



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 533

Date Filmed 12/20/78 Camera No. --- 2

Cameraman bpc

7610

FEDERAL
1325 K ST
WASHINGTON

POSTAGE AND FEES PAID



CLAIM CHECK NO

REGISTERED

DATE

1ST NOTICE

9/20

2ND NOTICE

10-1

RETURN

Detached from
PS Form 3842-A
Feb. 1978

X
Mr. Stephen William Fox
P. O. Box 2711
Santa Fe, ^{New} Mexico

CERTIFIED

943144

MARK 533 Riss

PS Form 3811, Apr 1977

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3.
Add your address in the RETURN TO box on reverse

1. The following service is requested (check one)
- Show to whom and date delivered C
 - Show to whom, date, and address of delivery C
 - RESTRICTED DELIVERY
Show to whom and date delivered C
 - RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$ C
- CONSULT POSTMASTER FOR FEES!

2. ARTICLE ADDRESSED TO

Stephen Williams
1011 13th St
Santa Fe, N.M.

3. ARTICLE DESCRIPTION

REGISTERED NO	CERTIFIED NO	INSURED NO
	943144	

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY

POSTMARK

15 SEP
1978

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P. O. Box 2711
Santa Fe, Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

7 9 7 1 1 3 3 3 7

FEDERAL
1000
W2000

POSTAGE AND FEES PAID



Mr. Stephen William Fox

P.O. Box 271
Santa Fe, N.M. 87501

CLAIM CHECK NO

125560

HOLD

DATE

1ST NOTICE

9-20

2ND NOTICE

9-28

RETURN

Delivered from
PS 1 on 3049-2
1978

1001

CERTIFIED

943145

1146535 1-2-50

RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3. Add your address on the RETURN TO space on reverse.

1 The following service is requested (check one):

Show to whom and date delivered C

Show to whom, date, and address of delivery C

RESTRICTED DELIVERY Show to whom and date delivered C

RESTRICTED DELIVERY Show to whom, date, and address of delivery \$ (CONSULT POSTMASTER FOR FEES)

2 ARTICLE ADDRESSED TO

Stephen L. Williams Esq.
1111 1st St
San Francisco, Calif 94104

3 ARTICLE DESCRIPTION

REGISTERED NO. CERTIFIED NO. INSURED NO.

943145

(Always obtain signature of addressee or agent)

I have received the article described above:

SIGNATURE Addressee Authorized agent

4

DATE OF DELIVERY	POSTMARK
5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:	CLERK'S INITIALS





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P. O. Box 252
Santa Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

7 1 1 3 1 8 7 ?

WILLIE S. Foss

PS Form 3811, Apr. 79 RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3
Add your address in the "RETURN TO" space on reverse

1. The following service is requested (check one).
- Show to whom and date delivered c
 - Show to whom, date, and address of delivery c
 - RESTRICTED DELIVERY
Show to whom and date delivered c
 - RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$ _____
 - CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
*To Mrs. Williams for
 1200 1st Avenue
 New York, N.Y. 10001*

3. ARTICLE DESCRIPTION

REGISTERED NO	CERTIFIED NO	INSURED NO
	<i>983146</i>	

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE Addressee Authorized agent

4	DATE OF DELIVERY	POSTMARK

5. ADDRESS: Complete only if requested.

6. UNABLE TO DELIVER BECAUSE	CLERK'S INITIALS



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
Taos Post Office
Taos, New Mexico 87571

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, which appears to read "William C. Oldaker".

William C. Oldaker
General Counsel

1081800100

MUM 533(78) Ross

PS Form 3811 Apr 1977 RETURN RECEIPT REGISTERED INSURED AND CERTIFIED MAIL

● SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on reverse.

1. The following service is requested (check one):

- Show to whom and date delivered _____ C
- Show to whom, date, and address of delivery _____ C
- RESTRICTED DELIVERY Show to whom and date delivered _____ C
- RESTRICTED DELIVERY Show to whom, date, and address of delivery \$ _____ (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO
*The Honorable Harold Ruxmely
 Congress of the U.S. House
 Representative Wash, D.C.*

3. ARTICLE DESCRIPTION
 REGISTERED NO CERTIFIED NO INSURED NO
 943467 *20510*

(Always obtain signature of addressee or agent)

I have received the article described above:
 SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY *11/11/77* POSTMARK *BIGL 17 1977*

5. ADDRESS: (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE _____ CLERK'S INITIALS _____

FEDERAL
1975
WASHINGTON

POSTAGE AND FEES PAID



CUSTOMER SERVICE NO.

0256224

-OLD

DATE

1ST NOTICE

0-20

2ND NOTICE

9-30

RETURN

POSTAGE WILL BE PAID BY ADDRESSEE

Mr. Stephen William Fox
106 Girard Street, S.E.
Alberquerque, N.M. 87106

FOX,
P.O. BOX 2711
SANTA FE, N.M. 87501

CERTIFIED
943143

1 1 1 3 1 8

FILE 10/25

C112

MUK 533 - Paris

PS Form 3811, Apr 1977

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

<p>● SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on reverse.</p>			
<p>1. The following service is requested (check one):</p> <p><input type="checkbox"/> Show to whom and date delivered C</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery C</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom and date delivered C</p> <p><input type="checkbox"/> RESTRICTED DELIVERY Show to whom, date, and address of delivery \$ C</p> <p>CONSULT POSTMASTER FOR FEES.</p>			
<p>2. ARTICLE ADDRESSED TO: Stephen Wilkins - Jr. 116 Grand Street New York, N.Y. 10013</p>			
<p>3. ARTICLE DESCRIPTION</p> <p>REGISTERED NO. CERTIFIED NO. INSURED NO.</p> <p style="text-align: center;">943143</p>			
<p>(Always obtain signature of addressee or agent)</p>			
<p>I have received the article described above.</p> <p>SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent</p>			
4	<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">DATE OF DELIVERY</td> <td style="width: 50%;">POSTMARK</td> </tr> </table>	DATE OF DELIVERY	POSTMARK
DATE OF DELIVERY	POSTMARK		
<p>5. ADDRESS (Complete only if requested)</p>			
<p>6. UNABLE TO DELIVER BECAUSE:</p>			
<p>CLERK'S INITIALS</p>			

☆GPO 1977 O 349 536

0 0 8 1 8 1 1 8 7



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
106 Girard Street, S.E.
Albuquerque, N.M. 87106

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

2931473-8

September 25, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Carr
SUBJECT: MUR 533

Please have the attached General Counsel's Report on MUR 533 distributed to the Commission on a 48 hour tally basis.

Thank you.

78040081898



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

October 2, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

The Honorable Harold Runnels
Congress of the United States
House of Representatives
Washington, D.C. 20510

RE: MUR 533(78)

Dear Mr. Runnels:

On September 28, 1978, the Commission voted to terminate its investigation in MUR 533(78). A copy of the Commission's determination is enclosed for your information. Accordingly, the Commission intends to close its files in this matter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

Enclosure

Certification

73040781899

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 533
Stephen William Fox)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, to hereby certify that on September 28 , 1978, the Commission determined by a vote of 5 -0 to adopt the following recommendations of the General Counsel regarding the above-captioned matter as set forth in the General Counsel's Report.

1. Take no further action.
2. Close the file.

Voting for this determination were Commissioners Springer, Tiernan, Staebler, Thomson, and Harris.

Attest:

9/28/78

Date

Margaret E. Chaney
for Marjorie W. Emmons
Secretary to the Commission

Report dated· 9-21-78 Report signed· 9-25-78
Received in Office of Commission Secretary: 9-25-78, 2:26
Circulated on 48 hour vote basis· 9-26-78, 2:00

RECEIVED
OFFICE OF THE

78 SEP 25 P 2: 26

BEFORE THE FEDERAL ELECTION COMMISSION

September 21, 1978

In the Matter of)
) MUR 533(78)
Stephen William Fox)

GENERAL COUNSEL'S REPORT

On March 17, 1978, the Commission found reason to believe that Stephen William Fox may have violated 2 U.S.C. §438(a)(4) by using information which he obtained from the complainant's reports to solicit contributions. Upon receiving notification of reason to believe on March 27, 1978, Mr. Fox phoned the Office of General Counsel. He stated that he did in fact make use of the complainant's reports, however he did not realize that such action violated the Federal Election Campaign Act. He further stated that he received no contributions from the solicitation, nor did he make a second solicitation.

Mr. Fox was requested to respond to the notification in writing. As of the date the Commission found reasonable cause to believe that Mr. Fox violated 2 U.S.C. §438(a)(4), May 17, 1978, (the facts supporting this finding were set forth in our May 4, 1978 General Counsel Report) we had not received a written response from Mr. Fox. However, just following the mailing of reasonable cause to believe letters and a conciliation agreement, a letter arrived (attached) which confirmed his actions and reiterated his statement that he did not know that he did anything which violated the Act. He also wrote that he received no contributions from the solicitation and altogether collected and spent less than \$1,000 on his Senate campaign.

