



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20461

THIS IS THE END OF TAP # 818

Date Filmed 4/28/81 Camera No. --- 2

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of the Federal Election Commission

FEDERAL ELECTION COMMISSION

Documents removed pursuant
to Confidentiality of investigative
files connected with other
MURs

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- | | |
|--|---|
| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
| <input type="checkbox"/> (2) Internal rules and practices | <input checked="" type="checkbox"/> (7) Investigatory files |
| <input type="checkbox"/> (3) Exempted by other statute | <input type="checkbox"/> (8) Banking Information |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input type="checkbox"/> (5) Internal Documents | |

Signed Ann M. White

date 11-26-81

FEDERAL ELECTION COMMISSION

Contribution materials
from file # 1 removed
pursuant to 20 USC 4375(a)(1)(B)

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- | | |
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| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
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| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input type="checkbox"/> (5) Internal Documents | |

Signed

date

Stephen M. Walker
3/4/81

FEDERAL ELECTION COMMISSION

Confidential material
exempted by
2US (b) (7)(g)(4)(5)
(ENTIRE FILE #2)

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- | | |
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| <input type="checkbox"/> (1) Classified Information | <input type="checkbox"/> (6) Personal privacy |
| <input type="checkbox"/> (2) Internal rules and practices | <input type="checkbox"/> (7) Investigatory files |
| <input type="checkbox"/> (3) Exempted by other statute | <input type="checkbox"/> (8) Banking information |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input type="checkbox"/> (5) Internal Documents | |

Signed [Signature]
date 3/4/87



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 26, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Frank J. Walz, Esquire
O'Connor and Hannan
Thirty Eighth Floor, IDS Tower
80 South Eighth Street
Minneapolis, Minnesota 55402

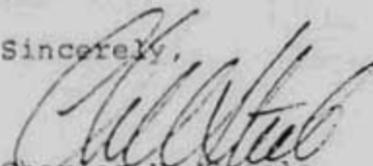
Re: MUR 818

Dear Mr. Walz:

On February 24, 1981, the Commission accepted the conciliation agreement signed by you and a civil penalty in settlement of a violation of 2 U.S.C. § 441d, a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,


Charles N. Steele
General Counsel

Enclosure:

Conciliation Agreement

9100012351



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Frank J. Walz, Esquire
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Thirty Eighth Floor, IDS Tower
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Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

Enclosure:

Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Democrats, Republicans and) MUR 818
Independents United for a)
Pro-Life Senate)

CONCILIATION AGREEMENT

This matter having been initiated by a signed, sworn, and notarized complaint filed with the Commission, an investigation having been conducted, and the Commission having found probable cause to believe that respondent, Democrats, Republicans and Independents United for a Pro-Life Senate ("DRIPS"), violated 2 U.S.C. §441d;

Now, therefore, the respective parties herein, the Federal Election Commission and respondents having duly entered into conciliation pursuant to §437g(a)(4)(A)(i) do hereby agree as follows:

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

II. That respondent has 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. On September 1, 1978, the DRIPS Committee ordered the printing of approximately 500,000 brochures expressly advocating the election of Senate Candidate Robert Short.

- b. The disclaimer contained on the DRIPS brochure read, "Paid for by the Democrats, Republicans and Independents United for a Pro-Life Senate"
- c. On September 6, 1978, the Short Committee transferred \$40,000 to DRIPS, the proceeds of which were used in part to pay for the printing and mailing costs of the DRIPS literature.
- d. The DRIPS literature was circulated and distributed between September 5 and September 11, 1978. The disclaimer did not indicate that the advertisement was authorized on behalf of candidate Short.
- e. The DRIPS Committee contends that it was not aware that 2 U.S.C. § 441d required the DRIPS Committee to amend or supplement the disclaimer on the literature to reflect its authorization by the Short Committee, by reason of the receipt of funds from the Short Committee. The DRIPS Committee contends that it believed its duty to disclose its association with the Short Committee required only that a Statement of Organization of DRIPS and a Candidate Authorization Form signed by Mr. Short be filed with the Commission.

f. The Short Committee filed a Statement of Organization of DRIPS and a Candidate Authorization Form signed by Mr. Short with the Commission on September 8, 1978.

