



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

THIS IS THE BEGINNING OF MUR # 4696

DATE FILMED 3/25/78 CAMERA NO. 2

CAMERAMAN EES

98043364311

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Nov 6 2 10 PM '97

November 3, 1997

Federal Election Commission
Office of General Counsel
999 E. Street, N.W.
Room 657
Washington, DC 20463

MLIR 4696

To Whom it May Concern:

As a concerned citizen, I seek to draw the Commission's attention to a possible violation of FEC rules by Jan Schakowsky, candidate for United States Congress (Ill.- 9th C.D.). The regulation in question is section 104.7 and relates to "Best Efforts".

According to your code, "The treasurer and the committee will only be deemed to have exercised best efforts to obtain, maintain and report the required information if-(1) All written solicitations for contributions include a clear request for the contributor's full name, mailing address, occupation and name of employer, and include the following statement: "Federal law requires political committees to report the name, mailing address, occupation and name of employer for each individual whose contributions aggregate in excess of \$200 in a calendar year." The regulation goes on to say that "The request and statement shall appear in a clear and conspicuous manner on any response material included in a solicitation."

As you can see from the enclosed piece, the Schakowsky campaign has not adhered to the Commission's directive to make its "best effort" to recover the necessary information. You should also be aware that the June 30 report from the Schakowsky campaign lacked this information in many cases where it was presumably avoidable.

I trust that the Commission will give this matter the attention it deserves and I look forward to the results of your investigation.

Sincerely,

John Zbesko
John Zbesko
1120 Noyes Street
Evanston, IL 60201



*Signed and Sealed To Be
on THIS DATE 3rd November 97*
[Signature]

98043664312

PUT A
FIGHTER
ON YOUR
SIDE



98043564313

DEAR FRIEND,

I first got involved in consumer issues in the 1960's, leading the effort to force food producers to put freshness dates on their products to help protect our families from potential dangers.

Putting those labels on cottage cheese did not change the world, but it did change my life.

I became convinced that when ordinary citizens banded together for an important cause, they could change things for the better.
I still believe that today.

That's why I am asking for your support.

Your contribution of \$50, \$100, \$250 or whatever you can spare can help put someone in Congress who will fight for progressive values.

I don't have millions of dollars or a pocketful of IOU's from Democratic ward committeemen.

But I do have the strength of my commitment to fight for families, and thousands of people like you who think we need a voice in Congress.

I hope I can count on your support.

Sincerely,

Jan Schakowsky



98043064314

Schakowsky for Congress
1101 Ridge
Evanston, IL 60202

Area Mail
U.S. POSTAGE
PAID
Permit No. 1
Evanston, IL 60126

PUT A
FIGHTER
ON YOUR
SIDE



PAMELA AND JOHN ZBESKO
1120 NOYES ST
EVANSTON IL 60201-2634



Paid for and authorized by Schakowsky for Congress

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JAN SCHAKOWSKY.

PROGRESSIVE VALUES.

With Newt Gingrich and the rest of the right wing crowd running Congress, we cannot afford to send someone to Congress who will just vote the right way. We need a fighter for progressive values. Jan Schakowsky.

As a young mother walking the aisles of her local grocery store in 1969, Jan Schakowsky wondered just how long the food she served her family had been sitting on the shelf. She realized spoiled food could threaten the health and lives of her family and millions of other people, and decided to do something about it.

She helped launch the successful nationwide campaign for freshness dates on all food products from her kitchen table.



Jan checking freshness dates in the early '70s.

It didn't change the world, but it did change Jan's life. She knew working together, average people could change things for the better.

After this campaign, she joined Illinois Public Action, the state's largest consumer advocacy group. There she led efforts to stop utility shutoffs during cold winter months, and passed the Community Right to Know law for toxic chemicals.

In 1985, she became Executive Director of the Illinois State Council of Senior Citizens, fighting effectively for lower cost prescription drugs, property tax relief for seniors, and against cuts in Social Security and Medicare proposed by Ronald Reagan.