72910781901

That letter was the last contact we have had with Mr. Fox. Phone calls to Mr. Fox following receipt of that letter failed. We received no response to the reasonable cause to believe letters and conciliation agreement. The receipts were returned, however showing indecipherable marks for signatures and delivery dates of June 7, 1978. Neither we nor New Mexico information have a working phone number where we can reach Mr. Fox to confirm that it was he who claimed the letters. We wrote to him again on August 2, 1978. These letters were returned to us as unclaimed. In addition, Reports Analysis has recently had a number of letters sent to Mr. Fox returned as unclaimed or "not at this address."

All efforts to locate Mr. Fox since he left his original address proved futile, therefore we asked a Commission investigator to try to locate him in hopes of concluding this matter. He did give us a different post office address and so we sent letters on September 8, 1978 to Mr. Fox at four addresses. In those letters we asked for a response to the reasonable cause to believe letters and conciliation agreement within five days of receipt of the September 8 letter. As of September 20, 1978, we have not received a response to the reasonable cause to believe letters and conciliation agreement.

Based on the fact that all subsequent efforts to locate him have been futile; that he has been made aware that that the action he took was a violation of the Act; and the fact that he raised no money and that he is not an active candidate, we think that it is appropriate for the Commission to take no further action and close the file.

ross
Sec 3535

80269:

RECEIVED
FEDERAL ELECTION
COMMISSION

'78 MAY 12 PM 12:50

MR. OLDAKER AND ASSISTANT:

I DID INDEED ADDRESS ENVELOPES TO MR. RUNNELS SUPPORTERS, BUT WITH THE FULL KNOWLEDGE OF THE PEOPLE IN THE BUREAU OF ELECTIONS IN THE SECRETARY OF STATE'S OFFICE, WHO APPARENTLY WERE ALSO NOT AWARE THAT ANYTHING WAS WRONG, ILLEGAL, VERBOTEN, OR MALO ABOUT DOING THAT, AS I ASSURE YOU, NEITHER WAS I. NO CONTRIBUTIONS WERE GLEANED OR RECIEVED FROM THAT HEROIC EFFORT ON MY PART TO BRIDGE THE IDEOLOGICAL GAP BETWEEN ME AND HAROLD RUNNELS.

I FURTHER WOULD LIKE YOU TO KNOW THAT ALTHOUGH I COLLECTED AND SPENT LESS THAN \$1000 IN MY BID FOR THE UNITED STATES SENATE, I AM ALREADY AN ANNOUNCED CANDIDATE FOR THE SEAT HELD BY HARRISON SCHMITT OF NEW MEXICO, IN 1982. WOULD YOU PLEASE MAKE A COPY OF THIS LETTER AND SEND IT TO THOMAS E. HARRIS, WHOSE MAILGRAMS ONLY RECENTLY REACHED ME.

(INFORMALLY)

ONE LIVES AND LEARNS IN THE WORLD OF POLITICS, AND HOPEFULLY WE WILL PROGRESS AND SURVIVE. I HAVE ALSO APOLOGIZED TO HAROLD RUNNELS IN WRITING, STATING THAT I WAS UNAWARE OF THE LAW IN THIS MATTER, MEANT HIM NO HARM OR ILL WILL, AND THAT I AM NEW AT THIS POLITICAL ARENA-----SINCE THOSE RECORDS ARE PUBLIC RECORD, IT SEEMED ONLY LOGICAL THAT THEY COULD BE USED FOR SUCH PUBLIC PURPOSES, ALTHOUGH YOUR LETTER AND A SUBSEQUENT CONVERSATION WITH A LADY IN YOUR OFFICE MAKE THE OPPOSITE QUITE CLEAR.

THANK YOU FOR YOUR TIME AND CONSIDERATION IN THIS MATTER, AND AGAIN, I CAN ONLY SAY THAT MINE WAS AN ERROR, WHICH ACTUALLY PRODUCED ALSO NO CONTRIBUTIONS. VIOLATIONS OF ELECTIONS CODES, LIKE CRIME, DO NOT PAY EITHER.

TRULY,

STEPHEN FOX,
P.O. BOX 2711 SANTA FE, NEW MEXICO

1981031911



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
Taos Post Office
Taos, New Mexico 87571

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

73010031903



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P. O. Box 252
Santa Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

7 9 0 4 0 0 8 1 9 0 5



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P. O. Box 2711
Santa Fe, Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter, by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

78040031907



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

September 8, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
106 Girard Street, S.E.
Albuquerque, N.M. 87106

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation of 2 U.S.C. §438(a)(4) and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. Although it seems that these letters were picked up at the post office, we have not received the requested response from you. We have also received no response to our efforts to discuss the matter with you in hopes of reaching an agreement and closing the matter. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter by calling collect at (202) 523-4073 or writing to her attention at the Federal Election Commission, Office of the General Counsel, 1325 K Street, N.W., Washington, D.C. 20463. A response is requested within five days of receipt of this letter.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

78040031900



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

MEMORANDUM TO CHARLES STEELE
FROM: MARJORIE W. EMMONS *MJE by jc*
DATE: AUGUST 29, 1978
SUBJECT: MUR 533 INTERIM CONCILIATION AGREEMENT *report*
Received in Office of Commission
Secretary: 8-28-78, 10-27

The above-named document was circulated on a 24 hour no-objection basis at 3:00 p.m. on August 28, 1978.

The Commission Secretary's Office has received no objections to the Interim Conciliation Agreement as of 3:00 p.m. this date.

7 9 9 1 0 7 8 1 9 0 9

August 28, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached Interim Conciliation Report
on MUR 533 distributed to the Commission.

Thank you.

78040081910

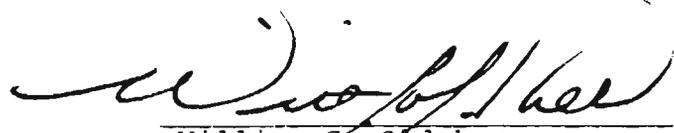
BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Stephen William Fox) MUR 533(78)

INTERIM CONCILIATION REPORT

On May 17, 1978 the Commission found reasonable cause to believe the Stephen William Fox had violated 2 U.S.C. §438(a)(4). A proposed conciliation agreement was mailed along with a reasonable cause to believe letter on May 18, 1978 to Mr. Fox at two different P.O. Box addresses. The receipts were finally returned showing indecipherable marks for signatures and delivery dates of June 7, 1978. Neither we nor New Mexico information have a phone number where we can reach Mr. Fox to confirm that it was he who claimed the letters. We wrote to him again at these addresses on August 2, 1978. We have received no response from him. In addition, Reports Analysis has recently had their letters sent to Mr. Fox at the same addresses returned by the post office as unclaimed. Since efforts to locate Mr. Fox have been futile we have asked a Commission investigator to attempt to locate him in hopes of concluding this matter.

8/24/78
Date


William C. Oldaker
General Counsel

1
1
9
1
3
1
0
1
3
7

FEDERAL ELECTION COMMISSION

4325 K STREET N.W.
WASHINGTON, D.C. 20463

1 0 3 8 1 9



Stephen William Fox
P.O. Box 2711
Santa Fe, New Mexico

POSTAGE AND FEES PAID



CLAIM CHECK NO.

HOLD

DATE

8/15

1ST NOTICE

8/15

NO NOTICE

AUG 22

RETURN

CERTIFIED

943954

Printed from
PS Form 7060-A
July 1979



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

August 2, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
P.O. Box 2711
Sante Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. We have not received the requested response from you, although it seems that these letters were picked up at the post office. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter at (202) 523-4073 so that we could reach an agreement and close this matter.

Sincerely,

William C. Oldaker
General Counsel

7 3 0 1 0 9 1 4
F 1 6 1 8 C U I U 2

Mrs. S. B. Ross

SENDER Complete items 1, 2, and 3. Add your address in the RETURN TO space on reverse.

1 The following service is requested (check one).
 Show to whom and date delivered _____ C
 Show to whom, date, and address of delivery _____ C
 RESTRICTED DELIVERY
 Show to whom and date delivered _____ C
 RESTRICTED DELIVERY
 Show to whom, date, and address of delivery \$ _____
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO
*Mr. S. B. Ross
 1000 1st St. N.W.
 Washington, D.C. 20004*

3. ARTICLE DESCRIPTION REGISTERED NO. CERTIFIED NO. INSURED NO.
1000 1st St. N.W. _____
Washington, D.C. 20004 _____
 943955

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE _____ Addressed Addressee Authorized agent

4 DATE OF DELIVERY _____ POSTMARK _____

5 ADDRESS (Complete only if requested)

6 UNABLE TO DELIVER BECAUSE _____ CLERK'S INITIALS _____

FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

0 1 1 7 3 1 9



[Handwritten scribbles and markings]

Stephen William Fox
P. O. Box ~~252~~ 2711
Sante Fe, New Mexico

POSTAGE AND FEES PAID



CLAIM CHECK NO.

48566

HOLD

DATE

AUG 8

FST NOTICE

8/15

2ND NOTICE

AUG 15

RETURN

CERTIFIED

943955

Derived from
DC Form 3861-A
Feb 1976



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

August 2, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P.O. Box 252
Sante Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. We have not received the requested response from you, although it seems that these letters were picked up at the post office. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter at (202) 523-4073 so that we could reach an agreement and close this matter.