THEREFORE, the parties agree:

I. The DRIPS Committee's action in failing to place a statement that its communication was authorized by the candidate in the disclaimer on its advertisements was in violation of 2 U.S.C. §441d.

II. That the DRIPS Committee will pay a civil penalty in the amount of \$4,000 pursuant to 2 U.S.C. §437g(a)(5)(A)(i) (formerly 437g(a)(6)(B)(i)).

III. The DRIPS Committee agrees that it will not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. §431 et seq.

GENERAL CONDITIONS

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

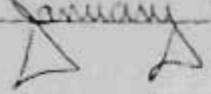
II. It is mutually agreed that this agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

III. It is agreed that respondent shall have no more than 30 days from the date of this agreement to implement and comply with the requirements contained herein, or so notify the Commission.

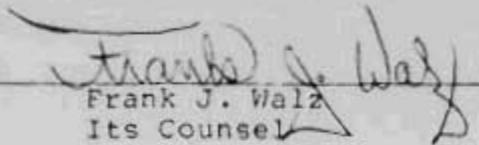
DATED: 26 February 1981



Charles N. Steele
General Counsel
Federal Election Commission

DATED: January 15, 1981


Democrats, Republicans and
Independents United for a
Pro-Life Senate

BY 

Frank J. Walz
Its Counsel

01010211335

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Democrats, Republicans and) MUR 818
Independents United for a)
Pro-Life Senate)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 24, 1981, the Commission decided by a vote of 4-0 to take the following actions regarding MUR 818:

1. Accept the agreement as attached to the General Counsel's February 19, 1981 memorandum.
2. Close the file.

Commissioners McGarry, Reiche, Thomson, and Tiernan voted affirmatively in this matter.

Attest:

2/24/81

Date:

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of the Commission Secretary: 2-19-81, 5:32
Circulated on 48 hour vote basis: 2-20-81, 2:00

February 19, 1981

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Carr
SUBJECT: MUR 818

Please have the attached Memo distributed to the
Commission on a 48 hour tally basis. Thank you.

31010312350



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

February 19, 1981

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele *CNS*
General Counsel

SUBJECT: MUR 818 Conciliation Agreement

Attached is a conciliation agreement which has been signed by Frank J. Walz, counsel for the Democrats, Republicans and Independents United for a Pro-Life Senate Committee.

The attached agreement includes all the provisions which the Commission determined should be included, and a check for the civil penalty imposed by the Commission has been received.

The Office of General Counsel recommends the acceptance of this agreement and the closing of the file.

Attachments:

Conciliation Agreement
Photocopy of civil penalty check
Notification letter
(9 total pages)

01 FEB 19 1981 P 5: 32

Callahan 911 878

3769

O'CONNOR & HANNAN

ATTORNEYS AT LAW

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80 SOUTH EIGHTH STREET

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CHARLES B. FAGORE
FRANK J. WALZ
JAMES R. DORSEY
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STEVEN J. TIMMER

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THOMAS H. QUINN
HOWARD D. FLOWMAN
DAVID R. McNEOFF
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RICHARD G. MORROW
THOMAS V. VAKERIKOS
WILES J. AMBROSE
DOUGLAS M. CARNIVAL
TERENCE P. BOYLE
ROSE A. FOSTER
BRAD R. McHELAN
THOMAS H. GILLY
MICHAEL J. GUTLER
MICHAEL J. LONDON
DONALD S. ARBOUR
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SAMUEL N. PARR
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ROBERT S. STEELE
CHRISTINA W. FLEPER
MICHAEL E. LEVEY
MARTHA BRIDY PATTERSON
AMES H. HOLT
MARY ELIZABETH PHILIP
GRANT E. MORRIS
T. GORDON LEE

OF COUNSEL
JOSEPH F. CASTELLO
LEON P. McCONN
LARRY R. McILWAIN II
T. THOMAS F. McILWAIN

January 15, 1981

Mr. Charles N. Steele
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

Re: MUR 818

Dear Mr. Steele:

Enclosed please find two copies of the form Conciliation Agreement forwarded with your letter of January 8, 1981. I have signed the enclosures as attorney for the respondent, Democrats, Republicans and Independents United for a Pro-Life Senate.

