



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 4687

DATE FILMED 11-10-98 CAMERA NO. 2

CAMERAMAN JMU

98043900856

REPORTS ANALYSIS REFERRAL
TO
OFFICE OF GENERAL COUNSEL

DATE: June 9, 1997

ANALYST: David T. Hume

I. COMMITTEE: Zimmer for Senate, Inc.
(C00302646)
David Millner, Treasurer
P.O. Box 6888
Lawrenceville, NJ 08648

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(6)
11 CFR §104.5(f)

III. BACKGROUND:

Failure to File Forty-Eight Hour Notifications

Zimmer for Senate, Inc. ("the Committee") has failed to file 48-Hour Notifications ("48-Hour Notices") for contributions totaling \$39,500 received prior to the 1996 General Election.

The candidate was involved in the 1996 General Election held on November 5, 1996. Prior Notice was sent to the Committee on September 30, 1996 (Attachment 2). The Notice includes a section titled "48 Hour Notices on Contributions". This section reads "Notices are required if the committee receives contributions (including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of loans to the candidate or committee) of \$1,000 or more, during the period of October 17 through November 2. The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s)."

Schedules A of the 1996 30 Day Post-General Report indicate that the Committee has failed to file 48-Hour Notices for contributions received during the aforementioned period (Attachment 3). The following are the contributions, as reported by the Committee, for which 48-Hour Notices have not been filed:

98043900857

ZIMMER FOR SENATE, INC.
 REPORTS ANALYSIS OGC REFERRAL
 PAGE 2

9 3 0 4 3 9 0 0 8 5 8

<u>Contributor Name</u>	<u>Date</u>	<u>Amount</u>
Jay Bernstein	10/17/96	\$1,000 ¹
David C. Denise	10/21/96	\$1,000
Lori Plimpton	10/21/96	\$1,000
Sherry Sharp	10/21/96	\$1,000
Grace Tully	10/21/96	\$1,000
Louis Buck	10/21/96	\$1,000
Sean Beiter	10/21/96	\$1,000
Ravinder Bansal	10/21/96	\$1,000
Stephen Hobbs Paneyko	10/21/96	\$1,000
James Scatuorchio	10/21/96	\$1,000
Arthur Zaks	10/21/96	\$1,000
James Fail	10/21/96	\$1,000
John Ferolito	10/21/96	\$1,000
Martin Vitale	10/21/96	\$1,000
Joseph Azzolina	10/21/96	\$1,000
Mariene Mannino	10/21/96	\$1,000
Joseph S. Aboyou	10/22/96	\$1,000
Marsha Shotmeyer	10/22/96	\$1,000
K. Tucker Andersen	10/22/96	\$1,000
Henry Shotmeyer	10/22/96	\$1,000
Karen Andersen	10/22/96	\$1,000
Interstate Carriers	10/17/96	\$1,000 ¹
Alliance for American Leadership PAC	10/21/96	\$2,500
Connecticut First Coalition PAC	10/21/96	\$1,000
MAC PAC USA	10/21/96	\$1,000
National Unity Caucus Tecumseh Club	10/21/96	\$1,000
Oppenheimer Holdings PAC	10/21/96	\$1,000
3M PAC	10/22/96	\$1,000
Halliburton PAC	10/22/96	\$1,000
Johnson & Johnson Emp. Good Gov't PAC	10/22/96	\$1,500
Merrill Lynch PAC	10/22/96	\$3,500
National Ready Mixed Concrete Assoc. PAC	10/22/96	\$1,000
National Wholesale Druggists Assoc. PAC	10/22/96	\$1,000
Northwest Mutual Life Federal PAC	10/22/96	\$2,000

¹ These contributions were initially received on October 17, 1996 by Team Victory '96, a joint fundraising committee. The Committee filed a 48-Hour Notice on October 19, 1996 which reported the receipt of a \$2,425.01 transfer from Team Victory '96 on October 18, 1996; however, neither the Committee nor Team Victory '96 filed a 48-Hour Notice for the two (2) contributions themselves.

On February 7, 1997, a Request for Additional Information ("RFAI") was sent to the Committee (Attachment 4). The RFAI notes on an informational basis that the Committee may have failed to file one or more of the required 48-Hour Notices for "last minute" contributions of \$1,000 or more. The notice requests the Committee to review their procedures for checking contributions received during the aforementioned time period. In addition, the notice states that although the Commission may take legal steps, any response would be taken into consideration.

On March 21, 1997, the Committee sent a letter stating it needed more time to respond to the RFAI dated February 7, 1997, in addition to other RFAIs sent by the Commission. The treasurer stated a response would be forwarded by April 1, 1997 (Attachment 5).

The Committee's response received April 2, 1997 does not adequately address the failure to file 48-Hour Notices for the \$39,500 in contributions. (Attachment 6).

The Committee's response received April 14, 1997 addresses their failure to file 48-Hour Notices (Attachment 7). First, the Committee states that the contributor, Jay Bernstein, was reported on the 48-Hour Notice as part of the contribution received from Team Victory '96. Second, the Committee has provided a copy of the 48-Hour Notices fax acknowledgment of receipt sheet dated October 22, 1996 from the Office of Public Records of the United States Senate. The fax acknowledgment of receipt sheet indicates that only one page was received; however, five pages are attached. The Committee indicates that it appears that "through some technical error" that the Commission did not receive all of the pages of this report. Third, the Committee states that they were unable to find the receipt for the three pages of 48-Hour Notices filed 10/23/96, but that they "assume some technical error prevented this report from being put on the public record by the FEC."

98043900859

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
ZIMMER, DICK	SENATE	REPUBLICAN PARTY					1996 ELECTION	ID#	S6NJ00131
1. STATEMENT OF CANDIDATE									
1995 STATEMENT OF CANDIDATE							1MAY95	2	95SEN/004/4521
STATEMENT OF CANDIDATE - AMENDMENT							13OCT95	5	95SEN/009/3678
1996 STATEMENT OF CANDIDATE							25APR96	2	96SEN/010/1337
STATEMENT OF CANDIDATE - AMENDMENT							15OCT96	2	96SEN/020/3476
2. PRINCIPAL CAMPAIGN COMMITTEE									
ZIMMER FOR SENATE INC								ID #C00302646	SENATE
1995 STATEMENT OF ORGANIZATION							1MAY95	2	95SEN/004/4519
STATEMENT OF ORGANIZATION - AMENDMENT							17NOV95	1	95HSE/584/2958
STATEMENT OF ORGANIZATION - AMENDMENT							5DEC95	3	95SEN/010/3530
MID-YEAR REPORT			1,213,721		43,005		1JAN95 -30JUN95	246	95SEN/007/3868
MID-YEAR REPORT - AMENDMENT			-		-		1JAN95 -30JUN95	7	95SEN/010/3048
REQUEST FOR ADDITIONAL INFORMATION							1JAN95 -30JUN95	7	95FEC/006/3494
YEAR-END			1,082,427		499,450		1JUL95 -31DEC95	226	96SEN/005/0414
YEAR-END - AMENDMENT			1,084,698		499,450		1JUL95 -31DEC95	6	96SEN/007/0545
YEAR-END - AMENDMENT			-		-		1JUL95 -31DEC95	11	96SEN/007/2518
YEAR-END - AMENDMENT			1,083,698		499,450		1JUL95 -31DEC95	4	96SEN/010/3234
REQUEST FOR ADDITIONAL INFORMATION							1JUL95 -31DEC95	9	96FEC/037/4292
REQUEST FOR ADDITIONAL INFORMATION							1JUL95 -31DEC95	5	96FEC/048/2805
1996 STATEMENT OF ORGANIZATION - AMENDMENT							25APR96	2	96SEN/010/1339
48 HOUR CONTRIBUTION NOTICE							20MAY96	1	96SEN/010/3986
48 HOUR CONTRIBUTION NOTICE							24MAY96	8	96SEN/011/2566
48 HOUR CONTRIBUTION NOTICE							29MAY96	6	96SEN/011/3815
48 HOUR CONTRIBUTION NOTICE							31MAY96	4	96SEN/012/0466
48 HOUR CONTRIBUTION NOTICE							3JUN96	2	96SEN/012/0604
48 HOUR CONTRIBUTION NOTICE							4JUN96	6	96SEN/012/0685
STATEMENT OF ORGANIZATION - AMENDMENT							15OCT96	2	96SEN/020/3478
48 HOUR CONTRIBUTION NOTICE							19OCT96	1	96SEN/024/1200
48 HOUR CONTRIBUTION NOTICE							22OCT96	1	96SEN/025/0950
48 HOUR CONTRIBUTION NOTICE							24OCT96	9	96SEN/027/1611
48 HOUR CONTRIBUTION NOTICE							26OCT96	14	96SEN/027/2580
48 HOUR CONTRIBUTION NOTICE							30OCT96	8	96SEN/027/3343
48 HOUR CONTRIBUTION NOTICE							1NOV96	13	96SEN/028/0537
48 HOUR CONTRIBUTION NOTICE							3NOV96	13	96SEN/028/0704
APRIL QUARTERLY			689,994		378,053		1JAN96 -31MAR96	114	96SEN/009/0567
APRIL QUARTERLY - AMENDMENT			690,034		378,093		1JAN96 -31MAR96	5	96SEN/010/0109
APRIL QUARTERLY			689,994		378,053		1JAN96 -31MAR96	3	96SEN/010/3238
APRIL QUARTERLY - AMENDMENT			-		-		1JAN96 -31MAR96	2	96SEN/012/1567
APRIL QUARTERLY - AMENDMENT			-		-		1JAN96 -31MAR96	2	96SEN/017/2329

98043900860

All reports listed have been reviewed.

Ending cash on hand as of 12/31/96: \$15,390.81

Debts and obligations owed to the Committee: \$0.00

Debts and obligations owed by the Committee: \$109,598.67

FEDERAL ELECTION COMMISSION
1995-1996

Attachment # 1

DATE 6JUN97

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 2 of 3

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
REQUEST FOR ADDITIONAL INFORMATION							1JAN96 -31MAR96	11	96FEC/054/2113
PRE-PRIMARY			578,333		384,678		1APR96 -15MAY96	112	96SEN/011/2164
PRE-PRIMARY - AMENDMENT							1APR96 -15MAY96	2	96SEN/017/2331
REQUEST FOR ADDITIONAL INFORMATION							1APR96 -15MAY96	15	96FEC/064/3708
JULY QUARTERLY				871,463		413,466	16MAY96 -30JUN96	137	96SEN/015/1762
JULY QUARTERLY - AMENDMENT							-16MAY96 -30JUN96	19	96SEN/020/1866
JULY QUARTERLY - AMENDMENT							-16MAY96 -30JUN96	3	96SEN/027/1759
JULY QUARTERLY - AMENDMENT							-16MAY96 -30JUN96	2	96SEN/028/1738
REQUEST FOR ADDITIONAL INFORMATION							16MAY96 -30JUN96	18	96FEC/078/1861
REQUEST FOR ADDITIONAL INFORMATION 2ND							16MAY96 -30JUN96	2	96FEC/084/3771
OCTOBER QUARTERLY			1,983,754			482,004	1JUL96 -30SEP96	338	96SEN/021/1171
OCTOBER QUARTERLY - AMENDMENT			1,983,702			482,004	1JUL96 -30SEP96	4	96SEN/025/1800
OCTOBER QUARTERLY - AMENDMENT							-1JUL96 -30SEP96	5	96SEN/028/0426
OCTOBER QUARTERLY - AMENDMENT							-1JUL96 -30SEP96	8	97SEN/001/0793
OCTOBER QUARTERLY - AMENDMENT			1,995,702			482,004	1JUL96 -30SEP96	4	97SEN/005/0672
REQUEST FOR ADDITIONAL INFORMATION							1JUL96 -30SEP96	2	96FEC/162/3322
REQUEST FOR ADDITIONAL INFORMATION							1JUL96 -30SEP96	15	96FEC/162/3324
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JUL96 -30SEP96	15	97FEC/165/2479
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JUL96 -30SEP96	2	97FEC/165/2494
PRE-GENERAL			1,174,463			2,684,892	1OCT96 -16OCT96	84	96SEN/027/1306
PRE-GENERAL - AMENDMENT							-1OCT96 -16OCT96	3	97SEN/001/0801
PRE-GENERAL - AMENDMENT			1,185,463			2,684,892	1OCT96 -16OCT96	12	97SEN/005/0676
REQUEST FOR ADDITIONAL INFORMATION							1OCT96 -16OCT96	13	96FEC/162/3309
REQUEST FOR ADDITIONAL INFORMATION 2ND							1OCT96 -16OCT96	12	97FEC/165/2496
REQUEST FOR ADDITIONAL INFORMATION							1OCT96 -16OCT96	7	97FEC/183/4179
REQUEST FOR ADDITIONAL INFORMATION 2ND							1OCT96 -16OCT96	8	97FEC/188/2963
POST-GENERAL			623,223			3,335,179	17OCT96 -25NOV96	126	96SEN/030/0890
POST-GENERAL - AMENDMENT			623,223			3,335,179	17OCT96 -25NOV96	11	97SEN/005/0688
POST-GENERAL - AMENDMENT							-17OCT96 -25NOV96	25	97SEN/005/0918
REQUEST FOR ADDITIONAL INFORMATION							17OCT96 -25NOV96	6	97FEC/182/1405
REQUEST FOR ADDITIONAL INFORMATION 2ND							17OCT96 -25NOV96	7	97FEC/187/1953
YEAR-END			12,015			17,454	26NOV96 -31DEC96	14	97SEN/003/1480
YEAR-END - AMENDMENT			12,015			17,454	26NOV96 -31DEC96	4	97SEN/005/0771
1ST LETTER INFORMATIONAL NOTICE							26NOV96 -31DEC96	2	97FEC/191/4297
1997 MISCELLANEOUS REPORT TO FEC							21MAR97	2	97SEN/004/3184

TOTAL 3,565,746 4,687,866 1,305,186 6,932,995 1793 TOTAL PAGES

- 3. AUTHORIZED COMMITTEES
- 4. JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN

TEAM VICTORY '96

ID #C00323691 SENATE

9804390861

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/ PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES TYPE OF FILER	MICROFILM LOCATION
		PRIMARY	GENERAL	PRIMARY	GENERAL			
1996 STATEMENT OF ORGANIZATION						6OCT96	3	96FEC/083/1436
PRE-GENERAL						1OCT96 -16OCT96	11	96SEN/026/0001
POST-GENERAL						17OCT96 -25NOV96	9	96SEN/029/2131
POST-GENERAL - AMENDMENT						17OCT96 -25NOV96	3	97SEN/005/2289
POST-GENERAL - AMENDMENT						17OCT96 -25NOV96	5	97SEN/005/2748
REQUEST FOR ADDITIONAL INFORMATION						17OCT96 -25NOV96	2	97FEC/196/0071
YEAR-END						26NOV96 -31DEC96	2	97SEN/001/3767

35 TOTAL PAGES

W/N 1996 COMMITTEE

1996 STATEMENT OF ORGANIZATION								
STATEMENT OF ORGANIZATION - AMENDMENT								
STATEMENT OF ORGANIZATION - AMENDMENT								
JULY QUARTERLY								
JULY QUARTERLY - AMENDMENT								
OCTOBER QUARTERLY								
PRE-GENERAL								
POST-GENERAL								
YEAR-END								

ID #C00317602 SENATE

26APR96	6	96SEN/010/0831
18JUN96	6	96SEN/012/1671
22JUL96	2	96SEN/016/3329
25APR96 -30JUN96	88	96SEN/013/3173
1APR96 -30JUN96	3	96SEN/020/4147
1JUL96 -30SEP96	23	96SEN/020/4150
1OCT96 -16OCT96	2	96SEN/026/0026
17OCT96 -25NOV96	2	96SEN/029/2129
26NOV96 -31DEC96	2	97SEN/001/3760

134 TOTAL PAGES

4B. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES AUTHORIZED BY THE CAMPAIGN

TEAM VICTORY '96								
1996 PRE-GENERAL			18,000					
POST-GENERAL - AMENDMENT			2,425					
W/N 1996 COMMITTEE								
1996 OCTOBER QUARTERLY			4,086					
TOTAL			24,511					

ID# C00323691 SENATE

15OCT96	96SEN/027/1376
18OCT96	97SEN/005/0695
ID# C00317602 SENATE	
24SEP96	96SEN/021/1476

93043904862

GENERAL ELECTION REPORT NOTICE

FEDERAL ELECTION COMMISSION

CONGRESSIONAL COMMITTEES

September 30, 1996

1996 GENERAL ELECTION CANDIDATE COMMITTEES

REPORT	REPORTING PERIOD*	REG./CERT. MAILING DATE**	FILING DATE
Pre-General	10/01/96 - 10/16/96	10/21/96	10/24/96
	----48 Hour Notices----		
Post-General	10/17/96 - 11/25/96	12/05/96	12/05/96

WHO MUST FILE

All 1996 general election principal campaign committees of congressional candidates (including unopposed candidates) who seek election in the November 5, 1996, General Election must file the Pre- and Post-General Election Reports. If the campaign has an authorized committee(s), in addition to the principal campaign committee, the principal campaign committee must also file a consolidated report on Form 32 and attach the report(s) of the authorized committee(s).

48 HOUR NOTICES ON CONTRIBUTIONS

Notices are required if the committee receives contributions (including in-kind gifts or advances of goods or services; loans from the candidate or other non-bank sources; and guarantees or endorsements of loans to the candidate or committee) of \$1,000 or more, during the period October 17 through November 2.

The notices must reach the appropriate federal and state filing offices within 48 hours of the committee's receipt of the contribution(s). U.S. House candidates faxing 48-hour notices should transmit them to the FEC at 202/219-0174. Senate candidates should transmit them to the Secretary of the Senate at 202/224-1831. Note that 48-hour notices are the only FEC documents that may be faxed.

LABEL

Committees should affix the peel-off label from the envelope to Line 1 of the report. Corrections should be made on the label.