Sincerely,

William C. Oldaker
General Counsel

2 3 3 1 1 3 1 9 1 2



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20463

MEMORANDUM TO CHARLES STEELE
FROM: MARJORIE W. EMMONS *MWE*
DATE: JULY 31, 1978
SUBJECT: MUR 533 - Interim Conciliation Report
Dated: July 26, 1978
Received in Office of Commission
Secretary: 7-28-78, 11:40

The above-named document was circulated on a 24 hour no-objection basis at 3:00 p.m. on July 28, 1978.

The Commission Secretary's Office has received no objections to the Interim Conciliation Report as of 4:00 p.m. this date.

Commissioners Harris, Springer, Staebler, Thomson, and Tiernan returned their papers by the deadline.

79040781913

July 28, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached Interim Conciliation Report
on MUR 533 distributed to the Commission.

Thank you.

78040081919

BEFORE THE FEDERAL ELECTION COMMISSION
July 26, 1978

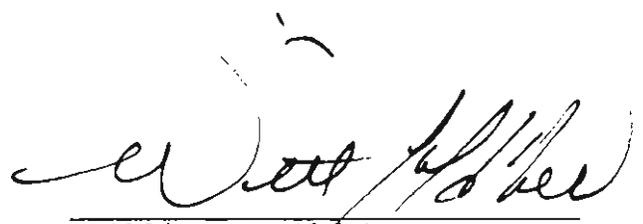
In the Matter of)
) MUR 533(78)
Stephen William Fox)

INTERIM CONCILIATION REPORT

On May 17, 1978, the Commission found reasonable cause to believe that Stephen William Fox had violated 2 U.S.C. §438(a)(4). A proposed conciliation agreement was mailed along with a reasonable cause to believe letter on May 18, 1978 to Mr. Fox at two different P.O. Box addresses. The receipts were finally returned showing indecipherable marks for signatures and delivery dates of June 7, 1978. Neither we nor New Mexico information have a phone number where we can reach Mr. Fox to confirm that it was he who claimed the letters. We have received no response from Mr. Fox since mailing the reasonable cause to believe letter and attached conciliation agreements. In addition, Reports Analysis has as yet had no response from him to their reason to believe letters which were sent for lack of signature on his statement of candidacy and incomplete statement of organization. All efforts to locate him have been futile. We propose sending the attached letter to the two P.O. Box addresses asking him to contact us so that we can conclude this matter.

Date

7/28/78



William C. Oldaker
General Counsel

02618101064



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen William Fox
P.O. Box 252
Sante Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. We have not received the requested response from you, although it seems that these letters were picked up at the post office. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter at (202) 523-4073 so that we could reach an agreement and close this matter.

Sincerely,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
P.O. Box 2711
Sante Fe, New Mexico

RE: MUR 533

Dear Mr. Fox:

On May 18, 1978, the Commission mailed a reasonable cause to believe letter regarding a violation and a conciliation agreement to you at P.O. Box 2711 and P.O. Box 252 Santa Fe. We have not received the requested response from you, although it seems that these letters were picked up at the post office. It would be quite helpful if you would contact Gail Ross, the attorney assigned to this matter at (202) 523-4073 so that we could reach an agreement and close this matter.

Sincerely,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

July 10, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS

mwe

SUBJECT: MUR 533 - Interim Conciliation Report dated 6-29-78
Signed 7-6-78
Received in Office of Commission
Secretary 7-6-78, 3:41

The above-mentioned document was circulated on a 24
hour no-objection basis at 9:00 a.m., July 7, 1978.

As of 9:30 a.m., this date, no objections have been
received in the Office of Commission Secretary to the
Interim Conciliation Report.

79311731933

July 6, 1978

MEMORANDUM TO: Marge Emmons
From: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached Interim Conciliation Report
on MUR 533 distributed to the Commission.

Thank you.

78040081924

BEFORE THE FEDERAL ELECTION COMMISSION

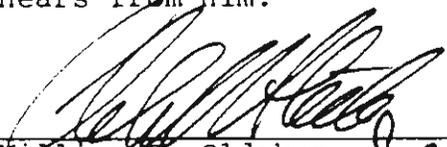
JUNE 29, 1978

In the Matter of)
Stephen William Fox) MUR 533(78)

INTERIM CONCILIATION REPORT

On May 17, 1978 the Commission found reasonable cause to believe that William Stephen Fox had violated 2 U.S.C. § 438(a) (4). A proposed conciliation agreement was mailed to respondent on May 18, 1978 at two different P.O. Box addresses. The receipts were finally returned showing indecipherable marks for signatures and delivery dates of June 7, 1978. We have no phone number where we can reach Mr. Fox to confirm that it was he who claimed the letters. We have received no responses from Mr. Fox since mailing the reasonable cause to believe letters and the attached conciliation agreement. In addition Reports Analysis has as yet had no response from him to their requests for additional information. Thus, we are waiting to see if we do get a response from him or if Reports Analysis hears from him.

6/29/78
Date



William C. Oldaker
General Counsel

7304031925



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

June 9, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS *MWE*

SUBJECT: MUR 533 - Interim Conciliation Report dated 6-6-78
Received in Office of Commission Secretary: 6-8-78,
1:22

The above-mentioned document was circulated on a 24 hour
no-objection basis at 3:00 p.m., June 8, 1978.

As of 4:00 p.m. this date, no objections have been
received in the Office of Commission Secretary to the Interim Conciliation
Report.



June 8, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached Interim Conciliation Report
on MUR 533 distributed to the Commission.

Thank you.

78040081927

BEFORE THE FEDERAL ELECTION COMMISSION
June 6, 1978

In the Matter of)
) MUR 533 (78)
Stephen William Fox)

Interim Conciliation Report

On May 17, 1978 the Commission found reasonable cause to believe that Stephen William Fox had violated 2 U.S.C. §438(a)(4). A proposed conciliation agreement was mailed to respondent on May 18, 1978 at two addresses. We are currently awaiting a response from Mr. Fox.

Further, Reports Analysis has informed us that two requests for additional information were sent on March 13 and March 16, 1978 to Mr. Fox. These were both returned to the Commission stamped address unknown. On June 7, 1978, Reports Analysis again sent the requests for additional information but to a different address. In an effort to coordinate the General Counsel's office with Reports Analysis, Reports Analysis is keeping us abreast of the status of the RFAIs sent to Mr. Fox.

Date:

6/6/78



William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

May 18, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
P.O. Box 2711
Santa Fe, New Mexico

Re: MUR 533

Dear Mr. Fox:

On May 17, 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §438 of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that you used information which you obtained from Congressman Runnels' filed expenditure reports to solicit contributions for your own campaign.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5) (B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in the United States District Court and seek payment of a civil penalty not in excess of \$5,000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed conciliation agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact

73010081929

Gail Ross, the attorney assigned to this matter at (202) 523-4073.

Sincerely yours,

William C. Oldaker
General Counsel

Enclosure:
Conciliation Agreement

53-AR

PS Form 3811, Apr. 1977

4008

1. SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):
 Show to whom and date delivered
 Show to whom, date, and address of delivery
 RESTRICTED DELIVERY
 Show to whom and date delivered
 RESTRICTED DELIVERY
 Show to whom, date, and address of delivery \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
 Stephen William Fox
 PO Box 274
 Santa Fe, NM 87501

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 488188
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY: 6-7-78 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

53-AR

PS Form 3811, Apr. 1977

1. SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one):
 Show to whom and date delivered
 Show to whom, date, and address of delivery
 RESTRICTED DELIVERY
 Show to whom and date delivered
 RESTRICTED DELIVERY
 Show to whom, date, and address of delivery \$
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
 Stephen William Fox
 PO Box 274
 Santa Fe, NM

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 488188
 (Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY: 6-7-78 POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

Before the Federal Election Commission

May 4, 1978

In the Matter of)
) MUR 533
Stephen William Fox)

Conciliation Agreement

This matter having originated with a notarized complaint filed by the Honorable Harold Runnels, a candidate for Congress from New Mexico, an investigation having been conducted and the Commission having found reasonable cause to believe a violation of the Federal Election Campaign Act of 1971, as amended, has occurred.

Now therefore respondent, Stephen William Fox, and the Federal Election Commission, having duly entered into conciliation, do hereby agree as follows:

I. That the Federal Election Commission has jurisdiction over the subject matter of this proceeding.

II. That the respondent had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. That the pertinent facts in this matter are as follows:

A. That Stephen William Fox is a candidate for the office of United States Senator from New Mexico.

B. That as a candidate Mr. Fox used Congressman Runnels' filed expenditure reports to obtain names and addresses

19780504

of Runnels' contributors, to solicit for his own campaign.

IV. Wherefore respondent, Stephen W. Fox agrees further:

A. That this use of Congressman Runnels' expenditure report was in violation of 2 U.S.C. §438, which prohibits information on filed reports to be used for solicitations.

B. To pay a civil penalty in the amount of \$50.00.

C. That any information copied from any FEC report or statement shall not be utilized for the purpose of soliciting contributions.