The civil penalty recited in the agreement will be forwarded to you shortly, well within the time specified in the agreement.

It is my understanding that funds obtained with which to pay the penalty are not political contributions, within the meaning of the Act, and that the payment of the penalty is not subject to the reporting requirements of the Act. If my understanding is incorrect, please advise promptly.

1 11 19 A10:58

Mr. Charles N. Steele
Page 2
January 15, 1981

Finally, when the Commission has approved the agreement, I would appreciate receiving a fully executed copy of it for my file.

Thank you for your cooperation.

Yours very truly,

Frank J. Walz
Frank J. Walz

FJW:emw

enclosures

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In the Matter of)
)
 Democrats, Republicans and) MUR 818
 Independents United for a)
 Pro-Life Senate)

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3

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4

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5

Callahan 3787

35

O'CONNOR & HANNAN

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WILLIAM C. KELLY 818-1370

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GRANT E. MORRIS
R. GORTON LEE

OF COUNSEL
ROBERT F. DANFIELD
FRED S. HARRINGTON
JOHN W. HOLLOWAY III
FURTHER MEMBERS OF MINNESOTA BAR

February 11, 1981

Mr. Charles N. Steele
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

Re: MUR 818

Dear Mr. Steele:

Enclosed please find a cashier's check of the Northwestern National Bank of Minneapolis dated February 11, 1981, with the remitter shown as Democrats, Republicans and Independents for a Pro-Life Senate, in the amount of \$4,000, payable to the U.S. Treasurer.

The check represents payment of the civil penalty recited in the conciliation agreement which I signed on behalf of DRIPS and forwarded to you with my letter of January 15, 1981.

I understand that I will be receiving a fully executed copy of the conciliation agreement shortly.

Yours very truly,
Frank J. Walz
Frank J. Walz

FJW:emw
enclosure

1 FEB 17 1981

RECEIVED
GENERAL COUNSEL
FEB 17 1981

7

81593

FEB 11 1981

DEMOCRATS, REPUBLICANS AND INDEPENDENTS
FOR A PRO-LIFE SENATE

4,000.00

NO. AMERICAN
OFFICE - 4,000.00

U. S. TREASURER



081593 0910000190 090950131* 96



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Frank J. Walz, Esquire
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Thirty Eighth Floor, IDS Tower
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Sincerely,

Charles N. Steele
General Counsel

Enclosure:

Conciliation Agreement

9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 818
Democrats, Republicans, and)
Independents United for a)
Pro-Life Senate)
Short for Senate Committee of)
Volunteers)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on October 2, 1979, the Commission determined by a vote of 5-1 to adopt the following recommendations, as set forth in the General Counsel's Report dated September 17, 1979, regarding the above-captioned matter:

1. That the Commission take no further action against the Short for Senate Committee of Volunteers in connection with its violation of 2 U.S.C. §433.
2. That the Commission find reasonable cause to believe that the Democrats, Republicans and Independents United for a Pro-Life Senate Committee violated 2 U.S.C. § 441d and approve the conciliation agreement attached to the above-named report.
3. Send the notification letter attached to the above-named report.

Voting for this determination were Commissioners Aikens, Friedersdorf, Harris, McGarry, and Reiche. Commissioner Tiernan dissented.

Attest:

10/2/79
Date

Marjorie W. Emmons
Secretary to the Commission

Signed by General Counsel: 9-25-79
Received in Office of the Commission Secretary: 9-25-79, 3:55
Circulated on 48 hour vote basis: 9-25-79, 11:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS/MARGARET CHANEY *mc*

DATE: SEPTEMBER 27, 1979

SUBJECT: OBJECTION - MUR 818 - General Counsel's Report
dated 9-17-79; Signed 9-25-79;
Received in OCS 9-25-79, 3:55

The above-named document was circulated on a 48
hour vote basis at 11:00, September 26, 1979.

Commissioner Tiernan submitted an objection at 10:57,
September 27, 1979, thereby placing MUR 818 on the Executive
Session Agenda for October 2, 1979.