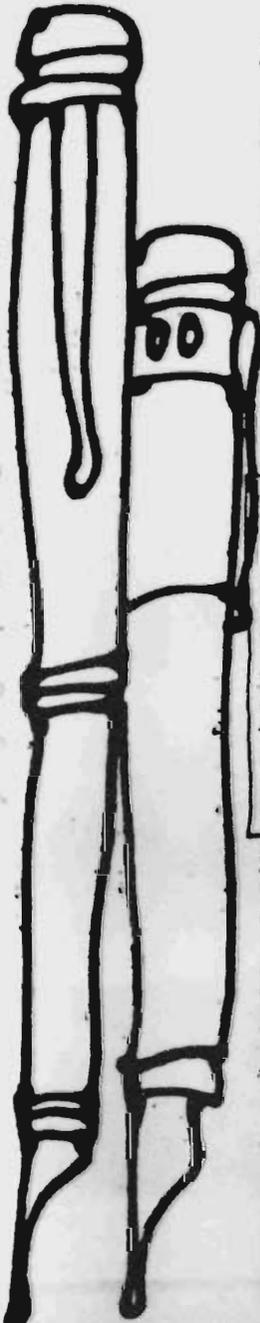
COMPLIANCE

Treasurers of political committees are responsible for filing all reports on time. Failure to do so is subject to enforcement action. Committees filing illegible reports or using non-FEC forms (except for FEC approved computer generated forms) will be required to refile.

*These dates indicate the beginning and the end of the reporting period. A reporting period always begins the day after the closing date of the last report filed. If the committee is new and has not previously filed a report, the first report must cover all activity that occurred before the committee registered and, if applicable, before the individual became a candidate.

**Reports sent registered or certified mail must be postmarked by the mailing date; otherwise, they must be received by the filing date.

FOR INFORMATION, CALL: 800/424-9530 or 202/219-3420



SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for comparable purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Bernie Berkowitz Llewellyn Park West Orange, NJ 07052- Receipt for [X]General	Hannoch Weisman Attorney	10/29/96	\$1000.00
Aggregate YTD >			\$1000.00
William C. Carson 936 Dove Island Road Newton, NJ 07860- Receipt for [X]General	Instrument Specialties Chairman	10/28/96	\$1000.00
Aggregate YTD >			\$1000.00
Futnam Lee Crafts 130 Stevens Lane Far Hills, NJ 07941- Receipt for [X]General	Self Employed Investor	10/26/96	\$1000.00
Aggregate YTD >			\$2000.00
Edward E. Davis PO Box 435 Bedminster, NJ 07921- Receipt for [X]General	EED Inc. Engineer	10/31/96	\$250.00
Aggregate YTD >			\$850.00
Frank Dawkins 1000 Johnson Road Princeton, NJ 07760- Receipt for [X]General	Primerica Fin. Services CEO	11/01/95	\$500.00
Aggregate YTD >			\$1000.00
David C. Denise 38 Pardee Road Princeton, NJ 08540- Receipt for [X]General	Phoenix Pinelands Corpora Executive	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Edward B. Deutsch 176 Childs Road Basking Ridge, NJ 07920- Receipt for [X]General	McElroy Deutsch & Mulvane Attorney	10/31/96	\$1000.00
Aggregate YTD >			\$2000.00
Douglas Forrester Princeton, NJ 08550- Receipt for [X]General	BlaneCard Services, Inc. Owner	11/06/96	\$1000.00
Aggregate YTD >			\$1000.00
Andrew J. O'Sullivan PO Box 1058 174 Old Clinton Road Flemington, NJ 08822- Receipt for [X]General	A. J. O'Sullivan Architect	10/24/96	\$500.00
Aggregate YTD >			\$500.00
SUBTOTAL of Receipts This Page.....>			\$7250.00
TOTAL This Period.....>			

9 3 9 9 2
C O T H

]

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

PAGE 11 OF 81 Page 3 of 31
FOR LINE NUMBER :

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Diane Reichard 661 Prospect Avenue Princeton, NJ 08540- Receipt for [X]General	Princeton-Crossing Realt Real Estate	11/06/96	\$250.00
Aggregate YTD >			\$250.00
Paul Einhorn 10 Ross Road Livingston, NJ 07039- Receipt for [X]General	Self Employed Consultant	11/04/96	\$250.00
Aggregate YTD >			\$250.00
Rebecca Fine 26 Brook Drive Milltown, NJ 08850- Receipt for [X]General	Homemaker	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Douglas Maltais 23 Sylvia Terrace Middletown, NJ 07748-0000 Receipt for [X]General	Retired	10/29/96	\$50.00
Aggregate YTD >			\$325.00
Robert V. Chiarello 31 Parker Road Elizabeth, NJ 07208- Receipt for [X]General	Joseph Chiarello & Co. President	11/02/96	\$250.00
Aggregate YTD >			\$250.00
Robert L. Lerner 4 Benedek Road Princeton, NJ 08540- Receipt for [X]General	Self Employed Investment Manager	10/23/96	\$250.00
Aggregate YTD >			\$750.00
Frederic C. Fray 410 Pear Drive Marlboro, NJ 07746- Receipt for [X]General	Self Employed Attorney	11/05/96	\$250.00
Aggregate YTD >			\$250.00
William E. Marfisi x 337 Princeton, NJ 08540- Receipt for [X]General	Eagle Eye Wear, Inc. Chairman	11/01/96	\$1000.00
Aggregate YTD >			\$1000.00
Lori Plimpton 9 Bannister Drive Princeton, NJ 08540- Receipt for [X]General	Homemaker	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$4300.00
TOTAL This Period.....>			

9 3 0 3 0 0 9 0 2

DTN
[

]

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

PAGE 28 OF 81
FOR LINE NUMBER

NAME OF COMMITTEE (in Full)
Zinner for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Robert Bernard 4331 Nottingham Way Hamilton Square, NJ 08690- Receipt for [X]General	Retired	10/25/96	\$100.00
Aggregate YTD >			\$300.00
Mary Curtis Horowitz 1247 Route 206 Princeton, NJ 08540 Receipt for [X]General	Transaction Publishers Publisher	11/04/96	\$100.00
Aggregate YTD >			\$600.00
Michael Guiban 4 Hemlock Road Denville, NJ 07834- Receipt for [X]General	Self Employed Data Study Incorporated	11/02/96	\$100.00
Aggregate YTD >			\$400.00
Benjamin Ginsberg Allendale Place, NW Washington, DC 20008- Receipt for [X]General	Patton Boggs Attorney	10/31/96	\$500.00
Aggregate YTD >			\$1000.00
Louis Buck 80 W. Wick Road Mendham, NJ 07945- Receipt for [X]General	DLJ Executive	10/21/96	\$1000.00
Aggregate YTD >			\$2000.00
Jonathan Gordon 1348 Sunset Road Teaneck, NJ 07666- Receipt for [X]General	Self Employed Psychologist	11/12/96	\$500.00
Aggregate YTD >			\$1100.00
Youssef Marzouk 33 Waterloo Drive Morris Plains, NJ 07950- Receipt for [X]General	Requested	10/25/96	\$500.00
Aggregate YTD >			\$1500.00
Youssef Marzouk 33 Waterloo Drive Morris Plains, NJ 07950- Receipt for [X]General	Requested	10/30/96	\$500.00
Aggregate YTD >			\$2000.00
Carl Big...	Bellcore Manager	11/01/96	\$50.00
95 Lakeview Street River Edge, NJ 07661- Receipt for [X]General	Aggregate YTD > \$250.00		
SUBTOTAL of Receipts This Page.....>			\$3350.00
TOTAL This Period.....>			

3 5 0 0 3 0 0 9 DT N

}

SCHEDULE A **ITEMIZED RECEIPTS**
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
 Simmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Walter Kahn 16 Tuxedo Road Rumson, NJ 07760- Receipt for [X]General	Self Employed Ophthalmologist	10/23/96	\$500.00
Aggregate YTD >			\$1000.00
Laura Dodge 2063 East Wellington Road Newtown, PA 18940- Receipt for [X]General	EXCEL Enviornmental Servi Owner	10/31/96	\$500.00
Aggregate YTD >			\$1000.00
Vivian Altman 11 Pinewood Court Short Hills, NJ 07078- Receipt for [X]General	Altman & Co. Principal	10/30/96	\$200.00
Aggregate YTD >			\$296.00
Jay Bernstein 26 Pleasant Run Old Tisbury, NY 11526- Receipt for [X]General	Northville Industries Chairman	10/17/96	\$1000.00 MEMO
Aggregate YTD >			\$1000.00
Sean Beiter 38 Hitching Post Lane Amherst, NY 14228- Receipt for [X]General	Airsept Corporation Administrator	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Michelle Belusen 1045 Beach Drive Cape May, NJ 08204- Receipt for [X]General	Requested	10/23/96	\$500.00
Aggregate YTD >			\$500.00
William Wraith 89A Lee's Hill Road Basking Ridge, NJ 07920- Receipt for [X]General	Nomura Securities Interna COO	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Richard Hartung 545 Channing Avenue Palo Alto, CA 94301- Receipt for [X]General	Lockheed Martin Executive Vice President	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Sharon Hoverson 8700 Pipewell Lane Cincinnati, OH 45243- Receipt for [X]General	Homemaker	10/24/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$5700.00
TOTAL This Period.....>			

9
6
0
3
0
0
2
1
DTH

SCHEDULE A ITEMIZED RECEIPTS
 Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	
William T. McElroy 80 Old Farm Road Basking Ridge, NJ 07920- Receipt for [X]General	McElroy Deutsch & Mulvane Attorney	10/31/96	
	Aggregate YTD >	\$1000.00	
Stephen Hobbs Pansyko 30 Duncan Lane Skillman, NJ 08558- Receipt for [X]General	Summit Bancorporation Bank Executive	10/21/96	\$1,000.
	Aggregate YTD >	\$1000.00	
Scott R. Yablon 11 Woodland Drive Rye, NY 10573- Receipt for [X]General	Forbes Inc. Vice President	10/25/96	
	Aggregate YTD >	\$1000.00	
Elizabeth Schley Box 165 Whitehouse, NJ 08888- Receipt for [X]General	Homemaker	10/23/96	\$100.00
	Aggregate YTD >	\$350.00	
Richard T. Weldon 100 Golf Edge Westfield, NJ 07090- Receipt for [X]General	Weldon Materials, Inc. Manager	11/02/96	\$250.00
	Aggregate YTD >	\$1600.00	
Judi Dawkins 178 Rumson Road Rumson, NJ 07760- Receipt for [X]General	Homemaker	11/01/96	\$500.00
	Aggregate YTD >	\$1000.00	
Mark Thoman 100 Ridgewood Avenue Glen Ridge, NJ 07028- Receipt for [X]General	Attorney	10/23/96	\$100.00
	Aggregate YTD >	\$350.00	
K. Tucker Andersen 61 Above All Road Warren, CT 06754- Receipt for [X]General	Cumberland Associates Executive	10/22/96	\$1000.00
	Aggregate YTD >	\$1000.00	
Rosemarie J. Sorce 245 Prospect Avenue Apt. 11A Hackensack, NJ 07601- Receipt for [X]General	Homemaker	10/30/96	\$500.00
	Aggregate YTD >	\$1500.00	
SUBTOTAL of Receipts This Page.....>			\$5450.00
TOTAL This Period.....>			

031143320300933
 96020300933

DTM

1,000.00

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302640

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Morgan Sherman 255 Hatching Avenue Lakewood, NJ 07061- Receipt for [X]General	Retired	11/02/96	\$50.00
	Aggregate YTD >		\$377.00
Arthur Zaks 685 3rd Avenue Brooklyn, NY 11232- Receipt for [X]General	Requested	10/21/96	\$1000.00
	Aggregate YTD >		\$1000.00
James Fall 1901 Sixth Avenue North Birmingham, AL 35203- Receipt for [X]General	Farm and Home Life Insura Chairman	10/21/96	\$1000.00
	Aggregate YTD >		\$1000.00
Francis Tweed Whitehead Road Morristown, NJ 07960- Receipt for [X]General	Simpson, Thacher et al. Attorney	10/24/96	\$1000.00
	Aggregate YTD >		\$1000.00
Donnas Marcian 7350 Whitegate Lane Cincinnati, OH 45234- Receipt for [X]General	American Money Management Executive Vice President	10/23/96	\$1000.00
	Aggregate YTD >		\$1000.00
Joseph Kuchler 2 Tarrare Court Voorhees, NJ 08043- Receipt for [X]General	Self Employed Physician	10/23/96	\$500.00
	Aggregate YTD >		\$500.00
Merle Huester Receipt for [X]General	Requested	10/25/96	\$500.00
	Aggregate YTD >		\$500.00
James Heller 14 Esena Vista Avenue Fair Haven, NJ 0804- Receipt for [X]General	French & Parrello Associa Executive	10/25/96	\$500.00
	Aggregate YTD >		\$500.00
John Weisner 955 Arapaho Trail Franklin Lakes, NJ 07417- Receipt for [X]General	RJR Nabisco Senior Vice President	10/25/96	\$250.00
	Aggregate YTD >		\$250.00
SUBTOTAL of Receipts This Page.....>			\$5800.00
TOTAL This Period.....>			

96020307093

DTH

]

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Allen F. Maulsby 825 Eighth Avenue Cravath, Swaine & Moore New York, NY 10019- Receipt for [X]General	Cravath, Swaine & Moore Attorney	11/04/96	\$250.00
Aggregate YTD >			\$750.00
William Pitcher 2 Woodward Lane Lutherville, MD 21093- Receipt for [X]General	PDP Corporation Chairman	10/30/96	\$1000.00
Aggregate YTD >			\$2000.00
Frank J. Hood 19 Foxhill Road Fairfield, NJ 07004- Receipt for [X]General	Welsh Farms, Inc. Executive	10/25/96	\$300.00
Aggregate YTD >			\$300.00
John Pyne PO Box 333 Far Hills, NJ 07931- Receipt for [X]General	No Recorded Employer No Recorded Occupation	10/31/96	\$100.00
Aggregate YTD >			\$300.00
John Barone 68 Boston Avenue North Arlington, NJ 07031- Receipt for [X]General	Food Associates, Inc. Sales	11/07/96	\$1000.00
Aggregate YTD >			\$1000.00
Henry Shotmeyer 10 Wagaraw Road Hawthorne, NJ 07506- Receipt for [X]General	Shotmeyer Brothers Vice President	10/22/96	\$1000.00
Aggregate YTD >			\$1000.00
Benjamin J. Canto 26 Adele Court Middletown, NJ 07701- Receipt for [X]General	Self Employed Financial Consultant	10/29/96	\$225.00
Aggregate YTD >			\$225.00
M. Douglas Dunn P.O. Box 607 38 Welsh Lane Vernon, NJ 07976- Receipt for [X]General	Milbank, Tweed, et al. Attorney	10/21/96	\$550.00
Aggregate YTD >			\$1000.00
John Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-3224 Receipt for [X]General	Arizona Iced Tea President	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
TOTAL of Receipts This Page.....>			\$12,225.00
TOTAL This Period.....>			

96000943

DH

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

930300961

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Edward Ney 100 Park Avenue South New York, NY 10003- Receipt for [X]General	Burson-Marsteller Executive	11/12/96	\$100.00
Aggregate YTD >			\$350.00
Martin Vitale Jackson Drive Alpine, NJ 07620- Receipt for [X]General	Vitale Enterprises President	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Harry Lucas P.O. Box 56467 Houston, TX 77256- Receipt for [X]General	Lucas Petroleum Group President	10/21/96	\$500.00
Aggregate YTD >			\$500.00
Harry Lucas P.O. Box 56467 Houston, TX 77256- Receipt for [X]General	Lucas Petroleum Group President	10/25/96	\$300.00
Aggregate YTD >			\$800.00
Nadia Fischer 393 Lenox Drive Suite 101 Lawrenceville, NJ 08648- Receipt for [X]General	Nadia Communications, LLC President	10/23/96	\$250.00
Aggregate YTD >			\$250.00
Arthur Lee 3 Friar Tuck Court Warren, NJ 07059- Receipt for [X]General	Loeb Partners Corp. Executive	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Fletcher Wiley 703 Boylston Street Brookline, MA 02146- Receipt for [X]General	PRWT Services, Inc. Executive	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Robert Mikulay 89 Hensen Street Brooklyn, NY 11201- Receipt for [X]General	Philip Morris USA Senior Vice President	10/24/96	\$250.00
Aggregate YTD >			\$250.00
Layton Welch 165 Old Short Hill Road Short Hills, NJ 07078- Receipt for [X]General	Requested	10/24/96	\$500.00
Aggregate YTD >			\$500.00
SUBTOTAL of Receipts This Page			\$4900.00
TOTAL This Period			

SCHEDULE A
 CONTRIBUTIONS FROM INDIVIDUALS/PERSONS

PAGE 73 OF 81
 FOR LINE NUMBER :

Page 13 of
 31

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Maria Migliaccio 55 Myrtle Avenue Princeton, NJ 07024- Receipt for [X]General	No Recorded Employer No Recorded Occupation	11/12/96	\$1000.00
	Aggregate YTD >		\$1000.00
Joseph Azzolina 45 Borden Avenue Middletown, NJ 07748- Receipt for [X]General	Food Circus Supermarkets President	10/21/96	\$1000.00
	Aggregate YTD >		\$1750.00
Joseph E. Bachelder 226 Constitution Drive Princeton, NJ 08540 Receipt for [X]General	Self Employed Attorney	10/29/96	\$1000.00
	Aggregate YTD >		\$2000.00
Kurt T. Borowsky 28 Post Kennebec Road Far Hills, NJ 07931- Receipt for [X]General	Van Beuren Management Executive	10/23/96	\$600.00
	Aggregate YTD >		\$1000.00
Carol Joy Buck 31 Bucks Bend Princeton, NJ 08540- Receipt for [X]General	Princeton Group Interntl. Vice President	10/30/96	\$800.00
	Aggregate YTD >		\$800.00
Christopher Forbes 95 Old Dutch Road Far Hills, NJ 07931-2695 Receipt for [X]General	Forbes Inc. Executive	10/25/96	\$1000.00
	Aggregate YTD >		\$1000.00
Edward Geng 101 Upper Creek Road Stockton, NJ 08559- Receipt for [X]General	Retired	10/31/96	\$50.00
	Aggregate YTD >		\$352.00
Nadine Goldsmith 16 Ave. of Two Rivers South Rumson, NJ 0776 - Receipt for [X]General	Homemaker	10/28/96	\$1000.00
	Aggregate YTD >		\$1000.00
Maria P. Goodspeed 628e Greenway Drive, S.E. Grand Rapids, MI 49506- Receipt for [X]General	Retired	10/29/96	\$200.00
	Aggregate YTD >		\$300.00
SUBTOTAL of Receipts This Page.....>			\$6650.00
TOTAL This Period.....>			