Schakowsky gained the reputation as a fighter for real people, taking political action to protect the health, security and pocket books of average Illinois families.

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PRO-CHOICE, PRO-FAMILY.

After her election to the Illinois House in 1990, Schakowsky quickly established herself as a fighter for progressive values, passing measures to strengthen the Hate Crimes Act, allow parents to leave work for school conferences and increase support for day care centers, libraries and Meals on Wheels programs.

And no one has defended a woman's right to choose as forcefully and tenaciously as Jan Schakowsky.

PUT A WOMAN ON YOUR SIDE.

Right now, Illinois sends 20 representatives to Congress – all men.

Many of us think its time to restore some balance to our delegation, to give the women of Illinois a special voice in Congress. *Your support can make it happen.*

YOUR CONTRIBUTION MAKES THE DIFFERENCE.

Although leading in early polling, Jan Schakowsky faces an uphill fight.



One of her opponents is a 32 year-old heir to one of the biggest fortunes in the world. The other is a 26 year incumbent State Senator and Ward Committeeman with a pocketful of IOU's from the Democratic political establishment.

They represent the politics of power and privilege.

We need a voice for our families.

Jan Schakowsky needs your help to overcome these powerful forces. Please give generously **TODAY** by returning your check in the tear-off envelope attached at right. For more information, call (847) 424-1998.

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PLACE
STAMP
HERE

Schakowsky for Congress
1101 Ridge Avenue
Evanston, IL 60202



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 12, 1997

John Zbesko
1120 Noyes Street
Evanston, IL 60201

RE: MUR 4696

Dear Mr. Zbesko:

This letter acknowledges receipt on November 6, 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 4696. 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

98043569319



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 12, 1997

Larry Suffredin, Treasurer
Schakowsky for Congress
1101 Ridge Avenue
Evanston, IL 60202

RE: MUR 4696

Dear Mr. Suffredin:

The Federal Election Commission received a complaint which indicates that Schakowsky for Congress ("Committee") and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 4696. Please refer to this number in all future correspondence.

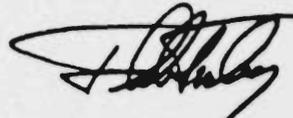
Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against the Committee and you, as treasurer, in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact 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

cc: The Honorable Janice D. Schakowsky

98043069321

OLDAKER, RYAN, PHILLIPS & UTRECHT

ATTORNEYS AT LAW

818 CONNECTICUT AVENUE, N.W.

SUITE 1100

WASHINGTON, D.C. 20006

(202) 728-1010

FACSIMILE (202) 728-4044

December 3, 1997

Mr. F. Andrew Turley, Esq.
Supervisory Attorney
Federal Election Commission
999 F Street, N.W.
Washington, D.C. 20463

RE: MUR 4696
Schakowsky for Congress

Dear Mr. Turley:

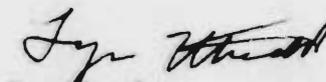
This letter is submitted in response to the above-referenced matter on behalf of Schakowsky for Congress and Larry Suffredin as treasurer.

The committee has reviewed the solicitation in question and has discovered that it inadvertently forgot to enclose the solicitation card containing the relevant request for contributor information.

The committee is taking appropriate measures to obtain all the relevant contributor information for its disclosure reports, and will ensure that this does not happen in the future.

Should you have any questions, please contact me. Thank you.

Sincerely,


Lyn Utrecht

Enclosure

1. Advertisement
2. Designation of Counsel Statement

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STATEMENT OF DESIGNATION OF COUNSEL

MUR: 4696

Name of Counsel: Lyn Utrecht

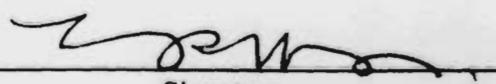
Address: Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Avenue, N.W.
Suite 1100
Washington, D.C. 20006

Telephone: (202) 728-1010

Dec 3 4 27 PM '97

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

11 24-97
Date


Signature

Name: Larry Suffredin, Treasurer

Address: Jan Schakowsky for Congress
1560 Sherman, Suite 1200
Evanston, IL 60201

Business Phone: (312) 836-4120

98040064323

PUT A
FIGHTER
ON YOUR
SIDE



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DEAR FRIEND,

I first got involved in consumer issues in the 1960's, leading the effort to force food producers to put freshness dates on their products to help protect our families from potential dangers.