BEFORE THE FEDERAL ELECTION COMMISSION
September 17, 1979

19 SEP 25 3:55

In the Matter of)
)
Democrats, Republicans, and Independents)
United for a Pro-Life Senate) MUR 818
)
Short for Senate Committee of Volunteers)

GENERAL COUNSEL'S REPORT

Background

On November 5, 1978, Linda Donaldson, Assistant Coordinator of the DFL Feminist Caucus of Minnesota, filed a complaint with the Commission alleging violations by the Bob Short for Senate Committee of Volunteers and its authorized committee, the Democrats, Republicans and Independents United for a Pro-Life Senate Committee (DRIPS).

The alleged violations set forth in Donaldson's complaint were based on the following facts: (1) candidate Short authorized DRIPS to act on his behalf just prior to the September 12, 1978, primary; (2) candidate Short's principal campaign committee, the Short for Senate Committee of Volunteers, transferred \$40,000 to DRIPS on September 6, 1978; and (3) DRIPS used those funds to print and distribute pro-life literature expressly advocating the election of Bob Short. (See copy of pro-life brochure marked Attachment I).

The complainant alleged that DRIPS' activities had to have begun well in advance of its authorization date of September 8th and that the literature which it produced containing a disclaimer reading, "Paid for by the Democrats

Republicans and Independents United for a Pro-Life Senate Committee..." was misleading in that the literature was paid for and authorized by the Short campaign.

On December 20, 1978, the Commission found reason to believe that DRIPS violated 2 U.S.C. § 441d and found reason to believe that the Short for Senate Committee of Volunteers violated 2 U.S.C. § 433(a).

EVIDENCE/ANALYSIS

§ 433 Violation

In response to the Commission's reason to believe notification concerning the § 433 violation, Fred Gates, campaign manager of the Short for Senate Committee of Volunteers, the principal campaign committee of candidate Robert Short, denied the allegation that DRIPS was not registered as an authorized committee in a timely fashion. (See January 4, 1979, statement from Gates marked Attachment II).

In his letter of January 4, 1979, Gates wrote that he first became aware of DRIPS' plans on September 4, 1978, when he received a letter of the same date from the group requesting funds. (Attachment III). On September 5th, Gates discussed the situation with unnamed members of the pro-life group and agreed to transfer \$40,000 to the DRIPS committee on September 6th. Gates then had candidate Short sign FEC Form 2a on September 8th, authorizing DRIPS to act on

his behalf. DRIPS filed its statement of organization as an authorized committee on that same date.

The content of the letter and the sequence of dates would give the impression that there was no connection between the two committees prior to the September 4th date. This was not the case as was brought out in deposition of the following individuals: Fred Gates, John Angell, David O'Steen and Brian Short.

Contrary to the letter, Gates, in testimony, stated that he was aware of DRIPS desire to print and distribute a pro-life brochure on behalf of the candidate and had been approached for funds by the founder of DRIPS, David O'Steen, prior to September 4. ^{1/} O'Steen worked as a volunteer for the principal campaign committee from June 1978 through the general election. ^{2/} According to Gates, he favored the concept, but found the proposed pro-life literature offensive and did not agree to fund the committee until the design and wording were changed. ^{3/}

O'Steen, the Executive Director of Minnesota Citizens Concerned for Life ("MCCL") ^{4/} testified that he was a longtime pro-life advocate and the founder of the DRIPS committee who volunteered for the Short principal campaign committee because of his

^{1/} Gates deposition, June 22, 1979, Tr. pp.18-21.
^{2/} O'Steen deposition, June 18, 1979, Tr. P.10.
^{3/} Gates deposition, June 22, 1979, Tr. p. 21.
^{4/} O'Steen deposition, June 18, 1979, Tr. pp.2-3.

