 20044-7566

RE: MUR 4475
Al Salvi
Al Salvi for U.S. Senate and Dana M. Grigoroff, Treasurer

Dear Mr. Burchfield:

On September 27, 1996, the Federal Election Commission notified your clients 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 your clients. See attached narrative. Accordingly, the Commission closed its file in this matter on May 19, 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 Henry at (202) 219-3400.

Sincerely

F. Andrew Tutley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

9704382107C

MUR 4475
MANPOWER TEMPORARY SERVICES, INC.

Peter Lindstrom, the Democratic Senatorial Campaign Committee's Research Director, alleges that, in August 1996, Jack Vilberg of Manpower Temporary Services, Inc., ("Manpower") mailed letters on corporate stationery soliciting contributions for U.S. Senate candidate Al Salvi. Mr. Lindstrom states that the address on the return envelope appears to be that of Al Salvi for Senate's (the "Committee") address, but is actually the Peoria address for Manpower. Furthermore, Mr. Lindstrom alleges that Manpower acted impermissibly as a corporate conduit, earmarking the solicited funds to Salvi's committee upon their receipt at Manpower's address. Further, the letters contain no disclaimer.

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4475

DATE FILMED 6-19-97 CAMERA NO. 1

CAMERAMAN JMK

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