



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

THIS IS THE BEGINNING OF MUR # 4676

DATE FILMED 3/25/78 CAMERA NO. 2

CAMERAMAN EET

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RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

9 07 97
125 South Street
Glens Falls NY 12801

SEP 10 10 01 AM '97

SEP 15 11 57 AM '97

Federal Election Commission
999 E. Street
Northwest Washington DC 20463
Dear Sir or Madam,

Enclosed you will find a report given by the Glens Falls City Democratic Chairman, Daniel Martindale, regarding a Warren Co. Democratic Executive Committee review of finances. In his report Mr. Martindale describes a calculated action to circumvent contribution limitations per Federal election law.

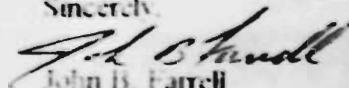
When I questioned this highly irregular action, which appears to be a class E felony according to election law 14-126 sec 4, I was threatened with a habeas suit from Mr. Bob Lawrence at the county meeting where I brought it up. Later my sister, Jane Farrell then an employee of the Warren Co. Board of Elections, had her job threatened by Lois Montfort, the Democratic Commissioner of the Warren Co. Board of Elections and wife of the Warren Co. Democratic Chair. According to election law 17-106, given that she had full knowledge of an illegal act and has worked to hide it, it would appear Mrs. Montfort is guilty of a felony.

As you can see by the enclosed financial disclosures, obtained through freedom of information requests, \$2000.00 was funneled through Saratoga and Essex Co. Democratic Committees from Warren Co. Democratic Committee to be given to the Bob Lawrence campaign fund. Mr. Martindale plainly points out this was done to avoid Federal law limiting contributions. I am even more certain of the illegality given the recent national news article(enclosed).

I am deeply disturbed that elected and appointed officers, sworn to uphold the law, can apparently ignore the law. I am even more concerned when those same individuals see fit to threaten and intimidate those who would question the appropriateness of their actions.

It is my hope that there is some sane and law abiding individuals who can see the right thing done. Please feel free to contact me if I might provide additional information or clarify any point. Thank you for your time and consideration.

Sincerely,



John B. Farrell

WK-518-747-0035 MF

98043663737



FEDERAL ELECTION COMMISSION
Washington, DC 20463

September 16, 1997

John B. Farrell
125 South Street
Glens Falls, NY 12801

Dear Mr. Farrell:

This is to acknowledge receipt on September 16, 1997, of your letter dated September 7, 1997. The Federal Election Campaign Act of 1971, as amended and Commission Regulations require that the contents of a complaint meet certain specific requirements. One of these requirements is that a complaint be sworn to and signed in the presence of a notary public and notarized. Your letter did not contain a notarization on your signature and was not properly sworn to.

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

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

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Enclosed is a Commission brochure entitled "Filing a Complaint." I hope this material will be helpful to you should you wish to file a legally sufficient complaint with the Commission. If you have any questions concerning this matter, please contact me at (202) 219-3410.

Sincerely,



Retha Dixon
Docket Chief

Enclosure

98043065739

FEDERAL ELECTION COMMISSION

SEP 25 12 53 PM '97

9 23 97
125 South Street
Glens Falls NY 12801

Attn.: Retha Dixon
Federal Election Commission
999 E. Street
Northwest Washington DC 20463
Dear Ms. Dixon,

MUR 4676

Enclosed you will find a copy of the original letter I sent you complete with notary as you requested. I trust you still have the information I sent you substantiating my claim. If you do not I will be happy to fax you more copies. I am also enclosing correspondence I have recently had with a Mr. Zalen of the NYS Board of Elections.

I have had my letter to Mr. Zalen notarized so you may consider the additional specifics. May I ad that I am a bit disillusioned when it appears Mr. Zalen is conveniently suggesting that my complaint has already been dealt with. I am aware of the complaint he referenced and also know that while members of his office recognizing that the described event was a federal offense his office verbally told the individuals making the complaint they were not comfortable dealing with the issue and referred them to the FEC.

I brought it up specifically to point out the connection with an officer of the Warren Co. Board of Elections. I would certainly think that the actions of one of their staff is within their purview. Perhaps I am being a bit naive, but I hope that someone in authority can see that the law has clearly been violated and provide for justice.

Sincerely,



John B. Farrell

WK: 518-747-0035 M-F

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9/23/97
125 South Street
Glens Falls NY 12801

Federal Election Commission
999 E. Street
Northwest Washington DC 20463
Dear Sir or Madam.

Enclosed you will find a report given by the Glens Falls City Democratic Chairman, Daniel Martindale, regarding a Warren Co. Democratic Executive Committee review of finances. In his report Mr. Martindale describes a calculated action to circumvent contribution limitations per Federal election law.

When I questioned this highly irregular action, which appears to be a class E felony according to election law 14-126 sec.4, I was threatened with a liable suit from Mr. Bob Lawrence at the county meeting where I brought it up. Later my sister, Jane Farrell then an employee of the Warren Co. Board of Elections, had her job threatened by Lois Montfort, the Democratic Commissioner of the Warren Co. Board of Elections and wife of the Warren Co. Democratic Chair. According to election law 17-106, given that she had full knowledge of an illegal act and has worked to hide it, it would appear Mrs. Montfort is guilty of a felony.

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I am deeply disturbed that elected and appointed officers, sworn to uphold the law, can apparently ignore the law. I am even more concerned when those same individuals see fit to threaten and intimidate those who would question the appropriateness of their actions.

It is my hope that there is some sane and law abiding individuals who can see the right thing done. Please feel free to contact me if I might provide additional information or clarify any point. Thank you for your time and consideration.

Sincerely,

John B. Farrell
WK: 518-747-0035 M-F

Witness: *new York County of Washington*
"Sworn to before me this *23rd*
day of *September* 1997
Notary Public *Cheryl K. Ferris*

CHERYL K. FERRIS
Notary Public, State Of New York
Saratoga County No. 4734108

My commission expires February 28, 1998

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9/22/97
125 South Street
Glens Falls NY 12801

Attention: Mr. Zalen
New York State Board of Elections
Swan St. Bldg. Core 1
6 Empire State Plaza, Suite 201
Albany, New York 12223-1650
Dear Sir,

Thank you for your response to my letter. In your response you referenced and enclosed a "similar" complaint and findings by your office. After mentioning Warren Co. Democratic Committee the similarity ends. I respectfully point out that no mention of the federal campaign contribution being exceeded is made. I also sent you a report of an almost identical act ending in a criminal plea bargain. The only difference was three individuals vs. three committees.

Mr. Martindale points out plainly that because of federal contribution limitations members of the Warren Co. Democratic Committee sent money to the Essex and Saratoga committees to be contributed in their names. Article 14-126 sec.4 of election law speaks to this very act. I have sent you an admission of intent and the evidence of the money trail. I don't know how much more specific I can be on this complaint.

When I originally wrote you and referenced Mr. Lawrence I forgot to mention that Mrs. Montfort was in attendance and heard all that was said on the subject. Of course it was not the first meeting this was brought up. I had referenced Mr. Lawrence also because he was made aware of the act and lashed out verses acting to remedy a "possibly" illegal contribution to his campaign.

The first FOIL request out side Warren Co. regarding this subject was made, between April and May '96, by a friend of mine. Ms. Victoria Green, a resident of Saratoga Co., requested the information from the Saratoga Co. Board of Elections, I have submitted to you without explaining, to the Saratoga Board, why. A short time later that day Lois Montfort asked my sister, Jane Farrell, "Who is Vicky Green?". Having no other reason to have connected Vicky Green to my family, Mrs. Montfort had obviously had a conversation with Saratoga Board of Elections staff. Since no reference as to the nature of the request was made to the staff at Saratoga, one has to wonder what would precipitate them calling Warren Co.? Perhaps they were aware of the connection I was attempting to make.

Not long after the above mentioned situation Jane was called into a meeting in Lois's office where the two talked at length. Jane later came to my home and gave me the message that if I didn't stop what I was doing she would be out of a job. Jane was given the message that if I didn't stop my actions "they" would see her out of her job. It was not the only time Jane's job was threatened.

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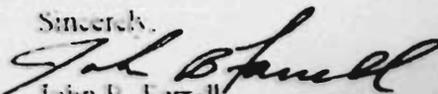
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When participating in a political function Mrs. Montfort had words with my father, Ralph Farrell, and told him "Your daughter works for me and I could have her job." She quickly apologized, obviously realizing she was in public at the time. She directed her apology to Jane who was at the same function.

Jane, for her part, did her best to do her job. Given the volatile conditions in her work place, she spent the next several months looking for alternative employment. Jane has been employed elsewhere for over two months now. I only brought all of this to your attention after reading the article I sent you. The almost identical nature of the act convinced me of the illegality. Given this act involves members of three Democratic Co. Committees rather than some individuals makes me think it is a bit worse. They should and do know better.

For the purpose of clarification I want to point out that Mr. Martindale submitted his report in Jan. 1996. He did not become City Chair till Sept. '95. I'm sure he erred as many do in January. If you require specific dates relative to events the FOIL's may help to narrow them down, provided the requests are kept on file. I would be happy to provide any additional information. I believe you have ample evidence relative to the congressional campaign contribution issue.

Sincerely,



John B. Farrell

WK: 518-747-0035 M-F

State of new york County of Washington

Notary Public Cheryl K. Ferris
My commission expires February 28, 1998

CHERYL K. FERRIS
Notary Public, State Of New York
Saratoga County No. 4784188
My commission expires February 28, 19 98



State of New York
STATE BOARD OF ELECTIONS

James A. Walsh
 Chair
 Carol Berman
 Vice Chair
 Helena Moses Donohue
 Commissioner
 Evelyn J. Aquila
 Commissioner

SWAN STREET BUILDING, CORE 1
 6 EMPIRE STATE PLAZA, SUITE 201
 ALBANY, N.Y. 12223-1650
 Phone: 518/474-2063 Fax: 518/486-4068

Thomas R. Wilkey
 Executive Director
 Peter S. Kasinski
 Deputy Executive Director
 Stanley Zelen
 Enforcement Counsel
 Jeffrey Walt
 Special Deputy Counsel

September 16, 1997

John B. Farrell
 125 South Street
 Glens Falls, New York 12801

Re CMP97-53

Dear Mr. Farrell:

The New York State Board of Elections has received your letter dated September 7, 1997. You attached to your letter a report by the Glens Falls City Democratic Chairman, Daniel Martindale. You state that in his report, Mr. Martindale describes a calculated action to circumvent contribution limitations under federal election law.

The Board has reviewed similar allegations raised in another complaint made to the Board. A copy of the Board's determination in that matter is enclosed.

You also state that you were threatened with a libel suit when you brought this matter up at a meeting. That, of course, does not constitute a violation of the Election Law. However, you also state that your sister, Jean Farrell, then an employee of the Warren County Board of Elections, had her job threatened by Lois Montfort, Democratic Commissioner. You state that Ms. Montfort had full knowledge of an illegal act and has worked to hide it.

Please provide full details, including, if possible, a letter or affidavit from your sister, giving full details of the matter -- specifically, the context under which Ms. Farrell's job was threatened, and the context under which you state that Ms. Montfort worked to hide illegal acts. Also, if your sister is no longer an employee of the Board, what were the circumstances of her leaving?

I look forward to her response within two weeks.

Very truly yours,

Stanley L. Zelen
 Stanley L. Zelen
 Enforcement Counsel

SLZ/dch
 Enc.

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-----x
In the Matter of the Complaint Against
The Warren County Democratic Committee
-----x

DETERMINATION
CMP95-76-SC96-9

WHEREAS, the New York State Board of Elections (Board) received this complaint on September 8, 1995, with additional portions of the complaint being sent on September 18, October 4, and October 25, 1995, and,

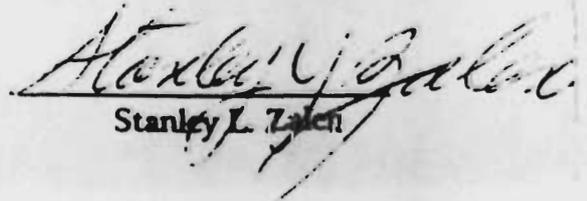
WHEREAS, the complaint having alleged that funds of the Warren County Democratic Committee had been dissipated in 1994 and 1995 either for illegal personal use or illegal expenditures for a primary election, and,

WHEREAS, it is alleged that a gift from Committee funds was given to a retired Mayor of the City of Glens Falls, a violation of Election Law, and,

WHEREAS, the Board having investigated these allegations, and,

WHEREAS, it appears there is reasonable cause to believe that no funds raised for campaign purposes were used to make a personal gift to the retired mayor of Glens Falls, nor were the Committee's funds used for any other personal use or for any primary elections, and,

NOW, THEREFORE, there is not reasonable cause to believe a crime has been committed and this matter is closed.


Stanley J. Zelen

DATED: February 26, 1997

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THE POST-STAR

Home Newspaper of The Adirondack Region · Glens Falls, New York

Good Morning, it's ...

FRIDAY

August 29, 1997

93rd Year, 281st Issue

Brown's son admits campaign violation

By Toni Locy
The Washington Post

WASHINGTON — Michael A. Brown, the son of the late commerce secretary Ronald H. Brown, pleaded guilty Thursday to a misdemeanor federal election law violation and agreed to cooperate with the Justice Department's investigations into campaign finance improprieties and his father's business dealings.

During a 20-minute hearing, Brown admitted he violated the legal limit on

contributions by making \$4,000 in secret donations to the 1994 re-election campaign of Sen. Edward M. Kennedy, D-Mass.

Prosecutor Raymond N. Hulser said Brown had already contributed \$1,000 to the primary election when he received \$5,000 from Nora Lunn, a Democratic activist who was close to Brown's father. He used that money to make another \$1,000 contribution in his own name and then took the remaining \$4,000 to reimburse others

See Brown: Page A3

Brown

From Page A1

who made contributions under their names. The last \$4,000 put him well over the \$2,000 legal limit.

As part of the plea bargain, Brown has agreed to cooperate with



Brown

prosecutors investigating what is left of a probe into his father's business and political activities. But his cooperation might prove more important to the Justice Department in its much wider examination into illegal campaign

contributions by Democrats during the last presidential election.

Hulser defended the Justice Department's decision to allow Brown to plead to a misdemeanor, rather than seek a felony conviction. "This case does not involve a large amount of contributions," he said.

In a written statement, Brown said he had taken "personal responsibility" for what he had done. "In admitting this mistake ... I have fully cooperated with the court, with law enforcement agents and with the public integrity section of the Department of Justice. It's my sincere hope that my family and I can move forward and put the tragedy of the last year fully behind us and I can pursue important personal objectives — causes which meant a great deal to my father and continue to mean a great deal to my family and me."

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§ 2-126. **Party funds; restrictions on expenditures.** No contributions of money, or the equivalent thereof, made, directly or indirectly, to any party, or to any party committee or to any person representing or acting on behalf of a party or party committee, or any moneys in the treasury of any party, or party committee, shall be expended in aid of the designation or nomination of any person to be voted for at a primary election either as a candidate for nomination for public office, or for any party position.

§ 14-126. **Violations; penalties.** 1. Any person who fails to file a statement required to be filed by this article shall be subject to a civil penalty, not in excess of one hundred dollars, to be recoverable in a special proceeding or civil action to be brought by the state board of elections or other board of elections.

2. Any person who knowingly and willfully fails to file a statement required to be filed by this article within ten days after the date provided for filing such statement or any person who knowingly and willfully violates any other provision of this article shall be guilty of a misdemeanor.

3. Any person who knowingly and willfully contributes, accepts or aids or participates in the acceptance of a contribution in an amount exceeding an applicable maximum specified in this article shall be guilty of a misdemeanor.

4. Any person who shall, acting on behalf of a candidate or political committee, knowingly and willfully solicit, organize or coordinate the formation of activities of one or more unauthorized committees, make expenditures in connection with the nomination for election or election of any candidate, or solicit any person to make any such expenditures, for the purpose of evading the contribution limitations of this article, shall be guilty of a class E felony.

§ 14-128. **Disposition of anonymous contributions.** Any anonymous contributions received by a campaign treasurer, political committee or agency thereof shall not be used or expended, but the same shall be paid over to the comptroller of the state of New York for deposit in the general treasury of the state unless, before the date for filing statements and reports as herein provided, the identity of such anonymous contributor shall become known,

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§ 17-106. **Misconduct of election officers.** Any election officer who willfully refuses to accord to any duly accredited elector or to any voter or candidate any right given him by this article or who willfully violates any provision of the election law relating to the registration of electors or to the taking, recording, canvassing, tallying or certifying of votes, or who willfully or refuses to perform any duty imposed on him by law, or who is guilty of any fraud in the execution of the duties of his office, or who in any electoral fraud, or knowingly permits any such fraud to be practiced, is guilty of a felony.

GLENS FALLS DEMOCRATIC COMMITTEE

Dan Martindale, Chairman
Lou Hoffis, Vice Chairman
Joe Dawson, Secretary / Treasurer

January 2, 1995

Dear Committee Member,

Enclosed please find my written report regarding the finances of the Warren County Democratic Committee for your review. This report is based upon my inspections of the financial data and disclosure sheets on November 29, 1995 and December 10, 1995.

This report will also be a part of my chairman's report at the January 10, 1996 Glens Falls Committee meeting, at which time I will be happy to answer any questions you may have as best as possible.

Daniel Martindale
Dan Martindale
Chairman

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CHAIRMAN'S REPORT

Pursuant to the resolution passed on September 27, 1995 at a meeting of the Warren County Democratic Committee, a full disclosure of the County Committee finances was made to the Executive Committee thereof on November 29, 1995. On December 10, 1995, Executive Committee members were given a second opportunity to inspect the cancelled checks, bank statements, check registers, receipts, and state financial disclosure statements from July 13, 1993 (7/13/93) to the present.

This report will cover four separate disclosure periods, coinciding with the financial disclosure statements, and a reconciliation for the statement to be filed by January 15, 1996. As background information, all receipts were in the form of what the general public would recognize as a receipt, or invoices. There were no bills of lading, bills of sale, etc. present.

Also, there is a \$.25 use fee charged with each check that is written. However, the way this fee is accounted for in the check register has changed with the ascension of Tom O'Dea as Treasurer. Former Treasurer Bill McCarthy recorded checks in the register with the \$.25 transaction fee included in the check amount. In other words, the amount on the face of the check and the amount recorded in the check register would differ by \$.25. However, the register and the bank statement would be accurate and the balances would match. The current treasurer has decided that the amount written on the face of the check will be the amount that is reflected in the check register. The aggregate amount of the

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check charges will be deducted from the register quarterly, upon receipt of the quarterly bank statement. This change is merely one of method, and no discrepancies should arise therefrom.

PERIOD 1: JULY 13, 1993 - JANUARY 12, 1994 (7/13/93-1/12/94)

During this time period, there were no events such as raffles or dinners. The major expense for this period was the County Democratic headquarters located in Glens Falls, where a majority of the candidates were running for office. During this time period, there were four checks issued for which there are no receipts:

1. A check in the amount of \$ 300.00 issued to the New York State Democratic Committee.
2. A check in the amount of \$ 214.74 issued for payment of utilities at County Headquarters.
3. A check in the amount of \$ 318.74 issued to Raphl Farrell for the phone bill at the County Headquarters.
4. A check in the amount of \$ 208.65 issued to Dick and Pat Dudley for decorations and refreshments associated with the County Headquarters.

There are no checks regarding the rent of the space used for the headquarters because the space was given rent-free. Also of interest was check # 2374. This check was in the amount of \$

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500.00 issued to the Meeta for Supreme Court campaign committee. This check was voided because it was returned by the Meeta Committee.

The total receipts for the period of July 12, 1993 through January 13, 1994 totalled \$ 2,745.50. This figure is confirmed by the disclosure statement, bank statement, and the check register.

PERIOD 2: JANUARY 13, 1994 - JULY 12, 1994 (1/13/94-7/12/94)

There were two major events during this disclosure period. The first was the retirement dinner for former Mayor Frank O'Keefe. This event took place at the Queensbury Hotel. The total deposits and funds raised for this dinner were \$ 3,875.00. The total expenses for the event totalled \$ 2,460.37, leaving a total profit of \$ 1,414.63. After this event, two checks were issued for which no receipts were given. One check was for \$ 1,300.00, and the other was for \$ 200.00. Both checks were issued to former Mayor Frank O'Keefe.

The difference between the total profit of \$ 1,414.63 and the \$ 1,500.00 given to Frank O'Keefe was due to a billing error by the Queensbury Hotel. The Queensbury originally sent a bill for \$ 2,320.92. However, this bill did not include any tax. Thus, the original profit from the dinner was \$ 1,554.08. An amended bill was then sent which included tax in the amount of \$ 139.45. The new bill arrived after the aforementioned checks had been issued to former Mayor O'Keefe. At that point, it would have been

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inappropriate to ask the former Mayor to return funds from his own retirement dinner.

The other major event for that period was a raffle. Total deposits for the raffle were \$ 24,271.00, which came from the sale of 240 raffle tickets at \$ 100.00 each, plus a guest fee of \$ 12.00 for the dinner associated with the raffle. The expenses were \$ 11,300.00 in prizes, and \$ 1,925.00 for meals at the Colonial Arms, for a grand total of \$ 13,225.00. There were no receipts given for the checks issued as raffle prizes, nor was there a receipt given for the Colonial Arms bill. The question is, is \$ 1,925.00 a reasonable expense for dinners for 120 people. This averages out to \$ 16.04 per person. The total profit from this fundraiser was \$ 11,046.00.

The total receipts for this period totalled \$ 28,146.00. This figure matches the disclosure statement, check register and bank statement. After expenses, the balance was \$ 9,870.85.

PERIOD 3: JULY 13, 1994 - JANUARY 12, 1994 (7/13/94-1/12/95)

For this disclosure period, there were four checks for which there are no receipts:

1) check # 2431 in the amount of \$ 100.00 issued to the Hearts and Flowers Committee.

2) check # 2445 in the amount of \$ 100.00 issued to the Hearts and Flowers Committee.

3) check # 2438 in the amount of \$ 510.00 issued to the Colonial Arms for the 1994 dinner rally.

4) check # 2435 in the amount of \$ 52.20 to the postmaster.

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Receipts from the Hearts and Flowers committee are not to be expected, since it is a subcommittee of the County Committee. The question is, is it reasonable to spend \$ 100.00 on floral arrangements and cards for sick, injured, or hospitalized Democrats? It would seem so.

The postmaster receipt of \$ 52.50 would cover the postage for two (2) mailings to the County Committee membership, plus approximately thirty more envelopes, which with two weeks to go before the gubernatorial election is not unreasonable.