General Conditions:

A. 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.

B. It is mutually agreed that this agreement shall become effective after the Commission has approved the entire agreement and all parties have executed the same.

C. It is agreed that respondent shall not have more than 30 days from the date this agreement becomes effective to comply with the requirements of this agreement.

D. It is agreed that upon compliance with this agreement the Commission shall be barred from taking any further action against the respondent with respect to the specific matters set forth herein.

Date

For the Federal Election Commission
William C. Oldaker
General Counsel

Date

For the Respondent
Stephen William Fox

1961031951



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

May 17, 1978

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MWE*
SUBJECT: Comments from Commissioner Staebler
Regarding MUR 533 (78)

Attached for your information is a copy of
Commissioner Staebler's vote sheet with a suggestion
regarding MUR 533 (78).

ATTACHMENTS:
Certification
Coop of Vote Sheet

7 8 7 1 9 3 1



FEDERAL ELECTION COMMISSION

1325 K STREET, N.W.
WASHINGTON, D.C. 20463

Date and Time Transmitted: 1:15 May 15, 1978

Commissioner Stadler

RETURN TO OFFICE OF COMMISSION SECRETARY BY: 1:15 MAY 17, 1978

MUR No. 533 (78) - General Counsel's Report dated 5-4-78

- I approve the recommendation
- I object to the recommendation

COMMENTS:

ASK RUNNELS' DISTRICT OFFICE TO
HELP LOCATE FOX

Date: 5/15/78 Signature: [Signature]

THE OFFICE OF GENERAL COUNSEL WILL TAKE NO ACTION IN THIS MATTER UNTIL THE APPROVAL OF FOUR COMMISSIONERS IS RECEIVED. PLEASE RETURN ALL PAPERS NO LATER THAN THE DATE AND TIME SHOWN ABOVE TO THE OFFICE OF COMMISSION SECRETARY. ONE OBJECTION PLACES THE ITEM ON THE EXECUTIVE SESSION AGENDA.

78 MAY 18 2:10

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY



787100B1935

May 12, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached General Counsel's Report on MUR 533 distributed to the Commission on a tally sheet basis (48 hour).

Thank you.

78040081937

Before the Federal Election Commission

May 4, 1978

In the Matter of)
) MUR 533 (78)
Stephen William Fox)

General Counsel's Report

Allegation

A private complaint alleged that Mr. Stephen Fox, a candidate for office of the United States Senate from New Mexico, had obtained and made use of the names and addresses contained in the complainant's campaign committee expenditure report in order to solicit contributions for his own campaign efforts.

Previous Commission Action

On March 17, 1978, the Commission found reason to believe that Stephen William Fox may have violated 2 U.S.C. §438(a)(4) and 11 C.F.R. §104.13 by using information which he obtained and copied from complainant's reports to solicit contributions.

Analysis

Upon notification of reason to believe Mr. Fox telephoned the Commission. In that conversation Mr. Fox stated that he did use information copied from Congressman Runnels', the complainant, reports to solicit contributions. He explained however, that if that constituted a violation, it was inadvertent since he

7 3 7 1 7 7 8 1 9 3 3

thought these were public records which could be used for such purpose. He further stated he sent out about 200 letters but that he raised no money from the solicitation and that this was the sole solicitation made from that information.

Mr. Fox was requested to respond to his notification in writing. Although he said he would do so, the Commission has not received a written response. Attempts to contact him by phone have been futile since his phone has been disconnected and there is no listing for him. He has not filed an April 10 report. According to the New Mexico Secretary of State Office, he did not get a place on the primary ballot at the nominating convention held on April 1, 1978 nor did he qualify by petition. The complainant's administrative assistant stated that he doubted that the solicitation raised any money and further that they were only concerned in having Fox cease from using their reports, but that since he is rather eccentric they had no real interest in him.

Recommendation

Find reasonable cause to believe that Stephen Fox violated 2 U.S.C. §438(a)(4) and 11 C.F.R. §104.13 by using the information he copied from Harold Runnels' campaign reports to solicit contributions. Present the attached conciliation agreement to Mr. Fox.

12 May 1978
Date


William C. Oldaker
General Counsel

19781801116



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
106 Girard, S.E.
Albuquerque, New Mexico 87106

Re: MUR 533

Dear Mr. Fox:

On , 1978, the Commission determined there was reasonable cause to believe that you committed a violation of 2 U.S.C. §438 of the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission found reasonable cause to believe that you used information which you obtained from Congressman Runnels' filed expenditure reports to solicit contributions for your own campaign.

The Commission has a duty to attempt to correct such violations for a period of 30 days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. 2 U.S.C. §437g(a)(5)(B). If we are unable to reach an agreement during that period, the Commission may, upon a finding of probable cause to believe a violation has occurred, institute civil suit in United States District Court and seek payment of a civil penalty not in excess of \$5,000.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed conciliation agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the agreement.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact

7 3 0 4 0 0 8 1 9 4 0

Gail Ross, the attorney assigned to this matter at (202)
523-4073.

Sincerely yours,

William C. Oldaker
General Counsel

Enclosures:

1. Certification
2. Conciliation Agreement
3. General Counsel's Report

7 9 7 4 0 0 8 1 9 4 1

Sec 3535

RECEIVED
FEDERAL ELECTION
COMMISSION

80269:

'78 MAY 12 PM 12:50

MR. OLDAKER AND ASSISTANT:

I DID INDEED ADDRESS ENVELOPES TO MR. RUNNELS SUPPORTERS, BUT WITH THE FULL KNOWLEDGE OF THE PEOPLE IN THE BUREAU OF ELECTIONS IN THE SECRETARY OF STATE'S OFFICE, WHO APPARENTLY WERE ALSO NOT AWARE THAT ANYTHING WAS WRONG, ILLEGAL, VERBOTEN, OR MALO ABOUT DOING THAT, AS I ASSURE YOU, NEITHER WAS I. NO CONTRIBUTIONS WERE GLEANED OR RECIEVED FROM THAT HEROIC EFFORT ON MY PART TO BRIDGE THE IDEOLOGICAL GAP BETWEEN ME AND HAROLD RUNNELS.

I FURTHER WOULD LIKE YOU TO KNOW THAT ALTHOUGH I COLLECTED AND SPENT LESS THAN \$1000 IN MY BID FOR THE UNITED STATES SENATE, I AM ALREADY AN ANNOUNCED CANDIDATE FOR THE SEAT HELD BY HARRISON SCHMITT OF NEW MEXICO, IN 1982. WOULD YOU PLEASE MAKE A COPY OF THIS LETTER AND SEND IT TO THOMAS E. HARRIS, WHOSE MAILGRAMS ONLY RECENTLY REACHED ME.

(INFORMALLY)

ONE LIVES AND LEARNS IN THE WORLD OF POLITICS, AND HOPEFULLY WE WILL PROGRESS AND SURVIVE. I HAVE ALSO APOLOGIZED TO HAROLD RUNNELS IN WRITING, STATING THAT I WAS UNAWARE OF THE LAW IN THIS MATTER, MEANT HIM NO HARM OR ILL WILL, AND THAT I AM NEW AT THIS POLITICAL ARENA-----SINCE THOSE RECORDS ARE PUBLIC RECORD, IT SEEMED ONLY LOGICAL THAT THEY COULD BE USED FOR SUCH PUBLIC PURPOSES, ALTHOUGH YOUR LETTER AND A SUBSEQUENT CONVERSATION WITH A LADY IN YOUR OFFICE MAKE THE OPPOSITE QUITE CLEAR.

THANK YOU FOR YOUR TIME AND CONSIDERATION IN THIS MATTER, AND AGAIN, I CAN ONLY SAY THAT MINE WAS AN ERROR, WHICH ACTUALLY PRODUCED ALSO NO CONTRIBUTIONS. VIOLATIONS OF ELECTIONS CODES, LIKE CRIME, DO NOT PAY EITHER.

TRULY,

STEPHEN FOX,
P.O. BOX 2711 SANTA FE, NEW MEXICO

73040081941

7240781941

FEDERAL ELECTION COMMISSION



'78 MAY 12 PM 12:50

Mr. Walter General Counsel
and his assistant
Federal Election Commission
WASHINGTON D.C.



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

April 14, 1978

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS

mwe

SUBJECT: MUR 533 (78) - Interim Report dated 4-11-78
Received in Office of Commission
Secretary: 4-13-78, 2:24

The above-mentioned document was circulated to the
Commissioners on a 24 hour no-objection basis at 3:00 p.m.,
April 13, 1978.

As of 3:00 p.m., this date, no objections have been
received in the Office of Commission Secretary to the Interim
Report.

7 9 7 1 0 0 8 1 9 4 1

April 13, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 533

Please have the attached Interim Report on MUR 533 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

78040081945

Before the Federal Election Commission

April 11, 1978

In the Matter of)
Stephen William Fox) MUR 533 (78)

Interim Report

A complaint filed by Harold Runnels M.C. alleged that Mr. Stephen Fox, a candidate for office of the United States Senate from New Mexico, had obtained and made use of the names and addresses contained in the complainant's campaign committee expenditure report in order to solicit contributions for his own campaign efforts.