9
6
0
2
0
3
0
0
9
6
4
 DTH
]

SCHEDULE A
CONTRIBUTIONS FROM INDIVIDUALS/PERSONS

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Anthony Marino 15 Breckinridge Drive Berlin, NJ 08009- Receipt for [X]General	Requested	11/08/96	\$50.00
Aggregate YTD >			\$252.00
Paul Emposimato 501 Ashwood Road Springfield, NJ 07081- Receipt for [X]General	Self Employed	10/28/96	\$100.00
Aggregate YTD >			\$300.00
William Wachenfeld 40 Windsor Place Essex Fells, NJ 07021- Receipt for [X]General	Self Employed Attorney	10/23/96	\$500.00
Aggregate YTD >			\$750.00
Meyer Potamkin The Barclay, 20B Rittenhose Square East Philadelphia, PA 19103- Receipt for [X]General	Boulevard Mortgage Co. President	11/02/96	\$500.00
Aggregate YTD >			\$500.00
Jane Roberts Lyles Place Alexandria, VA 22302- Receipt for [X]General	No Recorded Employer No Recorded Occupation	11/07/96	\$50.00
Aggregate YTD >			\$250.00
Marlene Mannino 1 Acker Drive New Monmouth, NJ 07748- Receipt for [X]General	Food Circus Supermarkets Sales	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
William Doyle 43 Cottage Avenue Edgewater Park, NJ 08010- Receipt for [X]General	Requested	10/21/96	\$250.00
Aggregate YTD >			\$250.00
Carolyn Ferolito 220 Hartshorn Drive Shrew Hills, NJ 07076- Receipt for [X]General	Homemaker	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Elizabeth Calle 7300 Pleasant Avenue Weehawken, NJ 07087- Receipt for [X]General	Calvin Klein Executive	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$4450.00
TOTAL This Period.....>			

9502010TH

}

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

PAGE 32 OF 81
FOR LINE NUMBER 1

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

9300300927

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Joseph LaSala McElroy, Deutsch & Mulvaney 1300 Mount Kemble Avenue P.O. Box 2075 Morristown, NJ 07962- Receipt for [X]General	McElroy Deutsch & Mulvaney Attorney	10/31/96	\$1000.00
Aggregate YTD >			\$1000.00
Edward McGlynn 709 Cedar Avenue Point Pleasant Beach, NJ 08742- Receipt for [X]General	Requested	10/31/96	\$1000.00
Aggregate YTD >			\$1000.00
Armond Biagini 4 Maple Court Ridgewood, NJ 07450- Receipt for [X]General	Requested	10/31/96	\$250.00
Aggregate YTD >			\$250.00
Michael Papaleo 116 Hollyhock Avenue West Long Branch, NJ 07764- Receipt for [X]General	TCG Executive	11/01/96	\$1000.00
Aggregate YTD >			\$1000.00
Mary Storano Receipt for [X]General	Requested	11/01/96	\$500.00
Aggregate YTD >			\$500.00
Teleman Henley Receipt for [X]General	Self Employed Physician	11/02/96	\$250.00
Aggregate YTD >			\$250.00
Richard Schultz 7 Letterman Court Middletown, NJ 07746- Receipt for [X]General	Requested	11/02/96	\$500.00
Aggregate YTD >			\$500.00
Victoria Nulman Porter Drive Lancaster, NJ 07746- Receipt for [X]General	Requested	11/05/96	\$500.00
Aggregate YTD >			\$500.00
Joseph S. Aboyoum 69 Old Lane Towaco, NJ 07062- Receipt for [X]General	Self Employed Attorney	10/22/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$6000.00
Total This Period.....>			

PTN

]

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

PAGE 35 OF 81 Page 16 of 31
FOR LINE NUMBER 1

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Charles P. Shotmeyer 10 Wagaraw Road PO Box 641 Hawthorne, NJ 07507-0641	Shotmeyer Brothers Executive	10/22/96	\$600.00
Receipt for [X]General	Aggregate YTD >		\$650.00
S. Russell Powell 81 Durand Road Maplewood, NJ 07040-	Requested	10/28/96	\$50.00
Receipt for [X]General	Aggregate YTD >		\$275.00
Trent S. Dickey 969 Spring Run Lane Martinsville, NJ 08050-	Sills, Cummis, et al. Attorney	11/06/96	\$250.00
Receipt for [X]General	Aggregate YTD >		\$250.00
Mark L. Lezell 5800 Magic Mountain Drive Rockville, MD 20852-	Porter & Wright Attorney	10/25/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Vincent Higgins 48 Lower Kingtown Road Pittstown, NJ 08867-	N.J. Dept. of Corrections Correction Officer	10/31/96	\$50.00
Receipt for [X]General	Aggregate YTD >		\$200.00
Vincent Higgins Lower Kingtown Road Pittstown, NJ 08867-	N.J. Dept. of Corrections Correction Officer	11/04/96	\$50.00
Receipt for [X]General	Aggregate YTD >		\$250.00
Marsha Shotmeyer 424 Russell Avenue Wyckoff, NJ 07481-	Homemaker	10/22/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Anthony J. Abbate 6 Rodin Road Court Montvale, NJ 07645-	Interchange State Bank Banker	10/31/96	\$250.00
Receipt for [X]General	Aggregate YTD >		\$250.00
A. Bruce Borgeson 633 Wishing Well Road Wyckoff, NJ 07481-	The Borgeson Agency, Inc. Executive	11/01/96	\$250.00
Receipt for [X]General	Aggregate YTD >		\$500.00
SUBTOTAL of Receipts This Page.....>			\$3500.00
TOTAL This Period.....>			

9 6 0 3 0 0 9 2 5

BTM

]

SCHEDULE A
 CONTRIBUTIONS FROM INDIVIDUALS/PERSONS

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	
William T. McElroy 80 Old Farm Road Basking Ridge, NJ 07920- Receipt for [X]General	McElroy Deutsch & Mulvane Attorney	10/31/96	\$1000.00
Aggregate YTD >			\$1000.00
Stephen Hobbs Paneyko 30 Duncan Lane Skillman, NJ 08558- Receipt for [X]General	Summit Bancorporation Bank Executive	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Scott R. Yablon 11 Woodland Drive Rye, NY 10573- Receipt for [X]General	Forbes Inc. Vice President	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
Elizabeth Schley Box 165 Whitehouse, NJ 08888- Receipt for [X]General	Homemaker	10/23/96	\$350.00
Aggregate YTD >			\$350.00
Richard T. Weldon 100 Golf Edge Westfield, NJ 07090- Receipt for [X]General	Weldon Materials, Inc. Manager	11/02/96	\$1600.00
Aggregate YTD >			\$1600.00
Judi Dawkins 178 Rumson Road Rumson, NJ 07760- Receipt for [X]General	Homemaker	11/01/96	\$500.00
Aggregate YTD >			\$1000.00
Mark Thoman 100 Ridgewood Avenue Clermont, NJ 07028- Receipt for [X]General	Attorney	10/23/96	\$350.00
Aggregate YTD >			\$350.00
K. Tucker Andersen 61 Above All Road Warren, CT 06754- Receipt for [X]General	Cumberland Associates Executive	10/22/96	\$1000.00
Aggregate YTD >			\$1000.00
Rosemarie J. Sorce 245 Prospect Avenue Apt. 11A Hackensack, NJ 07601- Receipt for [X]General	Homemaker	10/30/96	\$500.00
Aggregate YTD >			\$1500.00
SUBTOTAL of Receipts This Page.....>			\$5450.00
TOTAL This Period.....>			

96020300933

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name or address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Allen F. Maulsby 825 Eighth Avenue Cravath, Swaine & Moore New York, NY 10019- Receipt for [X]General	Cravath, Swaine & Moore Attorney	11/04/96	\$250.00
Aggregate YTD >			\$750.00
William Pitcher 2 Woodward Lane Lutherville, MD 21093- Receipt for [X]General	PDP Corporation Chairman	10/30/96	\$1000.00
Aggregate YTD >			\$2000.00
Frank J. Hood 19 Foxhill Road Fairfield, NJ 07004- Receipt for [X]General	Welsh Farms, Inc. Executive	10/25/96	\$300.00
Aggregate YTD >			\$300.00
John Pyne PO Box 333 Far Hills, NJ 07931- Receipt for [X]General	No Recorded Employer No Recorded Occupation	10/31/96	\$100.00
Aggregate YTD >			\$300.00
John Barone 68 Easton Avenue North Arlington, NJ 07031- Receipt for [X]General	Food Associates, Inc. Sales	11/07/96	\$1000.00
Aggregate YTD >			\$1000.00
Henry Shotmeyer 10 Magaraw Road Hawthorne, NJ 07506- Receipt for [X]General	Shotmeyer Brothers Vice President	10/22/96	\$1000.00
Aggregate YTD >			\$1000.00
Benjamin J. Canto 26 Adele Court Middletown, NJ 07701- Receipt for [X]General	Self Employed Financial Consultant	10/29/96	\$225.00
Aggregate YTD >			\$225.00
M. Douglas Dunn P.O. Box 607 38 Welsh Lane New Vernon, NJ 07976- Receipt for [X]General	Milbank, Tweed, et al. Attorney	10/21/96	\$550.00
Aggregate YTD >			\$1000.00
John Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-3224 Receipt for [X]General	Arizona Iced Tea President	10/21/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$12,700.00
TOTAL This Period.....>			

960300943

DEATH

]

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

9503009450TH

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Jack Lay 19 Briarcliffe Drive Scotch Plains, NJ 07076- Receipt for [X]General	Retired	11/07/96	\$100.00
Aggregate YTD >			\$450.00
Robert Epifano 101 Haywood Avenue Piscataway, NJ 08854- Receipt for [X]General	Epic Group Inc. Contractor	10/21/96	\$100.00
Aggregate YTD >			\$600.00
Shirley O'Mara 23 Matthews Farm Road Beck Hall, NJ 08502- Receipt for [X]General	No Recorded Employer No Recorded Occupation	11/01/96	\$200.00
Aggregate YTD >			\$470.00
Karen Andersen 61 Above All Road Warren, CT 06754- Receipt for [X]General	Homemaker	10/22/96	\$1000.00
Aggregate YTD >			\$1000.00
Jeremy Spector 17 Fremont Way Princeton, NJ 08540- Receipt for [X]General	Blank Rome et al Attorney	10/23/96	\$300.00
Aggregate YTD >			\$300.00
Jonathan Lee 48 Parkside Plaza Apartment 210 104 Tappan, NJ 07675- Receipt for [X]General	Lockheed Martin COO	10/23/96	\$500.00
Aggregate YTD >			\$500.00
Edward M. Manimon One Gateway Center Newark, NJ 07102- Receipt for [X]General	McManimon & Scotland Attorney	10/17/96	\$250.00
Aggregate YTD >			\$250.00
Paul Hartman Receipt for [X]General	Requested	10/25/96	\$500.00
Aggregate YTD >			\$500.00
Robert Karen 5 Old Weathersfield Road Wayside, NJ 07712- Receipt for [X]General	Requested	10/25/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$3950.00
TOTAL This Period.....>			

SCHEDULE A ITEMIZED RECEIPTS
Contributions from Individuals/Persons

PAGE 21 OF 81
FOR LINE NUMBER 1

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DTN
[

]

95070300912

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
D. Calmas 100 Beacon Street, Apt 1 Boston, MA 02116- Receipt for [X]General	Softbank Comdex Sales Manager	10/31/96	\$500.00
Aggregate YTD >			\$554.00
Interstate Carriers 2200 Mill Road Alexandria, VA 22314- Receipt for [X]General	No Recorded Employer No Recorded Occupation	10/17/96	\$1000.00 MEMO
Aggregate YTD >			\$1000.00
Andrew Shifran	Requested	10/23/96	\$250.00
Receipt for [X]General		Aggregate YTD >	\$250.00
Peter Reid 281 Morris Avenue Mountain Lakes, NJ 07046- Receipt for [X]General	European-American Inc. Insurance	10/23/96	\$250.00
Aggregate YTD >			\$250.00
Mark Dalton Tudor Investment Corp. 600 Steamboat Road 1st Floor Greenwich, CT 06830- Receipt for [X]General	Tudor Investment President	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Stephen Winters 2714 Union Avenue, Ext'D Memphis, TN 38112- Receipt for [X]General	Medshares, Inc. Executive	10/23/96	\$250.00
Aggregate YTD >			\$250.00
Robert Landolt 5401 Twin Knolls Road Suite 7 Columbia, MD 21045- Receipt for [X]General	Self Employed Attorney	10/23/96	\$1000.00
Aggregate YTD >			\$1000.00
Tomasina Schiro 145 Hodge Road Princeton, NJ 08540- Receipt for [X]General	HOMEWORK	10/20/96	\$1000.00
Aggregate YTD >			\$1000.00
SUBTOTAL of Receipts This Page.....>			\$4250.00
TOTAL This Period.....>			

SCHEDULE A ITEMIZED RECEIPTS
Contributions from other Political Committees

PAGE 14 OF 17
FOR LINE NUMBER 111

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
NFIB Safe Trust 53 Century Boulevard Suite 300 Nashville, TN 37214- Receipt for [X]General	Aggregate YTD >	10/29/96	\$5000.00
National Utility Contractors PAC 4301 Fairfax Drive No. 360 Arlington, VA 22203- Receipt for [X]General	Aggregate YTD >	10/31/96	\$1000.00
Stamps & Weinroth PAC Box 1298 Princeton, NJ 08607-1298 Receipt for [X]General	Aggregate YTD >	10/31/96	\$1000.00
Alliance for American Leadership PAC 103 West Maple Street Alexandria, VA 22301-2605 Receipt for [X]General	Aggregate YTD >	10/21/96	\$2500.00
Guardian Life PAC 201 Park Avenue South New York, NY 10003- Receipt for [X]General	Aggregate YTD >	10/26/96	\$1000.00
Sony Pictures Entertainment Inc. PAC 10207 West Washington Bl Turner Building #3014 Culver City, CA 90232- Receipt for [X]General	Aggregate YTD >	10/30/96	\$1000.00
Ramsey Republican Campaign Committee 96 40 Spruce Run Ramsey, NJ 07446- Receipt for [X]General	Aggregate YTD >	10/31/96	\$250.00
Election Fund of Sen. Joe Palaia 290 Normand Avenue Deal, NY 07723- Receipt for [X]General	Aggregate YTD >	10/31/96	\$200.00
SUBTOTAL of Receipts This Page.....>			\$11950.00
TOTAL This Period.....>			

9
6
C
0
3
0
0
9
H
DTH

]

SCHEDULE A ITEMIZED RECEIPTS
 Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Cass Ballenger for Congress P.O. Box 2552 Hickory, NC 28603-		11/02/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Bergen First PAC P.O. Box 4197 River Edge, NJ 07661-		11/04/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Atlantic City Electric PAC 6801 Black Horse Pike West Atlantic City, NJ 08232-		11/04/96	\$450.00
Receipt for [X]General	Aggregate YTD >		\$450.00
HuePAC Headquarters Unit Employees of Dow PAC 2020 W.H. Dow Center Midland, MI 48674-		11/02/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Halliburton PAC P.O. Box 1431 Duncan, OK 73536-		11/22/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
Bureau of Wholesale Sales Rep. PAC 1801 Peachtree Street, NW Atlanta, GA 30309-		10/26/96	\$500.00
Receipt for [X]General	Aggregate YTD >		\$3400.00
United Services Assoc. of America PAC USA Building San Antonio, TX 78288-		10/29/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
MAC PAC USA P.O. Box 128 Temple, TX 76503-		10/21/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
MAC PAC USA P.O. Box 128 Temple, TX 76503-		11/04/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
SUBTOTAL of Receipts This Page.....>			\$7700.00
TOTAL This Period.....>			

98043900886
96020300987

SCHEDULE A
ITEMIZED RECEIPTS
Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	
Investment Management PAC 1401 H Street - NW Washington, DC 20005 Receipt for [X]General	Aggregate YTD >	11/05/96	\$7500.00
Investment Management PAC 1401 H Street - NW Washington, DC 20005 Receipt for [X]Overlimit/Refund	Aggregate YTD >	11/05/96	\$8000.00
PaineWebber Fund For Better Gov't 1285 Avenue Of The Americas 14th Floor New York, NY 10019- Receipt for [X]General	Aggregate YTD >	11/02/96	\$1000.00
Dayton Hudson Corp. PAC 777 Nicollet Mall Minneapolis, MN 55402- Receipt for [X]General	Aggregate YTD >	10/26/96	\$2250.00
Physical Therapy PAC 1111 North Fairfax Street Alexandria, VA 22314- Receipt for [X]General	Aggregate YTD >	10/26/96	\$2000.00
Montclair Republican Club 11 Park Terrace Upper Montclair, NJ 07043- Receipt for [X]General	Aggregate YTD >	10/21/96	\$300.00
Parker Hannifin Corp. PAC 17325 Euclid Avenue Cleveland, OH 44112- Receipt for [X]General	Aggregate YTD >	10/22/96	\$1000.00
Oppenheimer Holdings PAC 110 Wall Street New York, NY 10005- Receipt for [X]General	Aggregate YTD >	10/21/96	\$1000.00
National Ready Mixed Concrete Assoc. PAC 900 Spring Street Silver Spring, MD 20910- Receipt for [X]General	Aggregate YTD >	10/22/96	\$1000.00
SUBTOTAL of Receipts This Page.....>			\$3950.00
TOTAL This Period.....>			

93043900888

SCHEDULE A ITEMIZED RECEIPTS
Contributions from other Political Committees

PAGE 5 OF 17 Page 26 of 31
FOR LINE NUMBER :