opposition to Short's primary opponent and his stand on the pro-life issue.^{5/} In his capacity as a volunteer, the concept of Short campaign related pro-life literature and the DRIPS committee evolved.^{6/} O'Steen testified that he requested support and funding from Fred Gates and Bob Short in late July or early August when he formulated the idea of such a committee.^{7/} O'Steen testified that he did not receive a yes or no answer to this request and he was never sure he would receive funding until the \$40,000 transaction occurred.^{8/} He further testified that he took all the steps necessary to get the brochures printed so that if he did in fact receive funding he would be prepared; these included exploring the concept of an independent committee^{9/} and contacting both a printer (Nordic Press) and a mailing service company (Mailhouse). O'Steen explained that since he was a pro-life fundraiser by profession (as Executive Director of MCCL), he knew that he would be able to raise funds to cover the cost of printing of the brochure even if he could not obtain sufficient funds to cover its mailing. The printing costs of approximately \$7,000 he believed he could obtain either from the Short campaign committee as part of a larger commitment or through other sources.^{10/}

Ultimately, the principal campaign committee agreed to fund the printing and distribution of pro-life brochures in the amount of \$40,000 but, according to O'Steen, Gates told him that

5/ Id., Tr. p.14.

6/ Id., Tr. pp.21-22.

7/ Id., Tr. pp.22-23.

8/ Id., Tr. p.39

9/ Id., Tr. pp.27-28.

10/ Id., Tr. pp.35,39,56,57,106.

a letter from DRIPS would be necessary to have a letter "for his [Gates] files" and that Gates produced the unsigned September 4, 1978, letter which Gates then had signed by John Angell, DRIPS' Treasurer.^{11/}

In connection with the preparation of the letter, Gates' testimony was that it was Brian Short who prepared the letter so that the principal campaign committee would have documentation in the event that the affiliation between the two committees was questioned.^{12/} Brian Short testified that he does not recall his specific involvement with the preparation of the letter but thought he may have written it or had something to do with its preparation.^{13/}

The signator of the letter, John Angell, treasurer of DRIPS, apparently had no knowledge of the formation of or the special activities of DRIPS, having agreed to serve as Treasurer because of his wife's inability to do so.^{14/}

It is necessary to consider the following sequence of events in connection with the organization of the pro-life committee and its affiliation with the principal campaign committee in order to evaluate the alleged 2 U.S.C. § 433 violation.

^{11/} Id/. Tr. pp.73-82

^{12/} Gates deposition, June 22, 1979, Tr. pp.44-46.

^{13/} Short deposition, June 19, 1979, Tr. pp.51-55.

^{14/} See generally, Angell deposition, April 11, 1979.

On August 15, 1978, O'Steen contacted Mailhouse regarding the cost of mailing a brochure.^{15/}

On August 23, 1978, a post office box was opened in the name of Democrats, Republicans, and Independents United for a Pro-Life Senate by John Angell, treasurer.

On August 28, 1978, O'Steen contacted Nordic Press, received price quotes on the mailer, and turned over to Nordic a copy of the mailer to be printed. Work began on the date when Nordic performed the "film work" and the actual printing of the mailers began on August 31, 1978.^{16/}

On September 1, 1978, the first delivery of the brochures was made by Nordic to DRIPS.

On September 4, 1978, the letter prepared by Brian Short at the request of the principal campaign committee was signed by John Angell.^{17/}

On September 5, 1978, a bank account in the committee's name was opened, with an initial deposit of \$35.00.

On September 6, 1978, \$40,000 was transferred from the principal committee to DRIPS and Mailhouse distributed the brochures by first class mail to the addressees on a list provided by Minnesota Citizens Concerned for Life.^{18/}

On September 8, 1978, the candidate authorization and committee statement of organization were filed.

15/ O'Steen deposition, June 19, 1979, Tr. p.68.

16/ Answers to Commission's questions by Olaf Bjorkel of Nordic Press, attached to July 25, 1979, letter of James T. Tuzinski, attorney for Nordic Press.

17/ Angell deposition, April 11, 1979, Tr. p.7.

18/ Id., Tr. pp.68-72 and Invoice #4092-4298 received from Mailhouse, Inc.

As set forth in 2 U.S.C. § 433(a), each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding \$1,000 shall register with the Commission within ten days after its organization or, if later, ten days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of \$1,000. Commission regulation § 102.1(b) requires an authorized committee to file a statement of organization with the principal campaign committee which, in turn, must file that copy with the Commission within ten days of the date of organization or within ten days after the authorized committee has information which causes it to anticipate receiving contributions or making expenditures exceeding \$1,000, whichever is later.^{19/} Thus, the Short for Senate Committee was required to file the DRIPS statement of organization either within ten days after the organization of the pro-life committee or within ten days after the date that committee received information which caused it to anticipate receiving contributions or making expenditures exceeding \$1,000.