The major fundraiser during this period was a dinner at the Colonial Arms. The dinner was attended by 55 people. Total deposits for this dinner were \$ 1,330.00. The expenses were \$ 510.00, thus leaving a total profit of \$ 820.00. The total price of the dinners averages out to be \$ 9.27 per person, which is not an extravagant amount.

The bank statement shows a balance of \$ 3,406.20. This figure matched the check registers and receipts. However, there was a \$ 2,000.00 variance on the original disclosure sheet. The disclosure sheet showed an amount of \$ 1,406.20.

The variance arose out of a contribution to the Bob Lawrence for Congress campaign. A \$ 4,000.00 check was sent by the County Committee to the Lawrence Campaign as a contribution. \$2,000.00 was returned, since federal election law does not allow contributions of more than \$ 2,000.00. Two separate checks of \$ 1,000.00 each were then issued: #2436 was issued to the Essex County Democratic Committee and #2437 was issued to the Saratoga County Democratic Committee, which subsequently gave this money to

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the Lawrence Campaign. Inter-County transfers such as these are not uncommon.

For the purposes of expediency, the checks were shown as \$ 4,000.00 going out in three checks, which is what was actually spent, but the \$ 2,000.00 that was returned by the Lawrence Campaign was never shown as a deposit, since it was immediately sent back out to the aforementioned County committees. This was simply a matter of accounting. However, the campaign disclosure form has since been amended to reflect the \$ 2,000.00 as a deposit. The amended statement was filed on December 11, 1995 and all statements, disclosures, registers, and receipts now reflect the figure of \$ 3,406.20.

Furthermore, check #2436, which was issued to the Essex County Democratic Committee was lost by that committee after the transfer had been made. On December 9, 1994, a stop check order was issued, with a fee of \$ 15.00 charged for doing so. That same day, check #2441 was issued to the Essex County Democratic Committee. Thus, there is no discrepancy.

PERIOD 4: JANUARY 13, 1995 - JULY 12, 1995 (1/13/95-7/12/95)

During this period, no fundraisers were held by the County Committee. For this reporting period, there were two checks for which there are no receipts:

Check #2454 in the amount of \$ 86.40 to the Postmaster.

Check #2452 in the amount of \$ 100.00 to the Warrensburg Chamber of Commerce.

The check issued to the Chamber of Commerce was an expense

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related to the World's Largest Garage Sale, which was held the weekend of September 30 / October 1, 1995. This fundraiser raised \$ 885.43 after expenses. The check to the postmaster was issued at the beginning of the petition circulation period. Also, there were two County Committee meetings, one in May and one in July, for which notices had to be sent. Thus, it would seem that a bill of \$ 86.40 is not unreasonable.

The campaign disclosure sheet shows that \$ 615.71 in deposits were made. This figure is also shown in the check register, but nothing appears on the bank statement. The figure is not shown on the bank statement because the \$ 615.71 came from outstanding checks, some which dated as far back as 1988, which were retired by former Treasurer Bill McCarthy. Because teh checks were never cashed, no funds were ever withdrawn from the bank account. Although there is the slight chance that these checks may be cashed, the prospects of this event occurring are not likely. These retired checks are listed as deposits on the disclosure statement because there is no area on the disclosure sheet where retired debts should be listed. Therefore, former Treasurer McCarthy listed these retired checks as deposits.

* * * * *

As of the last bank statement, September 15, 1995, the checkbook showed a balance of \$ 2,647.12, while the bank statement showed a balance of \$ 2,642.37, for a discrepancy of \$ 4.75, which considering the amount of money that has been transferred in and out of this account is de minimus,

Since that time, there was the aforementioned garage

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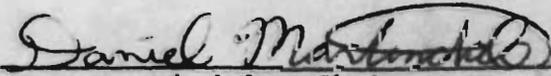
sale, an election weekend rally at the Hibernian Hall, and contributions to political candidates. The balance as of December 10, 1995 was \$ 995.19, based upon the deposits and receipts, then subtracting ther outstanding checks. The actual balance is \$ 990.94, which is due to the \$.25 check charge and how it is reflected. Former Treasurer McCarthy, when doing the checkbook register, added \$.25 to the amount of each check to cover the bank charge. In other words, there would be a \$.25 difference between the check amount written in the register and the face amount of the check.

The new Treasurer, Tom O'Dea, will instead enter the same amount into the register as is written on the face of the check. The bank charges will be aggregated and subtracted from the register quarterly, to coincide with the bank statement. This is merely a change of method and no discrepancies should arise from the different system of accounting.

Finally, for information purposes, the next financial disclosure form is due to be filed by January 15, 1996.

* * * * *

After my review of the bank statements, cancelled checks, receipts, check registers, and financial disclosure statements of the Warren County Democratic Committee, I have found all expenses, deposits, and records to be accurate, reasonable, and legitimate.


Dan Martindale, Chairman
Glens Falls Democratic Comm.

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STATE OF NEW YORK BOARD OF ELECTIONS DISCLOSURE STATEMENT - COVER PAGE

ELECTION YEAR 1994	FILE NO.	STATEMENT NUMBER FROM BELOW 10	STATEMENT PERIOD DATES FROM 7/12/94 TO 1/11/95
------------------------------	----------	------------------------------------------	-----------------------------------------------------------------

95 JAN 17 PM 3:51
 WARREN COUNTY BOARD OF ELECTIONS

IDENTIFICATION

YOU MUST TYPE OR PRINT LEGIBLY IN BLACK OR BLUE INK

WARREN COUNTY DEMOCRATIC COMMITTEE
Full name of Candidate or Committee

16 LUPINE LANE
Mailing Address of Candidate or Committee

QUEENSBURY NEW YORK 12804
City State Zip

MCCARTHY C. WILLIAM
Committee Treasurer Name (Last) (First)

IS THIS COMMITTEE AUTHORIZED BY THE CANDIDATE? YES NO
 CHECK BOX IF MAILING ADDRESS HAS CHANGED SINCE LAST REPORT

OFFICE/DISTRICT/CANDIDATE BEING SUPPORTED

TYPE OF REPORT

STATEMENT IS BEING FILED BY:

- Party Committee Constituted Committee
- Candidate Political Committee
- Housekeeping Account Only

CHECK ONE BOX AND INDICATE STATEMENT NUMBER ABOVE

- | | |
|------------------------------------------------|-----------------------------------------------------------------------|
| 1 <input type="checkbox"/> 32 day Pre Primary | 7 <input type="checkbox"/> 32 day Pre Special |
| 2 <input type="checkbox"/> 11 day Pre Primary | 8 <input type="checkbox"/> 11 day Pre Special |
| 3 <input type="checkbox"/> 10 day Post Primary | 9 <input type="checkbox"/> 27 day Post Special |
| 4 <input type="checkbox"/> 32 day Pre General | 10 <input checked="" type="checkbox"/> Periodic Jan. 15, 19 <u>95</u> |
| 5 <input type="checkbox"/> 11 day Pre General | 11 <input type="checkbox"/> Periodic July 15, 19 |
| 6 <input type="checkbox"/> 27 day Post General | 12 <input type="checkbox"/> 24 hour notice |

- Campaign material or a disclaimer must be submitted with Post-Election statements
- Termination Report (you cannot terminate if any funds or debts remain)
- Amendment Report Date of original report _____
- Treasurer Resignation Report: Copy of letter of resignation attached

STATEMENT INVENTORY

INDIVIDUAL/PARTNERSHIP CONTRIBUTIONS (SCH. A)		
CORPORATE CONTRIBUTIONS (SCH. B)		
ALL OTHER CONTRIBUTIONS (SCH. C)		
IN-KIND CONTRIBUTIONS/OTHER RECEIPTS (SCH. D/E)		
EXPENDITURE PAYMENTS (SCH. F)	1	
TRANSFERS IN/OUT (SCH. G/H)	1	
LOANS RECEIVED/PAID (SCH. I/J)		
BILLS/LOANS FORGIVEN (SCH. K)		
EXPENDITURE REFUNDS/CONTRIBUTIONS REFUNDED (SCH. L/M)		
OUTSTANDING LIABILITIES (SCH. N)		
PARTNERS/SUBCONTRACTS (SCH. O)		
HOUSEKEEPING RECEIPTS (SCH. P)		
HOUSEKEEPING EXPENSES (SCH. Q)	2	
SUMMARY/STATUS REPORT	1	

IN-LIEU-OF STATEMENT

I state that I am a candidate or a treasurer of an authorized committee which supports only one candidate, and neither the total of receipts nor the total of expenditures has exceeded or will exceed one thousand dollars in connection with this campaign.

VERIFICATION

Must have original signature - sign in black or blue ink only

I state that the information contained in this statement is in all respects true and complete to the best of my knowledge, information and belief.

C. WILLIAM MCCARTHY
Name - Print or type

C. William McCarthy
Signature

TREASURER
Title

1/13/95
Date Reported Phone number

ANY FALSE INFORMATION IN THIS STATEMENT MAY BE A CLASS A MISDEMEANOR, PUNISHABLE BY A FINE AND/OR UP TO ONE YEAR IMPRISONMENT, PURSUANT TO SECTION 216.46 OF THE PENAL LAW. FOR FURTHER INFORMATION, CONTACT THE NEW YORK STATE BOARD OF ELECTIONS OR YOUR COUNTY BOARD OF ELECTIONS. FOR INFORMATION ON COMPLETING THIS FORM CALL 1-800-455-3453

90043065757

ELECTION YEAR	FILER ID	STATEMENT PERIOD DATES	PAGE	
1994		FROM 7/12/94 TO 11/11/95	3	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
TOTAL THIS PAGE			\$	
GENERAL TOTAL (See Page 4)			\$	

TYPE 1 - Party/Constituted Committees
TYPE 2 - Committee Solely Supporting Some Candidate

NOTE: DO NOT REPORT FUNDS RECEIVED FROM INDEPENDENT COMMITTEES OR COMMITTEES AUTHORIZED BY A DIFFERENT CANDIDATE AS A TRANSFER. THESE RECEIPTS MUST BE REPORTED AS A CONTRIBUTION ON SCHEDULE C.

Payments to Party Committee and other committees authorized solely for this candidate

(TRANSFERS OUT) Schedule H

DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
10/28/94	SARATOGA COUNTY DEMOCRATIC COMMITTEE	1 BK		
	STREET	20	\$ 1,000.00	
CHECK #	CITY - STATE		12188	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
12/9/94	ESSEX COUNTY DEMOCRATIC COMMITTEE	1 BK		
	STREET	20	\$ 1,000.00	
CHECK #	CITY - STATE		12936	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED	
	STREET	10		
CHECK #	CITY - STATE	20	\$	
TOTAL DEBIT			\$ 2,000.00	
GENERAL TOTAL (See Page 4)				

TYPE 1 - Party/Constituted Committees
TYPE 2 - Committee Solely Supporting Some Candidate

NOTE: DO NOT REPORT FUNDS PAID TO INDEPENDENT COMMITTEES OR COMMITTEES AUTHORIZED BY A DIFFERENT CANDIDATE AS A TRANSFER. THESE PAYMENTS MUST BE REPORTED AS A PAYMENT ON

98043063759

NON-CAMPAIGN HOUSEKEEPING EXPENSES Schedule Q

REPORTING YEAR		FILER'S		STATEMENT PERIOD DATES		PAGE	
1995				FROM 7/12 94 TO 1/14 95		4 of 5	
DO NOT report Withdrawals Out							
DATE PAID	NAME	STREET	CITY - STATE	APT	PURPOSE CODE	EXPLAIN	AMT PAID
8/6/94	WM. MONTFORT	SO. JOHNSBURG RD. POB 9	JOHNSBURG, NY		OTHER	PHONE BILL & COPIER REPAIR	\$ 318.58
2426				12843			
8/15/94	POSTMASTER	ROUTE 8	JOHNSBURG, NY		OTHER	PERMIT #	\$ 75.00
2427				12843			
8/18/94	WM. MONTFORT	SO. JOHNSBURG RD. POB 9	JOHNSBURG, NY		UTILS	TELEPHONE	\$ 186.96
2428				12843			
9/25/94	WARREN COUNTY DEMOCRATIC COMMITTEE	16 LUPINE LANE	QUEENSBURY, NY		OTHER	HEARTS & FLOWERS	\$ 100.00
2431				12804			
9/25/94	WM. MONTFORT	SO. JOHNSBURG RD. POB 9	JOHNSBURG, NY		OTHER	COMPUTER REPAIR & PHONE	\$ 784.02
2430				12843			
10/12/94	POSTMASTER	ROUTE 8	JOHNSBURG, NY		POSTA		\$ 72.04
2432				12843			
10/20/94	JOHN E. WERTIME, TREASURER	CO. MUNICIPAL CENTER	LAKE GEORGE, NY		OTHER	PRINTING	\$ 19.00
2434				12843			
10/20/94	POSTMASTER	ROUTE 8	JOHNSBURG, NY		POSTA		\$ 52.20
2435				12843			
10/31/94	COLONIAL ARMS REST.	MAIN ST.	WARRENSBURG, NY		OTHER	FALL RALLY DINNER	\$ 510.00
2438				12885			
TOTAL THIS PAGE							\$2,117.80

98040365760

Expenditure Purpose Codes (use on Schedule Q only)

- RENTS Other Rent
- UTILS Utilities
- POSTAL Postage
- POSTA Postage
- PROF Professional Services
- OTHR Other Expenses
- MAIL Mailings
- OTHR Other Funds Expenditures
- OTHR Voter Registration Materials or Services

Complete this summary on your last page only!

①	Other	\$
②	Other	\$
③	Schedule Total	\$

* This schedule to be used only by party or constituted committee.

SUMMARY OF RECEIPTS / EXPENDITURES

1. Opening Balance - must be same as ending balance on line 7 of your previous statement \$ 9,870.85

RECEIPTS THIS PERIOD

2. CONTRIBUTIONS

2a) Schedule A total\$ 1,406.20
2b) Schedule B total 0.00
2c) Schedule C total 0.00
2d) Schedule D total 0.00
2e) Total Contributions (add 2a through 2d) \$ 1,406.20

3. MISCELLANEOUS RECEIPTS

3a) Schedule E total\$ 0.00
3b) Schedule G total 0.00
3c) Schedule I total 0.00
3d) Schedule L total 0.00
3e) Schedule P total 0.00
3f) Total Miscellaneous Receipts (add 3a through 3e)\$ 0.00

4. TOTAL receipts this period (add 2e plus 3f) \$ 1,406.20

5. TOTAL (add line 1 plus line 4) \$ 11,277.05

EXPENSES THIS PERIOD

6. EXPENSES

6a) Schedule F, box 3 total\$ 2,100.00
6b) Total of Summary line 2d and Schedule K, Col 4 total 0.00
6c) Schedule H total 2,000.00
6d) Schedule J total 0.00
6e) Schedule M total 0.00
6f) Schedule Q total 3,065.48
6g) TOTAL expenses this period (add 6a through 6f) \$ 7,165.48

7. BALANCE at end of period: subtract line 6g from line 5 \$ 4,111.57

98043866762

STATE OF NEW YORK

BOARD OF ELECTIONS DISCLOSURE STATEMENT - COVER PAGE

ELECTION YEAR 1995	FILE NO.	STATEMENT NUMBER FROM BELOW 11	STATEMENT PERIOD DATES FROM 1.12.95 TO 7.11.95	
-----------------------	----------	-----------------------------------	---------------------------------------------------	--

IDENTIFICATION YOU MUST TYPE OR PRINT LEGIBLY IN BLACK OR BLUE INK

WARREN COUNTY DEMOCRATIC COMMITTEE
FOR BOARD OF ELECTIONS OR CANDIDATE

16 LUPINE LANE

QUEENSBURY NEW YORK 12804
City State Zip

MCCARTHY C. WILLIAM
Committee Treasurer Name (Last First)

IS THIS COMMITTEE AUTHORIZED BY THE CANDIDATE? YES NO
 CHECK BOX IF MAILING ADDRESS HAS CHANGED SINCE LAST REPORT

OFFICE/DISTRICT/CANDIDATE BEING SUPPORTED

TYPE OF REPORT

STATEMENT IS BEING FILED BY:

Party Committee Constituted Committee
 Candidate Political Committee
 Housekeeping Account Only

- * CHECK ONE BOX AND INDICATE STATEMENT NUMBER ABOVE**
- | | |
|------------------------------------------------|---------------------------------------------------------------|
| 1 <input type="checkbox"/> 32 day Pre Primary | 7 <input type="checkbox"/> 32 day Pre Special |
| 2 <input type="checkbox"/> 11 day Pre Primary | 8 <input type="checkbox"/> 11 day Pre Special |
| 3 <input type="checkbox"/> 10 day Post Primary | 9 <input type="checkbox"/> 27 day Post Special |
| 4 <input type="checkbox"/> 32 day Pre General | 10 <input type="checkbox"/> Periodic Jan. 15, 19__ |
| 5 <input type="checkbox"/> 11 day Pre General | 11 <input checked="" type="checkbox"/> Periodic July 15, 1995 |
| 6 <input type="checkbox"/> 27 day Post General | 12 <input type="checkbox"/> 24 hour notice |

- * Campaign material or a disclaimer must be submitted with Post-Election statements.
- Termination Report (you cannot terminate if any funds or debts remain)
- Amendment Report Date of original report _____
- Treasurer Resignation Report Copy of letter of resignation attached

STATEMENT INVENTORY

INDIVIDUAL/PARTNERSHIP CONTRIBUTIONS (SCH. A)			
CORPORATE CONTRIBUTIONS (SCH. B)			
ALL OTHER CONTRIBUTIONS (SCH. C)			
IN-KIND CONTRIBUTIONS/OTHER RECEIPTS (SCH. D/E)			
EXPENDITURE PAYMENTS (SCH. F)			
TRANSFERS IN/OUT (SCH. G/H)			
LOANS RECEIVED/PAID (SCH. I/J)			
BILLS/LOANS FORGIVEN (SCH. K)			
EXPENDITURE REFUNDS/CONTRIBUTIONS REFUNDED (SCH. L/M)			
OUTSTANDING LIABILITIES (SCH. N)			
PARTNERS/SUBCONTRACTS (SCH. O)			
HOUSEKEEPING RECEIPTS (SCH. P)			
HOUSEKEEPING EXPENSES (SCH. Q)			
SUMMARY/STATUS REPORT			

95 JUL 17 11:01 AM
 WARREN COUNTY BOARD OF ELECTIONS

IN-LIEU-OF STATEMENT

I state that I am a candidate or a treasurer of an authorized committee which supports only one candidate, and neither the total of receipts nor the total of expenditures has exceeded or will exceed one thousand dollars in connection with this campaign.

VERIFICATION

Must have original signature - sign in black or blue ink only

I state that the information contained in this statement is in all respects true and complete to the best of my knowledge, information and belief.

C. WILLIAM MCCARTHY
Name - Print or type

TREASURER
Title

C. William M.Carthy
Signature

1/12/95
Date Signed

Print Name

ANY FALSE INFORMATION IN THIS STATEMENT MAY BE A CLASS A MISDEMEANOR, PUNISHABLE BY A FINE AND/OR UP TO ONE YEAR IMPRISONMENT, PURSUANT TO SECTION 214.46 OF THE PENAL LAW. FOR FURTHER INFORMATION, CONTACT THE NEW YORK STATE BOARD OF ELECTIONS OR YOUR COUNTY BOARD OF ELECTIONS.

FOR INFORMATION ON COMPLETING THIS FORM CALL 1-800-458-3453

98043003763

NON-CAMPAIGN HOUSEKEEPING EXPENSES Schedule Q

ELECTION YEAR	PLAN ID	STATEMENT PERIOD DATES	PAGE	
1995		FROM 1/12/95 TO 7/11/95	3 of 3	
DO NOT report Transfers Out				
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
6/1/95	GLENS FALLS DEMOCRATIC COMM.	OTHER		
	STREET 19 BUSH ST. APT		RETURNED TO GLENS FALLS, TREASURER	<i>J. Kelly</i> \$100.00
	CHECK NO. 2455			
	CITY - STATE GLENS FALLS, NY			
	ZIP 12801			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
6/1/95	RAY MAHONEY	OTHER		
	STREET 83 SHERIDAN ST. APT		REIMBURSEMENT FOR LITIGATION	\$250.00
	CHECK NO. 2456			
	CITY - STATE GLENS FALLS, NY			
	ZIP 12801			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
7/8/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. POBOX 9 APT		REIMBURSEMENT PHONE BILL	\$210.29
	CHECK NO. 2457			
	CITY - STATE JOHNSBURG, NY			
	ZIP 12843			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
7/8/95	GLENS FALLS NATIONAL BANK	OTHER		
	STREET 250 GLEN ST. APT		BANK FEE	\$13.00
	CHECK NO.			
	CITY - STATE GLENS FALLS, NY			
	ZIP 12801			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
	STREET			
	CHECK NO.			
	CITY - STATE			
	ZIP			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
	STREET			
	CHECK NO.			
	CITY - STATE			
	ZIP			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
	STREET			
	CHECK NO.			
	CITY - STATE			
	ZIP			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
	STREET			
	CHECK NO.			
	CITY - STATE			
	ZIP			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
	STREET			
	CHECK NO.			
	CITY - STATE			
	ZIP			
TOTAL THIS PAGE				\$ 573.29

98040063764

Separation Purpose Codes from Schedule Q (1995)

- RENTD Office Rent
- UTILS Utilities
- TRVLR Travel
- POSTA Postage
- PROFL Professional Services
- OFFEXP Office Expenses
- MEALS Meals
- OTHER Other Prepaid Expenses
- UNDEFN Under Registration Minutes of Services

Complete this summary on your last page only!

①	TOTAL OTHER PURPOSES	6 1576.41
②	TOTAL OTHER PURPOSES	1
③	Schedule Total	9 1576.41

* This schedule to be used only by party or constituted committee.