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

DTM

Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
3M PAC 3M Center Saint Paul, MN 55144- Receipt for [X]General	Aggregate YTD >	10/22/96	\$1000.00
Fleet Bank National PAC 10 Exchange Place Jersey City, NJ 07302- Receipt for [X]General	Aggregate YTD >	10/23/96	\$500.00
United Healthcare PAC 300 Opus St Hopkins, MN 55343- Receipt for [X]General	Aggregate YTD >	10/26/96	\$1000.00
Union Electric Company Employees PAC 1901 Chouteau Avenue Saint Louis, MO 63103- Receipt for [X]General	Aggregate YTD >	10/28/96	\$500.00
PNC Bank PAC Two PNC Plaza Pittsburgh, PA 15222- Receipt for [X]General	Aggregate YTD >	10/29/96	\$1000.00
Bank of New York PAC One Wall Street New York, NY 10286- Receipt for [X]General	Aggregate YTD >	11/01/96	\$1000.00
Medical Staff Of Hackensack Medical Center PAC 12 Hospital Place Hackensack, NJ 07601- Receipt for [X]General	Aggregate YTD >	11/04/96	\$1000.00
Friends of Connie Mack P.O. Box 23264 Tampa, FL 33623-3264 Receipt for [X]General	Aggregate YTD >	11/04/96	\$52.43
Election Fund of Pat Roma 535 Lawn Avenue Fairladies Park, NJ 07650- Receipt for [X]General	Aggregate YTD >	11/05/96	\$1000.00
SUBTOTAL of Receipts This Page.....>			\$7052.43
TOTAL This Period.....>			

9 5 0 0 3 0 7 9

SCHEDULE A ITEMIZED RECEIPTS
 Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Cass Challenger for Congress P.O. Box 2552 Hickory, NC 28603-		11/02/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Berger First PAC P.O. Box 4197 River Edge, NJ 07661-		11/04/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Atlantic City Electric PAC 6801 Black Horse Pike West Atlantic City, NJ 08232-		10/24/96	\$450.00
Receipt for [X]General	Aggregate YTD >		\$450.00
HuePAC Headquarters Unit Employees of Dow PAC 2020 W. Dow Center Midland, MI 48674-		11/02/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Halliburton PAC P.O. Box 1431 Duncan, OK 73536-		11/22/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
Bureau of Wholesale Sales Rep. PAC 1801 Peachtree Street, NW Atlanta, GA 30309-		10/26/96	\$3400.00
Receipt for [X]General	Aggregate YTD >		\$3400.00
United Services Assoc. of America PAC USAA Building San Antonio, TX 78288-		10/29/96	\$2000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
MAC PAC USA P.O. Box 128 Temple, TX 76503-		10/21/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
MAC PAC USA P.O. Box 128 Temple, TX 76503-		11/04/96	\$2000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
SUBTOTAL of Receipts This Page.....>			\$7700.00
TOTAL This Period.....>			

9804390089C
96020300983

SCHEDULE A ITEMIZED RECEIPTS
Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
Hobson for Congress 82 West Columbia Street Springfield, OH 45502- Receipt for [X]General	Aggregate YTD >	10/29/96	\$1000.00
KochPAC P.O. Box 2256 Wichita, KS 67201- Receipt for [X]General	Aggregate YTD >	10/30/96	\$5000.00
Holmdel Township Republican Committee 8 Cross Run Road Holmdel, NJ 07733- Receipt for [X]General	Aggregate YTD >	11/06/96	\$50.00
Cargill Incorporated PAC 110 15th Street, NW Suite 1000 Washington, DC 20005- Receipt for [X]General	Aggregate YTD >	10/23/96	\$4000.00
Johnson & Johnson Emp. Good Gov't PAC 1350 Eye Street, NW Washington, DC 20005- Receipt for [X]General	Aggregate YTD >	10/22/96	\$1500.00
Merrill Lynch PAC 3000 K Street, NW Washington, DC 20007- Receipt for [X]General	Aggregate YTD >	10/22/96	\$3500.00
Mortgage Bankers PAC 1125 15th Street, NW #700 Washington, DC 20005- Receipt for [X]General	Aggregate YTD >	10/23/96	\$2000.00
DEETAC Dow Eastern Employees PAC Dow Chemical Company 2000 Dow Center Midland, MI 48674- Receipt for [X]General	Aggregate YTD >	11/02/96	\$1000.00
SUBTOTAL of Receipts This Page.....>			\$18050.00
TOTAL This Period.....>			

960030085

]

SCHEDULE A ITEMIZED RECEIPTS
 Contributions from other Political Committees

Attachment #3

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	
Investment Management PAC 1401 N Street - NW Washington, DC 20005		11/05/96	14,000.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$7500.00
Investment Management PAC 1401 N Street - NW Washington, DC 20005		11/05/96	0.00
Receipt for <input checked="" type="checkbox"/> Overlimit/Refund	Aggregate YTD >		\$8000.00
PaineWebber Fund For Better Gov't 1285 Avenue Of The Americas 14th Floor New York, NY 10019-		11/02/96	\$1000.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$1000.00
Dayton Hudson Corp. PAC 777 Nicollet Mall Minneapolis, MN 55402-		10/26/96	\$250.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$2250.00
Physical Therapy PAC 1111 North Fairfax Street Alexandria, VA 22314-		10/26/96	\$1000.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$2000.00
Montclair Republican Club 11 Park Terrace Upper Montclair, NJ 07043-		10/21/96	\$200.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$300.00
Parker Hannifin Corp. PAC 17325 Euclid Avenue Cleveland, OH 44112-		10/22/96	\$500.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$1000.00
Oppenheimer Holdings PAC 110 Wall Street New York, NY 10005-		10/21/96	\$1000.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$1000.00
National Ready Mixed Concrete Assoc. PAC 900 Spring Street Silver Spring, MD 20910-		10/22/96	\$1000.00
Receipt for <input checked="" type="checkbox"/> General	Aggregate YTD >		\$1000.00
SUBTOTAL of Receipts This Page.....			\$9950.00
TOTAL This Period.....			

98043900892

96020300981

SCHEDULE A ITEMIZED RECEIPTS
Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	Amount
National Moving and Storage PAC 1115 Main Street Suite 402 Falls Church, VA 22030- Receipt for [X]General	Aggregate YTD >	10/21/96	\$1000.00
National Wholesale Druggists Assoc. PAC P.O. Box 2219 Reston, VA 22090-0219 Receipt for [X]General	Aggregate YTD >	10/22/96	\$1000.00
ARCO PAC 515 South Flower Street #4087 Los Angeles, CA 90071 Receipt for [X]General	Aggregate YTD >	10/25/96	\$2000.00
American Express PAC 801 Pennsylvania Avenue, NW Suite 650 Washington, DC 20004- Receipt for [X]General	Aggregate YTD >	10/26/96	\$2000.00
Republican Club of Colts Neck 52 Creamery Road Colts Neck, NJ 07722- Receipt for [X]General	Aggregate YTD >	10/31/96	\$1000.00
Fireman's Fund Insurance Company PAC 777 San Marin Drive Novato, CA 94945- Receipt for [X]General	Aggregate YTD >	11/01/96	\$500.00
Parsons Transportation Group PAC 1133 15th Street, NW Washington, DC 20005-2701 Receipt for [X]General	Aggregate YTD >	11/01/96	\$600.00
ParEnergy Corp. PAC 5400 Westheimer Houston, TX 77056- Receipt for [X]General	Aggregate YTD >	11/02/96	\$1000.00
Allmerica PAC 440 Lincoln Street Worcester, MA 01653- Receipt for [X]General	Aggregate YTD >	11/04/96	\$250.00
SUBTOTAL of Receipts This Page			\$9350.00
TOTAL This Period			>

950030084

]

SCHEDULE A ITEMIZED RECEIPTS
 Contributions from other Political Committees

NAME OF COMMITTEE (in Full)
 Zimmer for Senate, Inc. C00302646

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Full Name Mailing Address	Name of Employer Occupation	Date MM/DD/YY	
American Financial Services PAC 919 18th Street, NW Suite 300 Washington, DC 20006-		11/01/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Union Pacific Fund for Effec. Gov't PAC 555 13th Street, NW Suite 450W Washington, DC 20004-		10/24/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$5000.00
SmithKline Beecham PAC 1 Franklin Plaza Philadelphia, PA 19101-		11/4/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
Northwest Mutual Life Federal PAC 1133 20th Street, NW - Suite 600 Washington, DC 20036-		10/22/96	\$2000.00
Receipt for [X]General	Aggregate YTD >		\$3000.00
National Unity Caucus Tecumseh Club 601 Pennsylvania Avenue, N.W. Suite 900 Washington, DC 20004-		10/21/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Genesis Health Ventures Inc. PAC 148 West State Street Kennett Square, PA 19348-		10/23/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
Chrysler PAC 1000 Chrysler Drive Auburn Hills, MI 48326-		10/26/96	\$1000.00
Receipt for [X]General	Aggregate YTD >		\$1000.00
American Pilot's Association PAC 499 South Capitol Street, N.W. Suite 409 Washington, DC 20003-		10/28/96	\$2000.00
Receipt for [X]General	Aggregate YTD >		\$2000.00
SUBTOTAL of Receipts This Page.....>			\$10000.00
TOTAL This Period.....>			

93043200324

5 DTH

Northwest Mutual Life Federal PAC (highlighted)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

FEB -7 1997

David Millner, Treasurer
Zimmer for Senate, Inc.
P.O. Box 6888
Lawrenceville, NJ 08648

Identification Number: C00302646

Reference: 30 Day Post-General Report (10/17/96-11/25/96)

Dear Mr. Millner:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Schedule A of your report discloses a contribution(s) which appears to exceed the limits set forth in the Act (copies attached). You should conduct a review of all of your contributions to determine the rest of the excessives that your committee may have received. As you check for additional excessives, you should review the committee's procedures for handling the receipt of contributions.

An individual or a political committee other than a qualified multicandidate committee may not make a contribution to a candidate for federal office in excess of \$1,000 per election. A qualified multicandidate committee may not make a contribution to a candidate for federal office in excess of \$5,000 per election. The term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. (2 U.S.C. §441a(a) and (f); 11 CFR §110.1(b), (e) and (k))

If the contribution(s) in question was not completely or correctly reported, you should amend your original report using the new or corrected information. If the contribution(s) exceeds the limits, you should either refund to the donor the amount in excess of \$1,000 or get the donor to redesignate and/or reattribute the excessive amount in writing. All refunds, redesignations, and reattributions must be made within sixty days of receipt

98043900895

ZIMMER FOR SENATE, INC.
PAGE 2

of the contribution. Copies of refund checks and copies of letters reattributing or redesignating the contributions in question may be used to respond to this letter. Refunds are reported on Line 20 of the Detailed Summary Page and on a supporting Schedule B of the report covering the period in which they are made. Redesignations and reattributions are reported as memo entries on Schedule A of the report covering the period in which the authorization for the redesignation and/or reattribution is received. (11 CFR §104.8(d)(2), (3) and (4))

The acceptance of excessive contributions is a serious problem. Again, the committee's procedures for processing contributions should be examined and corrected in order to avoid this problem. Although the Commission may take further legal action, prompt action by you to refund or seek redesignation and/or reattribution of the excessive amount will be considered.

-Please amend your report to include a supporting Schedule A for the activity reported on Line 12 of the Detailed Summary Page. All transfers to your committee from authorized committees must be itemized on Schedule A, regardless of the amount transferred. (11 CFR §104.3(a)(4)(iii))

-Your committee filed a 48 hour notice disclosing a "last minute" contribution from Team Victory '96 on 10/18/96. This contribution does not appear on a Schedule A of this report. Please amend your report to include this contribution or provide an explanation of this apparent discrepancy.

-Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures on your previous report and the Column A figures on this report. Please file an amendment to your report to correct the Column B discrepancies for Line(s) 6(a), 6(b), 6(c), 11(a)(iii), 11(c), 11(e), 16, 20(c), 20(d) and 22 and any subsequent report(s) which may be affected by this correction. Note that Column B should reflect only the year-to-date totals for the calendar year 1996.

-The beginning cash balance of this report does not equal the ending balance of your 12 Day Pre-General Report. Please correct this discrepancy and amend any reports which may be affected by the correction.

-Schedule D of your report fails to supply certain information. Commission Regulations require the full name and mailing address of each creditor, the outstanding balance at the beginning and end of the reporting period, the amount incurred during this period, any payment made during this period,

9 8 0 4 3 9 0 0 8 9 6

ZIMMER FOR SENATE, INC.
PAGE 3

and the nature or purpose of each debt. All debts must be reported until extinguished or settled. Please amend your report to include the purpose of each debt. (11 CFR §104.11)

-Schedule A of your report indicates that your committee may have failed to file one or more of the required 48 hour notices regarding "last minute" contributions received by your committee after the close of books for the 12 Day Pre-General Report. A principal campaign committee must notify the Commission, in writing, within 48 hours of any contribution of \$1,000 or more received between two and twenty days before an election. These contributions are then reported on the next report required to be filed by the committee. To ensure that the Commission is notified of last minute contributions of \$1,000 or more to your campaign, it is recommended that you review your procedures for checking contributions received during the aforementioned time period. Although the Commission may take legal action, any response you wish to provide concerning this matter will be considered. (11 CFR §104.5(f))

DTH

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Secretary of the Senate, 232 Hart Senate Office Building, Washington, DC 20510 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 219-3580.

Sincerely,

*David T. Hume*David T. Hume
Reports Analyst
Reports Analysis Division

462

98043900897

Zimmer

FOR SENATE

SECRETARY OF THE SENATE
97 MAR 25 PM 2:59
H.D.

MAR 25 11 20 AM '97

March 21, 1997

Mr. David T. Hume
Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington, DC 20463

Re: Zimmer for Senate Inc.
Identifier Number: C09302646

Dear Mr. Hume:

As per our conversation yesterday, I received your letters to me dated February 7, February 12, February 27 and March 6, 1997 on March 19, 1997. As discussed I will respond by April 1, 1997.

Thank you for your patience in this matter.

Sincerely,



David Millner

DM/md

9700047184

Zimmer

FOR SENATE

RECEIVED
SECRETARY OF THE SENATE
APR - 2 PM 3 09
HAND DELIVERED 13

April 1, 1997

Secretary of the Senate
232 Hart Senate Office Building
Washington, DC 20510

RE: Identification Number: C00302646 - Zimmer for Senate
30 Day Post-General Report (10/17/96 - 11/25/96)

Dear Sirs:

This will respond to the letter from the Federal Election Commission of February 7, 1997, concerning the Zimmer for Senate Committee.

- The individual contribution reported on Schedule A, Line 11 (a)(I), page 57, for Henry G. Stifel of 11/01/96 in the amount of \$1,000.00 was incorrectly reported. The contribution of \$950.00 should have been reported to Mrs. Charlotte S. Stifel, 84 Farley Road, Short Hills, NJ. The amount of \$50.00 was an excessive contribution and was refunded and will appear on our next FEC Report.
- Enclosed please find a Schedule A form that you requested for Team Victory '96.
- Your letter states that our committee may have failed to file one or more of the required 48 hour notices regarding "last minute" contributions received by our committee after the close of books for the 12 Day Pre-General Report. The research of our records we could find no contributions which were not reported on the 48 hour notice. Please advise us of any specific contributors.
- We have corrected the discrepancies in Column B for Lines 6(a), 6(b), 6(c), 11 (a)(iii), 11(c), 11(e), 16, 20(c), 20(d) and 22 and the subsequent reports which were affected by this correction.
- We have corrected the discrepancy on the 12 Day Pre-General Report and amended any reports which were affected by this correction.
- Please find enclosed a revised Schedule D.

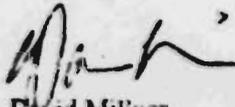
[DTH]

970050688

RECEIVED
91 APR -2 PM 3 09
HAND DELIVERED

Please contact me if you have any further information. Thank you.

Sincerely,



David Milner
Treasurer, Zimmer for Senate

DMM/mtd
enclosure

97005005076

Zimmer

FOR SENATE

April 10, 1997

April 10, 1997

Mr. David T. Hume
Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington, D.C. 20463

Re: Zimmer for Senate, Inc.
Identification Number: C00302646
30 Day Post-General Report (10/17/96-11/25/96)

Dear Mr. Hume:

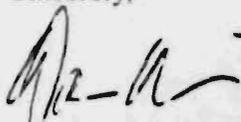
This will respond to the letter from the Federal Election Commission of February 7, 1997, concerning the Zimmer for Senate Committee. Enclosed please find:

- Our 48 Hour Report for October 18, 1996. The contributor, Jay Bernstein, was reported on this report as part of the contribution received from Team Victory '96. We amended this information on Schedule A, in our 30 Day Post-General Report (10/17/96-11/25/96).
- Our 48 Hour Report for October 22, 1996 along with the accompanying receipt from the FEC. It appears, through some technical error, that the FEC did not receive all the pages of this report.
- Our 48 Hour Report for October 24, 1996 along with the accompanying receipt from the FEC.
- Our 48 Hour Report for October 23, 1996. We have been unable to find the receipt for this report. Our standard procedure, which we believe was followed in this case, was to send reports promptly to the FEC as evidenced by our compliance with FEC regulations for the reports due and received by the FEC immediately before and after October 23, 1996, and at all other times. I can only assume some technical error prevented this report from being put on the public record by the FEC.

98043900901

Thank you for your patience in this matter. Please contact me for any additional information you require.

Sincerely,



David Millner
Treasurer, Zimmer for Senate

DMM/mtd
enclosure

9 3 0 4 3 9 0 0 9 0 2

GARY L SISCO
SECRETARY

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

Attachment # 7
Page 3 of 14

By: MELBA S. GAVIN
SAC, CIVIL RIGHTS

HEAT BUILDING
SUITE 232
WASHINGTON, DC 20510-7116
Phone: 202-224-0322

ACKNOWLEDGMENT OF RECEIPT OF FACSIMILE 48 HOUR NOTIFICATION

Filed pursuant to the Federal Election Campaign Act, as amended

ZIMMER FOR SENATE, INC.
POST OFFICE BOX 6888
LAWRENCEVILLE, NEW JERSEY 08648

Date Received:

10/18/96

Time Received:

6:14 PM

1 PAGE

FAX Transmission Cover Sheet

TO: ZIMMER FOR SENATE, INC.