The evidence gathered during the course of our investigation indicates that although the planning for the brochure began as early as late July 1978, DRIPS did not actually

^{19/} The language of 11 CFR 102.1(b) suggests that the authorized committee must file its statement of organization with the principal campaign committee in time enough for the principal campaign committee to file it within the 10 day limitation.

commit itself to implementing their plan and expending in excess of \$1,000 until August 28, 1978, when Nordic Press began film work on the brochure.^{20/} Although the evidence surrounding the September 4th letter and the transfer of the \$40,000 to DRIPS on September 6th would suggest some contrivance between the principal campaign committee and DRIPS, it is the opinion of this office that it is insufficient to prove a knowing and wilfull violation of 2 U.S.C. § 433(a).

Since the evidence indicates that the committee registered one day late, the Office of General Counsel recommends that the Commission take no further action in connectin with the § 433 violation.

§ 441d Violation

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate, such communication, if authorized by a candidate, his authorized committees or their agents, shall clearly and conspicuously, in accordance with the regulation prescribed by the Commission, state that the communication has been authorized. 2 U.S.C. § 441d(1).

11 CFR 110.11(a)(1)(1), the Commission Regulation promulgated in connection with 2 U.S.C. § 441d(1), requires that a communication authorized by a candidate, his or her

^{20/} It might be argued that the date of "organization" of the pro-life committee was August 23, 1978, the date on which a post office box was opened by John Angell in DRIPS name. However, we feel that this is insufficient proof from which to infer this fact. The cost was nominal and the reason for opening the box was to establish an address in the event that O'Steen's avowed project of printing the brochure would materialize.

authorized committees or their agents, shall clearly and conspicuously state that the communication has been authorized on behalf of that candidate. (Emphasis added).

The disclaimer on the brochure at issue (Attachment I) is clearly in violation of § 441d in that it does not indicate that the advertisement was authorized on behalf of Short.

When questioned about the § 441d violation, Fred Gates testified that it was not a deliberate action to delete Short's name from the disclaimer. He did testify, however, that the Short Committee did not put out the literature themselves because his "political sensitivities" told him that he did not want Short's principal campaign committee distributing the brochures.^{21/} When the brochures were finally printed, Gates said he did not find them offensive and if he had realized the disclaimer requirement, he would not have objected to its including Short's name.^{22/}

There is insufficient evidence to indicate that the § 441d violation was committed in a knowing and willful manner. However, in light of the fact that approximately 500,000 brochures were distributed to the public without disclosing Short's authorization, the Office of General Counsel views the violation as serious in nature and recommends that the Commission find reasonable cause to believe a § 441d violation has been committed and approve the attached conciliation

21/ Gates deposition, June 22, 1979, Tr. p.29.

22/ Ibid, Tr. p.32.

agreement which

It should be noted that Frank Walz, Esq., of O'Conner & Hannon, has submitted a letter memorandum on behalf of SSCV and DRIPS which is forwarded with this General Counsel's Report for the Commission's consideration.

RECOMMENDATIONS

1. That the Commission take no further action against the Short for Senate Committee of Volunteers in connection with its violation of 2 U.S.C. § 433.

2. That the Commission find reasonable cause to believe that the Democrats, Republicans and Independents United for a Pro-Life Senate Committee violated 2 U.S.C. § 441d and approve the attached conciliation agreement.

3. Send the attached notification letter.

DATE:

9/25/79

- William C. Oldaker
William C. Oldaker
General Counsel

Attachments:

- I. Pro-life Brochure
- II. January 4, 1979, letter to the Commission from Fred Gates
- III. September 4, 1978, letter from John Angell to Fred Gates
- IV. September 5, 1979, letter memorandum from Frank Walz, Esq.
- V. Proposed Conciliation Agreement
- VI. Proposed Notification Letter

Your vote in the Primary is **CRUCIAL!**

YOUR VOTE IN THE PRIMARY ELECTION ON TUESDAY, SEPTEMBER 12 WILL HAVE THE IMPACT OF SEVERAL VOTES SINCE IT IS EXPECTED THAT LESS THAN HALF OF THE ELIGIBLE VOTERS WILL GO TO THE POLLS. DON'T PASS UP THIS UNIQUE CHANCE YOU HAVE TO SPEAK OUT FOR THE UNSORN CHILD - VOTE SEPTEMBER 12.