* NON-CAMPAIGN HOUSEKEEPING EXPENSES Schedule Q

ELECTION YEAR	PLACID	STATEMENT PERIOD DATES	PAGE	
1995		FROM 1/12/95 TO 7/11/95	2 of 3	
DO NOT report Treasury Ours				
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
1/12/95	POSTMASTER	POSTA		
	STREET ROUTE 8 APT			
2446	CITY - STATE JOHNSBURG, NY			\$ 70.23
2446	ZIP 12843			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
1/28/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. PO BOX 9 APT			
2447	CITY - STATE JOHNSBURG, NY	REIMBURSEMENT		
2447	ZIP 12843	PHONE BILL		\$ 126.86
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
1/31/95	POSTMASTER	OTHER		
	STREET ROUTE 8 APT			
2448	CITY - STATE JOHNSBURG, NY	POST OFFICE BOX		
2448	ZIP 12843	RENT		\$ 8.00
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
2/18/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. PO BOX 9 APT			
2449	CITY - STATE JOHNSBURG, NY	REIMBURSEMENT		
2449	ZIP 12843	PHONE BILL		\$ 236.14
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
3/25/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. PO BOX 9 APT			
2450	CITY - STATE JOHNSBURG, NY	REIMBURSEMENT		
2450	ZIP 12843	PHONE BILL		\$ 164.37
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
4/29/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. PO BOX 9 APT			
2451	CITY - STATE JOHNSBURG, NY	REIMBURSEMENT		
2451	ZIP 12843	PHONE BILL		\$ 195.47
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
5/6/95	WARRENSBURG CHAMBER OF COMMERCE	OTHER		
	STREET MAIN ST. APT			
2452	CITY - STATE WARRENSBURG, NY	MEMBERSHIP FEE		\$ 100.00
2452	ZIP 12885			
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
5/26/95	WM. MONTFORT	UTILS		
	STREET S. JOHNSBURG RD. PO BOX 9 APT			
2453	CITY - STATE JOHNSBURG, NY	REIMBURSEMENT		
2453	ZIP 12843	PHONE BILL		\$ 75.65
DATE PAID	NAME	PURPOSE CODE	EXPLAIN	AMT PAID
5/24/95	POSTMASTER	POSTA		
	STREET ROUTE 8 APT			
2454	CITY - STATE JOHNSBURG, NY			\$ 86.40
2454	ZIP 12843			
TOTAL THIS PAGE				\$ 1003.12

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- Expenditure Purpose Codes (see on Schedule Q only)
- RENTO Office Rent
 - UTILS Utilities
 - PAVTL Payroll
 - PRGSA Postage
 - PRGSL Professional Services
 - GRGSP Office Expenses
 - TRVLS Travel
 - GRGSP Other Private Expenses
 - TRVTR Voter Registration Materials & Services

Complete this summary on your last page only!

①	UTILS		
②	REIMBURSEMENT		
③	Schedule Total		

* This information is to be used only for reporting purposes.

SUMMARY OF RECEIPTS / EXPENDITURES

1. Opening Balance - must be same as ending balance on line 7 of your previous statement \$ 4,111.57

RECEIPTS THIS PERIOD

2. CONTRIBUTIONS

2a) Schedule A total\$ 615.71
2b) Schedule B total 0.00
2c) Schedule C total 0.00
2d) Schedule D total 0.00
2e) Total Contributions (add 2a through 2d) \$ 615.71

3. MISCELLANEOUS RECEIPTS

3a) Schedule E total\$ 0.00
3b) Schedule G total 0.00
3c) Schedule I total 0.00
3d) Schedule L total 0.00
3e) Schedule P total 0.00
3f) Total Miscellaneous Receipts (add 3a through 3e)\$ 0.00

4. TOTAL receipts this period (add 2e plus 3f)\$ 615.71

5. TOTAL (add line 1 plus line 4)\$ 6727.28

EXPENSES THIS PERIOD

6. EXPENSES

6a) Schedule F, box 3 total\$ 0.00
6b) Total of Summary line 2d and Schedule K, Col 4 total 0.00
6c) Schedule H total 0.00
6d) Schedule J total 0.00
6e) Schedule M total 0.00
6f) Schedule Q total 1576.41
6g) TOTAL expenses this period (add 6a through 6f)\$ 1576.41

7. BALANCE at end of period: subtract line 6g from line 5\$ 3150.87

98043863766



ESSEX COUNTY BOARD OF ELECTIONS
ELIZABETHTOWN, NEW YORK 12932

518-873-3474
Fax No. 518-873-3479

EDWARD P. HATCH
Democratic Commissioner
873-3475

Rita J. Phillips
Deputy
873-3477

ADOLPH N. DISKIN
Republican Commissioner
873-3478

Nancy G. Doyle
Deputy
873-3476

May 16, 1996

Dear Margaret:

Enclose is the Financial Activity of the Essex County Democratic Committee. If you have any questions please do not hesitate to call.

Sincerely,

Rita Phillips
Deputy Commissioner

98043663767

May 14, 1996

Here follows a report of the financial activity of the Essex County Democratic Committee from July 1, 1993 to July 1, 1995. This report has been prepared by Barbara S. Dwyer, CPA and a copy of her workpapers are attached for clarification.

Beginning cash balance, 7/1/93	\$ 639.93
Cash receipts, 7/1/93-6/30/95:	
Interest income	39.06
Party Contribution, 10/93	20.00
Raffle Income, 1993	755.00
Raffle Income, 1994	1,425.00
Party Contributions, 1994	1,810.00
Total Cash Receipts	4,049.06
Subtotal	4,688.99
Cash disbursements, 7/1/93-6/30/95:	
Postage expense	85.76
County Fair Booth Rent	132.00
Supplies	97.65
Raffle Winner, 1993	377.50
Raffle Winners, 1994	225.00
Contribution to Robert Lawrence for Congress campaign, 10/94	1,000.00
Contributions to local campaigns, 10/93	375.00
Contribution to United States Democratic Committee	650.00
Phanplet design fee	60.00
Survey fee	300.00
Total Cash Disbursements	3,302.91
Ending cash balance, 6/30/95	1,386.08

I attest to the accuracy of the reporting of the financial activities of the Essex County Democratic Committee as here reported.


Matthew H. Dwyer,
Treasurer

98043863768

98043666769

	1	2	3	4	5	6
		CR		CD		
						Beginning cash balance
7/13/93	Postage			1624		63993
7/17/93	Essex Cty Fair-booth			13200		
7/19/93	Postage			1595		
8/12/93	Lakeside - labels			1550		
8/16/93	Fair booth supplies			2515		
9/9/93	Int - July + Aug	171				43680
9/9/93	Postage			717		
9/14/93	Postage			1740		
10/9/93	Int - Sept	69				
10/11/93	sc/so Raffle	75500				116790
10/19/93	BH Brinton - so/so wires			37750		
10/19/93	Donation to Party	2000				
10/19/93	Rickard Hall - campaign			2500		
10/21/93	Patricia Hewitt -			5000		
-	J. McCormick -			10000		
-	J. Jenks -			2500		
-	B. Suleit -			2500		
-	E. Coenrod -			2500		
-	R. Connors -			5000		
-	S. Vinskus -			2500		
-	V. Trombley -			5000		
11/6/93	Int - Oct	69				38611
11/17/93	Postage			2900		
12/4/93	Int - Nov	76				
11/1/94	Int - Dec	76				40863
1/1/94	Int - Jan	69				
3/1/94	Int - Feb	76				
4/1/94	Int - March	69				
5/1/94	Int - April	68				
6/1/94	Int - May	69				
7/1/94	Int - June	69				
7/22/94	Party Contributions	22500				
7/22/94	Party Contributions	120000				
7/22/94	Linda Martin - 2nd Prize			#139	5000	
7/22/94	Susan Russ - 1st Prize			153	10000	
7/23/94	Int	69				168850
8/9/94	Gary - Allen - 4th Prize			141	2500	
8/17/94	Dan Pratt - 3rd Prize			140	5000	
8/31/94	Int	269				

98043063770

	1	2	3	4	5	6
9/2/94 Int		269				
10/3/94 Int		241				
11/4/94 ^{Tom Lyons + 2} Gibney, Anthony + Ellen (?)			143	5700		
11/3/94 Party Contributions		52500				
11/5/94 - -		26000				
11/3/94 US Democratic Comm			142	65000		
11/26/94 Int		244				170170
12/15/94 Party Contributions		102500				
12/24/94 Robt Lawrence for Congress			144	100000		
12/31/94 Int		279				
1/31/95 Int		257				
2/22/95 Int		233				
3/27/95 Claire Tobey - Pamphlet			185	6000		
3/3/95 Int		256				
4/2/95 Int		271				
5/3/95 Int		250				
6/13/95 Tom Konda - Survey			146	30000		
6/30/95 Int		216				138461
7/3/95 Int		206				133602
		<u>404906</u>		<u>330291</u>		
Party Donation 1993		2000				
Interest Income		3906		8576	Postage	
Raffle Income 1993		75500		13200	Booth Rent	
Raffle Income 1994		142500		9765	Supplies	
Party Contributions 1994		181000		37750	1993 Raffle Winners	
		<u>404906</u>		22500	1994 Raffle Winners	
				100000	Robt Lawrence for Congress '91	
				30000	Survey Fee	
				6000	Pamphlet Design Fee	
				65000	US Democratic Comm	
				37500	1993 Local Candidates	
Savings acct		2757				
no transactions for 2 yrs						
except minor interest postages						
				<u>330291</u>		



FEDERAL ELECTION COMMISSION
Washington, DC 20463

October 1, 1997

John B. Farrell
125 South Street
Glens Falls, NY 12801

RE: MUR 4676

Dear Mr. Farrell:

This letter acknowledges receipt on September 25, 1997, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended. The respondent(s) will be notified of this complaint within five business 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 notarized and sworn to in the same manner as the original complaint. We have numbered this matter MUR 4676. 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 "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosure
Procedures

98043865773



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

Matthew Dwyer, Treasurer
Essex County Democratic Committee
Jersey Street, P.O. Box 127
Essex, NY 12936

RE: MUR 4676

Dear Mr. Dwyer:

The Federal Election Commission received a complaint which indicates that Essex County Democratic 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 4676. 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 Essex County Democratic 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.

98043863774

If you have any questions, please contact Alva E. Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

98043063775



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

The Honorable Lois Montfort
Warren County Board of Elections
1340 State Road 9
Lake George, NY 12845-9793

RE: MUR 4676

Dear Commissioner Montfort:

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 4676. Please refer to this number in all future correspondence.

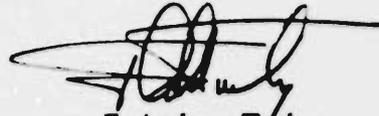
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under 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.

98043863776

If you have any questions, please contact Alva E. Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

9 0 0 4 3 8 6 3 7 7 7



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

Peter Wager, Treasurer
Saratoga County Democratic Committee
6 Cappa Binca Drive
Waterford, NY 12188

RE: MUR 4676

Dear Mr. Wager:

The Federal Election Commission received a complaint which indicates that Saratoga County Democratic 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 4676. 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 Saratoga County Democratic 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.

98043863778

If you have any questions, please contact Alva E. Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Tarley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

98043863779



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

C. William McCarthy, Treasurer
Warren County Democratic Committee
16 Lupine Lane
Queensbury, NY 12804

RE: MUR 4676

Dear Mr. McCarthy:

The Federal Election Commission received a complaint which indicates that Warren County Democratic 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 4676. Please refer to this number in all future correspondence.

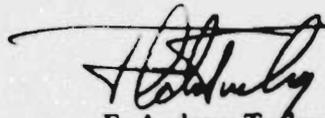
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against Warren County Democratic Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where 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.

98043863730

If you have any questions, please contact Alva E. Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

98043563781



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

Dan Martindale, Chairman
Glens Falls Demoratic Committee
17 Hillcrest Drive
Lake George, NY 1285

RE: MUR 4676

Dear Mr. Martindale:

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 4676. Please refer to this number in all future correspondence.

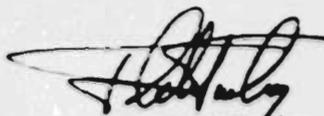
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under 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.

9 8 0 4 3 8 6 3 7 8 2

If you have any questions, please contact Alva E Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F Andrew Tarley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

9 8 0 4 3 0 6 3 7 8 3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1997

Thomas P. O'Dea, Treasurer
Glens Falls Democratic Committee
17 Hillcrest Drive
Lake George, NY 12845

RE: MUR 4676

Dear Mr. O'Dea:

The Federal Election Commission received a complaint which indicates that Glens Falls Democratic 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 4676. 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 Glens Falls Democratic 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.

9 8 0 4 3 8 6 3 7 8 4

If you have any questions, please contact Alva E. Smith at (202) 219-3690. For your information, we have enclosed a brief description of the Commission's procedures for handling complaints.

Sincerely,



F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Enclosures

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

98043866785

July 11, 1997

Lois A. Montfort

Effective July 25, 1997, for personal reasons, I am leaving my position at Warren County.

Jane M. Bryant

9 0 0 4 3 0 6 3 7 8 6

THIS IS A CERTIFIED COPY OF THE ORIGINAL DOCUMENT ON FILE AT THE WARREN COUNTY BOARD OF ELECTIONS.

Lois A. Montfort
LOIS A. MONTFORT
COMMISSIONER

WARREN COUNTY
BOARD OF ELECTIONS
97 JUL 11 AM 10:03

Warren County Board of Elections
1340 State Route 9
Lake George, NY 12845
Tel. (518) 761-6456-6457

OCT 14 2 04 PM '97
FEDERAL ELECTION COMMISSION
OFFICE OF CHIEF CLERK

Robert M. Allen
Lois A. Montfort
Commissioners

October 9, 1997

F. Andrew Turley, Supervisory Att.
Federal Election Commission
999 E Street, NW
Washington, D C. 20463

Re: MUR4676
Dear Mr. Turley:

In your complaint Mr John Farrell states that I had full knowledge of an illegal act and worked to hide it. He also states I attended several Committee meetings where these subjects were discussed. He implies that there is collusion between the NYS Board of Election and also the Saratoga County Board of Election and myself. In addition, he states that I threatened his sister's job on more than one occasion.

The following are my answers to those allegations:

I am a Warren County Democratic Committee person and I do attend most of the meetings. At these meetings on more than one occasion the Farrells and their friends have made several allegations about the Committee and it's officers. The fact that they make allegations does not mean that I have knowledge of illegal acts just because they make allegations. **I do not now or ever, have any direct or indirect, knowledge of illegal activities past or present, by the Warren County Democratic Committee or it's Officers. This office has never received any compliant from any of these individuals who have been making these allegations.**

In fact, it was the NYS Board of Elections that received the compliant and the County Committee requested the State Board to audit them so these individuals could not suggest that this Office or I am hiding anything, as Mr. Farrell is now suggesting. As a result the State Board made an investigation and determination. I am not nor is this Office in collusion with the NYS State Board of Elections or the Saratoga County Board of Elections.

I have never threatened Jane Farrell's job in any conversation with Jane, her father or anyone. There were some who felt she should not have the job because of the allegations her family and friends have been making since May 1995. However, I conduct my office without any interference from the party committee members. My position has always been Jane should not be penalized for what her family was doing. The proof of this is the very fact that, Jane continued working for me until 7/25/97, more than two years after her family started these allegations. I imagine Jane had to feel very uncomfortable working together due to her family's actions. Jane got married 6/7/97, she told me that she and her husband are building their home in Saratoga County where he lives and owns property, as such I imagine she wanted to work closer to her new home. Enclosed is a copy of Jane's resignation with her new name Jane Bryant. I hope this answers all of the questions that you may have. If you need anything else from me, please contact me. Thank you.

Sincerely,

Lois A. Montfort

Lois A. Montfort, Democratic Commissioner
Warren County Board of Elections

enc.

93043663737

October 9, 1997

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
Washington, D.C. 20463

OCT 15 2 12 PM '97

FEDERAL ELECTION COMMISSION
OFFICE OF THE ATTORNEY GENERAL

Dear Sir:

280436605730

This letter is in response to MUR 4676. First, I wish to respectfully point out an error in your cover letter to me dated October 1, 1997 wherein I am named as the Treasurer of the Glens Falls Democratic Committee. That is incorrect. I am the Treasurer of the Warren County Democratic Committee. My name is Thomas P. O'Dea and I am the Treasurer of the Warren County Democratic Committee. I was elected to that office for the first time on Sept. 27, 1995. I believe that there was neither the knowledge of, nor any intent to, violate any election law, either State or Federal, on the part of the Warren County Democratic Committee. As evidence of this statement, please see Attachments Nos. 1, 2, and 3. Attachment No. 1 is an Amended Financial Disclosure Statement that corrects a clerical error for the period 07/13/94 through 01/12/95. This Statement contains the period in question. Attachment No. 2 is a letter from the Warren County Democratic Committee to the New York State Board of Elections requesting a review of the financial records inclusive of the period in question. Attachment No. 3 is a determination of the State Board after the above requested review was performed. To me, these Attachments reaffirm my above statement regarding the knowledge and intent of the Warren County Democratic Committee.

However, Mr. Farrell's actions come as no surprise. There has been a concerted, ongoing effort by a small group of disgruntled former and present Committeepeople to discredit the Warren County Democratic Committee. This effort dates back to at least Sept., 1995. I will briefly outline the relevant events and let you draw your own conclusion as to this group's intent in the following paragraph.

9
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On Sept. 27, 1995, the Warren County Democratic Committee (the "County") held its annual Organizational meeting whereat the bi-annual election of County Officers occurred. Shortly prior to this meeting, the City of Glens Falls Democratic Committee (a subcommittee of the County Committee) (the "City") held a similar meeting to elect their City Officers. The incumbent City Chairperson, Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection by Daniel Martindale. At the County meeting of Sept 27, 1995, a letter was circulated and simultaneously released to the press, requesting the New York State Board of Elections to conduct an audit of the County financial records. Per Attachment No. 3, the allegations made against the County Committee were found to be groundless. In the intervening time between Sept., 1995 to the present, various actions were taken by this small group to discredit the Warren County Democratic Committee (see Attachments Nos. 4-9). The culmination of this effort, prior to his complaint to your Agency, was a letter by Mr. Farrell containing the erroneous statement that the determination made by the New York State Board of Election was inconclusive for lack of records and that a new Chairman was needed (see Attachment No. 10 for Mr. Farrell's statements on the State Board and a new Chairman and Attachment No. 11 for my response pointing to the erroneous nature of his statement). It appears that Mr. Farrell, having failed in his attempt to discredit the Warren County Democratic Committee both through use of the media and the New York State Board of Elections, now requests that your Agency continue what any reasonable person might conclude is a modern day witch hunt motivated by a political vendetta.

Thank you for your time and please do not hesitate to contact me if I can be of further assistance in this matter

Respectfully Submitted,



Thomas P. O'Dea, Treasurer,
Warren County Democratic Committee

STATE OF NEW YORK ATTACHMENT NO. 1
BOARD OF ELECTIONS DISCLOSURE STATEMENT - COVER PAGE

ELECTION YEAR <u>1994</u>	FILE #	STATEMENT NUMBER FROM BELOW <u>10</u>	STATEMENT PERIOD DATES FROM <u>7.12.94</u> TO <u>1.11.95</u>
------------------------------	--------	------------------------------------------	-----------------------------------------------------------------

IDENTIFICATION

YOU MUST TYPE OR PRINT LEGIBLY IN BLACK OR BLUE INK

WARREN COUNTY DEMOCRATIC Committee
Full name of Candidate or Committee

17 Hillcrest Drive
Mailing Address of Treasurer - number and street

LAKE GEORGE New York 12845-7217
City State Zip

O'DEA THOMAS
COMMITTEE TREASURER NAME (LAST) (FIRST)

IS THIS COMMITTEE AUTHORIZED BY THE CANDIDATE? YES NO
 CHECK BOX IF MAILING ADDRESS HAS CHANGED SINCE LAST REPORT

OFFICE/DISTRICT/CANDIDATE BEING SUPPORTED

TYPE OF REPORT

STATEMENT IS BEING FILED BY:

- Party Committee
- Constituted Committee
- Candidate
- Political Committee
- Housekeeping Account Only

— CHECK ONE BOX AND INDICATE STATEMENT NUMBER ABOVE

- 1 32 day Pre Primary
- 2 11 day Pre Primary
- 3 10 day Post Primary
- 4 32 day Pre General
- 5 11 day Pre General
- 6 27 day Post General
- 7 32 day Pre Special
- 8 11 day Pre Special
- 9 27 day Post Special
- 10 Periodic Jan. 15, 1995
- 11 Periodic July 15, 19
- 12 24 hour notice

* Campaign material or a disclaimer must be submitted with Post-Election statements.

Termination Report (you cannot terminate if any funds or debts remain)

Amendment Report Date of original report 1/13/95

Treasurer Resignation Report: Copy of letter of resignation attached.

STATEMENT INVENTORY

INDIVIDUAL/PARTNERSHIP CONTRIBUTIONS (SCH. A)		
CORPORATE CONTRIBUTIONS (SCH. B)		
ALL OTHER CONTRIBUTIONS (SCH. C)		
IN-KIND CONTRIBUTIONS/OTHER RECEIPTS (SCH. D/E)		
EXPENDITURE PAYMENTS (SCH. F)		
TRANSFERS IN/OUT (SCH. G/H)		
LOANS RECEIVED/PAID (SCH. I/J)		
BILLS/LOANS FORGIVEN (SCH. K)		
EXPENDITURE REFUNDS/CONTRIBUTIONS REFUNDED (SCH. L/M)		
OUTSTANDING LIABILITIES (SCH. N)		
PARTNERS/SUBCONTRACTS (SCH. O)		
HOUSEKEEPING RECEIPTS (SCH. P)		
HOUSEKEEPING EXPENSES (SCH. Q)		
SUMMARY/STATUS REPORT		

95 DEC 11 AM 9:05
 BOARD OF ELECTIONS
 WARREN COUNTY

IN-LIEU-OF STATEMENT

I state that I am a candidate or a treasurer of an authorized committee which supports only one candidate, and neither the total of receipts nor the total of expenditures has exceeded or will exceed one thousand dollars in connection with this campaign.

VERIFICATION

Must have original signature - sign in black or blue ink only

I state that the information contained in this statement is in all respects true and complete to the best of my knowledge, information and belief

Thomas O'Dea
Name - Print or type

Thomas O'Dea
Signature

TREASURER
Title

12/3/95
Date Signed

ANY FALSE INFORMATION IN THIS STATEMENT MAY BE A CLASS A MISDEMEANOR, PUNISHABLE BY A FINE AND/OR UP TO ONE YEAR IMPRISONMENT, PURSUANT TO SECTION 216.46 OF THE PENAL LAW. FOR FURTHER INFORMATION, CONTACT THE NEW YORK STATE BOARD OF ELECTIONS OR YOUR COUNTY BOARD OF ELECTIONS. FOR INFORMATION ON COMPLETING THIS FORM CALL 1-800-458-3453

MONETARY CONTRIBUTIONS/Individual & Partnership Schedule A

ELECTION YEAR	FILER ID	STATEMENT PERIOD DATES				PAGE	
		FROM / /	TO / /			OF	OF
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						
DATE RECEIVED	NAME	CHECK#	AMOUNT	PREV. AMT.			
	STREET APT						
Code	CITY - STATE ZIP						

TOTAL THIS PAGE \$

- CODE:**
- CAN • CANDIDATE/CANDIDATE SPOUSE
 - IND • INDIVIDUAL
 - FAM • FAMILY MEMBER: SEE INSTRUCTIONS
 - PART • PARTNERSHIP: Partnerships which contribute over \$2000.00 total, must further define in Schedule C.