On March 13, 1978, the Commission found reason to believe that Stephen William Fox may have violated 2 U.S.C. §438(a)(4) and 11 C.F.R. §104.13 by using information which he obtained from the complainant's report to solicit contributions.

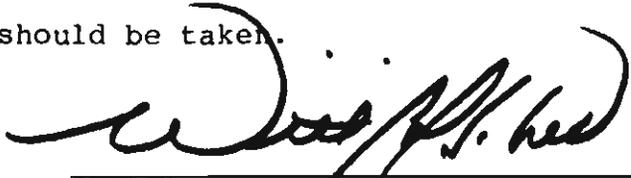
Upon notification of reason to believe Mr. Fox telephoned the Commission. In the conversation Mr. Fox stated that he did use information from Congressman Runnels' campaign expenditure report to solicit contributions. However, he explained that this was an inadvertent violation, that he thought that these were public records which could be used for such purpose. He further stated that he raised no money from the solicitation.

Mr. Fox was requested to respond to his notification in writing which he said he would do. Pending his response and the

1161860103

filing of the April 10 quarterly reports which could indicate if money was received, no action should be taken.

4/11/78
Date



William C. Oldaker
General Counsel

7
6
1
8
0
0
6
8
2

MAR 9 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

The Honorable Harold Runnels
Congress of the United States
House of Representatives
Washington, D.C. 20510

Re: MUR 533 (78)

Dear Mr. Runnels:

The Federal Election Commission has completed a preliminary review of your complaint and has numbered it as MUR 533 (78). Please refer to this number in any further correspondence.

A copy of your complaint has been forwarded to respondents. If you have any further information you wish to make available to the Commission, please submit it within five days of your receipt of this letter.

The Commission's enforcement procedures are set forth in 2 U.S.C. §437g. Please note that 2 U.S.C. §437g(a)(3)(B) prohibits any person from making public the fact of "any notification or investigation" by the Commission without the written consent of the respondent.

Pursuant to 2 U.S.C. §437g(a)(3)(A), the Commission will also review all reports and statements in its files concerning your campaigns.

If you have any questions, please call Gail Ross, the attorney assigned to this matter, at (202)523-4057.

Sincerely yours,

W.C.
William C. Oldaker
General Counsel

78040081948

G.R.
3/17/78

78040031949

533-62

PS Form 3811, Apr. 1977

SENDER Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
 Show to whom and date delivered
 Show to whom, date, and address of delivery
 RESTRICTED DELIVERY Show to whom and date delivered
 RESTRICTED DELIVERY Show to whom, date, and address of delivery
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
*The Honorable Harold Runnels
 Congress of the U.S.
 House of Representatives
 Washington, D.C. 20510*

3. ARTICLE DESCRIPTION:
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943211

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent
I. Sedes

4. DATE OF DELIVERY POSTMARK
 7 29 79

5. ADDRESS (Complete only if requested):

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
106 Girard, S.E.
Albuquerque, New Mexico 87106

Re: MUR 533 (78)

Dear Mr. Fox:

The Federal Election Commission has received a complaint which alleges you committed certain violations of the Federal Election Campaign Act of 1971, as amended ("The Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 533 (78).

The Commission has reason to believe that the matters alleged in the complaint state a violation of 2 U.S.C. §§438(a)(4) and 439(b)(3) and 11 C.F.R. §104.13. Specifically, it appears that you have used information from the Harold Runnels Congressional Club federal finance reports to solicit contributions for your own campaign.

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

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after receipt of this notification.

If you have any questions, please contact Gail Ross, the attorney assigned to this matter, at (202)523-4057.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

7 8 0 4 0 0 8 1 9 5 0

3/17/78

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

151
William C. Oldaker
General Counsel

78040081951

(336)

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
 Show to whom and date delivered.
 Show to whom, date, and address of delivery.
 RESTRICTED DELIVERY
Show to whom and date delivered.
 RESTRICTED DELIVERY
Show to whom, date, and address of delivery \$ ____
(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:
Stephen William Fox
106 Dinard, S.E.
Albuquerque, NM 87106

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
943212

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE Addressee Authorized agent

4. DATE RECEIVED
MAR 27 1978

5. ADDRESS (Complete only if registered)
ALBUQUERQUE, NM

6. UNABLE TO DELIVER BECAUSE: _____ CLERK'S INITIALS _____

121 1978

☆ GPO : 1977-O-234-237

March 1, 1978

U.S. House of Representatives
Washington, D.C.

Mr. William Oldaker
General Counsel
Federal Election Commission
1325 K Street, NW
Washington, D. C. 20463

Dear Mr. Oldaker:

It has come to my attention that Mr. Stephen Fox, a candidate for the office of United States Senator in New Mexico, has made use of the names and addresses contained in my campaign expenditure report to the Federal Election Commission to solicit contributions for his own campaign efforts.

I have been told by several people that Mr. Fox has publicly stated that he obtained a copy of the report from the Secretary of State of New Mexico to raise the information to my contributors which indicates that funds sent to my contributors of the reports filed by my campaign organization, the Harold Runnels Congressional Club:

I would, therefore, like to file a complaint and request that your office initiate a formal inquiry into the matter and specifically direct Mr. Fox to halt further illegal use of my reports.

77040031933

Mr. William Oldaker
March 1, 1978
Page Two

I would like to thank you in advance for your attention
to this matter.

With best wishes.

Sincerely,

Harold Runnels

HAROLD RUNNELS, M.C.

lcs

Enclosure

District of Columbia

Subscribed and sworn to before me this 1st day of

March, 1978.

Max Curtis Bowman
(Notary Public)

My commission expires :

7-1-80

79710781955

DEMOCRAT FOR
F O X U.S. SENATOR

106 GIRARD, SE, ALBUQ.
87106
266-9091

DEAR FRIEND-----YOU HAVE CONTRIBUTED GENEROUSLY TO HAROLD RUMMEL'S RE - ELECTION, AND I NEED YOUR HELP IN MY CAMPAIGN FOR THE UNITED STATES SENATE SEAT PRESENTLY HELD BY THE INCUMBENT REPUBLICAN. I KNOW HAROLD ALSO. AND HIS SON, MIKE, IS A GOOD FRIEND OF MINE. I BELIEVE THAT MIKE WILL VERY SOON OBTAIN A PERMIT FOR SANTA FE'S FIRST TELEVISION STATION.

I AM SURE THAT I WILL WIN THE DEMOCRATIC PRIMARY AND THEN GO ON TO WIN RECONCILINGLY AGAINST THE INCUMBENT, WHO HAS BENEFITED NEITHER YOUR INTERESTS NOR NEW MEXICO'S IN THE LAST SIX YEARS.

MIKE HAROLD, I HAVE BEEN INVOLVED WITH OIL AND OIL TECHNOLOGY IN SECONDARY OIL RECOVERY, USING THE DOWN-HOLD HEATER DESIGNED BY A NEPHEW OF ALEXANDER GRAHAM BELL, A FRIEND OF MINE. THIS HEATER USES SOLID STATE TECHNOLOGY TO STEAM STRIPPER WELLS TO RAISE PRODUCTION FROM LESS THAN TEN BARRELS A DAY TO OVER ONE HUNDRED, AND REPRESENTS A TECHNOLOGICAL BREAKTHROUGH WHICH WILL EVENTUALLY PUT AN END TO OUR TRAGIC GROWING DEPENDENCE ON IMPORTING \$45 BILLION OF ARAB OIL LAST YEAR.

I KNOW MANY WAYS TO BENEFIT OIL INTERESTS IN OUR STATE, WITHOUT HURTING OIL PRICES FOR THE CONSUMER. WE HAVE TOO LONG BEEN AN ENERGY COLONY, EXPLOITED BY THE REST OF THE NATION FOR OUR OIL, URANIUM, NATURAL GAS AND COAL, AND CERTAINLY BY THE MAJOR PRODUCERS AND COMPANIES IN THIS FIELD.

IT IS TIME TO HAVE NEW MEXICO DEMOCRAT IN THE SENATE WHO APPRECIATES THE DIFFICULTIES OF SMALL INDEPENDENTS WHO ARE BESET BY SO MANY REGULATIONS AND RESTRICTIONS THAT THEIR PROFIT IS THREATENED. I AM OPPOSED TO REGULATING PRICES, AS I BELIEVE THE SUPPLY AND DEMAND FACTOR OF THE FREE MARKET WILL CREATE A PRICE FOR ENERGY ACCEPTABLE TO ALL. I WOULD LIKE TO WORK WITH CARTER ADMINISTRATION TO DESIGN A BETTER LEGISLATIVE ENERGY PACKAGE, AS I BELIEVE THE CURRENT PACKAGE IS NOT IN THE BEST INTEREST OF NEW MEXICO'S ECONOMIC FUTURE.