THIS COPY IS FOR THE

STATE OF TEXAS
COUNTY OF DALLAS

STATE OF TEXAS
COUNTY OF DALLAS

**THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY**



STATE OF TEXAS
COUNTY OF DALLAS

Vote for the unborn in the Sept. 12 DFL Primary

Unborn children cannot speak for themselves but you can speak for them with your ballot in the DFL Primary, Tuesday, September 12. YOUR vote can guarantee that the senator elected to fill the term of the late Senator Humphrey will be a man who will stand up and defend the most basic of all human rights—THE RIGHT TO LIFE.

If BOB SHORT wins the DFL Primary September 12, then the unborn children will win.

If Fraser wins the DFL Primary, then he is likely to become senator and the unborn children will lose!

THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY, TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES

Pg 2 of ATTACHMENT I



BOB SHORT

- ★ Bob Short will actively support and work for a Human Life Amendment to end abortion and protect human life.
- ★ Bob Short will oppose the use of tax dollars to pay for abortions.
- ★ Bob Short will oppose the use of tax dollars to fund "research" where living babies that survive abortion are used as experimental subjects.



DONALD FRASER

- Fraser supports the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.
- Fraser has always voted to use tax dollars to pay for abortions.
- Fraser voted against forbidding the use of tax dollars for "research" where living babies that survive abortion are used as experimental subjects.

WHO FUNDS FRASER? The largest for-profit abortion clinic in Minnesota used its newsletter to raise \$40,000 for the Fraser campaign. The incorporator of the clinic and his wife each gave the Fraser campaign \$1,000. A major Washington based pro-abortion lobby group, the National Abortion Rights Action League, gave the Fraser campaign \$3,500.

REPUBLICANS AND INDEPENDENTS... YOU TOO SHOULD PARTICIPATE IN THIS YEAR'S MAJOR PRIMARY ELECTION CONTEST BY VOTING IN THE DFL PRIMARY SEPTEMBER 12. YOU DO NOT HAVE TO DECLARE ANY PARTY AFFILIATION BEFORE ENTERING THE VOTING BOOTH. REMEMBER TO VOTE ONLY ON THE DFL SIDE OF THE BALLOT (OR IT WILL NOT BE COUNTED AT ALL). THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

HELP DEFEND THOSE WHO CANNOT DEFEND THEMSELVES

VOTE BOB SHORT

IN THE DFL PRIMARY SEPT. 12

6094

Callahan

Short for Senate

ATTACHMENT II

Pg 1 of 12

73 JUN 5 AM 2:23

January 4, 1979

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

Certified/Return Receipt Requested

Re: MUR 818

Dear Mr Oldaker

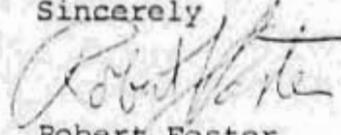
I have received your letter dated December 21, 1978, and received in my office by certified mail on December 29, 1978. I am responding within the ten day limitation of notification.

Your letter indicates that the Commission has reason to believe that the Short for Senate Committee of Volunteers may have violated Section 433(a) of the Act, 2 USC P433(a), and Section 102.1(b) of the Commission's regulations, 11 CFR 102.1(b).

I have reviewed those sections alongwith a copy of the "Statement of Organization" filed on September 8, 1978 and see that we did not violate any parts of the Act or Commission regulations.

In addition to your letter, you have submitted nine questions which you seek answers for. I am attaching a separate sheet with those answers. The questions are being answered by Fred L Gates who served as the Campaign Manager for the Short for Senate Committee of Volunteers and who was most knowledgeable of transactions, between the "Committee" and the "Pro-Life Senate" organizations.