Complete this summary on your last page only!

①	TOTAL MONETARY CONTRIBUTIONS	\$
②	TOTAL CONTRIBUTIONS	\$
③	Schedule Total	\$

EXPENDITURE/PAYMENT Schedule F

ELECTION YEAR 1994	FILER ID	STATEMENT PERIOD DATES FROM 7/12/94 TO 11/11/95	PAGE 2 of 3
------------------------------	----------	------------------------------------------------------------------	-----------------------

DO NOT report Transfers Out

DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	PURPOSE CODE	EXPLAIN	AMT PAID
10/20/94	Rudolph Meola	Route 1 Box 1		Hague, NY	12836	CNTRB		100.00
2433								
8/18/94	Bob Lawrence For Congress	P.O. Bldg. #3, POB 1994		CANAAN, NY	12029	CNTRB		4,000.00
2422								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								
DATE PAID	NAME	STREET	APT	CITY - STATE	ZIP	-----	EXPLAIN	AMT PAID
CHECK NO.								

TOTAL THIS PAGE **\$ 4,100.00**

Expenditure Purpose Codes

- | | | | |
|-------|---------------------------------|-------|-------------------------------------|
| CASH | Campaign Meetings | POLLS | Polling Costs |
| CONTR | Campaign Consultant | POSTM | Postage |
| CONSV | Consultant Services | PRINT | Print Ads |
| CNTRB | Political Contributions | PROFL | Professional Services |
| FLNDR | Fundraising | RADIO | Radio Ads |
| INSTR | Investment Expenses | RENTS | Office Rent |
| LITER | Campaign Literature | TOLNS | Telephone Ads |
| OFFCE | Office Expenses | TRVLR | Trav. Registration Meals & Services |
| OTHER | Other: Must Provide Explanation | WOMNS | Campaign Workers' Salaries |
| PETTY | Petition Expenses | | |

Complete this summary on your last page only!

①	TOTAL POLLS EXPENDITURES	4100.00
②	TOTAL EXPENSES	\$
③	Schedule Total	4100.00

* See Conventions must be further defined in Schedule G - See Instructions

IN-KIND CONTRIBUTIONS Schedule D

ELECTION YEAR	FILER ID	STATEMENT PERIOD DATES FROM / / TO / /	PAGE OF
---------------	----------	-------------------------------------------	------------

DATE RECEIVED	NAME	DOLLAR VALUE
	STREET APT	
CODE:	CITY - STATE ZIP	
CONTRIBUTION TYPE SERVICES/FACILITIES PROPERTY PURPOSE/DESCRIPTION 1. <input type="checkbox"/> PROVIDED 2. <input type="checkbox"/> GIVEN 3. <input type="checkbox"/> CAMPAIGN EXPENSES PAID		

DATE RECEIVED	NAME	DOLLAR VALUE
	STREET APT	
CODE:	CITY - STATE ZIP	
CONTRIBUTION TYPE SERVICES/FACILITIES PROPERTY PURPOSE/DESCRIPTION 1. <input type="checkbox"/> PROVIDED 2. <input type="checkbox"/> GIVEN 3. <input type="checkbox"/> CAMPAIGN EXPENSES PAID		

DATE RECEIVED	NAME	DOLLAR VALUE
	STREET APT	
CODE:	CITY - STATE ZIP	
CONTRIBUTION TYPE SERVICES/FACILITIES PROPERTY PURPOSE/DESCRIPTION 1. <input type="checkbox"/> PROVIDED 2. <input type="checkbox"/> GIVEN 3. <input type="checkbox"/> CAMPAIGN EXPENSES PAID		

DATE RECEIVED	NAME	DOLLAR VALUE
	STREET APT	
CODE:	CITY - STATE ZIP	
CONTRIBUTION TYPE SERVICES/FACILITIES PROPERTY PURPOSE/DESCRIPTION 1. <input type="checkbox"/> PROVIDED 2. <input type="checkbox"/> GIVEN 3. <input type="checkbox"/> CAMPAIGN EXPENSES PAID		

TOTAL THIS PAGE	\$
SCHEDULE TOTAL LAST PAGE ONLY	\$

CODE:
 CAN = CANDIDATE/ CANDIDATE SPOUSE
 FAM = FAMILY MEMBERS (SEE INSTRUCTIONS)
 CORP = CORPORATE
 OTHER = MUST PROVIDE EXPLANATION

OTHER RECEIPTS Schedule E

DATE RECEIVED	NAME	<input type="checkbox"/> INTEREST/DIVIDEND	RECEIPT AMOUNT
	STREET APT	<input type="checkbox"/> PROCEEDS SALE/LEASE	
	CITY - STATE ZIP	<input type="checkbox"/> OTHER _____	

DATE RECEIVED	NAME	<input type="checkbox"/> INTEREST/DIVIDEND	RECEIPT AMOUNT
	STREET APT	<input type="checkbox"/> PROCEEDS SALE/LEASE	
	CITY - STATE ZIP	<input type="checkbox"/> OTHER _____	

DATE RECEIVED	NAME	<input type="checkbox"/> INTEREST/DIVIDEND	RECEIPT AMOUNT
	STREET APT	<input type="checkbox"/> PROCEEDS SALE/LEASE	
	CITY - STATE ZIP	<input type="checkbox"/> OTHER _____	

DATE RECEIVED	NAME	<input type="checkbox"/> INTEREST/DIVIDEND	RECEIPT AMOUNT
	STREET APT	<input type="checkbox"/> PROCEEDS SALE/LEASE	
	CITY - STATE ZIP	<input type="checkbox"/> OTHER _____	

TOTAL THIS PAGE	\$
SCHEDULE TOTAL LAST PAGE ONLY	\$

Receipts from Party Committee and other committees
authorized solely for this candidate

(TRANSFERS IN) Schedule G

ELECTION YEAR	FILER ID	STATEMENT PERIOD DATES	PAGE
1994		FROM 7/12/94 TO 11/11/95	3 of 3
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
10-12-94	Bob Lawrence For Congress	1 <input type="checkbox"/>	
CHECK # 150	STREET P.O. Bldg. #3, POB 1994	2 <input checked="" type="checkbox"/>	\$2,000.00
	CITY - STATE CANAAN, NY		
	ZIP 12029		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
TYPE 1 - Party/Constituent Committee TYPE 2 - Committee Solely Supporting Same Candidate			TOTAL THIS PAGE \$2,000.00 SCHEDULE TOTAL Last Page Only \$2,000.00

NOTE: DO NOT REPORT FUNDS RECEIVED FROM INDEPENDENT COMMITTEES OR COMMITTEES AUTHORIZED BY A DIFFERENT CANDIDATE AS A TRANSFER. THESE RECEIPTS MUST BE REPORTED AS A CONTRIBUTION ON SCHEDULE C.

Payments to Party Committee and other committees
authorized solely for this candidate

(TRANSFERS OUT) Schedule H

DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
7/25/94	SARATOGA COUNTY DEMOCRATIC COMMITTEE	1 <input checked="" type="checkbox"/>	
CHECK # 2437	STREET 6 CAPPABINCA DR.	2 <input type="checkbox"/>	\$1,000.00
	CITY - STATE WATERFORD, NY		
	ZIP 12189		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
12/19/94	ESSEX COUNTY DEMOCRATIC COMMITTEE	1 <input checked="" type="checkbox"/>	
CHECK # 2441	STREET JERSEY ST., POB 127	2 <input type="checkbox"/>	\$1,000.00
	CITY - STATE ESSEX, NY		
	ZIP 12936		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
DATE	NAME	TRANSFER TYPE	AMOUNT TRANSFERRED
		1 <input type="checkbox"/>	
	STREET	2 <input type="checkbox"/>	\$
CHECK #	CITY - STATE		
TYPE 1 - Party/Constituent Committee TYPE 2 - Committee Solely Supporting Same Candidate			TOTAL THIS PAGE \$2,000.00 SCHEDULE TOTAL Last Page Only \$2,000.00

NOTE: DO NOT REPORT FUNDS PAID TO INDEPENDENT COMMITTEES OR COMMITTEES AUTHORIZED BY A DIFFERENT CANDIDATE AS A TRANSFER. THESE PAYMENTS MUST BE REPORTED AS A PAYMENT ON SCHEDULE F.

LOANS RECEIVED Schedule I

ELECTION YEAR	FILER ID	STATEMENT PERIOD DATES FROM / / TO / /	PAGE OF
---------------	----------	-------------------------------------------	------------

LOAN DATE	LENDER NAME	LOAN AMOUNT
	STREET APT	\$
<input type="checkbox"/> Check # Bank Loan	CITY - STATE ZIP	
LOAN DATE	LENDER NAME	
	STREET APT	\$
<input type="checkbox"/> Check # Bank Loan	CITY - STATE ZIP	
LOAN DATE	LENDER NAME	
	STREET APT	\$
<input type="checkbox"/> Check # Bank Loan	CITY - STATE ZIP	
LOAN DATE	LENDER NAME	
	STREET APT	\$
<input type="checkbox"/> Check # Bank Loan	CITY - STATE ZIP	
LOAN DATE	LENDER NAME	
	STREET APT	\$
<input type="checkbox"/> Check # Bank Loan	CITY - STATE ZIP	

List any loans received during the reporting period. When submitting this schedule to the Board of Elections, a copy of the evidence of indebtedness for each loan must be attached to the statement. If the loan was received from a lending institution, the evidence of indebtedness must include the name and address of any obligor of the loan, or any other person who endorses, co-signs, or otherwise provides security for such loan.

TOTAL THIS PAGE	\$
SCHEDULE TOTAL Last Page Only	\$

LOAN REPAYMENTS Schedule J

LOAN DATE	LENDER NAME	CHECK NO.	AMOUNT
	STREET APT	\$	
	CITY - STATE ZIP		
LOAN DATE	LENDER NAME		
	STREET APT	\$	
	CITY - STATE ZIP		
LOAN DATE	LENDER NAME		
	STREET APT	\$	
	CITY - STATE ZIP		
LOAN DATE	LENDER NAME		
	STREET APT	\$	
	CITY - STATE ZIP		
LOAN DATE	LENDER NAME		
	STREET APT	\$	
	CITY - STATE ZIP		
LOAN DATE	LENDER NAME		
	STREET APT	\$	
	CITY - STATE ZIP		

TOTAL THIS PAGE	\$
SCHEDULE TOTAL Last Page Only	\$

SUMMARY OF RECEIPTS / EXPENDITURES

1. Opening Balance - must be same as ending balance on line 7 of your previous statement \$ 9,870.85

RECEIPTS THIS PERIOD

2. CONTRIBUTIONS

2a) Schedule A total\$ 1,406.20
2b) Schedule B total 0.00
2c) Schedule C total 0.00
2d) Schedule D total 0.00
2e) Total Contributions (add 2a through 2d) \$ 1,406.20

3. MISCELLANEOUS RECEIPTS

3a) Schedule E total\$ 0.00
3b) Schedule G total 2,000.00
3c) Schedule I total 0.00
3d) Schedule L total 0.00
3e) Schedule P total 0.00
3f) Total Miscellaneous Receipts (add 3a through 3e)\$ 2,000.00

4. TOTAL receipts this period (add 2e plus 3f) \$ 3,406.20

5. TOTAL (add line 1 plus line 4) \$ 13,277.05

EXPENSES THIS PERIOD

6. EXPENSES

6a) Schedule F, box 3 total\$ 4,100.00
6b) Total of Summary line 2d and Schedule K, Col 4 total 0.00
6c) Schedule H total 2,000.00
6d) Schedule J total 0.00
6e) Schedule M total 0.00
6f) Schedule Q total 3,065.48
6g) TOTAL expenses this period (add 6a through 6f) \$ 9,165.48

7. BALANCE at end of period: subtract line 6g from line 5 \$ 4,111.57

98043866796

● STATUS REPORT ●

8. STATUS OF CONTRIBUTIONS

8a) Contributions received, from line 8a of your previous report*	\$	<u>28,156.00</u>
8b) Contributions received this period, line 2e	\$	<u>1,406.20</u>
8c) TOTAL, line 8a plus 8b	\$	<u>29,562.20</u>
8d) Contributions refunded, from this summary, line 6e	\$	<u>0.00</u>
8e) TOTAL contributions to date (line 8c minus 8d)	\$	<u>29,562.20</u>

9. STATUS OF CAMPAIGN EXPENSES

9a) Campaign expenses paid, from line 9f of your previous report*	\$	<u>1,000.00</u>
9b) Campaign expenses this period, line 6a	\$	<u>4,100.00</u>
9c) In-Kind offset, Schedule D total	\$	<u>0.00</u>
9d) TOTAL add lines 9a through 9c	\$	<u>5,100.00</u>
9e) Refunds of campaign expenses, from this summary, line 3d	\$	<u>0.00</u>
9f) SUB-TOTAL campaign expenses to date (line 9d minus 9e)	\$	<u>5,100.00</u>
9g) Outstanding liabilities (Schedule N total)	\$	<u>0.00</u>
9h) Total Campaign Expenses to date (line 9f plus line 9g)	\$	<u>5,100.00</u>

* This figure will be 0 (zero) if this is the first report of a new campaign.

ALLOCATION OF EXPENSES

Candidate name	Office/District	\$ Amount

TOTAL AMOUNT ALLOCATED (please use additional pages if necessary) \$ _____

10. STATUS OF LOANS RECEIVED

10a) Loans received, to date, from line 10g of your previous report	\$	_____
10b) Loans received this period, from this summary, line 3c	\$	_____
10c) TOTAL loans received to date, line 10a plus 10b	\$	_____
10d) Loans repaid this period, from this summary, line 6d	\$	_____
10e) TOTAL line 10c minus 10d	\$	_____
10f) Loans forgiven this period, from Schedule K, Column 4 total	\$	_____
10g) STATUS of loans received to date (line 10e minus 10f)	\$	_____

11. STATUS OF LOANS MADE

11a) Loans made to date, from line 11e of your previous report	\$	_____
11b) Loans made this period, from your records	\$	_____
11c) TOTAL, line 11a plus 11b	\$	_____
11d) Amounts included in 11c above, which were repaid/forgiven this period	\$	_____
11e) Balance of loans made, to date (line 11c minus 11d)	\$	_____

12. STATUS OF HOUSEKEEPING RECEIPTS

12a) Housekeeping receipts ONLY, from line 12c of your previous report	\$	_____
12b) Housekeeping receipts this period, from this summary, line 3e	\$	_____
12c) TOTAL, housekeeping receipts to date (line 12a plus 12b)	\$	_____

13. STATUS OF HOUSEKEEPING EXPENSES

13a) Housekeeping expenses ONLY, from line 13c of your previous report	\$	_____
13b) Housekeeping expenses this period, from this summary, line 6i	\$	_____
13c) TOTAL, housekeeping expenses to date (line 13a plus 13b)	\$	_____

98043865797



Warren County
Democratic
Committee

P.O. Box 9, Johnsbury, NY 12843
Wm. A. Montfort, Chairman

March 20, 1996

ATTACHMENT NO. 2

Stanley Zalen, Enforcement Counsel
State of New York State Board of Elections
Swan St. Bldg., Core 1, Empire State Plaza
Albany, NY 12223-0002

1996 MAR 25 AM 9:14

FOR THE RECORD

Dear Mr. Zalen:

As you are aware our chairman Bill Montfort has been in contact with Associate Accountant, Carl Montanino of the Financial Disclosure Section, concerning a request by our chair for the State of New York Board of Elections to review the Warren County Democratic Committee's financial disclosures, and related documentation for every financial disbursement our committee has been involved with for the past two years.

As you can see from our County Committee's by-laws (on file with the State Board and which were adopted on September 25, 1991 and adopted again without any changes from the previous one on September 29, 1993 and September 27, 1995) that our Treasurer and our Budget and Finance committee oversee disbursements made by the county committee. Also our checks require two signatures: the treasurer and the chairman. I now need to fill you in on a little background as to why I am making this unusual request.

At our 5/31/95 regular meeting the Finance Committee Treasurer's Annual Report was made by Chairman, Montfort in the absence of Treasurer, McCarthy. A motion to accept the treasurer report was made and carried all yes with the exception of six abstentions from Glens Falls.

Organizational meeting 9/27/95: with 95% attendance, the following motion was passed: The County Committee Treasurer will make full disclosure to the Executive Committee of all disbursements & records for the period 7/12/93 to present and the Executive Committee will report their findings back to the full committee. The vote was all yes with the exception of one abstention from the County Treasurer to avoid any conflict of interest.

Executive meeting 11/29/95: The above resolution required our newly elected Treasurer, Tom O'Dea to demonstrate to, and answer questions from the entire Executive Committee, whose membership consist of the Chairman, the Vice-Chair, the Secretary, the Treasurer, all the Town Chairmen, the City Chairman, and the members of the State Committee who represent the county. Together, these community leaders compared the financial disclosures on file with the County Board of Elections, every financial disbursement, bank check issued, receipt received, and bank statement our committee has been involved with for the past two years. The Executive Committee of the Warren County Democratic Committee, have duly inspected the documentation of our committee's financial records as required by our county committee resolution of 9/27/95 and their procedure was in full compliance with that resolution, the by-laws of the Warren County Democratic Committee, which itself is in accord with New York State Election Law. They found no grounds for suspicions or unanswered questions about the finances of the Warren County Democratic Committee or the related involvement of Democratic Chair, Bill Montfort, our former treasurer, C. Wm. McCarthy, our Finance Committee members and any or all other officers of the county committee both past and present.

ATTACHMENT NO. 2

98043663798

Special meeting 1/5/96: Motion to accept the Executive Committee Report on the Financial Disclosure given on 11/29/95 carried the vote was yes with the exception of 7 abstentions, the treasurer and six individuals from Glens Falls. The acceptance of the executive committee's report in satisfaction of the motion should have concluded the review of the financial records in questions.

However, we have had six individuals from Glens Falls who along with the six proxies they carry for their friends and relatives, trying to discredit our chair, our treasurer, as well as most of the committee. with their unfounded allegations concerning the committees finances. Their motive is not important but the damage to our reputation is important. This group had previously asked for finical records but had not followed by-laws or parliamentary procedure, and so were out of order. During the 9/27/95 meeting they said they would be fully satisfied with the county committee's acceptance of the report on committees finances from disclosure to the executive committee. The county committee has accepted the executive committee's report as fully satisfying the resolution of 9/27/95, therefore seemingly putting an end to the matter. However, this group has evidently changed its mind as you can see from the enclosed copy of a 12/1/95 news paper article.

These people, either openly or implicitly, have taken the posture that there is possible, even probable, collusion between all the officers of the county committee and the entire chairmanships of the town and city sub-committees, and the former treasurer of the county committee, to hide the financial information. In September they took information, misrepresented it and distributed it. Our current treasurer Tom O'Dea should have been qualified both professionally and as an unbiased person since the records under question pre-dated his taking office. Likewise, the new city chair's report of the disclosure should have been considered unbiased however, it didn't satisfy these individuals.

If they truly have questions about the county committee finances and are not satisfied by their own leadership's acceptance and reassurances, then an unbiased review from outside this organization is in order and in the committees best interest. It is understandable how some may feel about an organization conducting an internal review of itself. This is why we need for the State Board to review our financial records from 7/12/93 thru 1/12/96 and confirm that our expenses are legitimate, and that there are no irregularity and no wrongdoing and clear our name once and for all. Please advise me as to the earliest our treasurer can proceed with this review with Mr. Montanino's office. If you have any questions please don't hesitate to c nact our Chairman, Bill Montfort @ 251-3138 or our Treasurer, Tom O'Dea @ 623-9333

Sincerely,

Mrs. Patricia Antinello Thomas P. O'Dea

Mrs. Patricia Antinello, Secretary & Thomas O'Dea, Treasurer

enc.

cc: Carl Montanino, Asso. Acct.



ATTACHMENT NO. 3

State of New York
STATE BOARD OF ELECTIONS

Carol Berman
Chair
James A. Walsh
Vice Chair
Helena Moses Donohue
Commissioner
Evelyn J. Aquila
Commissioner

SWAN STREET BUILDING, CORE 1
6 EMPIRE STATE PLAZA, SUITE 201
ALBANY, N.Y. 12223-1650
Phone: 518/474-2963 Fax: 518/486-4068

Thomas R. Wilkey
Executive Director
Peter S. Keenohi
Deputy Executive Director
Stanley Zalen
Enforcement Counsel
Jeffrey Watt
Special Deputy Counsel

March 7, 1997

Mrs. Patricia Antinello, Secretary
Thomas O'Dea, Treasurer
Warren County Democratic Committee
P.O. Box 9
Johnsburg, New York 12843

Re: CMP95-76-SC96-9

Dear Mrs. Antinello & Mr. O'Dea:

Enclosed please find a copy of the Determination of the New York State Board of Elections in the above matter.

Very truly yours,

Stanley L. Zalen
Stanley L. Zalen
Enforcement Counsel

SLZ/dch
Enc.

ATTACHMENT NO. 3

980043865800

-----x
In the Matter of the Complaint Against
The Warren County Democratic Committee
-----x

DETERMINATION
CMP95-76-SC96-9

WHEREAS, the New York State Board of Elections (Board) received this complaint on September 8, 1995, with additional portions of the complaint being sent on September 18, October 4, and October 25, 1995, and,

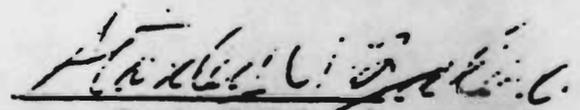
WHEREAS, the complaint having alleged that funds of the Warren County Democratic Committee had been dissipated in 1994 and 1995 either for illegal personal use or illegal expenditures for a primary election, and,

WHEREAS, it is alleged that a gift from Committee funds was given to a retired Mayor of the City of Glens Falls, a violation of Election Law, and,

WHEREAS, the Board having investigated these allegations, and,

WHEREAS, it appears there is reasonable cause to believe that no funds raised for campaign purposes were used to make a personal gift to the retired mayor of Glens Falls, nor were the Committee's funds used for any other personal use or for any primary elections, and,

NOW, THEREFORE, there is not reasonable cause to believe a crime has been committed and this matter is closed.