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Sincerely,

Jan Schakowsky



9804364325

Schakowsky for Congress
1101 Ridge
Evanston, IL 60202

PURRA
FIGHTER
ON YOUR
SIDE



PAMELA AND JOHN ZBESKO
1120 NOYES ST
EVANSTON IL 60201-2634



Buy U.S. Savings Bonds Regularly
U.S. Savings Bonds
PAID
Postage & Fees
Guaranteed by U.S. Government

Paid for and authorized by Schakowsky for Congress

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JAN SCHAKOWSKY.

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PAID
STAMP
HERE

Schakowsky for Congress
1101 Ridge Avenue
Evanston, IL 60202

BEFORE THE FEDERAL ELECTION COMMISSION

FEB 11 3 20 PM '93

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 (*Pross/McClure*); MUR 4661 (*Cox and Amplicon, Inc.*); MUR 4667 (*Specter & Greenwald*); 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 Block*); 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-Leisure 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 Beachwitz); MUR 4509 (Villstone for Senate); MUR 4565 (Bell for Congress); MUR 4570 (Congresswoman Andrea Spaulding); MUR 4571 (Sylvet for Congress Committee); MUR 4572 (Friends of Dick B. Durbin); MUR 4575 (Dana Corrington); MUR 4585 (Hughes for Congress Committee); MUR 4589 (Congressman Bart Gordon); MUR 4592 (Iowa Public Television); MUR 4593 (Public Interest Institute); MUR 4599 (Brent W. Hapanowicz); 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 Beachwitz); 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 | 3. RAD 97NF-02 | 5. Pre-MUR 356 |
| 2. RAD 96L-12 | 4. Pre-MUR 346 | |

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

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

2/24/98
Date

Lawrence M. Noble
General Counsel

98043064333



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.

98043064334

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	Agenda Document
Case Closures Under)	No. X98-13
Enforcement Priority)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on February 24, 1998, do hereby certify that the Commission took the following actions with respect to Agenda Document No. X98-13:

1. Failed in a vote of 3-2 to pass a motion to approve the General Counsel's recommendations, subject to amendment of the closing date in recommendation A to read March 2, 1998, and subject to deletion of those cases listed in footnote 4 on Page 3 of the staff report.

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

2. Decided by a vote of 5-0 to
 - A. Decline to open a MUR, close the file effective March 2, 1998, and approve the appropriate letters in the following matters:

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

(continued)

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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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John Zbesko
1120 Noyes Street
Evanston, IL 60201

RE: MUR 4696

Dear Mr. Zbesko:

On November 6, 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)(1)(B)

Sincerely,

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

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MUR 4696
JANICE SCHAKOWSKY FOR CONGRESS

John Zbesko alleges that Schakowsky for Congress failed to exercise best efforts to obtain required contributor information because a solicitation he had received did not include any request for such information.

In response to the complaint, the respondent admits that the solicitation card was inadvertently excluded from this solicitation. The respondent assures the Commission that measures will be taken to ensure against a recurrence of this problem.

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 2, 1998

Ms. Lyn Utrecht, Esquire
Oldaker, Ryan, Phillips & Utrecht
818 Connecticut Avenue, N.W., Suite 1100
Washington, D.C. 20006

RE: MUR 4696
Schakowsky for Congress and Larry Suffredin, Treasurer

Dear Ms. Utrecht:

On November 12, 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,

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

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

98043864339

MUR 4696
JANICE SCHAKOWSKY FOR CONGRESS

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FEDERAL ELECTION COMMISSION

WASHINGTON DC 20463

THIS IS THE END OF MUR # 4696

DATE FILMED 3/25/98 CAMERA NO. 2

CAMERAMAN EES

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