THE SAME IS LARGELY TRUE OF THE AGRICULTURAL INTERESTS OF OUR STATE, SINCE MY FAMILY AND I HAVE FARMED EXTENSIVELY ALSO, AND I HAVE A VERY CLEAR PERCEPTION OF THE FACT THAT FARMERS DESERVE A BETTER BREAK THAN THEY'RE GETTING. PERHAPS SOME SMALL PART OF THE NATIONAL DEFENSE BUDGET COULD BE USED TO HELP FARMERS, AS THEY ARE MORE VALUABLE TO OUR ECONOMY AND DEFENSE THAN MANY PRESENTLY SUBSIDIZED BY THE PENTAGON.

I WILL BE ABLE TO REPRESENT YOUR NEEDS AND THE NEEDS OF NEW MEXICO AS WELL. YOU KNOW IT IS TIME FOR A REVITALIZING CHANGE, AND I BELIEVE THAT YOU SHARE THE VIEWPOINT OF MANY NEW MEXICANS, THAT THE ATTORNEY GENERAL OF NEW MEXICO IS A LITTLE LIKE JOE MC CARTHY. HE A THREAT TO OUR FUTURE, HAS USED THE MOUTH FOR HIS PERSONAL POLITICAL VENTURES, AND THAT THE BEST WAY TO IMPEDIE HIS CAREER IS DURING THIS PRIMARY ELECTION.

I AM PROUD TO TELL YOU THAT HOP GRAHAM, PUBLISHER OF THE LOVINGTON LEADER WROTE RECENTLY THAT I MIGHT MAKE NEW MEXICO THE BEST U.S. SENATOR WE EVER HAD. I RECENTLY HAD A LENGTHY CONVERSATION WITH HOP WHEN I WAS CAMPAIGNING IN LOVINGTON THIS WEEK, AND YOU ARE WELCOME TO CALL HIM TO OBTAIN HIS PERSONAL OPINION ON MY CANDIDACY. HE IS CERTAINLY ONE OF THE MOST INTELLIGENT AND WELL-TEMPERED PEOPLE I HAVE EVER MET. BEING THE BEST U.S. SENATOR IN NEW MEXICO'S HISTORY IS REALLY MY GOAL.

ENCLOSED IS A PETITION WHICH I WOULD LIKE YOU TO SIGN AND RETURN TO ME, AS WELL AS WITH YOUR CONTRIBUTION AND UP TO 25 SIGNATURES. I ALSO ASK YOU TO CALL YOUR COUNTY DEMOCRATIC CHAIRMAN AND TELL HIM YOU WANT TO SEE ME ON THE PRIMARY BALLOT, AND IF YOU WOULD LIKE TO BECOME A DELEGATE TO THE NOMINATING CONVENTION APRIL 1 IN ALBUQUERQUE, ASK YOUR COUNTY CHAIRMAN ABOUT THE PRECINCT ELECTIONS MARCH 14 BEFORE THE COUNTY CONVENTION MARCH 21. YOU COULD FURTHER HELP BY TELEPHONING YOUR FAVORITE NEWSPAPERS AND ASK THE PUBLISHER AND EDITOR TO RUN STORIES ON MY CANDIDACY, AND TO PRINT TEXTS OF MY SPEECHES.

LET THE WILL OF GOD AND THE CHOICE OF THE PEOPLE WHICH WINS ELECTIONS, SO MAY THE GOOD LORD BLESS THIS ENDEAVOR AND MAY YOU TELL ALL OF YOUR FRIENDS, I REALLY DEEPLY APPRECIATE ALL THE HELP YOU CAN GIVE ME.

Stephen William Fox

7 3 9 1 3 3 1 9 3 4

Before the Federal Election Commission

In the Matter of)
) MUR 533
Stephen Fox)

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 17, 1978, the Commission accepted the recommendation of the General Counsel to find Reason to Believe that a violation of 2 U.S.C. §§438(a)(4) and 439(b)(3) and 11 C.F.R. §104.13 have been committed in the above captioned matter.

Date: March 17, 1978

Margaret E. Chaney
Marjorie Emmons
Secretary to the Commission

Report dated: undated
Received in Commission Secretary's Office: 3-15-78, 5:00
Circulated on 24 hour no-objection basis: 3-16-78, 12:00

7 9 0 1 4 7 8 1 9 ;

Before the Federal Election Commission

In the Matter of)
) MUR 533
Stephen Fox)

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 17, 1978, the Commission accepted the recommendation of the General Counsel to find Reason to Believe that a violation of 2 U.S.C. §§438(a)(4) and 439(b)(3) and 11 C.F.R. §104.13 have been committed in the above captioned matter.

Date: March 17, 1978

Margaret E. Chaney

Marjorie Emmons
Secretary to the Commission

Report dated: undated
Received in Commission Secretary's Office: 3-15-78, 5:00
Circulated on 24 hour no-objection basis: 3-16-78, 12:00

1978 10 31 9 55

FEDERAL ELECTION COMMISSION
1325 K Street N.W.
Washington, D.C. 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR NO. 533
DATE COMPLAINT RECEIVED
BY OGC _____
STAFF
MEMBER G. Ross

COMPLAINANT'S NAME: Harold Runnels, M.C.

RESPONDENT'S NAME: Stephen William Fox

RELEVANT STATUTE: 2 U.S.C. §438(a)(4)
2 U.S.C. §439(b)(3)
11 C.F.R. §104.13

INTERNAL REPORTS CHECKED: None

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

The complainant (Attachment #1) alleges that Mr. Stephen Fox, a candidate for the office of United States Senate from New Mexico, has obtained and made use of the names and addresses contained in complainant's campaign committee expenditure report in order to solicit contributions for his own campaign efforts.

ANALYSIS

2 U.S.C. §439(a) requires that a copy of each statement required to be filed with the Commission shall be filed with the Secretary of State of the appropriate state. It is the duty of the Commission to make reports and statements filed with it available for public inspection

and copying, and to permit copying of any report or statement, provided that any information copied from such reports and statements shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose. 2 U.S.C. §438(a)(4). The Secretary of State has the same duty to make reports and statements filed with him under 2 U.S.C. §439(a) to be available for public inspection and copying during regular office hours. 2 U.S.C. §439(b)(3). The same proviso regarding utilization of information copied from filed reports is applicable to those filed with the Secretary of State as well as those filed with the Commission. This is made clear in 11 C.F.R. §104.13 which states that: Any information copied, or otherwise obtained from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission, Clerk of the House, Secretary of the Senate, or any Secretary of State, shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose.

Complainant Runnels' principal campaign committee, the Harold Runnels Congressional Club, filed a receipt and expenditure report with the Commission for his re-election campaign. A copy of the report is on file with the New Mexico Secretary of State. It is a copy of this report which Mr. Runnels contends respondent Fox has publically stated he obtained from the Secretary of State and is using to raise funds, in violation of the above cited provision. Attached to the complaint was a fundraising letter (Attachment #2) used by Fox and supposedly sent to Runnels' contributors. The letter expressly refers to the perspective contributors generous contribution to Mr. Runnels re-election campaign.

MUR

HAROLD RUNNELS
2D DISTRICT, NEW MEXICO

WASHINGTON OFFICE:
1538 LONGWORTH BUILDING
AREA CODE 202: 229-2349

COMMITTEE ON ARMED SERVICES
SUBCOMMITTEES:
RESEARCH AND DEVELOPMENT
INVESTIGATIONS

Congress of the United States

House of Representatives

Washington, D.C. 20515 PM 12:49

COMMITTEE ON
INTERIOR AND INSULAR AFFAIRS
SUBCOMMITTEES:
SPECIAL INVESTIGATIONS, CHAIRMAN
INDIAN AFFAIRS AND PUBLIC LANDS
MINES AND MINING

DISTRICT OFFICES:
SUITE A, MCCROFT BUILDING
LOVINGTON, NEW MEXICO 88260
AREA CODE 303: 396-2252
FEDERAL BUILDING, ROOM B201
LAS CRUCES, NEW MEXICO 88001
AREA CODE 505: 524-8022
FEDERAL BUILDING, ROOM 108
GALLUP, NEW MEXICO 87301
AREA CODE 505: 863-1400

March 1, 1978

MCC 2852

Mr. William Oldaker
General Counsel
Federal Election Commission
1325 K Street, NW
Washington, D. C. 20463

Dear Mr. Oldaker:

It has come to my attention that Mr. Stephen Fox, a candidate for the office of United States Senator in New Mexico, has made use of the names and addresses contained in my campaign expenditure report to the Federal Election Commission to solicit contributions for his own campaign efforts.

I have been told by several people that Mr. Fox has publicly stated that he obtained a copy of the report from the Secretary of State of New Mexico and is using the information obtained from these reports to raise funds. I am attaching a copy of a letter which has been sent to my contributors which indicates that such use is being made of the reports filed by my campaign organization, the Harold Runnels Congressional Club.

I would, therefore, like to file a complaint and request that your office initiate a formal inquiry into the matter and specifically direct Mr. Fox to halt further illegal use of my reports.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40

Mr. William Oldaker
March 1, 1978
Page Two

I would like to thank you in advance for your attention
to this matter.

With best wishes.

Sincerely,

Harold Runnels

HAROLD RUNNELS, M.C.

lcs

Enclosure

District of Columbia

Subscribed and sworn to before me this 1st day of

March, 1978.