Stanley L. Zelen

DATED: February 26, 1997

9 6 0 4 3 6 6 8 0 1

Democrats? squabble intensifying

ATTACHMENT NO. 4

Some members call on state to audit committee finances

By Michael DeMaal
Staff Writer

Fighting and distrust within the Warren County Democratic Committee have gotten so bad that a group of Glens Falls-based party members are calling on the state to audit the committee's finances.

The squabble will be vented tonight when the committee meets behind closed doors to elect its slate of officers for the next two years.

In a recent letter to the state Board of Elections, six prominent city Democrats — including Treasurer Paul Kemnitzner and Common Council members Margaret Farrell, Richard Dudley and David Conroy — say there has been a lengthy period of "serious squabbling, irregularities and actions" by committee chairman William J. Montfort.

Specifically, they claim Montfort has been reluctant to turn over detailed information about the committee's finances.

Montfort said he and other committee members who oversee the finances wouldn't open the books because they were insulted by the suggestion something underhanded was being done.

But, Montfort said, "I don't have any problem with the world seeing what's in there."

A spokesman for the state Board of Elections said the audit request has been turned over to the agency's enforcement counsel, Stanley Zelen, for review.

But the agency's backing of cases means, even if the agency decides an investigation should be done, it likely wouldn't be started for months.

The city Democrats say Montfort told them last spring the committee could spend \$4,000 on a "newspaper" heralding the Democrats' accomplishments in office, but later backed off the pledge because he said there wasn't enough money to pay for it.

At one point in 1994 the Warren County Democratic Committee had approximately \$11,000 in its

Squabble

From Page B1

a \$4,111 balance.

When asked earlier this year whether the committee would pay for the newspaper, Montfort said he told the city Democrats there wasn't enough money to do a citywide mailing, but that it could be printed and distributed by hand.

"They did not want to do this," Montfort said.

The city Democrats also say the treasurer of the committee, William McCarthy of Queensbury, "leaves behind a stack of signed official (committee) checks" for Montfort when McCarthy goes to Florida. McCarthy is retired and spends most of the year in Florida.

"In practice, Mr. Montfort can sign checks and expend funds of the Warren County Democratic Committee on his sole authority," the letter states.

But Montfort said McCarthy takes the committee's checkbook with him to Florida. When he needs money, Montfort said, he calls McCarthy, who signs a check for the right amount and mails it to

Montfort, who also signs it.

To save the 25-cent per check charge, Montfort said the checks are made out to cover several expenses at once, something he admits "probably isn't the right thing to do."

Montfort believes there are receipts for all the transactions, except for money reimbursed to Dudley and his wife, Pat, after the 1993 election for campaign headquarters expenses.

"These people would have been insulted if I asked for a receipt," Montfort said.

Friction between the city Democrats and Montfort has grown over the last several months because of personality conflicts and the fact that some committee members say the Democrats are trying to split the party. City Democrats say the report.

Last month, Kemnitzner learned the state Board of Elections may be investigating nominating petitions handed in by himself and his father, possibly because of a forgery. Kemnitzner said there was no forgery, and asserts the allegation came from Montfort or other leaders of the party.

Montfort said he doesn't know who questioned the petitions, and denies any involvement.

treasury," states the Sept. 8 letter, which was obtained by *The Post-Star*. "There was no local, that is city, town or county, taxes list year that would have prompted large expenditures of money."

Montfort said he doesn't know where the city Democrats got the \$11,000 figure, and that he offered a compromise for distributing the newspaper, but was turned down.

"I don't know what these people smoke," said Montfort, who was fuming over his fellow Democrats' allegations.

According to a financial disclosure statement for the six months ending January 1995, the county Democratic Committee had

See Squabble: Next Page

9/27/95 [Signature]

ATTACHMENT NO. 4

90043663302

Democrats? squabble intensifying

Some members call on state to audit committee finances

By Michael DeMaal
Staff Writer

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Specifically, they claim Montfort has been reluctant to turn over detailed information about the committee's finances.

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But Montfort said "I don't have any problem with the world seeing what's in there."

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Squabble

From Page B1

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Montfort said he doesn't know who questioned the petitions, and denies any involvement.

the news," states the Sept. 8 letter which was obtained by The First Step. There was no local, state or city board or county board for year that would have prompted large expenditures of money.

Montfort said he doesn't know where the city Democrats got the \$11,000 figure, and that he refused a compromise for distributing the newspaper but was forced to do so.

"I don't know what these people made," said Montfort, who has been elected to the Board of Elections.

According to the Warren County Democratic Committee, the committee's balance at the end of the year was \$4,111.

See Squabble: Next Page

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9/27/95 RST/STK

980043865803

cal

Democrat claims suspicion remains on Montfort actions

By Michael DeMasi
Staff Writer

GLENS FALLS — An internal review of Warren County Democratic Committee finances has uncovered no wrongdoing, but a prominent city Democrat said some suspicion remains about the actions of Chairman William M. Montfort.

City Treasurer Paul A. Kemnitzer doesn't question the findings that the committee's canceled checks match the receipts for expenses incurred since July 1993. But, Kemnitzer wants the opportunity for him or anyone else on the committee to look at the expenses to ensure they're legitimate.

"If I reviewed it and everything was fine, that would be the end of it," said Kemnitzer, a certified public accountant, on Thursday.

Kemnitzer and other city Democrats have raised questions about Montfort's handling of the committee's books, and asked the state Board of Elections in September to do an audit of the finances. That request is still pending, according to a state spokesman.

Montfort has denied any mishandling of funds, and believes the questioning is fueled by personal animosity on the part of Kemnitzer and some other city Democrats.

When Montfort was re-elected as county chairman in September, the group agreed to have the finances reviewed by city and town Democratic chairmen, a group which doesn't include Kemnitzer.

The chairmen checked the documents at a meeting Wednesday night. The county committee's treasurer, Thomas P. O'Dea, told the full committee of the findings.

In an interview Thursday, O'Dea said although there weren't receipts for every transaction, he found nothing irregular about the records.

In some cases, he found no receipts for campaign contributions, but O'Dea said that's common since a donor often doesn't expect the candidate to write a receipt.

The donor is giving the money in part because he or she trusts the candidate, O'Dea said, so there's

no reason for the receipt. In other cases, there was no receipt for checks made out to the post office.

"I don't think a reasonable person would say (having) no receipt for the postmaster is an irregularity," O'Dea said.

Kemnitzer said he tried to make a motion to allow for inspection of the records by any committee member — with the oversight of Montfort and O'Dea — but, he said, Montfort stopped him.

"It creates suspicion in people's minds when he's so adamant not to let anyone look at it," Kemnitzer said.

Montfort couldn't be reached for comment. The city Democratic chairman, Daniel S. Martindale, looked at the records and said everything was in order.

Martindale said he'll be making a more complete report about the finances when the city committee meets later this month.

"It wasn't that detailed of a report given to the (county) committee," Martindale admitted. "Once I'm given the chance to give my report, maybe Paul (Kemnitzer) would change his opinion."

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ATTACHMENT NO. 6

1st STAR 4/17/97

LOCAL

State inquiry finds no wrongdoing by county Democrats

By Paul Ertelt
Staff Writer

The state Board of Elections, responding to a 1995 complaint from six city Democrats, has found no evidence of wrongdoing after reviewing financial records of the Warren County Democratic Committee.

"There is not reasonable cause to believe a crime has been committed and this matter is closed," according to a determination signed by board attorney Stanley L. Zalen.

Specifically, Zalen concluded that no party funds had been used to make a gift to former Democratic Mayor Francis X. O'Keefe of Glens Falls, and that no committee funds were used for personal use or a primary election.

Questions over the financial records were the source of a major rift in the county Democratic Party. After the complaint was filed, party officials asked the board to review the party's records from July 12, 1993 through Jan. 1, 1996.

In a letter dated Monday, county Democratic Chairman William A. Montfort said the board's decision

shows that he and other party leaders were "victims of a series of false allegations ... by a few vicious and divisive individuals."

But Richard E. Dudley, president of the Glens Falls Common Council and one of the complainants, said the board did not have sufficient information to make its decision.

"The documents were so fragmentary from the county organization ... that there was no way of proving or disproving anything," he said.

Montfort could not be reached for comment Wednesday.

City Democrats have said they started asking questions about the county committee's finances after they were told in 1995 that the committee had money to pay for a "newspaper" heralding the Democrats' accomplishments. Later, they said, they were told the committee couldn't afford the literature.

Montfort has said he told the city Democrats there wasn't enough money to do a citywide mailing, but he suggested hand distribution of the newspaper. City Democrats didn't approve that method, he said.

FOR THE RECORD

980436605

ATTACHMENT NO. 6

The Post-Star, Thursday, July 24, 1997

Fight brewing in Glens Falls for control of Democratic Party

By Paul Ertelt
Staff Writer

GLENS FALLS — There will be a battle for the heart and soul of the city's Democratic Party on Sept. 9.

On that day, primaries will be held for Democratic Committee seats in 12 of the city's 19 election districts.

"It's an extremely unusual number," said city Chairman Daniel S. Martindale. "For the most part, they're uncontested."

The primaries are the result of the plan of Councilman-at-Large Richard E. Dudley and his supporters to gain control of the party, and of Martindale's efforts to

stop them.

"We feel the Democratic Party needs to go in a different direction," said city Treasurer Paul A. Kemnitzer, one of Dudley's chief political allies.

Kemnitzer and Dudley's wife, Patricia, are vying for the two committee seats in Ward 2's Election District 1. They face Daniel L. and Sharon M. Hall. Kemnitzer's two sisters and parents are also vying for committee seats.

But the premier race will be in Ward 2 District 4, where Dudley and his brother, Lawrence E. Dudley, are competing against Martindale and Bruce A. Cabana.

In 1995, Martindale ousted longtime city

Chairwoman Margaret J. Farrell, who is also a city councilwoman representing the city's 5th Ward, during a divisive struggle for control of the committee. Since then, Martindale has often been at odds with the city's elected Democrats.

Farrell is running in a four-way primary for a committee seat in Ward 5 District 1.

All told, the Dudley faction filed petitions for 20 committee spots, but the petition for Farrell's son, John, was disqualified on a technicality Tuesday.

There is only one candidate running in one district, so that means 37 committee

See Fight: Next Page

Fight

From Page B1

members will be selected in the primary. If all of the Dudley faction's 19 candidates win committee seats, they will have the 51 percent needed to oust Martindale and take over the committee.

But even if all the faction's candidates aren't successful, Kemnitzer said it may be able to win the support of other committee members and still win control.

"There's a good chance we'll take over the city committee," he said.

Martindale isn't taking that threat lightly.

"They could conceivably do it," he said.

But Martindale said he anticipated their plan and has tried to block it by finding candidates for most committee seats.

ATTACHMENT
NO. 7

ATTACHMENT
NO. 7

ATTACHMENT NO. 8

ATTACHMENT NO. 8

Tuesday, August 5, 1997 The Post-Star, Glens Falls, N.Y. — B9

LOCAL**Court: Kemnitzer had no right to challenge candidates****By Paul Ertelt**
Staff Writer

QUEENSBURY — Glens Falls Treasurer Paul A. Kemnitzer did not have "standing" to object to the petitions of five candidates for Warren County Democratic Committee because he does not live in the election district of the candidates, a court has ruled.

Kemnitzer, himself a candidate for the committee, objected to the petitions of one committee candidate from Glens Falls, two from Queensbury and two from Hague.

But in a decision released Monday, state Supreme Court Justice Dominick J. Viscardi

said Kemnitzer is not allowed to do that because he does not live in the election district of any of the challenged candidates.

"Whether the petitions should be validated or invalidated need not be reached by this court due to the petitioner's lack of standing," Viscardi ruled.

The decision upholds a ruling of the Warren County Board of Elections.

Viscardi also ruled that Kemnitzer does not have standing to defend the petition of John Farrell. The county Board of Elections ruled that Farrell's petition for a Glens Falls Democratic Committee seat did not contain enough valid signatures.

Kemnitzer said Monday that he does not plan to appeal the ruling.

Warren County Democrats will vote for committee members at the Sept. 9 primary. Kemnitzer and his political allies, including Glens Falls Councilman-at-Large Richard E. Dudley, have put up a slate of candidates for committee seats in an attempt to gain control of the city committee and perhaps the county committee.

Kemnitzer and Dudley have long been at odds with city Democratic Chairman Daniel S. Martindale and county Democratic Chairman William A. Montfort.

OBITUARIES

Felony Pleas

A Lake George man pleaded guilty to two of three felonies. **B5**

Also Inside

Bulletin Board **B6** Obituaries **B5**
Columns **B4** Comics **B7**

B

Local

The Post-Star, Thursday, September 11, 1997

City Editor Mark C. Mahoney: 792-3131. Ext. 3220

QUOTABLE

“

They called in a variety of emergencies. Accidents, fires, bomb threats. But they never gave a location, except saying 'school' or something like that.

State Police Sgt. Barbara McHugh, referring to the teen-

Dudley, allies swept from committee

By Paul Ertelt
Staff Writer

GLENS FALLS — The battle for the soul of the city's Democratic Party is over, and city Chairman Daniel S. Martindale appears to be the winner.

At least, his staunchest Democratic enemies have been vanquished.

In Tuesday's primary, Richard E. Dudley, president of the Common Council and Martindale's chief nemesis, lost a bid for a committee seat, as did some of his closest political allies.

"I think it shows the direction that Democrats in the city wanted to go," Martindale said.

Dudley did not return a phone call seeking comment Wednesday afternoon.

Dudley's wife, Patricia, his brother, Lawrence A. Dudley, city Treasurer Paul A. Kemnitzer, and 4th Ward Councilman David F. Cooney were all bumped from the committee by Democratic voters.

Cooney also lost his bid for the Democratic nomination for his council seat to political novice Mark U. Caruso Sr. He lost his bid for the committee seat at the hands of Caruso and Caruso's wife, Lee-Anne.

All told, of the 19 committee candidates put up by the Dudley faction, only five were elected.

Among the faction's successful candidates

was 5th Ward Councilwoman Margaret J. Farrell, but her husband, Ralph, was defeated. Mrs. Farrell was the chairwoman of the city committee before she was ousted by Martindale in 1995.

Kemnitzer's father, John E. Kemnitzer, retained his committee seat, and his mother, Mary E. Kemnitzer, also won a committee seat. But Paul Kemnitzer's two sisters, Lyn and Susan, were defeated in their attempts to gain committee spots.

There were contested races for committee seats in 12 of the city's 19 election districts.

Each district is entitled to two committee members, but only 36 seats were filled. There is a vacancy in one district, and there was a tie

vote in another. The Warren County Democratic Committee, which includes the city committee, will decide the winner of the seat, Martindale said.

The election for chairman of the city committee must be held within 19 days of the primary, but no date has been set for the vote, Martindale said. He is confident of his chances of holding his post as head of the committee.

"I think I solidly have 24 votes," he said.

County Democratic Committee Chairman William A. Montfort, Martindale's political mentor, faced no opposition in his bid to retain one of Johnsbury's two committee seats. Montfort is expected to be re-elected as county chairman.

ATTACHMENT
NO. 9

Felony Pleas

A Lake George man pleaded guilty to two of three felonies **B3**

Also Inside

Bulletin Board **B6** Obituaries **B5**
Columns **B4** Comics **B7**

B

Local

The Post Star, Thursday, September 11, 1997

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6 GN 11-11-97

11-11-97

ATTN: [unclear] NO. 10

8/14/97

Dear Fellow Democrat.

Eight years ago, while on my way back to Potsdam college, my father and I stopped at the Johnsburg Supervisors office to talk with Bill Montfort. My father and I had been discussing the frustration with the inactivity of the Warren Co. Democratic leadership. Dad had been reminiscing about the days when my Uncle Dan Healy was chairman, "Those were the days when the committee made a difference" he told me.

I had thought that since Bill had won the Supervisor position in the mostly Republican Johnsburg he might bring that winning touch to the Committee. I had also thought that new leadership may help heal the poor relationship with the Cuomo administration since the committee had endorsed Koch originally.

Bill was receptive to the notion of being Chairman and I began calling members of the committee appealing for change and change we had. My family and others on the committee worked to support change and support Bill. I was proud to be the first to nominate Bill Montfort for Warren Co. Democratic Chairman.

As time went on I helped with the mailing of our first newspaper attended successful fund-raisers, and circulated petitions for good candidates. The committee seemed revitalized. My family even attended Johnsburg committee picnic fund-raisers to show our support.

I suppose the first sign of the "honeymoon" being over was about four years ago. I reported that I had learned our raffle was illegal and could potentially cripple us financially if someone was to sue. The reception of this news was one of "kill the messenger" and the raffle went ahead that year. The law has since been toughened and has no room for interpretation.

Two years ago, following contradictory statements regarding the balance in our account and stalling relative to a requested treasurer's report, members of the City Committee asked to review financial records. Since that time the committee has been embroiled in a public and private battle

For my part I saw a clear violation of federal election law and questioned how this could be allowed. At that I was threatened with a liable suit from former congressional candidate Bob Lawrence and my sister, then an employee at the board of elections, had her job threatened if I dared pursue this questioning.

Contrary to what Mr. Montfort has said about the State Election Boards investigation the committee was not exonerated. Rather the findings were inconclusive for lack of records and the federal law was considered not within their purview and suggested it be taken to a different venue.

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ATTN: [unclear] NO 10

My family, once counted among friends of the committee and its leadership, are now enduring personal attacks, lies and innuendos. As members of the committee we have been conveniently excluded from the invitation list of committee functions. The chairman has done nothing to heal the wounds but has fostered the resentment between the members.

Even now Mr. Montfort works to rid himself of his once friend and ally Tom Harig, Queensbury committee chairman. Tom had the nerve to question the continued unproductive and vengeful direction the Chairman has led the executive committee. Tom, in his capacity as Warren Co. chair of the elect Steven James committee, asked my father and me to help in a public appearance at the Glens Falls Civic Center. Upon our arrival to help, Mr. Montfort stormed off giving little regard to our congressional candidate.

I write this letter to show you a pattern of behavior. As a member of the committee you are not allowed to have a contradictory opinion. A once productive committee has been compromised by personality conflicts and a lack of productive leadership.

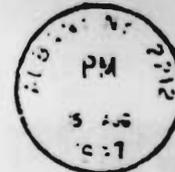
The last election saw no one run for State Senate or Assembly and our congressional candidate couldn't even have literature at the Democratic headquarters. When energies are directed toward revenge little is accomplished. Only through positive leadership can our party make a difference. I suggest that the committee consider a new Chairman for the task of healing the party. Only an objective individual can hope to direct our party membership toward larger goals verses petty bickering.

Sincerely,

John B. Farrell
John B. Farrell

1188043665811

Mr. & Mrs. John B. Farrell
115 South Street
Glens Falls, NY 12801



Patricia Antinello
17 Oak St.
Glens Falls, N.Y.,
12801



Warren County
Democratic
Committee

P.O. Box 9, Johnsburg, NY 12843

ATTACHMENT 11

August 18, 1997

Dear Fellow Democratic Committeeperson:

My name is Tom O'Dea and I am the current Treasurer of your Warren County Democratic Committee. I've recently received a letter, dated 08/14/97, from John Farrell, a Democratic Committeeperson in the City of Glens Falls. The letter contains a reference to the finding made by the NYS Board of Elections concerning an investigation of the Warren County Democratic Committee's financial records. In the letter, John states "...the findings were inconclusive for lack of records...". I believe that statement is incorrect.

Attached please find a copy of the NYS Board of Elections finding which I am using as documentation that supports my belief. Please note that in concluding this matter, The NYS Board of Elections finding states "NOW, THEREFORE, there is not reasonable cause to believe a crime has been committed and this matter is closed" (capitalization by the NYS Board of Elections). It is my firm belief that the NYS Board of Elections is an independent, professional, Agency of our State Government and would not have issued this unequivocal finding had the records been lacking or as others have publicly stated, "fragmented".

I also wish to inform you that your Warren County Democratic Committee requested an investigation by the NYS Board of Elections in effort to seek closure on this matter. Please see attached letter to the NYS Board of Elections dated 03/20/96 (letter has time stamp from NYS Board of Elections). If you have any questions concerning this matter, please feel free to contact me @ 623-9333.

Respectfully yours,

Tom O'Dea, Treasurer
Warren County Democratic Committee

ATTACHMENT 11

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RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

RECEIVED
FEDERAL ELECTION
COMMISSION MAIL ROOM

Oct 17 2 53 PM '97

Oct 17 1 29 PM '97

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket
Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

October 13, 1997

Re: MUR 4676

Dear Mr. Turley

I was surprised to receive your letter as this matter was previously investigated by the New York State Board of Elections. They concluded that no election law had been violated and the matter was closed.

I will be glad to answer any additional questions that you may have, although my duties and knowledge as treasurer of the Saratoga County Democratic Committee are limited to recording and depositing of receipts, paying expenses and filing reports.

Sincerely,

Peter Wager

9804386313

31 Grand Street
Glens Falls, NY 12801
October 8, 1997

OCT 20 2 10 PM '97

Federal Elections Commission
General Counsel Office
Attn: F. Andrew Turley
999 E. Street NW
Washington, DC 20463

Re: MUR 4676

Dear Mr. Turley:

In response to the complaint and supporting papers I received on October 7, 1997, regarding the above referenced matter under review, I would like to make the following statement:

As you are aware, this matter involves the actions of the Warren County Democratic Committee and / or its officers regarding the 1994 campaign of L. Robert Lawrence, Jr. to represent the 22nd Congressional District of New York in the House of Representatives. First, let me state that during the 1994 election year cycle, I was enrolled in the University of Dayton School of Law. I was so enrolled from approximately August 15, 1992 until May 20, 1995. I enclose herein a release entitling the FEC to obtain any and all documentation necessary to verify my attendance thereat.

Second, as a consequence thereof, I was not a member of the Warren County Democratic (hereinafter WCDC) or Glens Falls Democratic Committees (hereinafter GFDC). I did not become a member of either committee until September 12, 1995. As proof thereof, I enclose copies of the WCDC attendance list from May 1995, July 1995, and September 1995, which clearly shows that I was not a member until that time. Furthermore, a review of committeeman petitions filed in July 1993 in the Warren County Board of Elections will show that no petition was circulated by me or upon my behalf to obtain a seat on the WCDC at that time. Finally, a review of the minutes of the

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WCDC or GFDC from September 1993 until July 1995 will show that I was never appointed to either committee during the time period in question.