FROM: OFFICE OF PUBLIC RECORDS

Public Records Office FAX Number is 202/224-1851

98043900903

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Cigna PAC 1825 Eye Street, NW Suite 350 Washington, DC 20006-	Cigna PAC	10/18/96	\$2000.00
	Occupation Vice President		
Arthur Andersen PAC 1666 K Street - NW Washington, DC 20006-	Arthur Andersen PAC	10/18/96	\$1000.00
	Occupation		
Coastal Employee Action Fund PAC 9 Greenway Plaza Houston, TX 77046-9999	Name of Employer	10/18/96	\$5000.00
	Occupation		
Team Victory '96 P.O. Box 75103 Washington, DC 20013-	Name of Employer	10/18/96	\$2425.01
	Occupation		

SIGNATURE (Optional)	DATE 10/18/96	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------------------	--

--	--	--

MEMO SCHEDULE
 ITEMIZED RECEIPTS

SCHEDULE A

Use separate schedule(s)
 for each category of the
 Detailed Summary Page

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

NAME OF COMMITTEE (In Full) **DICK ZIMMER FOR SENATE**
 ATTRIBUTABLE CONTRIBUTIONS FROM TEAM VICTORY '96

93043900905

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
MR. JAY BERNSTEIN 26 PHEASANT RUN OLD WESTBURY, NY 11526	NORTHVILLE INDUSTRIES	10/17/96	\$ 1,000.00
Receipt For: <input type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation CHAIRMAN/PRESIDENT	Aggregate Year-to-Date > \$ 1,000.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
	Occupation	Aggregate Year-to-Date > \$	
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):			

SUBTOTAL of Receipts This Page (optional)

..... \$1,000.00

GARY L. BISCO
SECRETARY

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

Attachment # 7-

Page 6 of 14

PAMELA S. HAMM
SUPERVISOR

Mail Building
Room 232
Washington, DC 20540-7118
Phone: 202-776-8322

ACKNOWLEDGMENT OF RECEIPT OF FACSIMILE 48 HOUR NOTIFICATION

Filed pursuant to the Federal Election Campaign Act, as amended

ZIMMER FOR SENATE, INC.
POST OFFICE BOX 6888
LAWRENCEVILLE, NEW JERSEY 08648

Date Received:

10/22/96

Time Received:

7:06 AM

1 PAGE

FAX Transmission Cover Sheet

TO: ZIMMER FOR SENATE, INC.

FROM: OFFICE OF PUBLIC RECORDS

Public Records Office FAX Number is 202/224-1851

98043900906

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
<input type="checkbox"/> Connecticut First Coalition PAC P.O. Box 905 Waterbury, CT 06702-		10/21/96	\$1000.00
	Occupation		
<input type="checkbox"/> Oppenheimer Holdings PAC 110 Wall Street New York, NY 10005-		10/21/96	\$1000.00
	Occupation		
<input type="checkbox"/> MAC PAC USA P.O. Box 128 Temple, TX 76503-	Name of Employer McLane Company, Inc.	10/21/96	\$1000.00
	Occupation		
<input type="checkbox"/> National Unity Caucus Tecumseh Club 601 Pennsylvania Avenue, N.W. Suite 900 Washington, DC 20004-		10/21/96	\$1000.00
	Occupation Indian Tribe		
<input type="checkbox"/> Alliance for American Leadership PAC 103 West Maple Street Alexandria, VA 22301-2605		10/21/96	\$2500.00
	Occupation		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

--	--	--

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
James Fail 1901 Sixth Avenue North Birmingham, AL 35203-	Farm and Home Life Insurance Occupation Chairman	10/21/96	\$1000.00
Martin Vitale Jackson Drive Alpine, NJ 07620-	Vitale Enterprises Occupation President	10/21/96	\$1000.00
Mariene Mannino 1 Acker Drive New Monmouth, NJ 07748-	Food Circus Supermarkets Occupation Sales	10/21/96	\$1000.00
Sherry Sharp 201 Cyril Lane Richmond, VA 23229-	 Occupation Homemaker	10/21/96	\$1000.00
Grace Trully Brush Island Darien, CT 06820-	 Occupation Homemaker	10/21/96	\$1000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free (800) 424-9530, Local 202-219-3420
----------------------	------	--

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
James Scatuorchio 55 Bellevue Avenue Rumson, NJ 07760-	DLJ Occupation Executive	10/21/96	\$1000.00
Louis Buck 80 Tempe Wick Road Mendham, NJ 07945-	DLJ Occupation Executive	10/21/96	\$1000.00
Sean Beiter 38 Hitching Post Lane Amherst, NY 14228-	Airsept Corporation Occupation Administrator	10/21/96	\$1000.00
Ravinder Bansal 9707 The Pines Clarence, NY 14031-	AirSep Corporation Occupation Administrator	10/21/96	\$1000.00
Arthur Zaks 685 3rd Avenue Brooklyn, NY 11232-	 Occupation Requested	10/21/96	\$1000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Joseph Azzolina 45 Borden Avenue Middletown, NJ 07748-	Food Circus Supermarkets	10/21/96	\$1000.00
	Occupation President		
David C. Denise 38 Pardoe Road Princeton, NJ 08540-	Phoenix Pinelands Corporation	10/21/96	\$1000.00
	Occupation Executive		
Stephen Hobbs Paneyko 30 Duncan Lane Skillman, NJ 08558-	Summit Bancorporation	10/21/96	\$1000.00
	Occupation Bank Executive		
Lori Plimpton 9 Bannister Drive Princeton, NJ 08540-	Name of Employer	10/21/96	\$1000.00
	Occupation Homemaker		
John Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-3224	Arizona Iced Tea	10/21/96	\$1000.00
	Occupation President		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6

(11/93)

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month, day, year)	Amount
Gregory Pulles 4625 Xene Lane North Plymouth, MN 55446-	TLF Financial Corporation Occupation Banker	10/21/96	\$1000.00
Carolyn Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-	Name of Employer Occupation Homemaker	10/21/96	\$1000.00
National Moving and Storage PAC 11150 Main Street Suite 402 Fairfax, VA 22030-	Name of Employer Occupation	10/21/96	\$1000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20461 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
3M PAC 3M Center Saint Paul, MN 55144-		10/22/96	\$1000.00
	Occupation		
Joseph S. Aboyoun 69 Old Lane Towaco, NJ 07082-	Self Employed	10/22/96	\$1000.00
	Occupation Attorney		
K. Tucker Andersen 61 Above All Road Warren, CT 06754-	Cumberland Associates	10/22/96	\$1000.00
	Occupation Executive		
Karen Andersen 61 Above All Road Warren, CT 06754-		10/22/96	\$1000.00
	Occupation Homemaker		
Halliburton PAC P.O. Box 1431 Duncan, OK 73536-	Halliburton PAC	10/22/96	\$1000.00
	Occupation		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20453 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

--	--	--

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Johnson & Johnson Emp. Good Gov't PAC 1350 Eye Street, NW Washington, DC 20005-	Johnson & Johnson Emp. Good Gv Occupation	10/22/96	\$1500.00
Merrill Lynch PAC 3000 K Street, NW Washington, DC 20007-	Merrill Lynch PAC Occupation Vice President	10/22/96	\$3500.00
National Ready Mixed Concrete Assoc. PAC 900 Spring Street Silver Spring, MD 20910-	Occupation	10/22/96	\$1000.00
National Wholesale Druggists Assoc. PAC P.O. Box 2219 Reston, VA 22090-0219	Occupation	10/22/96	\$1000.00
Northwest Mutual Life Federal PAC 1133 20th Street, NW - Suite 600 Washington, DC 20036-	NW Mutual Life Federal PAC Occupation	10/22/96	\$2000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6

(11/93)

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month, day, year)	Amount
Marsha Shotmeyer 439 Russell Avenue Wyckoff, NJ 07481-		10/22/96	\$1000.00
	Occupation Homemaker		
Henry Shotmeyer 10 Wagaraw Road Hawthorne, NJ 07506-	Shotmeyer Brothers	10/22/96	\$1000.00
	Occupation Vice President		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 996 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3426
----------------------	------	--

--	--	--

REC-1
FEDERAL ELECTION COMMISSION
OCT 31 3 33 PM '97

FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

RAD REFERRAL: 97L-07
DATE ACTIVATED: 10/27/97

STAFF MEMBER: Eugene H. Bull

SOURCE: INTERNALLY GENERATED

RESPONDENTS: Zimmer for Senate, Inc., and
David Millner, as treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(6)(A)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of General Counsel received a referral from the Reports Analysis Division ("RAD") on June 9, 1997. The basis for the referral is the failure of Zimmer for Senate, Inc., and David Millner, as treasurer ("Respondents") to file thirty-four 48 Hour notifications ("48 Hour Notices") for contributions totaling \$39,500. Dick Zimmer lost the 1996 General Election for the Senate in New Jersey receiving forty-three (43%) of the vote.

98043900915

II. FACTUAL AND LEGAL ANALYSIS

Based on the Factual and Legal Analysis, see Attachment 1, this Office recommends the Commission find reason to believe Zimmer for Senate, Inc., and David Millner, as treasurer violated 2 U.S.C. § 434(a)(6)(A).

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

This Office also recommends that the Commission offer to enter into conciliation with the Respondents prior to a finding of probable cause to believe. Attached for the Commission's approval is a proposed conciliation agreement.

IV. RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that Zimmer for Senate, Inc., and David Millner, as treasurer violated 2 U.S.C. § 434(a)(6)(A).
3. Enter into conciliation prior to a finding of probable cause to believe.
4. Approve the attached Factual and Legal Analysis.

98043900916

- 5. Approve the attached Conciliation Agreement.
- 6. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

October 31, 1997
Date

BY: Lois G. Lerner
Lois G. Lerner
Associate General Counsel

Attachments:

- 1. Factual and Legal Analysis
- 2. Proposed Conciliation Agreement

98043900917

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Zimmer for Senate, Inc., and) RAD Referral
David Millner, as treasurer.) #97L-07

MUR 4697

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 6, 1997, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral #97L-07:

1. Open a MUR.
2. Find reason to believe that Zimmer for Senate, Inc., and David Millner, as treasurer violated 2 U.S.C. § 434(a)(6)(A).
3. Enter into conciliation prior to a finding of probable cause to believe.
4. Approve the Factual and Legal Analysis, as recommended in the General Counsel's Report dated October 31, 1997.

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

Attest:

11-6-97
Date

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

Received in the Secretariat: Fri., Oct. 31, 1997 3:33 p.m.
Circulated to the Commission: Mon., Nov. 03, 1997 11:00 a.m.
Deadline for vote: Thurs., Nov. 06, 1997 4:00 p.m.

lrd

98043900918



FEDERAL ELECTION COMMISSION
Washington, DC 20463

November 12, 1997

David Millner, Treasurer
Zimmer for Senate, Inc.
P.O. Box 6888
Lawrenceville, NJ 08648

RE: MUR 4697
Zimmer for Senate, Inc. and
David Millner, as treasurer

Dear Mr. Millner:

On November 6, 1997, the Federal Election Commission found that there is reason to believe that Zimmer for Senate, Inc., and you, as treasurer, violated 2 U.S.C. § 434(a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath. In the absence of additional information, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

In order to expedite the resolution of this matter, the Commission has also decided to offer to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. Enclosed is a conciliation agreement that the Commission has approved.

If you are interested in expediting the resolution of this matter by pursuing pre-probable cause conciliation and if you agree with the provisions of the enclosed agreement, please sign and return the agreement, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

9 3 0 4 3 9 0 0 9 1 9

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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.

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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Eugene Bull, the staff member assigned to this matter, at (202) 219-3690.

Sincerely,



John Warren McGarry
Chairman

- Enclosures
- Factual and Legal Analysis
 - Procedures
 - Designation of Counsel Form
 - Conciliation Agreement

9804390092C

FEDERAL ELECTION COMMISSION
FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Zimmer for Senate, Inc., and
David Millner, as treasurer

MUR: 4697

This matter was generated based on information ascertained by the Federal Election Commission ("the Commission") in the normal course of carrying out its supervisory responsibilities. See 2 U.S.C. 437g(a)(2).

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate, or the Commission, as appropriate, and the Secretary of State of the appropriate state, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B).

Zimmer for Senate, Inc. ("the Committee"), was the authorized campaign committee for Dick Zimmer's 1996 campaign for the Senate in New Jersey. On September 30, 1996, the Commission sent a notice to the Committee regarding the 48 hour reporting requirements. The 1996 General Election was held on November 5, 1996. Pursuant to the Act, the Committee was required to notify the Secretary of the Senate, in writing, of all contributions of \$1,000 or more

9 8 0 4 3 9 0 0 9 2 1

received from October 17, 1996 through November 2, 1996, within 48 hours of their receipt. A review of the Committee's 1996 30 Day Post-General Report and 48-Hour Notices on file with the Commission identified thirty-four (34) contributions received between October 17, 1996 and November 2, 1996, of \$1,000 or more, and totaling \$39,500, for which the Committee did not file 48-Hour Notices.

Therefore, there is reason to believe that Zimmer for Senate, Inc., and David Millner, as treasurer, violated 2 U.S.C. § 434(a)(6)(A) by failing to report campaign contributions of \$1,000 or more, received after the 20th day, but more than 48 hours before the 1996 General Election, within 48 hours of receipt of the contributions.

98043900922

STATEMENT OF DESIGNATION OF COUNSEL

MUR 4097

NAME OF COUNSEL: Benjamin L. Ginsberg

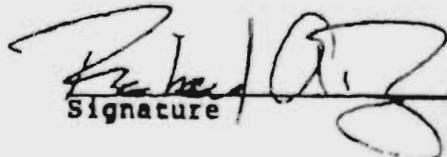
ADDRESS: Patton Boggs, L.L.P.
2550 M Street, N.W.
Washington, D.C. 20037

TELEPHONE: (202) 457-6405

Dec 10 3 11:17 1997

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.

12/8/97
Date


Signature

RESPONDENT'S NAME: Richard A. Zimmer

ADDRESS: 199 Massau Street
Purcellton, NJ 08540

HOME PHONE: _____

BUSINESS PHONE: (609) 430-1110

9 8 0 4 3 9 0 0 9 2 3



FEDERAL ELECTION COMMISSION
Washington, DC 20463

December 11, 1997

David Millner, Treasurer
Zimmer for Senate, Inc.
199 Nassau Street
Princeton, NJ 08540

Re: MUR 4697
Zimmer for Senate, Inc. and
David Millner, as treasurer

Dear Mr. Millner:

Enclosed please find copies of materials mailed to you in connection with the above matter on November 12, 1997, at the Zimmer for Senate, Inc. (the "Committee") address on record with the Commission. It has since come to the attention of the Office of the General Counsel that P.O. Box 6888 in Lawrenceville, New Jersey, is no longer a valid address for the Committee. We remind you that changes in information previously submitted in a statement of organization should be reported in accordance with section 432(g) no later than 10 days after the date of change. See 2 U.S.C. § 433(c).

In light of the fact that you apparently did not receive our earlier notification of the Commission's finding in this matter, you may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter within 15 days of your receipt of this letter. Please consult the enclosed letter for important information about how to proceed in this matter. If you have any questions, please contact me at (202) 219-3690.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eugene H. Bull".

Eugene H. Bull
Attorney

cc: Dick Zimmer

93043900924

PATTON BOGGS, L.L.P.
2550 M STREET, N.W.
WASHINGTON, D.C. 20037-1350
(202) 457-6000
FACSIMILE (202) 457-6315

WRITER'S DIRECT DIAL
(202) 457-6405

January 9, 1998

Eugene Bull, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: MUR 4697 -- Zimmer for Senate, Inc. and David Millner, as treasurer

Dear Mr. Bull:

In response to the Commission's recent finding and proposed Conciliation Agreement, Respondents in the above-captioned matter submit the attached, revised Conciliation Agreement. For the reasons set forth in this letter, Respondents believe the Federal Election Commission's ("Commission") Agreement is inconsistent with not only the facts of this case but also the Commission's own precedents in similar enforcement matters. Accordingly, Respondents respectfully request that, after reviewing these materials, the Commission agree to Respondents' revised Conciliation Agreement.

I. Factual Discussion

Respondents believe that the Commission is factually incorrect in its core finding that the Zimmer for Senate Committee did not file 48-hour notices for 34 contributions totaling \$39,500.

98043900925

Jan 9 1 57 PM '98
FEDERAL ELECTION COMMISSION

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 2

9 5 0 4 3 7 0 3 9 2 6

While the Commission did not include a list of these alleged omissions, a review by the Committee reaches a far different conclusion. The Committee maintains that it consistently followed its standard procedures of filing 48-hour reports for all contributions of \$1,000 or more. Affidavit of David Millner ("Millner Aff.") ¶¶ 2, 3. Indeed, it is uncontroverted that the Committee filed a total of 405 48-hour contributions totaling \$338,925 on six reports, demonstrating a policy and pattern of complying with the reporting requirements. The Committee's treasurer further states in his sworn affidavit that it is his "firm belief that all 48-hour reports were sent as required to the Secretary of the Senate and it was certainly our intention to send everything required by the law." Millner Aff. ¶ 3.

As best as the Committee can determine without any specific information from the Commission, at issue appear to be the 48-hour reports for the dates of October 22 and October 23, 1997. Attached is the report for October 22, along with the receipt from the Secretary of the Senate. Mr. Millner believes that, pursuant to the Committee's procedures, the entire report was sent, Millner Aff. ¶ 4, although the Commission's records show the receipt of only one page of the five page report (attachment A). This first four pages of the report contained 20 contributions totaling \$21,500 (the page that is on file shows contributions of \$3,000).

Mr. Millner also believes that the Committee sent the 48-hour report for October 23, Millner Aff. ¶ 6, but the Committee has no receipt for this transmission. The report includes

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 3

12 contributions totaling \$16,000. The Committee had a system in place to send this report; the Committee sent all other required 48-hour reports, and this \$16,000 worth of contributions is unremarkable in a highly-publicized campaign that spent over \$8,200,000.

In sum, the Committee submits that any errors involving the filing of the 48-hour report for October 22 are not its own. The Committee further submits that although it has no corresponding receipt, its standard operating procedures would have produced a report for October 23. As such, the most that is at issue appears to be 12 contributions totaling \$16,000 that appear on the October 23 report.