Walter Curtis Bowman
(Notary Public)

My commission expires :

2-1-79

19610001961

DEMOCRAT FOR



U.S.
SENATOR

106 GIRARD, SE, ALEC.
37106
266-9291

DEAR FRIEND-----YOU HAVE CONTRIBUTED GENEROUSLY TO HAROLD RUNNEL'S RE-ELECTION, AND I NEED YOUR HELP IN MY CAMPAIGN FOR THE UNITED STATES SENATE SEAT PRESENTLY HELD BY THE INCUMBENT REPUBLICAN. I KNOW HAROLD ALSO, AND HIS SON, MIKE, IS A GOOD FRIEND OF MINE. I BELIEVE THAT MIKE WILL VERY SOON OBTAIN A PERMIT FOR SANTA FE'S FIRST TELEVISION STATION.

I AM SURE THAT I WILL WIN THE DEMOCRATIC PRIMARY AND THEN GO ON TO WIN RESOUNDINGLY AGAINST THE INCUMBENT, WHO HAS BENEFITED NEITHER YOUR INTERESTS NOR NEW MEXICO'S IN THE LAST SIX YEARS.

LIKE HAROLD, I HAVE BEEN INVOLVED WITH OIL AND OIL TECHNOLOGY IN SECONDARY OIL RECOVERY, USING THE DOWN-HOLE HEATER DESIGNED BY A NEPHEW OF ALEXANDER GRAHAM BELL, A FRIEND OF MINE. THIS HEATER USES SOLID STATE TECHNOLOGY TO STEAM STRIPPER WELLS TO RAISE PRODUCTION FROM LESS THAN TEN BARRELS A DAY TO OVER ONE HUNDRED, AND REPRESENTS A TECHNOLOGICAL BREAKTHROUGH WHICH WILL EVENTUALLY PUT AN END TO OUR TRAGIC GROWING DEPENDENCE ON IMPORTING 345 BILLION OF ARAS OIL LAST YEAR.

I KNOW MANY WAYS TO BENEFIT OIL INTERESTS IN OUR STATE, WITHOUT HURTING OIL PRICES FOR THE CONSUMER. WE HAVE TOO LONG BEEN AN ENERGY COLONY, EXPLOITED BY THE REST OF THE NATION FOR OUR OIL, URANIUM, NATURAL GAS AND COAL, AND CERTAINLY BY THE MAJOR PRODUCERS AND COMPANIES IN THIS FIELD.

IT IS TIME TO HAVE NEW MEXICO DEMOCRAT IN THE SENATE WHO APPRECIATES THE DIFFICULTIES OF SMALL INDEPENDENTS WHO ARE BESSET BY SO MANY REGULATIONS AND RESTRICTIONS THAT THEIR PROFIT IS THREATENED. I AM OPPOSED TO REGULATING PRICES, AS I BELIEVE THE SUPPLY AND DEMAND FACTOR OF THE FREE MARKET WILL CREATE A PRICE FOR ENERGY ACCEPTABLE TO ALL. I WOULD LIKE TO WORK WITH CARTER ADMINISTRATION TO DESIGN A BETTER LEGISLATIVE ENERGY PACKAGE, AS I BELIEVE THE CURRENT PACKAGE IS NOT IN THE BEST INTEREST OF NEW MEXICO'S ECONOMIC FUTURE.

THE GAME IS LARGELY TRUE OF THE AGRICULTURAL INTERESTS OF OUR STATE, SINCE MY FARMING AND I HAVE FARMED EXTENSIVELY ALSO, AND I HAVE A VERY CLEAR PERCEPTION OF THE FACT THAT FARMERS DESERVE A BETTER BREAK THAN THEY ARE GETTING. PERHAPS SOME SMALL PART OF THE NATIONAL DEFENSE BUDGET SHOULD BE USED TO HELP FARMERS, AS THEY ARE MORE VALUABLE TO OUR ECONOMY AND DEFENSE THAN MANY PRESENTLY SUBSIDIZED BY THE PENTAGON.

I WILL BE ABLE TO REPRESENT YOUR NEEDS AND THE NEEDS OF NEW MEXICO AS WELL. YOU KNOW IT IS TIME FOR A REVITALIZING CHANGE, AND I BELIEVE THAT YOU SHARE THE VIEWPOINT OF MANY NEW MEXICANS, THAT THE ATTORNEY GENERAL OF NEW MEXICO IS A LITTLE LIKE JOE MC CARTHY. AS A THREAT TO OUR FUTURE, HAS USED THE OFFICE FOR HIS PERSONAL POLITICAL VENDETTAS, AND THAT THE BEST WAY TO IMPROVE HIS CAREER IS DURING THIS PRIMARY ELECTION.

I AM PROUD TO TELL YOU THAT HOP GRAHAM, PUBLISHER OF THE LOVINGTON LEADER WROTE RECENTLY THAT I MIGHT MAKE NEW MEXICO THE BEST U.S. SENATOR WE EVER HAD. I RECENTLY HAD A LENGTHY CONVERSATION WITH HOP WHEN I WAS CAMPAIGNING IN LOVINGTON THIS WEEK, AND YOU ARE WELCOME TO CALL HIM TO OBTAIN HIS PERSONAL OPINION ON MY CANDIDACY. HE IS CERTAINLY ONE OF THE MOST INTELLIGENT AND WELL-TEMPERED PEOPLE I HAVE EVER MET, BEING THE BEST U.S. SENATOR IN NEW MEXICO'S HISTORY IS REALLY MY GOAL.

ENCLOSED IS A PETITION WHICH I WOULD LIKE YOU TO SIGN AND RETURN TO ME, AS WELL AS WITH YOUR CONTRIBUTION AND UP TO 25 SIGNATURES. I ALSO ASK YOU TO CALL YOUR COUNTY DEMOCRATIC CHAIRMAN AND TELL HIM YOU WANT TO SEE ME ON THE PRIMARY BALLOT, AND IF YOU WOULD LIKE TO BECOME A DELEGATE TO THE NOMINATING CONVENTION APRIL 1 IN ALEJUGUERQUE, ASK YOUR COUNTY CHAIRMAN ABOUT THE PRECINCT ELECTIONS MARCH 14 BEFORE THE COUNTY CONVENTION MARCH 21, YOU COULD FURTHER HELP BY TELEPHONING YOUR FAVORITE NEWSPAPERS AND ASK THE PUBLISHER AND EDITOR TO RUN STORIES ON MY CANDIDACY, AND TO PRINT TEXTS OF MY SPEECHES.

ITS THE WILL OF GOD AND THE CHOICE OF THE PEOPLE WHICH WINS ELECTIONS, SO MAY THE GOOD LORD BLESS THIS ENDEAVOR AND MAY YOU TELL ALL OF YOUR FRIENDS. I REALLY DEEPLY APPRECIATE ALL THE HELP YOU CAN GIVE ME.

Stephen William Fox



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

The Honorable Harold Runnels
Congress of the United States
House of Representatives
Washington, D.C. 20510

Re: MUR 533 (78)

Dear Mr. Runnels:

The Federal Election Commission has completed a preliminary review of your complaint and has numbered it as MUR 533 (78). Please refer to this number in any further correspondence.

A copy of your complaint has been forwarded to respondents. If you have any further information you wish to make available to the Commission, please submit it within five days of your receipt of this letter.

The Commission's enforcement procedures are set forth in 2 U.S.C. §437g. Please note that 2 U.S.C. §437g(a)(3)(B) prohibits any person from making public the fact of "any notification or investigation" by the Commission without the written consent of the respondent.

Pursuant to 2 U.S.C. §437g(a)(3)(A), the Commission will also review all reports and statements in its files concerning your campaigns.

If you have any questions, please call Gail Ross, the attorney assigned to this matter, at (202)523-4057.

Sincerely yours,

William C. Oldaker
General Counsel





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Stephen William Fox
106 Girard, S.E.
Albuquerque, New Mexico 87106

Re: MUR 533 (78)

Dear Mr. Fox:

The Federal Election Commission has received a complaint which alleges you committed certain violations of the Federal Election Campaign Act of 1971, as amended ("The Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 533 (78).

The Commission has reason to believe that the matters alleged in the complaint state a violation of 2 U.S.C. §§438(a)(4) and 439(b)(3) and 11 C.F.R. §104.13. Specifically, it appears that you have used information from the Harold Runnels Congressional Club federal finance reports to solicit contributions for your own campaign.

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

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after receipt of this notification.

If you have any questions, please contact Gail Ross, the attorney assigned to this matter, at (202)523-4057.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.



- 2 -

If you intend to be represented by counsel in this matter, please have such counsel so notify us in writing.

Sincerely yours,

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

March 7, 1978

The Honorable Harold Runnels
Congress of the United States
House of Representatives
Washington, D.C. 20510

Re: MUR 533(78)

Dear Mr. Runnels:

This is to acknowledge receipt of your complaint of March 1, 1978, alleging violations of the Federal Election Campaign Laws. A staff member has been assigned to analyze your allegations and a recommendation to the Federal Election Commission as to how this matter should be handled will be made shortly. You will be notified as soon as the Commission determines what action should be taken. For your information, we have attached a brief description of the Commission's preliminary procedures for the handling of complaints.