Third, under the By-Laws of the WCDC, a copy of which I enclose, the Budget and Finance Committee makes the appropriation of moneys to the endorsed candidates for office (See page 11, Section 6.01 (B)). I was not appointed to this Standing Committee until September 27, 1995, which is reflected in the minutes of the WCDC meeting that night. Therefore, I had no involvement in any activity, or with any committee, party or otherwise, related to the 1994 Lawrence Congressional Campaign. The only assistance that Mr. Lawrence received from me was my vote, which was by absentee.

For further documentation, I enclose a copy of an article which appeared in the Glens Falls area newspaper, the Post-Star, on September 27, 1995. This article describes a letter sent to the NYS Board of Elections signed by Richard E. Dudley, Patricia J. Dudley, Lawrence A. Dudley, David F. Cooney, Paul A. Kemnitzer, and Margaret J. Farrell, **the complainant's mother** dated September 8, 1995, again before I became involved with the aforementioned committees. As you can see from the article, my name was not mentioned once. Mr. Farrell makes reference to, and relies heavily on a report that I authored in January 1996, which the FEC already has in its possession, even though in a letter to Stanley Zalen, dated 9/22/97 and also in the possession of the FEC, Mr. Farrell himself disputes its accuracy.

Additionally, the FEC should be aware that many of the statements and allegations of Mr. Farrell are third person hearsay. Upon information and belief, Mr. Farrell resided outside Warren County, specifically the Syracuse, NY region, from approximately 1991 until November of 1995 and therefore has no first-hand knowledge of what may or may not have transpired. I, additionally, have no first-hand knowledge of what transpired, since I was not a member of any WCDC or GFDC committees at the

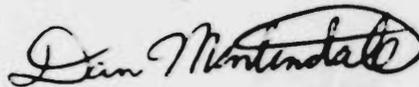
9004006010

time the alleged offenses to place and was residing in Dayton, Ohio for the entire period in question except for school vacations

Finally, I am enclosing for the FEC's review the following: a July 24, 1997 Post-Star article regarding the attempted takeover of the GFDC in which Mr. Farrell, his family, and the people who wrote the 9/8/95 letter were involved, and a September 11, 1997 Post-Star article regarding the results of the attempted takeover. These materials may give the FEC insight into the possible motives behind, and perhaps into the veracity of, this complaint

I hope that this letter and supporting documentation satisfactorily answers any questions that the FEC may have and supports my position that this complaint should be dismissed. Thank you for your attention to this important matter.

Respectfully,



Dan Martindale

WK (518) 746-1548 M-F

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EXHIBIT A

98043863817

EXHIBIT B

98043065019

VOICE AYE / VOICE NAY / VOICE 5/31/95

CITY/TOWN	WD	ED	NAME	Wt. Vote	PRES.	Proxy	VOTE 1	VOTE 2	VOTE 3
BOLTON		1		35.5					
		1		35.5					
		2	* KEVIN SHERMAN	42.5					
		2		42.5					
CHESTER		1	* MARY JANE DOWER	53.5	✓				
		1	JUDY C. MC CONNELL	53.5	✓				
		2		41					
		2		41					
GLENS FALLS		1	1 LOUIS HOFFIS	32.5	✓				
		1	1	32.5					
		1	2 DANIEL L JOHNSON	26					
		1	2 LAURA J CISCO	26					
		1	3 PATRICIA M. ANTINELLO	36	✓				
		1	3 Len Daly	36	✓				
		1	4 ALFRED S. GETZ	31.5					
		1	4 BEVERLY J HOFFIS	31.5	✓				
		2	1 PATRICIA J. DUDLEY	52.5	✓				
		2	1 DANIEL L HALL	52.5	✓				
		2	2 KATHLEEN M. FAGLE	57	✓				
		2	2 CHRISTOPHER H. SCOVILLE	57	✓				
		2	3 ANTHONY J. SCOTT	54					
		2	3 BRUCE CABANA	54					
		2	4 LAWRENCE A. DUDLEY	56.5	✓				
		2	4 JANE M. FARRELL	56.5		✓			
		3	1	39					
		3	1	39					
		3	2 GERALD E. RYAN, JR.	31.5					
		3	2	31.5					
		3	3 MARK L. GRIFFIN	45.5	✓				
		3	3	45.5					
		3	4 PAUL A. KEMINTZER	93	✓				
		3	4	93					
		3	5	45					
		3	5	45					
		4	1 DAVID F. COONEY	23.5	✓				
		4	1 RICHARD E. DUDLEY	23.5	✓				
		4	2 THOMAS E. CHARLTON	7					
		4	2	7					
		4	3 WILLIAM A. LOEB	52.5					
		4	3 THOMAS HOFMASTER	52.5		✓			
		5	1 GEORGE E. BEAVER	30					
		5	1 NATALIE J. BEAVER	30					
		5	2 JOHN E. KEMNITZER	28.5					
		5	2 * MARGARET J. FARRELL	28.5	✓				
		5	3 RALPH W. FARRELL	82.5	✓				
		5	3 ELIZABETH THOMAS	82.5	✓				
HAGUE		S	RUDOLPH T. MEOLA	62	✓				
		S		62					
HORICON		S	NANCY CASTNER	50.5					
		S	HEIDIMARIE LANE	50.5	✓				
JOHNSBURG		1	* WILLIAM A. MONTFORT	35	✓				
		1	GEORGE B. STUDNICKY, JR.	35					
		2	* HELEN M. FITZGERALD	48	✓				
		2	VICTOR PREUNINGER	48					
		3	LOIS A. MONTFORT	29	✓				
		3	MARK A. MORGAN	29	✓				
			* EXECUTIVE COMMITTEE						

980043065020

EX. B

CITY / TOWN	WD	ED	NAME	Wt. Vote	PRES.	Proxy	VOTE 1	VOTE 2	VOTE 3
LAKE GEORGE		1		51.5					
		1		51.5					
		2		46.5					
		2	GEORGE E. GREEN, II	46.5		✓			
		3	* JAMES E. GRAY	56.5	✓				
	3	John Hall, Jr.	56.5						
LAKE LUZERNE		1	* JUDITH W. CONLEY	54					
		1		54					
		2	RONALD LEIGHT	45.5					
	2		45.5						
QUEENSBURY	1	1		47					
	1	1		47					
	1	2	L. ROBERT LAWRENCE, JR.	50		✓			
	1	2		50					
	1	3		65					
	1	3		65					
	1	4		48.5					
	1	4		48.5					
	2	1		19					
	2	1		19					
	2	2	MARCIA PALMER	70.5					
	2	2		70.5					
	2	3		23.5					
	2	3		23.5					
	2	4	PETER D. TARANA	54.5					
	2	4		54.5					
	2	5		59					
	2	5		59					
	3	1	* ROBERT G. FULLER	100.5					
	3	1	THOMAS HARG	100.5	✓				
3	2	JOHN C. BARRY	102.5						
3	2		102.5						
3	3	JOHN MORABITO	85						
3	3		85						
3	4	LOUISE NUSSBAUM	55.5						
3	4		55.5						
4	1		85						
4	1		85						
4	2		30.5						
4	2		30.5						
4	3	LISE M. FULLER	30						
4	3		30						
4	4	ALAN R. HOAG	55.5	✓					
4	4		55.5						
4	5	* C. WILLIAM MC CARTHY	95		✓				
4	5	NORA MC CARTHY	95	✓					
4	6		51						
4	6		51						
STONY CREEK	S		* BRETT W. BLANCHARD	23	✓				
	S		KATHY GARROW	23		✓			
THURMAN	S		* ANDREW L. KNOLL	24	✓				
	S			24					
WARRENSBURG	1		GEORGE A. MAYES	21					
	1		* THOMAS P. ODEA	21					
	2		JAMES S. CRANKER	57					
	2		THOMAS APPLE	57					
	3		JEAN E. HADDEN	34					
3		WINIFRED H. MAYES	34						

9 8 0 4 3 6 3 2

EXHIBIT C

9 8 0 4 3 8 6 9 8 2 2

9 8 04 3 8 5 = V 2 3
 Present = V 2 3
 Proxy = P

7/07/95

WARREN CO. DEM. COMM. NAME, ADDRESS, & PHONE

Page 1

FIRST NAME	M	LAST NAME	TC	REP.	W	D	STREET #	STREET NAME	P.O. BOX #	TOWN/CITY
KEVIN	D	SHERMAN	01	ED02		02		BRALEY HILL RD.	P.O. BOX 296	BOLTON LN
MARY	J	DOWER ✓	02	ED01		01		VETTER AVE		CHESTERTO
JUDY	C	MCCONNELL P	02	ED01		01		THERIOT AVE		CHESTERTO
RUDOLPH	T	MEOLA ✓	03	SOLE		01		RR1, BOX 1		HAG
NANCY	B	CASTNER	04	SOLE		01		DUELL HILL RD		BRAN LAK
HEIDEMAR	R	LANE	04	SOLE		01		VALENTINE POND R		ADIRONDAC
WILLIAM	A	MONTFORT ✓	05	ED01		01		S.JBURG, RD.HCR01BOX 8		JOHNSBURG
GEORGE	B	STUDNICKY	05	ED01		03			P.O.Box 393	NORTH CRE
HELEN	M	FITZGERALD P	05	ED02		02		MAIN ST BOX 143		NORTH CRE
VICTOR		PREUNGER	05	ED02		02		SHIELDS RD,	P.O.Box 63	NORTH RIV
LOIS	A	MONTFORT ✓	05	ED03		01		J'BURG RD HCR01		JOHNSBURG
MARK	A	MORGAN	05	ED03		03		HCR2-BOX 30		JOHNSBURG
GEORGE	E	GREEN	06	ED02		02		BIG HOLLOW RDRR2BX2621		LAKE GEOR
JAMES	E	GRAY	06	ED02		03	76	MOHICAN		LAKE GEOR
JUDITH	W	COWLEY	07	ED01		01		RR1 BOX 680		LAKE LUZE
RONALD	W	LEIGHT	07	ED02		02	686B	E RIVER DR		LAKE LUZE
L. ROBERT	J	LAWRENCE	08	W1-D2	1	01		GUNN LANE,	P.O.Box 197	CLEVERDAL
MARCIA	S	PALMER	08	W2-D2	2	02	362	RIDGE ST.		QUEENSBUR
PETER	D	TARANA	08	W2-D4	2	04	27	EDGEWOOD DR		QUEENSBUR
THOMAS	J	HARIG	08	W3-D1	3	01	1	SWEETBRIAR LANE		QUEENSBUR
ROBERT	G	FULLER	08	W3-D1	4	05	13	RESERVOIR DR		QUEENSBUR
JOHN	C	BERRY	08	W3-D2	3	03	29	ZENAS DR		QUEENSBUR
JOHN	A	MORABITO	08	W3-D3	4	02	19	BROOKSHIRE TRACE		QUEENSBUR
LOUISE		HUSSEBAUM	08	W3-D4	4	03	238	UPPER SHERMAN AV		QUEENSBUR
LISE	M	FULLER	08	W4-D3	4	05	13	RESERVOIR DR		QUEENSBUR
ALAN	R	HOAG ✓	08	W4-D4	4	04	21	THOMAS ST		QUEENSBUR
C. WILLIA		MC CARTHY ✓	08	W4-D5	4	05	16	LUPINE LANE		QUEENSBUR
NORA	E	MC CARTHY ✓	08	W4-D5	4	05	16	LUPINE LANE		QUEENSBUR
BRETT	W	BLANCHARD	09	SOLE		01	60	TUCKER RD		STONY CRE
KATHY	A	GARROW	09	SOLE		01	104	WARRENSBURG RD.		STONY CRE
ANDREW	L	KNOLL ✓	10	SOLE		01	44	VALLEY RD.	P.O.Box 5	WARRENSBU

EX. C

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7/07/95

WARREN CO. DEM. COMM. NAME, ADDRESS, & PHONE

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FIRST NAME	M	LAST NAME	TC	REP.	W	D	STREET #	STREET NAME	P.O. BOX #	TOWN/CITY
THOMAS	P	O'DEA ✓	11	ED01		01		RD2, BOX 2557		LAKE GEOR
GEORGE	A	MAYES	11	ED01		03	11	GOLD ST		WARRENSBU
THOMAS	D	APPLE P	11	ED02		02	49	HUDSON ST.		WARRENSBU
JAMES	S	CRANKER	11	ED02		03	31	WARREN ST		WARRENSBU
JEAN	E	HADDEN	11	ED03		03	281	MAIN ST		WARRENSBU
WINIFRED	H	MAYES	11	ED03		03	11	GOLD ST		WARRENSBU
LOUIS		HOFFIS P	12	W1-D1	1	04	279	WARREN ST.		GLENS FAL
LAURA	J	CISCO	12	W1-D2	1	02	23	STODDAED AVE.		GLENS FAL
DANIEL	L	JOHNSON	12	W1-D2	1	02	61	CHERRY ST.		GLENS FAL
PATRICIA	M	ANTINELLO ✓	12	W1-D3	1	02	17	OAK ST.		GLENS FAL
ALFRED	S	GETZ	12	W1-D4	1	04	9	PLATT ST.		GLENS FAL
BEVERLY	J	HOFFIS	12	W1-D4	1	04	279	WARREN ST.		GLENS FAL
DANIEL	L	HALL ✓	12	W2-D1	2	01	44	GRAND ST.		GLENS FAL
PATRICIA	J	DUDLEY ✓	12	W2-D1	4	01	8	MONTCALM ST.		GLENS FAL
KATHLEEN	A	FAGLE	12	W2-D2	2	03	23	WINDY HILL RD.		GLENS FAL
CHRISTOP	H	SCOVILLE	12	W2-D2	2	03	24	WINDY HILL RD.		GLENS FAL
ANTHONY	J	SCOTT	12	W2-D3	2	03	212	SANFORD ST. EAST		GLENS FAL
BRUCE	A	CABANA	12	W2-D3	2	04	13	KENWORTHY AVE.		GLENS FAL
LAWRENCE	A	DUDLEY ✓	12	W2-D4	2	04	20	MASON ST.		GLENS FAL
JANE	M	FARRELL	12	W2-D4	5	03	19	BUSH ST.	P.O. Box 3247	GLENS FAL
GERALD	E	RYAN, JR.	12	W3-D2	3	02	16	GAGE AVE.		GLENS FAL
MARK	L	GRIFFIN	12	W3-D3	3	03	23	HARRISON AVE.		GLENS FAL
PAUL	A	KENNITZER ✓	12	W3-D4	5	01	27	STATE ST.		GLENS FAL
RICHARD	B	DUDLEY ✓	12	W4-D1	4	01	8	MONTCALM ST.		GLENS FAL
DAVID	F	COONEY ✓	12	W4-D1	4	03	22	CRANDALL ST.		GLENS FAL
THOMAS	E	CHARLTON	12	W4-D2	4	03	137	BAY ST.		GLENS FAL
THOMAS		HOFMASTER	12	W4-D3	4	02	23	STODDARD AVE.		GLENS FAL
WILLIAM	A	LOEB	12	W4-D3	4	03	34	ORVILLE ST.		GLENS FAL
GEORGE	E	BEAVER	12	W5-D1	5	01	72	MOHICAN ST.		GLENS FAL
NATALIE	J	BEAVER	12	W5-D1	5	01	72	MOHICAN ST.		GLENS FAL
JOHN	E	KENNITZER ✓	12	W5-D2	5	01	27	STATE ST.		GLENS FAL
MARGARET	J	FARRELL ✓	12	W5-D2	5	03	19	BUSH ST.		GLENS FAL

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7/07/95

WARREN CO. DEM. COMM. NAME, ADDRESS, & PHONE

Page 3

FIRST NAME	M	LAST NAME	TC	REP.	W	D	STREET #	STREET NAME	P.O. BOX #	TOWN/CITY
RALPH	W	FARRELL	12	W5-D3	5	03	19	BUSH ST.		GLENS FAL
ELIZABET		THOMAS	12	W5-D3	5	03	201	SOUTH ST.		GLENS FAL

EXHIBIT D

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9/27/95

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CITY OF GLENS FALLS				ATTEND	YES	NO	ABSTAIN
WARD 1	Dist. 1	321	Louis Hoffla	P		✓	
		321	Corleen Daly	✓		✓	
	Dist. 2	26	Daniel L. Johnson				
		26	Michele Denton	P		✓	
Dist. 3	36	Patricia M. Antinello	✓		✓		
	36	Leonard Daly	✓		✓		
Dist. 4	311	Allied S. Getz					
	311	Beverly J. Hoffla	P		✓		
WARD 2	Dist. 1	521	Sharon Hall	✓			
		521	Daniel L. Hall	✓			
	Dist. 2	57	Kathleen H. Fogle	P			
		57	Robert Dingman	✓	✓		
Dist. 3	54	Daniel Martindale	✓	✓			
	54						
Dist. 4	561	Lawrence A. Dudley	✓	✓			
	561	Bruce Cabana	P	✓			
WARD 3	Dist. 1	39					
		39					
	Dist. 2	311	Laura Cicco	P	✓		
		311	Thomas Holmster				
	Dist. 3	451	Mark L. Griffin	✓	✓		
451							
Dist. 4	91	Joseph Dawson	✓	✓			
	91	Mary Dawson	✓	✓			
Dist. 5	45	Thomas Capone	P	✓			
	45						
WARD 4	Dist. 1	211	David F. Cooney	✓	✓		
		211	Richard E. Dudley	✓	✓		
	Dist. 2	7	Patricia Dudley	✓	✓		
		7	<i>Jan Kerkoff</i>				✓
Dist. 3	521	William A. Loeb	P	✓			
	521	Beatrice Bribbin	✓		✓		
WARD 5	Dist. 1	30	Paul Romitator	✓	✓		
		30	Jane Farrell	P	✓		
	Dist. 2	261	John E. Romitator	P	✓		
		261	Margaret J. Farrell	✓	✓		
Dist. 3	821	Ralph W. Farrell	✓	✓			
	821	Elizabeth Thomas	✓		✓		
DOLTON	Dist. 1	351	Kevin Sherman	✓		✓	
		351				✓	
Dist. 2	421						
	421						
CHESTER	Dist. 1	531	Mary Jane Dower	✓		✓	
		531	Judy L. McConnell	P			
	Dist. 2	41	<i>Judy Warner</i>			✓	
41							

EX. D

				ATTEND	YES	NO	ABSTAIN
MADISON	SOLE	62	Rudolph T. Heola	✓		✓	
		62					
MONROE	SOLE	50	Heidemarie Lane				
		50	Jean Ward	✓			
JOHNSBURG	Dist. 1	35	William A. Montfort	✓		✓	
		35	Lois A. Montfort	✓		✓	
	Dist. 2	46	Helen M. Fitzgerald	✓		✓	
		46	George Studnicky, Jr.	P		✓	
	Dist. 3	29	Mark Morgan	✓		✓	
		29	Linda Hoffitt	✓		✓	
LAKE GEORGE	Dist. 1	51					
		51					
	Dist. 2	46					
		46					
	Dist. 3	56	John Hall, Jr.	✓	✓		
		56					
LAKE LUZERNE	Dist. 1	54	David Cranston				
		54					
	Dist. 2	45					
		45					
STONY CREEK	SOLE	23	Brett W. Blanchard	✓			✓
		23	Raymond Blanchard	✓		✓	
TRUMAN	SOLE	24	Andrew L. Knoll	✓		✓	
		24					
WARRENSBURG	Dist. 1	21	George A. Moyes	P	✓		
		21	Thomas P. O'Dea	✓			✓
	Dist. 2	57	James S. Craner	✓		✓	
		57	Thomas Apple	✓			✓
	Dist. 3	34	Jean E. Hadden	P		✓	
		34	Winifred H. Moyes	P	✓		
TOWN OF QUEENSBURY							
WARD 1	Dist. 1	47					
		47					
	Dist. 2	50					
		50					
	Dist. 3	65	L. Robert Lawrence	P		✓	
		65					
	Dist. 4	40					
		40					
WARD 2	Dist. 1	19					
		19					
	Dist. 2	70					
		70					
	Dist. 3	73					
		73					
	Dist. 4	54					
		54					
	Dist. 5	59					
		59					

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Weighted vote cont'd

9/27/95

Town of Queensbury cont'd

				ALLIED	YES	NO	ABSTAIN
WARD 3	Dist. 1	100	Thomas Hertz	✓		✓	
		100					
	Dist. 2	102	John Morebito	P		✓	
		102	Robert Fuller				
Dist. 3	85						
	85						
Dist. 4	55						
	55						
WARD 4	Dist. 1	65	Jean Dishon	✓		✓	
		65	Christine (Grigby) Dishon	✓		✓	
	Dist. 2	30					
		30					
	Dist. 3	30					
		30					
Dist. 4	55	Alan R. Hoag	P			✓	
	55						
Dist. 5	55	C. William McCarthy	✓			✓	
	55	Hora McCarthy	✓			✓	
Dist. 6	51						
	51						

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EXHIBIT E

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BYLAWS

OF

COUNTY COMMITTEE OF THE DEMOCRATIC PARTY,

COUNTY OF WARREN, STATE OF NEW YORK

ADOPTED SEPTEMBER 29, 1993

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BYLAWS
OF
COUNTY COMMITTEE OF THE DEMOCRATIC PARTY,
COUNTY OF WARREN, STATE OF NEW YORK

ARTICLE I
MEMBERSHIP

SECTION 1.01. MEMBERSHIP OF COUNTY COMMITTEE.

(A) The County Committee shall be constituted by the election in each election district within the county of two members. Each member of the committee shall be an enrolled voter of the party residing in the county and the assembly district from which or in the assembly district containing the election district in which such member is elected except that a member of the committee who, as a result of an alteration of assembly district lines, no longer resides within such assembly district may continue to serve for the balance of the term to which he was elected.

(B) Notwithstanding anything to the contrary in paragraph (A) of this Section 1.01, the County Committee of the party shall be legally constituted if twenty-five percent (25%) of the committeemen required to be elected in the county have been elected.

SECTION 1.02. ELECTION OF MEMBERSHIP.

(A) Members of the County Committee shall be elected at the primary election provided for in the Election Law of the State of New York.

(B) Members of the County Committee shall be elected biennially in odd number year elections.

SECTION 1.03. TERM OF MEMBERS. Members of the County Committee shall hold office until the next election at which members of the committee are elected.

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SECTION 1.04. REMOVAL OF MEMBERS. A member of the County Committee may be removed by the County Committee for disloyalty to the party or corruption in office after notice is given and a hearing upon written charges has been had. The hearing shall be held by the County Committee, or a subcommittee thereof appointed for that purpose, which subcommittee shall report its findings to the full County Committee.

SECTION 1.05. VACANCIES.