Accordingly, at worst, the Committee inadvertently forgot to transmit one 48-hour report with 12 contributions totaling \$16,000. The Committee filed longer 48-hour reports containing more contributions and larger dollar amounts both in the days before and days after the reports at issue. Yet the Commission proposes a penalty that is strikingly inconsistent with its own precedents. The highly punitive penalty proposed here comes despite the Respondents' otherwise complete compliance with the Federal Election Campaign Act ("Act"), including correctly reporting the very contributions that are now at issue on its post-election report.

Indeed, in light of the penalty proposed by the Commission, it is important to remember what this case is not about. This case is not about a campaign that willfully or knowingly failed to comply with the Act and its reporting requirements. This case is not about a campaign that viewed violations of the Act as a "cost of doing business." This case is not about a campaign that

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire

January 9, 1998

Page 4

repeatedly failed to comply with reporting requirements. This case is not about a campaign that ignored or failed to become familiar with the Act. This case is not about a campaign that deserves to be targeted for a punitive fine by the Commission.

Rather, the Committee and its treasurer, David Millner, meticulously and diligently complied with all the Act's relevant reporting requirements. As a matter of policy and practice, with one possible unintentional exception, the Respondents complied fully with the Act's 48-hour notification rule. Such attention to detail and dedication to full compliance is evidenced by the Committee's near flawless record of satisfying the 48-hour reporting rules. In fact, during the primary and general elections, it is uncontroverted that all but a minuscule percentage of the contributions that were subject to the 48-hour requirements were properly reported. Even if there was an inadvertent oversight regarding one report, this isolated instance is not large or significant given the otherwise flawless record of compliance and disclosure.

Moreover, any factual basis for the Commission's finding is the complete and accurate disclosure of those contributions on the Committee's post-election report. This shows the inadvertent nature of any omission that may have occurred and the overall goal of complete compliance that characterized the Committee's reporting. Penalties such as one the sought here may be appropriate when the Commission can show an intent to deprive the voters or the Commission of any information relating to the campaign. But that is not the case here. This voluntarily disclosed information that the Committee offered in an effort to comply fully with the

9
3
0
4
3
9
0
0
2
2
0

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 5

Act is now being unjustly used as the basis of the Commission's complaint. Such use of voluntarily submitted information to penalize a Committee that acted in good faith and took every possible step to comply with the Act is in direct contradiction of the Commission's stated enforcement policy of promoting voluntary compliance by focusing its prosecutorial efforts on cases involving a knowing, willful or serious intent to violate the Act. This is clearly not such a case.

Another mitigating factor in this case is that this alleged inadvertent mistake does not trigger any of the factors that the legislative history shows were the reasons for the 48-hour requirement. According to the Act's legislative history, the primary purpose behind the 48-hour rule is to assure the public that special interests were not exercising "undue influence upon the Nation's legislators" and "to make campaigns fair and honest." Sen. Rep. No. 92-96, 92d Cong., 2d Sess. 2 (1972), reprinted in 2 U.S. Cong. & Admin. News, *Legislative History of the Federal Election Campaign Act of 1971* at 1861 (1972). The small amount of the contributions in question are not from a special interest group whose support of a candidate is crucial information for the voters to have prior to making their decisions.

Despite these overwhelming mitigating factors, the Commission now brings this action seeking a punitive fine of a disproportionate and unjustified magnitude in relation to prior Commission fines concerning the 48-hour reporting requirement. It is simply inappropriate and counterproductive to so harshly penalize a campaign that: (1) obviously had no knowing or

9804390029

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 6

willful intent to conceal information; (2) flawlessly and carefully complied with all reporting requirements other than possibly a single isolated and inadvertent mistake; (3) reported all the contributions on a subsequent post-election report; and (4) never attempted to deceive voters or the Commission regarding last-minute contributions.

9 8 0 4 3 9 0 1 9 3 0
The bottom line is that the Respondents should not bear a penalty of this magnitude, which is appropriate only for those who willfully or repeatedly violate the Act or treat non-compliance as a mere cost of doing business. If Respondents are punished more than or the same as campaigns that habitually or intentionally fail to comply, but happen to involve smaller dollar amounts, then the Commission is acting contrary to its stated enforcement policy based on "prosecutorial discretion." Indeed, if the Commission fails to distinguish between habitual non-compliers and campaigns that make just one mistake, it is difficult to see how the Commission reaches its goal of having regulated entities voluntarily comply with the law, or having the public believe the Commission is fairly exercising "prosecutorial discretion." Similarly, if the mitigating factors described herein are ignored and Respondents are treated the same as another campaign with the same dollar amount involved irrespective of the underlying circumstances, the Commission is following an arbitrary and capricious policy.

As the following Legal Analysis will demonstrate, this case does not warrant the penalty sought here.

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 7

II. Legal Analysis

However, the Committee contends that it complied with the law, and has proof of filing for all but one report containing 12 contributions totaling \$16,000

98043900931

PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 8

98043900932

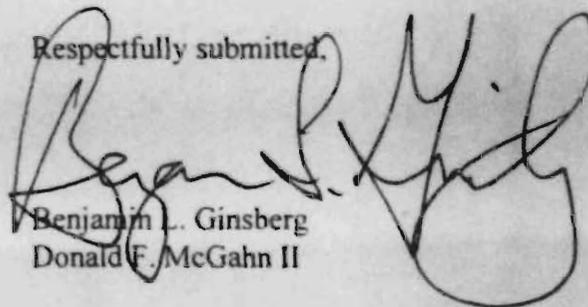
PATTON BOGGS, L.L.P.

Eugene Bull, Esquire
January 9, 1998
Page 9

9 8 0 4 3 9 0 9 3 3
III. Conclusion

For the reasons set forth above, Respondents respectfully request that the Commission either take no further action in this matter, or if it must, to accept the Respondents' proposed Conciliation Agreement which includes a penalty consistent with the facts of this case and the Commission's own precedents.

Respectfully submitted,



Benjamin L. Ginsberg
Donald F. McGahn II

Counsel for Respondents

Attachment

AFFIDAVIT OF DAVID MILLNER

I, the affiant, David Millner, based upon my personal knowledge, information and belief hereby state:

1. I am the treasurer for Zimmer for Senate, Inc. (the "Committee"), a political committee within the meaning of 2 U.S.C. § 431(4) and the authorized principal campaign committee for Dick Zimmer's 1996 campaign in New Jersey for the Senate. I have been so employed at all times material to the pending Matter Under Review (MUR 4697).

2. With respect to 48-hour reports, the Committee had in place a procedure designed to ensure the filing of such reports as required by 2 U.S.C. § 434(a)(6)(A). It was the intention of the Committee to follow this procedure at all times material to MUR 4697.

3. It is my firm belief that all 48-hour reports were sent as required to the Secretary of the Senate and it was certainly our intention to send everything required by the law.

4. Attached hereto is a true and correct copy of the Committee's October 22, 1996 48-hour report, along with the accompanying receipt from the Commission, which I believe was sent in its entirety to the Secretary of the Senate.

5. Attached hereto is a true and correct copy of the Committee's October 23, 1996 48-hour report, which to the best of my knowledge and belief, was submitted in accordance with the applicable law, and which I believe was sent in its entirety to the Secretary of the Senate.

98043200934

GARY L. SIDCO
SECRETARY

United States Senate

OFFICE OF THE SECRETARY

OFFICE OF PUBLIC RECORDS

FABULA B. GARDNER
SUPERVISOR
MARTY BUILDING
SUITE 200
WASHINGTON, DC 20510-7110
Phone: 202-512-2222

ACKNOWLEDGMENT OF RECEIPT OF FACSIMILE 48 HOUR NOTIFICATION

Filed pursuant to the Federal Election Campaign Act, as amended

ZIMMER FOR SENATE, INC.
POST OFFICE BOX 6888
LAWRENCEVILLE, NEW JERSEY 08648

98043900936

Date Received:

10/22/96

Time Received:

7:06 AM

1 PAGE

FAX Transmission Cover Sheet

TO: ZIMMER FOR SENATE, INC.

FROM: OFFICE OF PUBLIC RECORDS

Public Records Office FAX Number is 202/224-1851

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributors or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Connecticut First Coalition PAC P.O. Box 905 Waterbury, CT 06702-		10/21/96	\$1000.00
	Occupation		
Oppenheimer Holdings PAC 110 Wall Street New York, NY 10005-		10/21/96	\$1000.00
	Occupation		
MAC PAC USA P.O. Box 128 Temple, TX 76503-	McLane Company, Inc.	10/21/96	\$1000.00
	Occupation		
National Unity Caucus Tecumseh Club 601 Pennsylvania Avenue, N.W. Suite 900 Washington, DC 20004-		10/21/96	\$1000.00
	Occupation Indian Tribe		
Alliance for American Leadership PAC 103 West Maple Street Alexandria, VA 22301-2605		10/21/96	\$2500.00
	Occupation		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6

(11/93)

93043900937

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of selling contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
James Fail 1901 Sixth Avenue North Birmingham, AL 35203-	Farm and Home Life Insurance Occupation Chairman	10/21/96	\$1000.00
Martin Vitale Jackson Drive Alpine, NJ 07620-	Vitale Enterprises Occupation President	10/21/96	\$1000.00
Marlene Mannino 1 Acker Drive New Monmouth, NJ 07748-	Food Circus Supermarkets Occupation Sales	10/21/96	\$1000.00
Sherry Sharp 201 Cyril Lane Richmond, VA 23229-	 Occupation Homemaker	10/21/96	\$1000.00
Grace Tully Brush Island Darien, CT 06820-	 Occupation Homemaker	10/21/96	\$1000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6

(11/93)

93043900938

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information omitted from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contributions from such committee.

4. FEC IDENTIFICATION NUMBER
C05302648

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month, day, year)	Amount
James Scaturchio 55 Bellevue Avenue Rumson, NJ 07760-	DLJ Occupation Executive	10/21/96	\$1000.00
Louis Buck 80 Tempe Wick Road Mendham, NJ 07945-	DLJ Occupation: Executive	10/21/96	\$1000.00
Sean Beiter 38 Hitching Post Lane Amherst, NY 14228-	Airsept Corporation Occupation Administrator	10/21/96	\$1000.00
Ravinder Bansal 9707 The Pines Clarence, NY 14031-	AirSep Corporation Occupation Administrator	10/21/96	\$1000.00
Arthur Zaks 685 3rd Avenue Brooklyn, NY 11232-	 Occupation: Requested	10/21/96	\$1000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6
(11/93)

98043900939

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributors (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Joseph Azzolina 45 Borden Avenue Middletown, NJ 07748-	Food Circus Supermarkets	10/21/96	\$1000.00
	Occupation President		
David C. Denise 38 Pardoe Road Princeton, NJ 08540-	Phoenix Pinelands Corporation	10/21/96	\$1000.00
	Occupation Executive		
Stephen Hobbs Paneyko 30 Duncan Lane Skillman, NJ 08558-	Summit Bancorporation	10/21/96	\$1000.00
	Occupation Bank Executive		
Lori Plimpton 9 Bannister Drive Princeton, NJ 08540-		10/21/96	\$1000.00
	Occupation Homemaker		
John Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-3224	Arizona Iced Tea	10/21/96	\$1000.00
	Occupation President		

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

--	--	--

FEC FORM 6
(11/93)

9804390094C

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL
Zimmer for Senate, Inc.

ADDRESS (number and street)
PO Box 6888

CITY, STATE, and ZIP CODE
Lawrenceville, NJ 08648

2. NAME OF CANDIDATE
Richard A. Zimmer

3. OFFICE SOUGHT
NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

98043900941

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Gregory Pulles 4625 Xene Lane North Plymouth, MN 55446-	TLF Financial Corporation Occupation Banker	10/21/96	\$1000.00
Carolyn Ferolito 220 Hartshorn Drive Short Hills, NJ 07078-	Name of Employer Occupation Homemaker	10/21/96	\$1000.00
National Moving and Storage PAC 11150 Main Street Suite 402 Fairfax, VA 22030-	Name of Employer Occupation	10/21/96	\$1000.00

SIGNATURE (Optional) _____ DATE _____

For further information contact:
Federal Election Commission
999 E. Street, NW, Washington, DC 20463
Toll Free 800-424-9530, Local 202-219-3420

--	--	--

FEC FORM 6
(11/93)

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER:
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
3M PAC 3M Center Saint Paul, MN 55144-	Occupation	10/22/96	\$1000.00
Joseph S. Aboyoum 69 Old Lane Towaco, NJ 07082-	Name of Employer Self Employed Occupation Attorney	10/22/96	\$1000.00
K. Tucker Andersen 61 Above All Road Warren, CT 06754-	Name of Employer Cumberland Associates Occupation Executive	10/22/96	\$1000.00
Karen Andersen 61 Above All Road Warren, CT 06754-	Name of Employer Occupation Homemaker	10/22/96	\$1000.00
Halliburton PAC P.O. Box 1431 Duncan, OK 73536-	Name of Employer Halliburton PAC Occupation	10/22/96	\$1000.00

93043900942

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
-----------------------------	-------------	--

FEC FORM 6

(11/93)

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purposes of soliciting contributions or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month day, year)	Amount
Johnson & Johnson Emp. Good Gov't PAC 1350 Eye Street, NW Washington, DC 20005-	Johnson & Johnson Emp. Good Gv Occupation	10/22/96	\$1500.00
Merrill Lynch PAC 3000 K Street, NW Washington, DC 20007-	Merrill Lynch PAC Occupation Vice President	10/22/96	\$3500.00
National Ready Mixed Concrete Assoc. PAC 900 Spring Street Silver Spring, MD 20910-	 Occupation	10/22/96	\$1000.00
National Wholesale Druggists Assoc. PAC P.O. Box 2219 Reston, VA 22090-0219	 Occupation	10/22/96	\$1000.00
Northwest Mutual Life Federal PAC 1133 20th Street, NW - Suite 600 Washington, DC 20036-	NW Mutual Life Federal PAC Occupation	10/22/96	\$2000.00

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

FEC FORM 6

(11/93)

93043900943

48 HOUR NOTICE OF CONTRIBUTIONS/LOANS RECEIVED

(See Reverse Side for Instructions)

To be used to report all contributions (including loans) of \$1000 or more, received within 20 days of the election.

1. NAME OF COMMITTEE IN FULL Zimmer for Senate, Inc.	
ADDRESS (number and street) PO Box 6888	
CITY, STATE, and ZIP CODE Lawrenceville, NJ 08648	
2. NAME OF CANDIDATE Richard A. Zimmer	3. OFFICE SOUGHT NJ/00

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributors or for commercial purposes other than using the name and address of any political committee to solicit contribution from such committee.

4. FEC IDENTIFICATION NUMBER
C00302646

Full Name, Mailing Address and Zip Code	Name of Employer	Date (month, day, year)	Amount
Marsha Shotmeyer 439 Russell Avenue Wyckoff, NJ 07481-		10/22/96	\$1000.00
	Occupation Homemaker		
Henry Shotmeyer 10 Wagaraw Road Hawthorne, NJ 07506-	Shotmeyer Brothers	10/22/96	\$1000.00
	Occupation Vice President		

98043900944

SIGNATURE (Optional)	DATE	For further information contact: Federal Election Commission 999 E. Street, NW, Washington, DC 20463 Toll Free 800-424-9530, Local 202-219-3420
----------------------	------	--

--	--	--

FEC FORM 6
(11/93)

PATTON BOGGS, L.L.P.
2550 M STREET, N.W.
WASHINGTON, D.C. 20037-1350
(202) 457-6000

FACSIMILE (202) 457-6315

WRITER'S DIRECT DIAL

(202) 457-6405

January 12, 1998

JAN 12 4 08 PM '98

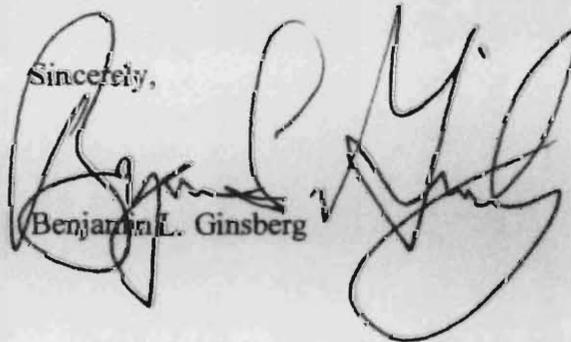
Eugene Bull, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: MUR 4697 -- Zimmer for Senate, Inc. and David Millner, as treasurer

Dear Mr. Bull:

Enclosed please find David Millner's original signed affidavit, a copy of which was filed with your office on Friday, January 9.

Sincerely,


Benjamin L. Ginsberg

BLG/jmt

Enclosure

96040700945

AFFIDAVIT OF DAVID MILLNER

I, the affiant, David Millner, based upon my personal knowledge, information and belief hereby state:

1. I am the treasurer for Zimmer for Senate, Inc. (the "Committee"), a political committee within the meaning of 2 U.S.C. § 431(4) and the authorized principal campaign committee for Dick Zimmer's 1996 campaign in New Jersey for the Senate. I have been so employed at all times material to the pending Matter Under Review (MUR 4697).

2. With respect to 48-hour reports, the Committee had in place a procedure designed to ensure the filing of such reports as required by 2 U.S.C. § 434(a)(6)(A). It was the intention of the Committee to follow this procedure at all times material to MUR 4697.

3. It is my firm belief that all 48-hour reports were sent as required to the Secretary of the Senate and it was certainly our intention to send everything required by the law.

4. Attached hereto is a true and correct copy of the Committee's October 22, 1996 48-hour report, along with the accompanying receipt from the Commission, which I believe was sent in its entirety to the Secretary of the Senate.

5. Attached hereto is a true and correct copy of the Committee's October 23, 1996 48-hour report, which to the best of my knowledge and belief, was submitted in accordance with the applicable law, and which I believe was sent in its entirety to the Secretary of the Senate.

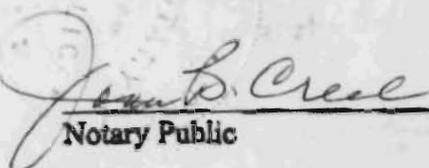
9 8 0 4 3 9 0 0 9 4 6

I solemnly affirm under the penalties of perjury that the contents of the foregoing are true to the best of my knowledge, information, and belief, this 9th day of January, 1998.



David Millner

SUBSCRIBED AND SWORN TO before me
this 9th day of January, 1998 at Farmington, CT.