Sincerely,

A handwritten signature in cursive script, appearing to read "William C. Oldaker".

William C. Oldaker
General Counsel

Enclosure



7 7 7 4 0 0 8 1 9 6 5

HAROLD RUNNELS
20 DISTRICT, NEW MEXICO

COMMITTEE ON ARMED SERVICES
SUBCOMMITTEES:
RESEARCH AND DEVELOPMENT
INVESTIGATIONS
COMMITTEE ON
INTERIOR AND INSULAR AFFAIRS
SUBCOMMITTEES:
SPECIAL INVESTIGATIONS, CHAIRMAN
INDIAN AFFAIRS AND PUBLIC LANDS
MINES AND MINING

Congress of the United States
House of Representatives

Washington, D.C. 20516 PM 12:49

MUR ~~503~~
WASHINGTON OFFICE:
1335 LONGWORTH BUILDING
AREA CODE 202: 225-2365

DISTRICT OFFICES:
SUITE A, McCORMY BUILDING
LOVINGTON, NEW MEXICO 88260
AREA CODE 505: 396-2252
FEDERAL BUILDING, ROOM 8201
LAS CRUCES, NEW MEXICO 88001
AREA CODE 505: 524-8022
FEDERAL BUILDING, ROOM 106
GALLUP, NEW MEXICO 87301
AREA CODE 505: 883-3400

March 1, 1978

LCC 2852

Mr. William Oldaker
General Counsel
Federal Election Commission
1325 K Street, NW
Washington, D. C. 20463

Dear Mr. Oldaker:

It has come to my attention that Mr. Stephen Fox, a candidate for the office of United States Senator in New Mexico, has made use of the names and addresses contained in my campaign expenditure report to the Federal Election Commission to solicit contributions for his own campaign efforts.

I have been told by several people that Mr. Fox has publicly stated that he obtained a copy of the report from the Secretary of State of New Mexico and is using the information obtained from these reports to raise funds. I am attaching a copy of a letter which has been sent to my contributors which indicates that such use is being made of the reports filed by my campaign organization, the Harold Runnels Congressional Club.

I would, therefore, like to file a complaint and request that your office initiate a formal inquiry into the matter and specifically direct Mr. Fox to halt further illegal use of my reports.

201193195

DEMOCRAT FOR

FOX U.S. SENATOR

106 GIRARD, SE, ALBUQ.
87106
256-9991

DEAR FRIEND----- YOU HAVE CONTRIBUTED GENEROUSLY TO HAROLD BUNNELL'S RE-ELECTION, AND I NEED YOUR HELP IN MY CAMPAIGN FOR THE UNITED STATES SENATE SEAT PRESENTLY HELD BY THE INCUMBENT REPUBLICAN. I KNOW HAROLD ALSO, AND HIS SON, MIKE, IS A GOOD FRIEND OF MINE. I BELIEVE THAT MIKE WILL VERY SOON OBTAIN A PERMIT FOR SANTA FE'S FIRST TELEVISION STATION.

I AM SURE THAT I WILL WIN THE DEMOCRATIC PRIMARY AND THEN GO ON TO WIN RESOUNDINGLY AGAINST THE INCUMBENT, WHO HAS BENEFITED NEITHER YOUR INTERESTS NOR NEW MEXICO'S IN THE LAST SIX YEARS.

LIKE HAROLD, I HAVE BEEN INVOLVED WITH OIL AND OIL TECHNOLOGY IN SECONDARY OIL RECOVERY, USING THE DOWN-HOLE HEATER DESIGNED BY A NEPHEW OF ALEXANDER GRAHAM BELL, A FRIEND OF MINE. THIS HEATER USES SOLID STATE TECHNOLOGY TO STEAM STRIPPER WELLS TO RAISE PRODUCTION FROM LESS THAN TEN BARRELS A DAY TO OVER ONE HUNDRED, AND REPRESENTS A TECHNOLOGICAL BREAKTHROUGH WHICH WILL EVENTUALLY PUT AN END TO OUR TRAGIC GROWING DEPENDENCE ON IMPORTING \$45 BILLION OF ARAB OIL LAST YEAR.

I KNOW MANY WAYS TO BENEFIT OIL INTERESTS IN OUR STATE, WITHOUT HURTING OIL PRICES FOR THE CONSUMER. WE HAVE TOO LONG BEEN AN ENERGY COLONY, EXPLOITED BY THE REST OF THE NATION FOR OUR OIL, URANIUM, NATURAL GAS AND COAL, AND CERTAINLY BY THE MAJOR PRODUCERS AND COMPANIES IN THIS FIELD.

IT IS TIME TO HAVE NEW MEXICO DEMOCRAT IN THE SENATE WHO APPRECIATES THE NEEDS OF SMALL ENTREPRENEURS WHO ARE HESSED BY SO MANY REGULATIONS AND RESTRICTIONS THAT THEIR PROFIT IS THREATENED. I AM OPPOSED TO REGULATING PRICES, AS I BELIEVE THE SUPPLY AND DEMAND FACTOR OF THE FREE MARKET WILL CREATE A PRICE FOR ENERGY ACCEPTABLE TO ALL. I WOULD LIKE TO WORK WITH NADER ADMINISTRATION TO DESIGN A BETTER LEGISLATIVE ENERGY PACKAGE, AS I BELIEVE THE CURRENT PACKAGE IS NOT IN THE BEST INTEREST OF NEW MEXICO'S ECONOMIC FUTURE.

THE FARM IS LARGELY ONE OF THE AGRICULTURAL INTERESTS OF OUR STATE, SINCE MY FATHER AND I HAVE FARMED EXTENSIVELY ALSO, AND I HAVE A VERY CLEAR PERCEPTION OF THE FACT THAT FARMERS DESERVE A BETTER BREAK THAN THEY ARE GETTING. I WOULD LIKE TO BRING SOME SMALL PART OF THE NATIONAL SENATE BUDGET TO BE USED TO HELP FARMERS, AS THEY ARE VERY VALUABLE TO OUR ECONOMY AND DESERVE MANY MORE FEDERAL SUBSIDIES BY THE SENATE.

I WILL BE GLAD TO REPRESENT YOUR NEEDS AND THE NEEDS OF NEW MEXICO AS WELL. YOU KNOW IT IS TIME FOR A REPRESENTATIVE CHANGE, AND I BELIEVE THAT YOU SHARE THE VIEWPOINT OF MANY NEW MEXICANS, THAT THE U.S. SENATE SHOULD REPRESENT NEW MEXICO AS A PEOPLE LIKE AND NO PARTY. AS A RESULT OF OUR EFFORTS, WE WOULD LIKE TO SEE A MORE REPRESENTATIVE SENATE, AND THAT THE GOAL OF OUR STATE WILL BE TO HAVE A SENATE THAT REPRESENTS ALL.

I WOULD BE GLAD TO TELL YOU THAT REPUBLICAN, MEMBERS OF THE SENATE WHO WOULD BE GLAD TO TALK TO YOU. I WOULD BE GLAD TO TELL YOU THAT I MIGHT MAKE NEW MEXICO THE BEST ALL SENATOR WE EVER HAD. I RECENTLY HAD A LENGTHY CONVERSATION WITH HOP WHEN I WAS CAMPAIGNING IN LOS ALBUQUEN THIS WEEK, AND YOU ARE WELCOME TO CALL HIM TO OBTAIN HIS PERSONAL OPINION ON MY CANDIDACY. HE IS CERTAINLY ONE OF THE MOST INTELLIGENT AND WELL-TEMPERED PEOPLE I HAVE EVER MET. BEING THE BEST ALL SENATOR OF NEW MEXICO'S HISTORY IS REALLY MY GOAL.

YOUR RESPONSE IS A DECISION WHICH I WOULD LIKE YOU TO SIGN AND RETURN TO ME, AS WELL AS SIGNATURES OF NEIGHBORS AND BY TO BE SIGNATURES. I ALSO ASK YOU TO CALL YOUR COUNTY DEMOCRATIC CHAIRMAN AND TELL HIM YOU WANT TO SEE ME ON THE PRIMARY BALLOT, AND IF YOU WOULD LIKE TO BECOME A DELEGATE TO THE NOMINATING CONVENTION APRIL 2 IN ALBUQUERQUE, ASK YOUR COUNTY CHAIRMAN ABOUT THE PRECINCT ELECTIONS MARCH 14 BEFORE THE COUNTY CONVENTION MARCH 14. YOU SHOULD FURTHER HELP BY TELEPHONING YOUR FAVORITE NEWSPAPERS AND ASK THE EDITORS AND WRITERS TO PRINT STORIES IN MY CANDIDACY, AND TO PRINT TEXTS OF MY SPEECHES.

IT'S UP TO YOU AND THE CHOICE OF THE PEOPLE WHICH WINS ELECTIONS, SO MAY THE BEST HAND BRING THIS ENDORSEMENT AND MAY YOU TELL ALL OF YOUR FRIENDS. I REALLY DEEPLY APPRECIATE ALL THE HELP YOU CAN GIVE.

Stephen William Fox

23040081950