(A) In the case of the death, declination, resignation, enrollment in another party, removal from the unit of representation or removal from office of a member of the County Committee, or the failure to nominate or elect a member, the vacancy created thereby shall be filled by the remaining members of the County Committee by the selection of an enrolled voter of the party qualified for election from the unit of representation in which such vacancy shall have occurred.

(B) The County Committee, upon its organization after the election of its members, or at any time thereafter, may determine that a vacancy or vacancies in such committee exists by reason of an increase in the number of election districts within the county occasioned by a change of the boundaries of one or more election districts, taking effect after such election, and may determine the districts that the elected members shall represent until the next election at which members of the County Committee are elected. A vacancy so determined to exist shall be filled as provided in paragraph (A) of this Section 1.05.

ARTICLE II

MEETINGS OF MEMBERS

SECTION 2.01. PLACE OF MEETINGS. Meetings of the County Committee shall be held within the County of Warren, State of New York at such suitable place convenient to the membership as is designated by the Chairman.

SECTION 2.02. ORGANIZATIONAL MEETING. The County Committee shall within twenty (20) days after its election meet and organize by electing the Chairman, the Vice-chairman, the Secretary, the Treasurer, and such other officers as may be authorized hereby. The members of the committee may also transact such other business as may properly come before them at such meeting.

SECTION 2.03. ANNUAL MEETING. The annual meeting of the County Committee shall be held on the last Wednesday of January

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in each calendar year. The members of the committee may transact such business as may properly come before them at such meeting.

SECTION 2.04. REGULAR MEETINGS. The regular meetings of the County Committee shall be held on the last Wednesday of each March, May, and November in each calendar year. The members of the committee may transact such business as may properly come before them at such meeting.

SECTION 2.05. SPECIAL MEETINGS. The Chairman may, upon his own initiative, and shall, upon the written request of at least ten (10) members of the County Committee, call a special meeting of the County Committee. The notice of any special meeting shall state the time and place of such meeting and the purpose thereof.

The special meeting shall not be noticed any sooner than five (5) days nor any later than ten (10) days after the date of service of the petition, if any, upon the Chairman. No business shall be transacted at a special meeting except as stated in the notice of meeting.

SECTION 2.06. NOTICE OF MEETINGS. It shall be the duty of the Secretary to mail, by first class mail with postage thereon fully prepaid, a notice of each organizational, annual, regular or special meeting, stating the purpose thereof as well as the time and place where it is to be held, to each member of the County Committee, at his post office address as it appears in the records of the County Committee, or if no such address appears, at his last-known place of address, at least five (5) days before such meeting. The mailing of a notice in the manner provided in this Section 2.06 shall be considered due service of notice.

SECTION 2.07. QUORUM. The presence, either in person or by proxy, of at least one-third (1/3) of the members of the County Committee shall be requisite for, and shall constitute a quorum for, the transaction of business at any meeting of the committee.

SECTION 2.08. ADJOURNED MEETINGS. If any meeting of members cannot be organized because a quorum has not attended, the members who are present, whether in person or by proxy, may, except as otherwise provided by law, adjourn the meeting to a time not less than forty-eight (48) hours from the time the original meeting was called.

SECTION 2.09. VOTING.

(A) At every meeting of the members, the voting power of each member present, either in person or by proxy, shall be, on each question brought before such meeting, proportional to the party vote for governor in said member's election district at the

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last preceding gubernatorial election or, if the election district which such committeeman represents was created or

changed since the last election for member of the state assembly, proportional to the number of enrolled voters of the party in said election district on the list of enrolled voters last published by the board of elections of the county.

(B) The vote of the majority of those present, in person or by proxy, as weighted, shall decide any question brought before such meeting, unless the question is one upon which, by express provision of statute or these Bylaws, a different vote is required, in which case such express provision shall govern and control.

(C) Upon the request of any member of the County Committee, a roll call vote may be had on any question brought before a meeting of the committee.

SECTION 2.10. PROXIES.

(A) A member of the County Committee may appoint a proxy to act in his place provided such designee is an enrolled voter of the party residing in the county.

(B) Any proxy given by a member of the County Committee must be in writing and filed with the Secretary before or at the appointed time of the meeting for which given. A proxy shall be valid for only the meeting to which it is addressed, be not dated more than five (5) days in advance of the meeting for which given, and expire upon any adjournment of said meeting. In case more than one (1) proxy from a member shall be presented for filing, only the proxy executed last in time shall be entitled to recognition. No person shall hold more than one (1) proxy. No proxy may be transferred.

(C) In the event of a dispute regarding the validity of any proxy, the validity of such instrument shall be determined by the County Committee at the meeting to which the proxy is addressed.

SECTION 2.11. ORDER OF BUSINESS; PARLIAMENTARY PROCEDURE. Except as required by law or these Bylaws, the order of business at any duly convened meeting of the County Committee, or any subordinate committee thereof, shall be determined in accordance with generally accepted principles of parliamentary procedure. When a dispute shall arise over proper procedure, such dispute shall be resolved in accordance with Sturgis Standard Code of Parliamentary Procedure, most recent edition, if applicable.

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ARTICLE III

OFFICERS

SECTION 3.01. DESIGNATION OF OFFICERS. The officers of the County Committee shall be the Chairman, the Vice-chairman, the Treasurer, the Secretary, the Assistant Secretary, and the Sergeant-at-Arms.

SECTION 3.02. ELIGIBILITY. Any duly enrolled member of the party residing in the county shall be eligible for election as an officer of the County Committee.

SECTION 3.03. ELECTION OF OFFICERS; FILINGS.

(A) Officers of the County Committee shall be elected at the organizational meeting of said committee by a majority of the weighted vote of the quorum present thereat.

(B) Within three (3) days after the organizational meeting of the County Committee, the Secretary shall file in the office of the state board of elections a certificate stating the names and post office addresses of the officers of the County Committee and any subordinate committees thereof. A copy of such certificate shall be filed in the office of the board of elections of the county.

SECTION 3.04. TERM. All officers of the County Committee shall hold office for a term of two (2) years and until their successors shall be elected.

SECTION 3.05. REMOVAL OF OFFICERS. An officer of the County Committee may be removed by the County Committee for disloyalty to the party or corruption in office after notice is given and a hearing upon written charges has been had. The hearing shall be held by the County Committee, or a subcommittee thereof appointed for that purpose, which subcommittee shall report its findings to the full County Committee.

SECTION 3.06. VACANCIES. In the case of the death, declination, resignation, enrollment in another party, removal from the county or removal from office of any officer of the County Committee, the vacancy created thereby, for the remainder of the term of said officer, shall be filled by the members of the County Committee by the selection of a person meeting the qualifications for said office.

SECTION 3.07. CHAIRMAN. The Chairman shall preside at all meetings of the County Committee; be an ex-officio member of the

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Executive Committee and the chairman thereof; appoint all standing and special committees of the County Committee unless otherwise provided; and discharge all other duties imposed upon him by law, these Bylaws, and the action of the County Committee.

SECTION 3.08. VICE-CHAIRMAN. The Vice-chairman shall take the place of the Chairman and perform his duties whenever the Chairman shall be absent or unable to act. If neither the Chairman nor the Vice-chairman is able to act, the County Committee shall appoint some other member of the County Committee to so do on an interim basis. The Vice-chairman shall be an ex-officio member of the Executive Committee. The Vice-chairman shall also perform such other duties as shall from time to time be imposed upon him by the Chairman or the County Committee.

SECTION 3.09. SECRETARY. The Secretary shall keep complete and accurate minutes of all proceedings of the County Committee and the Executive Committee; maintain custody of all records of the County Committee, the Executive Committee, and all standing and special committees thereof; prepare and maintain a current roll of the members of the County Committee, together with the number of votes which each member is entitled to vote, and their respective post office addresses and telephone numbers, if any; and discharge all other duties imposed upon him by law, these Bylaws or the County Committee. The Secretary shall be an ex-officio member of the Executive Committee.

SECTION 3.10. ASSISTANT SECRETARY. The Assistant Secretary shall take the place of the Secretary and perform his duties whenever the Secretary shall be absent or unable to act. The Assistant Secretary shall also perform such other duties as shall from time to time be imposed upon him by the Secretary or the County Committee.

SECTION 3.11. TREASURER. The Treasurer shall be the chief financial officer of the County Committee. He shall keep and maintain a current record of all receipts and disbursements of the County Committee; report on the financial condition of the County Committee to said committee at each regular and annual meeting thereof, and whenever so requested by any member of the County Committee at any special meeting called to inquire into such matter; file complete and accurate annual financial reports with the County Committee at its annual meeting; prepare and file all such reports as may be required by law; and discharge all other duties imposed upon him by law, these Bylaws or the County Committee. The Treasurer shall be an ex-officio member of the Executive Committee.

SECTION 3.12. SERGEANT-AT-ARMS. The Sergeant-of-Arms shall be the peace officer of the County Committee and shall, under the

direction of the presiding officer, preserve order at all meetings of the County Committee and at any meeting of any subordinate committee at which his attendance is required.

ARTICLE IV

EXECUTIVE COMMITTEE

SECTION 4.01. DESIGNATION OF EXECUTIVE COMMITTEE. The members of the Executive Committee of the County Committee shall be the Chairman, the Vice-chairman, the Secretary, the Treasurer, the Town Chairmen, the City Chairman, the members of the state committee of the party who represent the county, and four (4) members-at-large.

SECTION 4.02. PURPOSE OF EXECUTIVE COMMITTEE.

(A) The Executive Committee shall serve as an advisory body to the County Committee.

(B) Notwithstanding anything to the contrary in paragraph (A) of this Section 4.02, no action taken by the Executive Committee shall be binding upon the County Committee except where provided by law, the rules of the State Committee, these Bylaws or action of the County Committee.

SECTION 4.03. MEMBERS-AT-LARGE.

(A) Members-at-large who serve on the Executive Committee shall be appointed to office by the newly elected chairman of the County Committee at the organizational meeting required by Section 2.02. To be eligible for an appointment, an individual must reside in the county and be duly enrolled as a member of the party. There shall be no requirement that a member-at-large be a member of the County Committee during his term in office.

(B) An at-large member of the Executive Committee may be removed by the County Committee for disloyalty to the party or corruption in office after notice is given and a hearing upon written charges has been had. The hearing shall be held by the County Committee, or a subcommittee thereof appointed for that purpose, which subcommittee shall report its findings to the full County Committee.

(C) In the case of the death, declination, resignation, enrollment in another party, removal from the county or removal from office of an at-large member of the Executive Committee, or the failure of the Chairman to make any at-large appointment at the time prescribed by paragraph (A) of this Section 4.03, the

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vacancy created thereby, for the remainder of the term of office, shall be filled by an appointee of the Chairman who shall meet the qualifications set forth in paragraph (A) of this Section 4.03.

SECTION 4.04. TERM OF MEMBERS OF EXECUTIVE COMMITTEE. The term of office of each member of the Executive Committee shall be two (2) years.

SECTION 4.05. PLACE OF MEETING. Meetings of the Executive Committee shall be held in the county at such suitable place convenient to the membership of said committee as is designated by the Chairman.

SECTION 4.06. MEETINGS.

(A) The Executive Committee shall hold regular meetings on the last Wednesday of each January, March, May, and November in each calendar year. The members of the committee may transact such business as may properly come before them at such meeting.

(B) The Chairman may, upon his own initiative, and shall, upon the written request of at least three (3) of the members of the Executive Committee, call a special meeting of the Executive Committee. The notice of any special meeting shall state the time and place of such meeting and the purpose thereof. The special meeting shall not be noticed any sooner than (5) days nor any later than ten (10) days after the date of service of the petition, if any, on the Chairman. No business shall be transacted at a special meeting except as stated in the notice of meeting.

SECTION 4.07. NOTICE OF MEETING. It shall be the duty of the Secretary to mail, by first class mail with postage thereon fully prepaid, a notice of each regular or special meeting, stating the purpose thereof as well as the time and place where it is to be held, to each member of the Executive Committee, at his post office address as it appears in the records of the County Committee, or if no such address appears, at his last-known place of address, at least five (5) days before such meeting. The mailing of a notice in the manner provided in this Section 4.07 shall be considered due service of notice.

SECTION 4.08. QUORUM. The presence, either in person or by proxy, of at least one-third (1/3) of the members of the Executive Committee shall be requisite for, and shall constitute a quorum for, the transaction of business at any meeting of the committee.

SECTION 4.09. PROXIES. A member of the Executive Committee may appoint a proxy to act in his place at any meeting of the

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committee. The designee shall be an enrolled voter of the party and reside in the county. Any proxy must be filed with the Secretary before or at the appointed time of the meeting for which given.

SECTION 4.10. VOTING POWER. Each member of the Executive Committee shall have one (1) vote which shall not be weighted. The Chairman shall cast no vote except in the case of a tie.

SECTION 4.11. REPORT BY CHAIRMAN. The Chairman shall report to the County Committee on the proceedings and recommendations of the Executive Committee at the County Committee's next regular, annual or, if applicable, special meeting following the date of any meeting of the Executive Committee.

ARTICLE V

TOWN AND CITY COMMITTEES

SECTION 5.01. TOWN COMMITTEES.

(A) There shall be a town committee in each township in the county whose membership shall be those members of the County Committee elected or appointed, as the case may be, to represent the election districts within said township.

(B) Within nineteen (19) days of the certification of the election at which the members of each Town Committee are elected to office, the members of each Town Committee shall meet and elect a chairman and such other officers as their respective committees may choose. Notice of the date, time, and place of each such meeting shall be mailed, by first class mail with postage thereon fully prepaid, to each member of a town committee, at his post office address as it appears in the records of the County Committee, or if no such address appears, at his last-known place of address, at least five (5) days before said meeting. Such notice shall be given by the chairman of the preceding Town Committee or, if his office is vacant at the time the new committee is elected or he is unable to perform for any reason, by any two (2) members of the newly elected Town Committee. Written notification of the results of the elections shall be filed with the Secretary of the County Committee at the organizational meeting required by Section 2.02 hereof. Any election for a Town Committee office held pursuant to this paragraph (B) shall be determined by the unweighted majority vote of the members of the Town Committee voting at said meeting. In the event of repeated deadlocked votes in any elections held to select the chairman of a Town Committee, the question shall be referred to the full County Committee, which shall elect such

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chairman at its next regular meeting or at any special meeting called for such purpose.

(C) Each Town Committee may adopt its own bylaws, certified copies of which, together with all amendments thereto, shall be filed within ten (10) days of adoption in the office of the board of elections of the county and with the County Committee.

No bylaws or amendments adopted by any Town Committee shall be inconsistent with the laws of the State of New York, the rules of the State Committee or these Bylaws.

SECTION 5.02. CITY COMMITTEE OF THE CITY OF GLENS FALLS.

(A) There shall be a city committee in the City of Glens Falls whose membership shall be those members of the County Committee elected or appointed, as the case may be, to represent the election districts within said city.

(B) Within nineteen (19) days of the certification of the election at which the members of the City Committee are elected to office, the members of the City Committee shall meet and elect a chairman and such other officers as the committee may choose. Notice of the date, time, and place of such meeting shall be mailed, by first class mail with postage thereon fully prepaid, to each member of the City Committee, at his post office address as it appears in the records of the County Committee, or if no such address appears, at his last-known place of address, at least five (5) days before said meeting. Such notice shall be given by the chairman of the preceding City Committee or, if his office is vacant at the time the new committee is elected or he is unable to perform for any reason, by any two (2) members of the newly elected City Committee. Written notification of the results of the elections held at such city organizational meeting shall be filed with the Secretary of the County Committee at the organizational meeting required by Section 2.02 hereof. Any election for a City Committee office held pursuant to this paragraph (B) shall be determined by the unweighted majority vote of the members of the City Committee voting at said meeting.

(C) The City Committee of the City of Glens Falls may adopt its own bylaws, certified copies of which, together with all amendments thereto, shall be filed within ten (10) days of adoption in the office of the board of elections of the county and with the County Committee. No bylaws or amendments adopted by the City Committee shall be inconsistent with the laws of the State of New York, the rules of the State Committee or these Bylaws.

SECTION 5.03. NO UNIT VOTING. No town, city or other subordinate committee of the party in the county shall adopt any rule permitting or requiring unit voting.

ARTICLE VI

STANDING AND SPECIAL COMMITTEES

SECTION 6.01. STANDING COMMITTEES.

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(A) The County Committee shall have three (3) standing committees: the Finance and Budget Committee, the Elections Committee, and the Program and Membership Committee. Each committee, in the discretion of the Chairman, shall be composed of three (3), five (5) or seven (7) members, at least one-third (1/3) of whom shall be members of the County Committee. The chairman and members of each standing committee shall be appointed by the Chairman of the County Committee and serve at his leave. Each standing committee shall present and file a report at each annual meeting of the County Committee. No person shall serve on more than one standing committee at any one time.

(B) The Budget and Finance Committee shall assist the officers of the County Committee in preparing budgets; shall plan or manage, as the case may be, such fund raising activities as may from time to time be prescribed by the Chairman or the County Committee; and shall, with the consent of the Chairman, which consent shall not be unreasonably withheld, determine the allocation of such financial resources of the County Committee as may be allocated, using reasonable and prudent judgment, to endorsed candidates of the party running for office in elections within the county.

(C) The Elections Committee shall provide technical assistance and advice to endorsed candidates of the party running for office in national, state, and local elections, except that in the case of elections for office in any township or city within the county, no such assistance or advice shall be rendered without the prior consent of the appropriate Town or City Committee.

(D) The Program and Membership Committee shall plan, prepare, and conduct such activities as shall educate and inform members of the County Committee and encourage others to participate in the activities of the party.

SECTION 6.02. SPECIAL COMMITTEES. The Chairman or the County Committee, as the case may be, may create and appoint such special committees as shall be necessary to implement the goals and objectives of the County Committee. The size, composition, duration of existence, and function of any such special committee shall be determined at the time of such committee's creation, except that no such committee shall undertake any of the duties or responsibilities of any standing committee. The term in office of each member of any such special committee shall be set forth in the instrument establishing such committee.

ARTICLE VII

MISCELLANEOUS

SECTION 7.01. GRIEVANCES. Any duly enrolled voter of the party residing in the county who shall be aggrieved by any action of the County Committee or any officer or subordinate committee thereof may submit his complaint, in writing, to the Executive Committee which, after notice and hearing, shall take such action upon written decision as it shall deem appropriate in the circumstances. Shall the complainant still be aggrieved after the decision of the Executive Committee, said person may make written request on the Chairman, within fifteen (15) days of the date of the Executive Committee's decision, to present said grievance to the County Committee for action at either its next regular meeting or at a special meeting called for such purpose.

SECTION 7.02. PARTY FUNDS; RESTRICTIONS ON EXPENDITURES.

(A) No contributions of money, or the equivalent thereof, made, directly or indirectly, to the County Committee or to any subordinate committee thereof, or to any person representing or acting on behalf of the County Committee or any subordinate committee thereof, or any moneys in either the treasury of the County Committee or in the treasury of any subordinate committee thereof, shall be expended in aid of the designation or nomination of any person to be voted for at a primary election either as a candidate for nomination for public office, or for any party position.

(B) Notwithstanding anything to the contrary in paragraph (A) of this Section 7.02, nothing herein shall be construed in a manner so as to be inconsistent with Section 2-126 of the Election Law of the State of New York.

SECTION 7.03. AMENDMENTS.

(A) These Bylaws may be amended or new bylaws may be adopted from time to time by a weighted majority vote of the

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members of the County Committee present, in person or by proxy, at a meeting at which there is a quorum, provided a copy of the proposed amendment or bylaws shall be sent with the notice of the meeting at which such amendment or bylaws are to be proposed.

(B) Within ten (10) days after the adoption of any amendment or set of bylaws, a certified copy thereof shall be filed by the Secretary in the office of the state board of elections and in the office of the county board of elections.

SECTION 7.04. FACSIMILES.

(A) Except as required by law, any notice or instrument that may be served or filed pursuant to these Bylaws may be served or filed by facsimile transmission, the original of such notice or instrument to be dispatched in accordance with these Bylaws within forty-eight (48) hours of such transmission.

(B) The use of a facsimile transmission in place of the service or filing of an original document shall not alter any deadline herein specified.

SECTION 7.05. INTERPRETATION. Unless the context requires otherwise, the following rules shall aid in the interpretation of these Bylaws:

(A) The terms "hereby," "hereof," "herein," and "hereunder" shall refer to these Bylaws when used herein.

(B) The singular form of all terms used herein shall include the plural, and vice versa. Use of the masculine gender includes use of the feminine and neuter genders, and vice versa.

(C) References to any certificates or other instruments required to be given pursuant to these Bylaws shall mean the executed originals of such documents.

SECTION 7.06. HEADINGS. The headings of the several articles and sections in these Bylaws have been prepared for convenience of reference only and shall not control, affect the meaning of or be taken as an interpretation of any provision of these Bylaws.

SECTION 7.07. REPEALER; EFFECTIVE DATE.

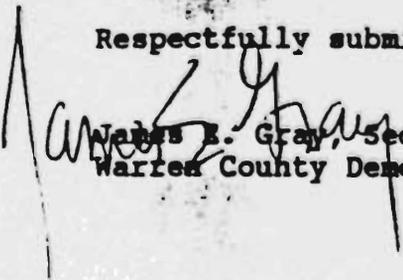
(A) All bylaws and amendments previously adopted by the County Committee are hereby repealed.

(B) These Bylaws shall become effective upon being filed in the office of the state board of elections.

SECTION 7.08. GOVERNING LAW. The interpretation, construction, and performance of these By-Laws shall be governed by the laws of the State of New York.

I Certify that at the Organizational meeting of the Warren County Democratic Committee held on Wednesday evening, September 29, 1993 at which a quorum was present the attached By-Laws were adopted by resolution unanimously at said meeting.

Respectfully submitted,


James E. Gray, Secretary
Warren County Democratic Committee

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EXHIBIT F

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Democrats? squabble intensifying

Some members call on state to audit committee finances

By Michael DeMaal
Staff Writer

Infighting and distrust within the Warren County Democratic Committee have gotten so bad that a group of Glens Falls-based party members are calling on the state to audit the committee's finances.

The squabble will be vented tonight when the committee meets behind closed doors to elect its slate of officers for the next two years.

In a recent letter to the state Board of Elections, six prominent city Democrats -- including Treasurer Paul Kemnitzer and Common Council members Margaret Forrest, Richard Dudley and David Conroy -- say there has been "a lengthy series of very troubling irregularities and actions" by committee Chairman William A. Montfort.

Specifically, they claim Montfort has been reluctant to turn over detailed information about the committee's finances.

Montfort said he and other committee members who oversee the finances wouldn't open the books because they were insulted by the suggestion something underhanded was being done.