Notary Public

My Commission Expires: My Commission Exp. Feb. 28, 1998

98043900947

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRET

JAN 26 3 40 PM '98

In the Matter of)
)
Zimmer for Senate, Inc., and)
and David Millner, as treasurer)

MUR 4697

SENSITIVE

GENERAL COUNSEL'S REPORT

This report provides an interim status of MUR 4697, a 48 hour reporting matter. On November 6, 1997, the Federal Election Commission found reason to believe that Zimmer for Senate, Inc., and David Millner, as treasurer (the "Committee" or "Respondents") violated 2 U.S.C. § 434(a)(6)(A). The General Counsel's Office mailed to Respondents a letter of notification of the Commission's finding on November 12, 1997. However, the notification letter was returned because Respondents apparently had changed their business address some time earlier without notifying the Commission of the change of address. On December 11, 1997, the General Counsel's Office resent notification of the Commission's findings to Respondents. Counsel for the Committee subsequently requested an extension to January 9, 1998, in order to prepare a response to the reason to believe findings.

93043900948

Lawrence M. Noble
General Counsel

1/26/98
Date

BY: Lois G. Lerner by AAS
Lois G. Lerner
Associate General Counsel

Staff Assigned: Eugene H. Bull

MAR 9 11 17 AM '98

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
) MUR 4697
Zimmer for Senate Inc.)
and David Millner, as treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 6, 1997, the Commission found reason to believe that Zimmer for Senate Inc. and David Millner, as treasurer (the "Committee" or "Respondents") violated 2 U.S.C. § 434(a)(6)(A). The reason to believe finding was based on the Committee's failure to file thirty-four 48 Hour Notifications for contributions totaling \$39,500. In order to expedite the resolution of the matter, the Commission also decided to enter into preprobable cause conciliation with Respondents.

The General Counsel's Office notified Respondents of the Commission's reason to believe finding on November 12, 1997. However, the notification letter was returned because Respondents apparently had changed their business address some time earlier without notifying the Commission of the change of address. On December 11, 1997, the General Counsel's Office resent the notification letter to Respondents. Counsel for the Committee subsequently requested an extension to January 9, 1998, to prepare a response to the reason to believe finding. This Office received the Committee's response and counteroffer on January 9, 1998 (Attachment 1)

98043900949

For the reasons discussed below, we recommend that the Commission reject the Committee's

counteroffer.

II. DISCUSSION OF THE COMMITTEE'S COUNTEROFFER

98043900950

98043900951

III. RECOMMENDATIONS

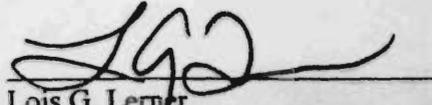
- 1. Reject the counteroffer of Zimmer for Senate and David Millner, as treasurer.
- 2. Approve the attached conciliation counterproposal.
- 3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

Date

3/6/98

BY:


Lois G. Lerner
Associate General Counsel

98043900952

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Zimmer for Senate Inc.) MUR 4697
and David Millner, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 12, 1998, the Commission decided by a vote of 5-0 to take the following actions in MUR 4697:

1. Reject the counteroffer of Zimmer for Senate and David Millner, as treasurer.
2. Approve the conciliation counterproposal.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated March 6, 1998.

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

Attest:

3-12-98

Date

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

Received in the Secretariat: Mon., March 09, 1998 11:17 a.m.
Circulated to the Commission: Mon., March 09, 1998 4:00 p.m.
Deadline for vote: Thurs., March 12, 1998 4:00 p.m.

lrd

98043900953



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 23, 1998

Benjamin L. Ginsberg, Esquire
Patton Boggs, L.L.P.
2550 M Street, N.W.
Washington, D.C. 20037

RE: MUR 4697
Zimmer for Senate, Inc., and
David Millner as treasurer

Dear Mr. Ginsberg:

The Commission has reviewed your proposed counteroffer, which was submitted with your response dated January 9, 1998. Upon completion of their review of such counteroffer, the commission rejected it on March 12, 1998. However, in recognition of your clients' effort to settle this matter, before a probable cause to believe finding, the Commission approved the enclosed conciliation counterproposal.

Please be advised that the conciliation counterproposal will be open for ten days. If this matter is not conciliated within that period, the General Counsel's office will continue with the next stage of the enforcement process.

You may contact me directly with any questions at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eugene Bull".

Eugene Bull
Attorney

Encl: Conciliation Counterproposal

98043900954

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4697
Zimmer for Senate Inc.)
and David Millner, as treasurer)

FEDERAL ELECTION COMMISSION
APR 20 4 27 PM '98

SENSITIVE

GENERAL COUNSEL'S REPORT

On March 12, 1998 the Commission approved the General Counsel's recommendation to reject the counteroffer of Zimmer for Senate, Inc., and David Millner, as treasurer (the "Committee"), and offer a conciliation counterproposal

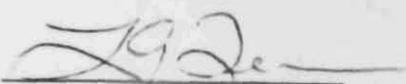
The General Counsel's Office had informed the Commission that it would hold the counterproposal open for 10 days before submitting a probable cause brief to the Committee. By letter, on March 23 1998, the General Counsel's Office notified the Committee of the Commission's counterproposal. Attachment 1.

98043900955

Consequently, this Office is now terminating conciliation with the Committee and moving to the next phase of the enforcement proceedings.

Lawrence M. Noble
General Counsel

4/10/98
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Notification letter to Committee.
2. Committee's response.

Staff Assigned: Eugene H. Bull

98043900956

RECEIVED
FEDERAL ELECTION
COMMISSION
SECRETARIAT

APR 23 12 00 PM '98



FEDERAL ELECTION COMMISSION
Washington, DC 20463

SENSITIVE

April 23, 1998

Benjamin L. Ginsberg, Esquire
Patton Boggs, L.L.P.
2550 M Street, N.W.
Washington, D.C. 20037

RE: MUR 4697
Zimmer for Senate, Inc., and
David Millner as treasurer

Dear Mr. Ginsberg:

On November 6, 1997, the Commission found reason to believe that Zimmer for Senate Inc. and David Millner, as treasurer (the "Committee" or "Respondents") violated 2 U.S.C. § 434(a)(6)(A). The reason to believe finding was based on the Committee's failure to file thirty-four 48 Hour Notifications for contributions totaling \$39,500.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that violations have occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (ten copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

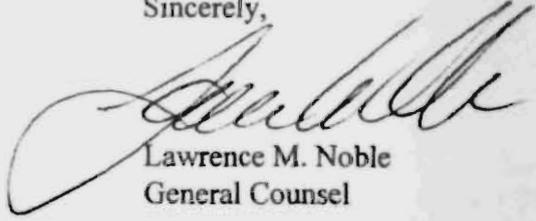
If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing

98043900957

five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days. A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Eugene H. Bull, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Brief

98043900958

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4697
Zimmer for Senate, Inc., and)
David Millner, as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On November 6, 1997, the Commission found reason to believe that Zimmer for Senate Inc., and David Millner, as treasurer (the "Committee" or "Respondents") violated 2 U.S.C. § 434(a)(6)(A). The reason to believe finding was based on the Committee's failure to file thirty-four 48 Hour Notifications for contributions totaling \$39,500 in connection with the 1996 campaign for the Senate in New Jersey.

II. ANALYSIS

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate, or the Commission, as appropriate, and the Secretary of State of the appropriate state, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C.

§ 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements.

2 U.S.C. § 434(a)(6)(B).

98043900959

On September 30, 1996, the Commission sent a notice to Zimmer for Senate regarding the 48 hour reporting requirements. Since the 1996 General Election for the Senate in New Jersey was held on November 5, 1996, pursuant to the Act, the Committee was required to notify the Secretary of the Senate, in writing, of all contributions of \$1,000 or more received from October 17, 1996 through November 2, 1996, within 48 hours of their receipt. A review of the Committee's 1996 30 Day Post-General Report and 48-Hour Notices on file with the Commission identified thirty-four (34) contributions received between October 17, 1996 and November 2, 1996, of \$1,000 or more, and totaling \$39,500, for which the Committee did not file 48-Hour Notices. Attachment 1.

9 8 0 4 3 9 0 0 9 6 C
Respondents admit to only \$16,000 of these unreported contributions, primarily on the basis of their treasurer's "firm belief that all 48-hour reports were sent." They also insist that they filed five pages of contributions as their October 22, 1996 48 Hour Report, even though the available evidence contradicts this claim. The fax machine at the Senate Secretary's Office confirmed that only one page of contributions was filed. Also, the Commission's records show that the Committee did not file an October 23, 1996 48 Hour Report; this is consistent with Respondent's inability to find a receipt verification for the report they claim was filed on that date. Therefore, Respondents' belief that they filed the required 48 Hour Reports is not consonant with the facts of this matter.

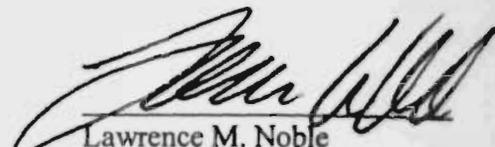
While the Committee reported two of the thirty-four contributions within the required 48 hours as part of a receipt from a joint fundraising committee, the Act's 48 Hour reporting requirements were not satisfied. As reported, there was no information about who made the two

contributions and in what amounts. In contrast, Section 434(a)(6)(A) requires the reporting of both the amount of the individual contribution and the identity of the contributor.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Find probable cause to believe that Zimmer for Senate, Inc., and David Millner, as treasurer violated 2 U.S.C. § 434(a)(6)(A).

4/22/98
Date


Lawrence M. Noble
General Counsel

Attachment
Contributions for which 48 Reports were not filed.

98043900961

ZIMMER FOR SENATE, INC.
 REPORTS ANALYSIS OGC REFERRAL

<u>Contributor Name</u>	<u>Date</u>	<u>Amount</u>
Jay Bernstein	10/17/96	\$1,000 ¹
David C. Denise	10/21/96	\$1,000
Lori Plimpton	10/21/96	\$1,000
Sherry Sharp	10/21/96	\$1,000
Grace Tully	10/21/96	\$1,000
Louis Buck	10/21/96	\$1,000
Sean Beiter	10/21/96	\$1,000
Ravinder Bansal	10/21/96	\$1,000
Stephen Hobbs Paneyko	10/21/96	\$1,000
James Scatuorchio	10/21/96	\$1,000
Arthur Zaks	10/21/96	\$1,000
James Fail	10/21/96	\$1,000
John Ferolito	10/21/96	\$1,000
Martin Vitale	10/21/96	\$1,000
Joseph Azzolina	10/21/96	\$1,000
Marlene Mannino	10/21/96	\$1,000
Joseph S. Aboyoun	10/22/96	\$1,000
Marsha Shotmeyer	10/22/96	\$1,000
K. Tucker Andersen	10/22/96	\$1,000
Henry Shotmeyer	10/22/96	\$1,000
Karen Andersen	10/22/96	\$1,000
Interstate Carriers	10/17/96	\$1,000 ¹
Alliance for American Leadership PAC	10/21/96	\$2,500
Connecticut First Coalition PAC	10/21/96	\$1,000
MAC PAC USA	10/21/96	\$1,000
National Unity Caucus Tecumseh Club	10/21/96	\$1,000
Oppenheimer Holdings PAC	10/21/96	\$1,000
3M PAC	10/22/96	\$1,000
Halliburton PAC	10/22/96	\$1,000
Johnson & Johnson Emp. Good Gov't PAC	10/22/96	\$1,500
Merrill Lynch PAC	10/22/96	\$3,500
National Ready Mixed Concrete Assoc. PAC	10/22/96	\$1,000
National Wholesale Druggists Assoc. PAC	10/22/96	\$1,000
Northwest Mutual Life Federal PAC	10/22/96	\$2,000

98043900962

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

May 7 3 41 PM '98

PATTON BOGGS, L.L.P.
2550 M STREET, N.W.
WASHINGTON, D.C. 20037-1350
(202) 457-6000

FACSIMILE (202) 457-6315

WRITER'S DIRECT DIAL

(202) 457-6405

May 7, 1998

VIA FACSIMILE AND HAND-DELIVERY

Eugene H. Bull, Esquire
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 4697 - Zimmer for Senate, Inc. and David Millner as treasurer

Dear Mr. Bull:

By this letter, respondents in the above-referenced matter request an extension in which to respond to the General Counsel's brief recommending a finding of probable cause.

The additional time is necessary to allow us to consult fully with our clients and brief fully the issues presented. Accordingly, we request an extension of twenty (20) days from the original due date, until June 1, 1998.

Thank you for your attention to this matter.

Sincerely,



Benjamin L. Ginsberg
Donald F. McGahri II

Counsel for Respondents



FEDERAL ELECTION COMMISSION
Washington, DC 20463

May 15, 1998

Via Facsimile and First Class Mail

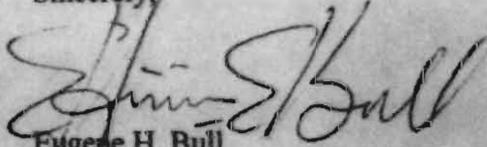
Benjamin L. Ginsberg, Esquire
Patton Boggs, L.L.P.
2550 M Street, N.W.
Washington, D.C. 20037

RE: MUR 4697
Zimmer for Senate, Inc., and
David Millner as treasurer

Dear Mr. Ginsberg:

This is a response to your letter received May 7, 1998, requesting an extension to respond to the General Counsel's Brief in the above-referenced matter. After considering the circumstances presented in your letter, the Office of the General Counsel has decided to grant the requested extension. Accordingly, your response is due by the close of business on June 1, 1998.

Sincerely,


Eugene H. Bull
Attorney

9 6 0 4 3 9 0 0 9 6 4

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4697
Zimmer for Senate, Inc., and)
David Millner, as treasurer)

July 1 1998

RESPONDENT'S REPLY TO GENERAL COUNSEL'S BRIEF

Zimmer for Senate, Inc. and David Millner, as treasurer, ("Committee" or collectively "Respondents") by and through the undersigned counsel, hereby reply to the General Counsel's Brief in the above-captioned matter. For the foregoing reasons, Respondents respectfully request that the Commission reject the General Counsel's recommendation to find probable cause.

I. STATEMENT OF THE CASE

On November 6, 1997, the Commission, based on the General Counsel's conclusory (and erroneous) Factual and Legal Analysis,¹ found reason to believe that Respondents violated 2 U.S.C. § 434(a)(6)(A) (regarding 48-hour notices). In an effort to resolve the matter expeditiously, Respondents requested pre-probable cause conciliation, and submitted a proposed conciliation agreement that was consistent with the Commission's own precedents in similar enforcement matters. See Respondents' Letters of January 9, 1998 and February 2, 1998.

¹ The Factual and Legal Analysis failed to provide any specifics, such as the date of the alleged violations. Instead, it rested only on the following conclusory allegation: "A review of the Committee's 1996 30 Day Post-General Report and 48-Hour Notices on file with the Commission identified thirty-four (34) contributions received between October 17, 1996 and November 2, 1996, of \$1,000 or more, and totaling \$39,500, for which the Committee did not file 48-Hour Notices." Factual and Legal Analysis at 2. As discussed in this Reply, such allegations are incorrect.

98043900965

The General Counsel has now recommended that the Commission find probable cause.

This matter centers around the allegation that Respondents failed to file 48-hour notices for thirty-four (34) contributions of \$1,000 or more (totaling \$39,500), received between October 17, 1996 and November 2, 1996. Specifically, the General Counsel questions Respondents' 48-hour reports of October 22 and 23, 1996, and the source of two other contributions. See General Counsel's Brief, Attachment 1.

Of course, it is uncontroverted that Respondents filed a total of 405 48-hour notices for contributions totaling \$338,925 on six reports, thereby demonstrating a policy and pattern of complying with the reporting requirements. The Committee's treasurer has stated (in a sworn affidavit) that it is his "firm belief that all 48-hour reports were sent as required to the Secretary of the Senate and it was certainly our intention to send everything required by the law." Millner Aff. ¶ 3. The candidate lost the election at issue, and is not currently seeking public office.

II. LEGAL ANALYSIS

The General Counsel's Brief is wrong on both the facts and the law. First, the Brief is factually incorrect in its assertion that "Respondents admit to only \$16,000 of these unreported contributions . . ." General Counsel's Brief at 2. Respondents have not admitted this.

98043900966

Nor do the General Counsel's accusations (albeit inferential) regarding the October 22, 1996 report ring true. Instead, the facts are these:

- Respondents spent well over \$8,200,000 in the campaign, of which a mere \$39,500 is at issue.
- The Committee's treasurer has stated under oath his belief that the Committee sent the 48-hour report for October 22, 1996 (which includes 20 contributions totaling \$21,500). Millner Aff. ¶¶ 3.
- The Committee retained the confirmation receipt for this transmission (although it indicates a successful transmission of only one page of the report). General Counsel's Brief at 2.
- The Committee's treasurer has stated under oath his belief that the Committee sent the 48-hour report for October 23, 1996 (which includes 12 contributions totaling \$16,000). Millner Aff. ¶¶ 6.
- Although the Committee does not have a confirmation receipt for this facsimile transmission, the Committee had a system in place to send this report. Millner Aff. ¶ 2.
- The Committee Respondents filed a total of 405 48-hour notices for contributions totaling \$338,925 on six reports, thereby demonstrating a policy and pattern of complying with the reporting requirements. Respondents' Letter of January 9, 1998 at 2.
- The campaign at issue was well-publicized, so that even if Respondents had not complied with the Act, the value of the information missing is negligible to the public. *Id.* at 3.

Factually, then, Respondents contend that they submitted all required 48-hour reports. Any errors involving the filing of such reports for the dates in question are not their own.

98043900967

Nonetheless, Respondents remain amenable to conciliation consistent with the Commission's own precedents. See MUR 4366;³ see also Respondents' Letters of January 9, 1998 and February 2, 1998.