But Montfort said "I don't have any problem with the world seeing what's in there."

A spokesman for the state Board of Elections said the audit request has been turned over to the agency's enforcement counsel, Stanley Zelen, for review.

If the agency's backlog of cases means even if the agency decides an investigation should be done, it likely wouldn't be started for months.

The city Democrats say Montfort told them last spring the committee could spend \$4,000 on a "newspaper" heralding the Democrats' accomplishments in office, but later backed off the pledge because he said there wasn't enough money to pay for it.

At one point in 1991 the Warren County Democratic Committee had approximately \$11,000 in its

Squabble

From Page B1

a \$4,111 balance. When asked earlier this year whether the committee would pay for the newspaper, Montfort said he told the city Democrats there wasn't enough money to do a citywide mailing, but that it could be printed and distributed by hand.

"They did not want to do this," Montfort said.

The city Democrats also say the treasurer of the committee, William McCarthy of Queensbury, "leaves behind a stack of signed official (committee) checks" for Montfort when McCarthy goes to Florida. McCarthy is retired and spends most of the year in Florida.

"In practice, Mr. Montfort can sign checks and expend funds of the Warren County Democratic Committee on his sole authority," the letter states.

But Montfort said McCarthy takes the committee's checkbook with him to Florida. When he needs money, Montfort said, he calls McCarthy, who signs a check for the right amount and mails it to

Montfort, who also signs it.

To save the 25-cent per check charge, Montfort said the checks are made out to cover several expenses at once, something he admits "probably isn't the right thing to do."

Montfort believes there are receipts for all the transactions, except for money reimbursed to Dudley and his wife, Pat, after the 1993 election for campaign headquarters expenses.

"These people would have been insulted if I asked for a receipt," Montfort said.

Friction between the city Democrats and Montfort has grown over the last several months because of personality conflicts and the feeling among some committee members that city Democrats are trying to rule the party. City Democrats deny this assertion.

Last month, Kemnitzer learned the state Board of Elections may be investigating nominating petitions handed in by himself and his father, possibly because of a forgery. Kemnitzer said there was no forgery, and asserts the allegation came from Montfort or other leaders of the party.

Montfort said he doesn't know who questioned the petitions, and denies any involvement.

newspaper" states the Sept. 8 letter, which was obtained by The Post Star. There was no local that is city board of county twice last year that would have prompted large expenditures of money.

Montfort said he doesn't know where the city Democrats got the \$11,000 figure, and that he offered a compromise for distributing the newspaper but was turned down.

"I don't know what these people smoke," said Montfort, who was having over his fellow Democrats' allegations.

According to a financial disclosure statement for the six months ending January 1995, the county Democratic Committee had

See Squabble: Next Page

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9/27/95 ROSTER

EX.F

EXHIBIT G

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EX 6

Fight brewing in Glens Falls for control of Democratic Party

By Paul Ertelt
Staff Writer

GLENS FALLS — There will be a battle for the heart and soul of the city's Democratic Party on Sept. 9.

On that day, primaries will be held for Democratic Committee seats in 12 of the city's 19 election districts.

"It's an extremely unusual number," said city Chairman Daniel S. Martindale. "For the most part, they're uncontested."

The primaries are the result of the plan of Councilman-at-Large Richard E. Dudley and his supporters to gain control of the party, and of Martindale's efforts to

stop them.

"We feel the Democratic Party needs to go in a different direction," said city Treasurer Paul A. Kemnitzer, one of Dudley's chief political allies.

Kemnitzer and Dudley's wife, Patricia, are vying for the two committee seats in Ward 2's Election District 1. They face Daniel L. and Sharon M. Hall. Kemnitzer's two sisters and parents are also vying for committee seats.

But the premier race will be in Ward 2 District 4, where Dudley and his brother, Lawrence E. Dudley, are competing against Martindale and Bruce A. Cabana.

In 1995, Martindale ousted longtime city

Chairwoman Margaret J. Farrell, who is also a city councilwoman representing the city's 5th Ward, during a divisive struggle for control of the committee. Since then, Martindale has often been at odds with the city's elected Democrats.

Farrell is running in a four-way primary for a committee seat in Ward 5 District 1.

All told, the Dudley faction filed petitions for 20 committee spots, but the petition for Farrell's son, John, was disqualified on a technicality Tuesday.

There is only one candidate running in one district, so that means 37 committee

See Fight: Next Page

Fight

From Page B1

members will be selected in the primary. If all of the Dudley faction's 19 candidates win committee seats, they will have the 51 percent needed to oust Martindale and take over the committee.

But even if all the faction's candidates aren't successful, Kemnitzer said it may be able to win the support of other committee members and still win control.

"There's a good chance we'll take over the city committee," he said.

Martindale isn't taking that threat lightly.

"They could conceivably do it," he said.

But Martindale said he anticipated their plan and has tried to block it by finding candidates for most committee seats.

EXHIBIT H

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My Pleas

35 man pleaded guilty
to the Jonies. B5

11, 1997

Local

Also Inside

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Columns B4

Obituaries B5
Comics B7

City Editor Mark C. Mahoney: 792-3131, Ext. 32

Dudley, allies swept from committee

By Paul Ertelt
Staff Writer

GLENS FALLS — The battle for the soul of the city's Democratic Party is over, and city Chairman Daniel S. Martindale appears to be the winner.

At least, his staunchest Democratic enemies have been vanquished.

In Tuesday's primary, Richard E. Dudley, president of the Common Council and Martindale's chief nemesis, lost a bid for a committee seat, as did some of his closest political allies.

"I think it shows the direction that Democrats in the city wanted to go," Martindale said.

Dudley did not return a phone call seeking comment Wednesday afternoon.

Dudley's wife, Patricia; his brother, Lawrence A. Dudley; city Treasurer Paul A. Kemnitzer; and 4th Ward Councilman David F. Cooney were all bumped from the committee by Democratic voters.

Cooney also lost his bid for the Democratic nomination for his council seat to political novice Mark U. Caruso Sr. He lost his bid for the committee seat at the hands of Caruso and Caruso's wife, Lee-Anne.

All told, of the 19 committee candidates put up by the Dudley faction, only five were elected.

Among the faction's successful candidates

was 5th Ward Councilwoman Margaret J. Farrell, but her husband, Ralph, was defeated. Mrs. Farrell was the chairwoman of the city committee before she was ousted by Martindale in 1995.

Kemnitzer's father, John E. Kemnitzer, retained his committee seat, and his mother, Mary E. Kemnitzer, also won a committee seat. But Paul Kemnitzer's two sisters, Lyn and Susan, were defeated in their attempts to gain committee spots.

There were contested races for committee seats in 12 of the city's 19 election districts.

Each district is entitled to two committee members, but only 36 seats were filled. There is a vacancy in one district, and there was a tie

vote in another. The Warren County Democratic Committee, which includes the city committee, will decide the winner of the tie, Martindale said.

The election for chairman of the city committee must be held within 19 days of the primary, but no date has been set for the vote, Martindale said. He is confident of his chances of holding his post as head of the committee.

"I think I solidly have 24 votes," he said.

County Democratic Committee Chairman William A. Montfort, Martindale's political mentor, faced no opposition in his bid to retain one of Johnsburg's two committee seats. Montfort is expected to be re-elected as county chairman.

EXH

B

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Oct 17, 1995.

J. Andrew Purley
Supervisor Attorney
Central Expressway Truck

MUR
4676

Oct 17

1 21 11 95

Dear Mr Purley

I am writing you in
reference to MUR 4676 which
I paid yesterday Oct, 9th
It was sent to my home in
Cincinnati, N.Y. before
being sent to the bank in Ill.

I am no longer the
treasurer of the Warren Co.
Democratic Committee, I left
the office Oct 27, 1995 due
to poor health (heart condition)
as well as my age 72 yrs.

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I was retired + ^N later, relating
a move to Florida for 8 months
of the year.

I have no knowledge of
any wrong doing during
the 16 years which I
served as County Treasurer.

The people or person
who have sent complaints
to you did the same thing
with the New York State
Board of Elections - our
financial records, bank
statements, check books,
reports etc. were all
turned over to them &
after an extensive
investigation, they

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John! No crosses or dis-
crepancies there for I have
the case.

A man of no means
for this spring was to
bring the oil by aqueduct
than a personal vendetta.
Reid's attempt to take
control of the County Comm.
was unsuccessful. &
from this -

If you will check
with the N.Y.S. Board
of Elections in Albany.
You will find there has
been no wrong doing.

Sincerely,
C. William McCarthy

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Stuart H. Brody, Esq.

RECEIVED
FEDERAL ELECTION
COMMISSION

Nov 3 12 22 PM '97

The Law Offices of Stuart H. Brody
P.O. Box 2616
Plattsburgh, N.Y. 12901

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tel - 518 968 7479
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e-mail
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October 30, 1997

Connel
Gibney Anthony & Flaherty, LLP
665 Fifth Avenue
New York, NY 10022

tel - 212 705 9807
fax - 212 965 7698

111 Washington Avenue
Albany, New York 12210
tel - 518 449 8800
fax - 518 449 8812

Associated Offices:
London
Geneva

Federal Election Commission
Washington, D.C. 20463

RE: MUR 4676

Dear Sir or Madam:

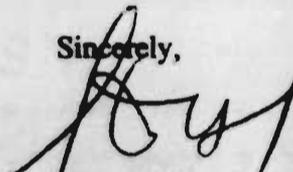
The undersigned is the Chairman of the Essex County Democratic Committee. Your letter of October 1, 1997, to Matthew Dwyer, Treasurer, came to my address, and I will be responding.

To the extent practicable, I will be handling this matter, in consultation with Matthew Dwyer, the Treasurer. If the matter becomes more complex, then we will be represented by Bill Greenewalt of New York City.

As you know, this matter was the subject of some consideration by the State Board of Elections, and to the best of my knowledge, the Essex County representatives were not found to have engaged in any wrongdoing.

I trust that this matter can be handled expeditiously, and without the involvement of counsel.

Sincerely,



Stuart H. Brody

SHB/lks
Enc.

98043363357

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4676

NAME OF COUNSEL: William S. Greenewalt, Esq.

FIRM: Loselle, Greenewalt, Kaplan, Blair & Adler

ADDRESS: 140 E. 45th Street, 42nd Floor

New York, NY 10017

TELEPHONE: (212) 986-6850

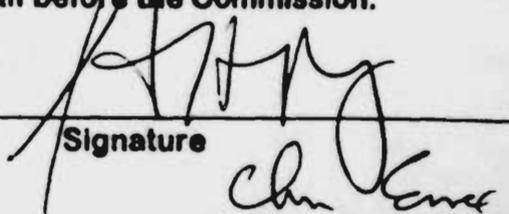
FAX: (212) 986-6852

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.

10-30-97

Date

Signature



*Chm Green Ct
Dwight Carter*

RESPONDENT'S NAME: Essex County Democratic Committee

ADDRESS: P.O. Box 127

Essex, NY 12936

TELEPHONE: HOME

BUSINESS (518) 562-3131

9804306658

FEB 11 3 10 PM '93

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

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)
)
)
)

**CASE CLOSURES UNDER
ENFORCEMENT PRIORITY**

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.

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 cases permits the

Commission to focus its limited resources on more important cases presently

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pending before it. Based upon this review, we have identified 16 cases that do not warrant further action relative to other pending matters.¹ The attachment 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 means to identify those cases which 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.

¹ These cases are: MUR 4631 (Frost/McClure); MUR 4661 (Cox and Amplecon, Inc.); MUR 4667 (Specter & Greenwood); MUR 4668 (Schakowsky for Congress); MUR 4672 (Friends of John O'Toole); MUR 4673 (Papan for Assembly); MUR 4676 (Warren County Democratic Committee); MUR 4677 (Patrick Kennedy); MUR 4681 (Jack Black); MUR 4683 (Janice Schakowsky for Congress); MUR 4684 (Spartanburg County Republicans); MUR 4694 (Jan Schakowsky for Congress); MUR 4695 (Schakowsky for Congress); MUR 4696 (Janice Schakowsky for Congress); MUR 4703 (Dumont Institute / Robert McGee); and Pre-MUR 356 (Pritzker for Congress).

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We have identified cases which have remained on the Central Enforcement Docket for a sufficient period of time to render them stale. We recommend 27 of these cases be closed.³ Nine of these cases were part of the so-called "Major 96" cases that have not been able to be activated due to a lack of resources to effectively pursue them in a timely fashion.⁴ Since the time period rendering them stale has now passed, we recommend their closure at this time.

We recommend that the Commission exercise its prosecutorial discretion and direct closure of the cases listed below, effective February 24, 1998. Closing

2

³ These cases are: MUR 4350 (*Republican Party of Minnesota*); MUR 4355 (*Aqua-Lesure Industries, Inc.*); MUR 4372 (*Nebraska Democratic Party*); MUR 4394 (*Americans for Term Limits*); MUR 4472 (*Committee to Elect Winston*); MUR 4483 (*Nebraska Democratic State Central Committee*); MUR 4504 (*NH Democratic State Party Committee*); MUR 4507 (*People for Bocharov*); MUR 4509 (*Villstone for Senate*); MUR 4565 (*Bell for Congress*); MUR 4570 (*Congresswomen Andrea Swanson*); MUR 4571 (*Sybert for Congress Committee*); MUR 4572 (*Friends of Dick B. Durbin*); MUR 4575 (*Dana Corrington*); MUR 4585 (*Hughes for Congress Committee*); MUR 4589 (*Congressman Bert Gordon*); MUR 4592 (*Iowa Public Television*); MUR 4593 (*Public Interest Institute*); MUR 4599 (*Bruce W. Haponowicz*); MUR 4601 (*Christian Nation of Oklahoma*); MUR 4602 (*WFSB-TV Channel 3*); MUR 4604 (*Dana Corrington*); MUR 4605 (*Christian Coalition*); Pre-MUR 346 (*Coalition of Politically Active Christians*); RAD 96NF-09 (*O'Sullivan for Congress*); RAD 96L-12 (*Alaska Democratic Party*); and RAD 97NF-02 (*Zien for Congress*).

⁴ These cases are: MUR 4350 (*Republican Party of Minnesota*); MUR 4372 (*Nebraska Democratic Party*); MUR 4394 (*Americans for Term Limits*); MUR 4472 (*Committee to Elect Winston*); MUR 4483 (*Nebraska Democratic State Central Committee*); MUR 4504 (*NH Democratic State Party Committee*); MUR 4507 (*People for Bocharov*); MUR 4509 (*Villstone for Senate*); and MUR 4565 (*Bell for Congress*).

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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 February 24, 1998, and approve the appropriate letters in the following matters:

- 1. RAD 96NF-09
- 2. RAD 96L-12
- 3. RAD 97NF-02
- 4. Pre-MUR 346
- 5. Pre-MUR 356

B. Take no action, close the file effective March 2, 1998, and approve the appropriate letters in the following matters:

- 1. MUR 4350
- 2. MUR 4355
- 3. MUR 4372
- 4. MUR 4394
- 5. MUR 4472
- 6. MUR 4483
- 7. MUR 4504
- 8. MUR 4507
- 9. MUR 4509
- 10. MUR 4565
- 11. MUR 4570
- 12. MUR 4571
- 13. MUR 4572
- 14. MUR 4575
- 15. MUR 4585
- 16. MUR 4589
- 17. MUR 4592
- 18. MUR 4593
- 19. MUR 4599
- 20. MUR 4601
- 21. MUR 4602
- 22. MUR 4604
- 23. MUR 4605
- 24. MUR 4631
- 25. MUR 4661
- 26. MUR 4667
- 27. MUR 4668
- 28. MUR 4672
- 29. MUR 4673
- 30. MUR 4676
- 31. MUR 4677
- 32. MUR 4681
- 33. MUR 4683
- 34. MUR 4684
- 35. MUR 4694
- 36. MUR 4695
- 37. MUR 4696
- 38. MUR 4703

98043863862

2/24/98
Date

Lawrence M. Noble
Lawrence M. Noble
General Counsel



FEDERAL ELECTION COMMISSION
Washington, DC 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/LISA R. DAVIS 
COMMISSION SECRETARY

DATE: FEBRUARY 19, 1998

SUBJECT: Case Closures Under Enforcement Priority. General
Counsel's Report dated February 11, 1998.

The above-captioned document was circulated to the Commission
on Thursday, February 12, 1998

Objection(s) have been received from the Commissioner(s) as
indicated by the name(s) checked below.

Commissioner Aikens	—
Commissioner Elliott	—
Commissioner McDonald	<u>XXX</u>
Commissioner McGarry	—
Commissioner Thomas	<u>XXX</u>

This matter will be placed on the meeting agenda for
Tuesday, February 24, 1998.

Please notify us who will represent your Division before the Commission on this
matter.

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B. Take no action, close the file effective March 2, 1998, and approve the appropriate letters in the following matters:

1.	MUR 4350	20.	MUR 4601
2.	MUR 4355	21.	MUR 4602
3.	MUR 4372	22.	MUR 4604
4.	MUR 4394	23.	MUR 4605
5.	MUR 4472	24.	MUR 4631
6.	MUR 4483	25.	MUR 4661
7.	MUR 4504	26.	MUR 4667
8.	MUR 4507	27.	MUR 4668
9.	MUR 4509	28.	MUR 4672
10.	MUR 4565	29.	MUR 4673
11.	MUR 4570	30.	MUR 4676
12.	MUR 4571	31.	MUR 4677
13.	MUR 4572	32.	MUR 4681
14.	MUR 4575	33.	MUR 4683
15.	MUR 4585	34.	MUR 4684
16.	MUR 4589	35.	MUR 4694
17.	MUR 4592	36.	MUR 4695
18.	MUR 4593	37.	MUR 4696
19.	MUR 4599	38.	MUR 4703

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

Attest:

2-25-98
Date

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

98043064865



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John B. Farrell
125 South Street
Glen Falls, NY 12801

RE: MUR 4676

Dear Mr. Farrell:

On October 1, 1997, 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 March 2, 1998. 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)(8).

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98045663866

MUR 4676

WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

March 2, 1998

Mr. C. William McCarthy
16 Lupine Lane
Queensbury, NY 12804

RE: MUR 4676

Dear Mr. McCarthy:

On October 1, 1997, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

F. Andrew Tuttle
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98043863868

MUR 4676

WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

Treasurer
Glens Falls Democratic Committee
17 Hillcrest Drive
Lake George, NY 12845

RE: MUR 4676

Dear Sir or Madam:

On October 1, 1997, 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 Glen Falls Democratic Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

93043863070

MUR 4676

WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

Mr. Dan Martindale
31 Grand Street
Glen Falls, NY 12801

RE: MUR 4676

Dear Mr. Martindale:

On October 1, 1997, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98043063872

MUR 4676

WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

Mr. Peter Wager, Treasurer
Saratoga County Democratic Committee
6 Cappa Binca Drive
Waterford, NY 12188

RE: MUR 4676

Dear Mr. Wager:

On October 1, 1997, 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 the Saratoga County Democratic Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98043863874

**MUR 4676
WARREN COUNTY DEMOCRATIC COMMITTEE**

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

March 2, 1998

Mr. Thomas P. O'Dea, Treasurer
Warren County Democratic Committee
P.O. Box 9
Johnsburg, NY 12843

RE: MUR 4676

Dear Mr. O'Dea:

On October 1, 1997, 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 the Warren County Democratic Committee and you, as treasurer. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1656.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

93043863876

**MUR 4676
WARREN COUNTY DEMOCRATIC COMMITTEE**

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

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In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

The Honorable Lois Montfort
Warren County Board of Elections
1340 State Road 9
Lake George, NY 12845-9793

RE: MUR 4676

Dear Commissioner Montfort:

On October 1, 1997, the Federal Election Commission notified you of a complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended. A copy of the complaint was enclosed with that notification.

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against you. See attached narrative. Accordingly, the Commission closed its file in this matter on March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650.

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98043863878

MUR 4676

WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

98043863879



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

Mr. William S. Greenewalt, Esquire
Loselle, Greenewalt, Kaplan, Blair & Adler
140 E. 45th Street, 42nd Floor
New York, NY 10017

RE: MUR 4676
Essex County Democratic Committee
Matthew Dwyer, Treasurer

Dear Mr. Greenewalt

On October 1, 1997, 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 March 2, 1998.

The confidentiality provisions of 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. In addition, although the complete file must be placed on the public record within 30 days, this could occur at any time following certification of the Commission's vote. If you wish to submit any factual or legal materials to appear on the public record, please do so as soon as possible. While the file may be placed on the public record prior to receipt of your additional materials, any permissible submissions will be added to the public record when received.

If you have any questions, please contact Alva E. Smith on our toll-free telephone number, (800) 424-9530. Our local telephone number is (202) 694-1650

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

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MUR 4676
WARREN COUNTY DEMOCRATIC COMMITTEE

Mr. John Farrell alleges that the Warren County Democratic Committee ("Warren County") contributed \$4,000 to Bob Lawrence's unsuccessful 1994 campaign for Congress. The Lawrence campaign reportedly refunded \$2,000 of this amount immediately. After receiving the refund, Warren County allegedly provided \$1,000 each to two other committees, the Essex County and Saratoga County Democratic Committees, with the direction to contribute this money in their own names to the Lawrence campaign. The committees reportedly each contributed \$1,000 to this campaign.

Respondent Thomas O'Dea, treasurer of Warren County, denies these allegations and asserts that no violations of any election laws occurred. He asserts that the complaint was filed to discredit Warren County because Mr. Farrell's mother, Margaret Farrell, was defeated in her bid for reelection for City Chairperson by Daniel Martindale. After the defeat, Warren County's financial records were audited by the State Board of Elections. The Board of Elections found no violations. C. William McCarthy, former treasurer of Warren County, denies any knowledge of any wrongdoing during his tenure as treasurer. He asserts that these allegations were investigated by the New York State Board of Elections and deemed to be without merit. He opines that the complaint was motivated by a personal vendetta.

Respondent Peter Wager, treasurer of the Saratoga County Democratic Committee, likewise denies that this alleged violation occurred. He states that these allegations were investigated by the New York State Board of Elections, which concluded that no election law had been violated and closed the matter.

In response to the complaint, Dan Martindale, Chairman of Glen Falls Democratic Committee, states that he was not a member of the Warren County or the Glen Falls Democratic Committees at the time of alleged offense, and denies involvement in any of the activities described in the complaint. He states the complainant filed this complaint in an attempt to exert control the Glen Falls Democratic Committee.

This matter is less significant relative to other matters pending before the Commission. Additionally, the alleged activities do not appear to have had an impact on the electoral process and a limited amount of money was involved.

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FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

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