The General Counsel's Brief also misses the mark on the law, particularly with respect to the allegations regarding two (2) of the thirty-four (34) contributions at issue. There is no dispute that the \$2,425.01 contribution from Team Victory '96, a joint fundraising committee, was reported correctly on the Zimmer for Senate Committee's October 18, 1996 48-hour report (the first day of 48-hour reports for the 1996 general election). While it was generally the policy of Respondents to include the name of the ultimate contributor, 11 C.F.R. § 104.5(f) requires only the inclusion of the "identification of the contributor." Without more specific direction in the regulation, Respondents met the technical requirement of the regulation by reporting the \$2,425.01 contribution from Team Victory '96, and no violation occurred in any instance. In order to provide the information sought on the Reports of Receipts and Disbursements, Respondents did include the \$1,000 from contribution from Jay Bernstein and Interstate Carriers on their post-election report.

III. CONCLUSION

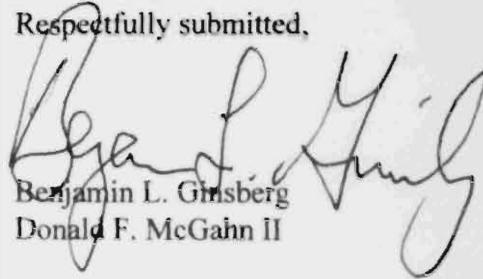
For the foregoing reasons, Respondents respectfully request that the Commission reject the Office of General Counsel's recommendation regarding a finding of probable cause. In the

³ In MUR 4366 (regarding Democrat Phil Schiliro's congressional committee), the Commission entered into a conciliation agreement dated January 22, 1997, which concerned that campaign's failure to file 48-hour notices for some 18 contributions (not loans) totaling \$34,500. The campaign was assessed a \$2,000 penalty (a mere 5.8% of the total at issue). The reason proffered by that campaign (which is similar to the allegations in the present matter) was that the campaign failed to transmit the records to Clerk of the House (despite believing that they did so), due to "an error in technological transmission [*i.e.*, a fax machine snafu] and not knowing and willful."

98043904960

alternative, Respondents respectfully request that the Commission accept Respondents' previously submitted Conciliation Agreement.

Respectfully submitted,



Benjamin L. Ginsberg
Donald F. McGahn II

Counsel for Respondents

Dated: June 1, 1998

98043900969

BEFORE THE FEDERAL ELECTION COMMISSION

JUN 21 12 21 PM '98

In the Matter of)
) MUR 4697
Zimmer for Senate, Inc., and)
David Millner, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 6, 1997, the Federal Election Commission ("Commission" or "FEC") found reason to believe that Zimmer for Senate, Inc., and David Millner, as treasurer (the "Committee" or "Respondents") violated 2 U.S.C. § 434(a)(6)(A). The reason to believe finding was based on the Committee's failure to file thirty-four 48 Hour Notifications for contributions totaling \$39,500 in connection with the 1996 campaign for the Senate in New Jersey. In order to expedite the resolution of the matter, the Commission also decided to enter into preprobable cause conciliation with Respondents.

Because Respondents apparently had changed their business address some time earlier without notifying the Commission of the change of address, they could not be notified of the reason to believe finding until December 11, 1997. Respondents subsequently requested an extension to January 9, 1998, to prepare a response to the reason to believe finding.

On March 12, 1998, the Commission rejected Respondents' counteroffer, and approved a conciliation counterproposal.

9804390097C

This Office sent a General Counsel's Brief ("GC Brief") to Respondents on April 23, 1998 that recommends the Commission find probable cause to believe Zimmer for Senate, Inc., and David Millner, as treasurer, violated 2 U.S.C. § 434(a)(6)(A). A Response Brief was received on June 1, 1998. Attachment 1.

II. ANALYSIS

This Office's analysis of this matter is contained in the General Counsel's Brief dated April 22, 1998 ("GC Brief"). The current analysis addresses only the two substantive arguments raised in the Response Brief: (1) Respondents apparently continue to maintain the position that their treasurer's "firm belief that all 48-hour reports were sent" should supersede evidence to the contrary, and (2) Respondents contend that their reporting of a "\$2,425.01 contribution from Team Victory '96, a joint fundraising committee . . . met the technical requirement of [11 C.F.R. § 104.5(f)]."

As this Office previously stated in the GC Brief, the fax machine at the Senate Secretary's Office confirmed that only one page of contributions was filed with respect to Respondents' October 22, 1996 48 Hour Report—as opposed to the five pages that Respondents apparently are insisting they filed. Also, the Commission's records do not indicate that any

98043900971

October 23, 1996 48 Hour Report, purportedly filed by the Committee, was received from the Senate Secretary's Office; and Respondents have been unable to find a receipt verification for the report that they claim was filed on that date.² These facts are consistent with the conclusion that the Committee did not file the 48 Hour Reports at issue.

In addition, despite Respondents' characterization, the \$2,425.01 received by Zimmer for Senate from Team Victory '96, a joint fundraising committee, was a transfer, not a contribution. A committee receiving such a transfer must not only report the total amount transferred but must also itemize its share of gross proceeds as contributions from the original contributors. 11 C.F.R. § 102.17(c)(8)(i)(B). See also *Federal Election Commission Campaign Guide For Congressional Candidates and Committees* at page 20. Thus, Respondents' claim that they met a technical reporting requirement by reporting the \$2,425.01 as a contribution from Team Victory '96, without reporting original contributors, is plainly wrong. Accordingly, this Office recommends that the Commission find probable cause to believe that Zimmer for Senate, Inc., and David Millner, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).

III. DISCUSSION OF PROBABLE CAUSE CONCILIATION

Attached for the Commission's approval is a Conciliation Agreement

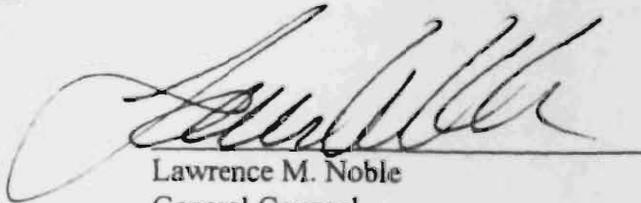
² In contrast to the campaign finance reports of House campaigns which are filed directly with the FEC, comparable reports of Senate campaigns are filed with the Senate Secretary's Office and forwarded to the FEC on microfilm.

98043900972

IV. RECOMMENDATIONS

- 1. Find probable cause to believe that Zimmer for Senate, Inc., and David Millner, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
- 2. Approve the attached Conciliation Agreement.
- 3. Approve the appropriate letter.

6/22/98
Date


Lawrence M. Noble
General Counsel

Attachments:

- 1. Response Brief
- 2. Letter dated January 20, 1998
- 3. Conciliation Agreement

Staff Assigned: Eugene H. Bull

9 8 0 4 3 9 0 0 9 7 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Zimmer for Senate, Inc., and
David Millner, as treasurer.

) MUR 4697
)
)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 29, 1998 the Commission decided by a vote of 4-0 to take the following actions in MUR 4697:

1. Find probable cause to believe that Zimmer for Senate, Inc. and David Millner, as treasurer, violated 2 U.S.C. § 434(a)(6)(A).
2. Approve the Conciliation Agreement recommended in the General Counsel's Report dated June 22, 1998.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated June 22, 1998.

Commissioners Aikens, Elliott, McGarry, and Thomas voted affirmatively for the decision. Commissioner McDonald did not cast a ballot.

Attest:

6-30-98
Date

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

Received in the Secretariat:	Wed.,	June	24,	1998	12:29	p.m.
Circulated to the Commission:	Wed.,	June	24,	1998	4:00	p.m.
Deadline for votes:	Mon.,	June	29,	1998	4:00	p.m.

98043900974



FEDERAL ELECTION COMMISSION
Washington, DC 20463

JUL 6 1998

Benjamin L. Ginsberg, Esquire
Patton Boggs, L.L.P.
Eighth Floor
2550 M Street, N.W.
Washington, D.C. 20037

RE: MUR 4697
Zimmer for Senate, Inc., and
David Millner as treasurer

Dear Mr. Ginsberg:

On June 29, 1998, the Federal Election Commission found that there is probable cause to believe that your clients, Zimmer for Senate, Inc., and David Millner as treasurer, violated 2 U.S.C. § 434 (a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with contributions they received during 1996.

The Commission has a duty to attempt to correct such violations for a period of at least 30 days and no more than 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement after 30 days, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

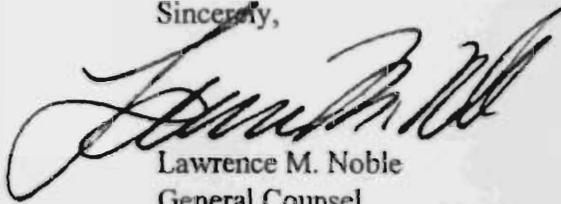
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission accept the agreement. Please make the check for the civil penalty payable to the Federal Election Commission.

98043904975

Benjamin L. Ginsberg, Esq.
Zimmer for Senate, Inc., and David Millner as treasurer
Page 2

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Eugene H. Bull the attorney assigned to this matter, at (202) 694-1650.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

98043900976



FEDERAL ELECTION COMMISSION
Washington, DC 20463

August 17, 1998

Benjamin L. Ginsberg, Esquire
Patton Boggs, L.L.P.
Eighth Floor
2550 M Street, N.W.
Washington, D.C. 20037

RE: MUR 4697
Zimmer for Senate, Inc., and
David Millner, as treasurer

Dear Mr. Ginsberg:

On July 6, 1998, you were notified that the Federal Election Commission found probable cause to believe that your clients, Zimmer for Senate, Inc., and David Millner, as treasurer violated 2 U.S.C. § 434 (a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days, but may cease after 30 days. Insofar as more than 30 days have elapsed without a response from you, a recommendation concerning the filing of a civil suit will be made to the Commission by the Office of the General Counsel unless we receive a response from you by close of business, August 25, 1998.

Should you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Eugene H. Bull".

Eugene H. Bull
Attorney

98043900977

OCT 8 10 18 AM '98

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4697
Zimmer for Senate, Inc., and)
David Millner, as treasurer)

GENERAL COUNSEL'S REPORT

SENSITIVE

I. BACKGROUND

On June 29, 1998, the Commission approved a probable cause conciliation agreement with Zimmer for Senate, Inc., and David Millner, as treasurer (the "Committee" or "Respondents"), in settlement of a violation of 2 U.S.C. § 434(a)(6)(A). Attached for the Commission's review is a signed counterproposal which this Office recommends the Commission accept. Attachment 1.

II. DISCUSSION OF CONCILIATION AGREEMENT

9 8 0 4 3 9 0 0 9 7 8

98043900979

In accordance with the foregoing, this Office recommends that the Commission accept the attached conciliation agreement with Zimmer for Senate, Inc., and David Millner, as treasurer.

III. RECOMMENDATIONS

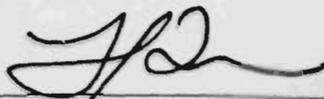
1. Accept the attached conciliation agreement with Zimmer for Senate, Inc., and David Millner, as treasurer.
2. Close the file.

9 8 0 4 3 9 0 0 9 8 C

3. Approve the appropriate letter.

Lawrence M. Noble
General Counsel

10/7/98
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachment

Signed conciliation counterproposal.

Staff Assigned: Eugene H. Bull

9
8
0
4
3
9
0
9
9
8
1

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Zimmer for Senate, Inc., and) MUR 4697
David Millner, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 14, 1998, the Commission decided by a vote of 5-0 to take the following actions in MUR 4697:

1. Accept the attached conciliation agreement with Zimmer for Senate, Inc., and David Millner, as treasurer, as recommended in the General Counsel's Report dated October 7, 1998.
2. Close the file.
3. Approve the appropriate letter, as recommended in the General Counsel's Report dated October 7, 1998.

Commissioners Elliott, Mason, McDonald, Sandstrom and Thomas voted affirmatively for the decision; Commissioner Wold did not cast a ballot.

Attest:

October 14, 1998
Date

for Marjorie W. Emmons
Secretary of the Commission

Received in the Secretariat: Thurs., Oct. 08, 1998 10:18 a.m.
Circulated to the Commission: Thurs., Oct. 08, 1998 4:00 p.m.
Deadline for vote: Tues., Oct. 14, 1998 4:00 p.m.

vfv

98043900982



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Benjamin L. Ginsberg, Esq.
Patton Boggs, L.L.P.
2550 M Street, N.W.
Washington, D.C. 20037-1350

October 23, 1998

RE: MUR 4697
Zimmer for Senate, Inc.
and David Millner, as treasurer

Dear Mr. Ginsberg:

On October 14, 1998, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. § 434(a)(6)(A), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

The confidentiality provisions at 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 before receiving your additional materials, any permissible submissions will be added to the public record upon receipt.

Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

Eugene Bull
Attorney

Enclosure
Conciliation Agreement

98043900983

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 4697
Zimmer for Senate, Inc.)
and David Millner, as treasurer)

SEP 28 1 56 PM '98
FEDERAL ELECTION
COMMISSION
OFFICE OF POLITICAL
COUNSEL

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that Zimmer for Senate, Inc., and David Millner, as treasurer ("Respondents"), violated 2 U.S.C. § 434(a)(6)(A).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

- I. The Commission has jurisdiction over the Respondents and the subject matter of this proceeding.
- II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.
- III. Respondents enter voluntarily into this agreement with the Commission.
- IV. The pertinent facts in this matter are as follows:

9 8 0 4 3 9 0 0 9 8 4

1. Zimmer for Senate, Inc., is a political committee within the meaning of 2 U.S.C. § 431(4), and is the authorized principal campaign committee for Dick Zimmer's 1996 campaign in New Jersey for the Senate.

2. David Millner is the treasurer of Zimmer for Senate, Inc.

3. The Federal Election Campaign Act of 1971, as amended ("the Act"), requires principal campaign committees of candidates for federal office to notify in writing either the Secretary of the Senate, or the Commission, as appropriate, and the Secretary of State of the appropriate state, of each contribution totaling \$1,000 or more, received by any authorized committee of the candidate after the 20th day but more than 48 hours before any election. 2 U.S.C. § 434(a)(6)(A). The Act further requires notification to be made within 48 hours after the receipt of the contribution and to include the name of the candidate and office sought, the date of the receipt, the amount of the contribution, and the identification of the contributor. *Id.* The notification of these contributions shall be in addition to all other reporting requirements. 2 U.S.C. § 434(a)(6)(B).

4. Among the contributions that Respondents received between October 17, 1996 and November 2, 1996, there were thirty-four (34) contributions of \$1,000 or more totaling \$39,500 for which the Commission has no evidence that complete 48 Hour Notices were received as required by the Act. Respondents contend that they did transmit the reports by facsimile, but concur that there is no evidence that the reports were received as required.

V. There is no evidence that the Respondents' report of campaign contributions of \$1,000 or more received after the 20th day, but more than 48 hours before the 1996 General Election in

9 8 0 4 3 9 0 0 9 8 5

New Jersey, within 48 hours of receipt of the contributions, was received as required by the Commission, a violation of 2 U.S.C. § 434(a)(6)(A).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Four Thousand three hundred dollars (\$4,300), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

IX. Respondents shall have no more than 30 days from the date this agreement becomes effective to comply with and implement the requirement contained in this agreement and to so notify the Commission.

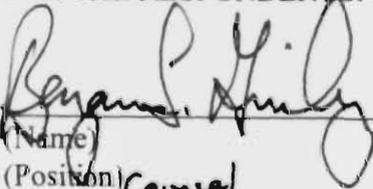
X. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY:  10/21/98
Lois G. Lerner Date
Associate General Counsel

FOR THE RESPONDENTS:

 Sept. 28, 1998
(Name) Date
(Position) Counsel

93043200237



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 4697

DATE FILMED 11-10-88 CAMERA NO. 2

CAMERAMAN JMN

98043900980



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date: 4/28/99

 Microfilm

 Press

THE ATTACHED MATERIAL IS BEING ADDED TO CLOSED MUR 4697

99.04.391.1778

Zimmer

FOR SENATE

April 26, 1999

Mr. Eugene Bull, Esq.
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR4697

Dear Mr. Bull:

Enclosed is a check for Zimmer for Senate to conciliate MUR4697, David Millner as treasurer. If there is anything further you need please let me know.

Sincerely,



Theresa Daniels
Treasurer

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

APR 28 10 17 AM '99

RECEIVED
FEDERAL ELECTION
COMMISSION
ACQUISITION OFFICE

APR 27 10 48 AM '99

99.04.391.1779

APR 28 10 17 AM '99

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

0871752410 661

THE BACK OF THIS DOCUMENT HAS AN ARTIFICIAL WATERMARK PRINTED IN A SPECIAL WHITE INK.

OFFICIAL CHECK

HOLD THE DOCUMENT AT A SMALL ANGLE TO SEE THIS SECURITY FEATURE.

FIRST UNION

23-371
1020

575377986

Issued By: Integrated Payment Systems Inc., Englewood, Colorado
KeyBank National Association, Denver, Colorado

Remitter ZIMMER 2000, INC.

Date 04/26/99

Pay **\$*****4,300DOL500CTS**

*******4,300.00 Dollars**

To the order of

****U.S DEPARTMENT OF TREASURY****

DRAWER: FIRST UNION NATIONAL BANK

[Signature]
Authorized Signature

⑈099562⑈ ⑆102003918⑆ 68000575377986⑈

THE VARIABLE COLOR BACKGROUND AREA OF THIS DOCUMENT CHANGES COLOR GRADUALLY AND SMOOTHLY FROM DARKER TONES AT BOTH TOP AND BOTTOM



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

APR 28 10 17 AM '99

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

April 27, 1998

TWO WAY MEMORANDUM

TO: OGC Docket
FROM: Rosa E. Swinton
Accounting Technician
SUBJECT: Account Determination for Funds Received

We recently received a check from **Zimmer 2000 Inc.**, check number **575377986**, dated **April 26, 1999**, for the amount of **\$ 4,300.00**. A copy of the check and any correspondence is being forwarded. Please indicate below which account the funds should be deposited and give the MUR/Case number and name associated with the deposit.

=====

TO: Rosa E. Swinton
Accounting Technician
FROM: OGC Docket
SUBJECT: Disposition of Funds Received

In reference to the above check in the amount of \$ 4300.00, the MUR/Case number is 4697 and in the name of Zimmer 2000, Inc. Place this deposit in the account indicated below:

- Budget Clearing Account (OGC), 95F3875,16
- Civil Penalties Account, 95-1099.160
- Other: _____

Kim C. Stemenan
Signature

4-28-99
Date

99.04.391.1781