Sincerely



Robert Foster
Treasurer
Short for Senate Committee of Volunteers

Enclosure

FEDERAL ELECTION COMMISSION
JANUARY 4, 1979
Re: MJR 818

1. My name is Fred L Gates, and I served as Campaign Manager of the Short for Senate Committee of Volunteers.
2. I, as Campaign Manager, was responsible for planning and authorizing expenditures and other transfers-out of funds.
3. I, Fred L Gates, Campaign Manager, authorized the transfer-out of funds to the Democrats, Republicans and Independents for a Pro-Life Senate.

This "Pro-Life Senate" Committee was an affiliated committee of the "Short for Senate Committee" and so filed on September 8, 1978 with the Statement of Organization (see attached). Also attached are copies of the certified mail receipts which show this statement of organization was mailed in timely fashion to both the Secretary of the Senate and the Secretary of State as required by law.

4. Those active in the "Pro-Life Senate" Committee indicated to me that \$40,000.00 would be necessary to do what they wanted to do by way of printing, mailing and distributing literature.

5. Let me first respond to this question by setting forth a time table. According to information which I received later, a number of Pro-Life people started talking about a mailing during the last days of August. On September 1, 1978, unknown to me, these people laid out plans for a large printing of material. On September 4, 1978, I first became aware of the plans that this group had when I received a letter from one of them (copy attached). That letter not only indicated a possible expenditure in excess of \$1,000.00, but also was a request of our committee for financial support.

On September 5, 1978, I discussed this letter with some of the Pro-Life group, indicated to them that it would be best to file a statement of organization as a committee "affiliated" with the parent, "Short for Senate Committee", and that, yes, I would give them by way of transfer whatever funds they needed.

On September 6, 1978 I gave the organizers of the "Pro-Life Senate" group, copies of FEC Form 1, "Statement of Organization" (copy attached), to fill out and I transferred \$40,000.00 from the Parent Committee to the affiliated committee.

On September 8, 1978 I had Robert E Short, the Candidate, sign FEC Form 2a, "Candidate Authorization of a Political Committee Other Than A Principal Campaign Committee" (copy attached). That signed form together with the "Pro-Life Senate" Committee Statement of Organization was sent by Certified Mail as provided in the Act. This filing was within the ten day limit required by the Act from when I first became aware on September 4th and from when the "Pro-Life group" laid out their plans on September 1st.

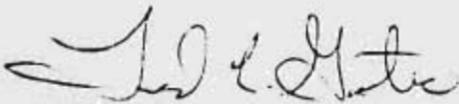
To assure that the filing was proper, and the transfer of funds was done properly, I called the FEC 800 number on September 8, 1978, and spoke with a Ian Stirton at 4pm Minneapolis time, regarding all these matters. Ian Stirton assured me that we had acted properly and within the Act and regulations.

FEDERAL ELECTION COMMISSION

JANUARY 4, 1979

Page Two - Re: MUR 818

6. The decision to transfer funds was made on September 6, 1978 (see answer number 5 for details).
7. An internal requisition form was issued. Copy is attached.
8. Attached is a copy of "Committee" check number 1630 dated September 6, 1978, which shows the transfer of funds from the "Short Committee" to the "Pro-Life Senate."
9. The Short for Senate Committee provided the transfer of funds. "The Pro-Life Senate" group had their plans laid out and completed what they intended to do.



Fred L. Gates
Campaign Manager
Short for Senate Committee of Volunteers

September 4, 1978

Mr. Fred L. Gates
Bob Short for Senate
1011 Marquette Ave.
Minneapolis, Minnesota

Dear Mr. Gates:

A number of my friends and I have been trying to form a committee, the mission of which would be to educate the voters on the pro-life stands of the two candidates for the four year Senate seat. The promoters of this committee come from all political parties, but we share a common concern: the passage of a human life amendment. Therefore we decided to call this committee "Democrats, Republicans and Independents United for a Pro-Life Senate."

Our plan was to print several hundred thousand pieces of literature and distribute this by direct mail and at gatherings of pro-lifers.

We went ahead with this plan several days ago without giving the financial end of things much thought. The time came to pay the bill and we discovered that we could not raise the money.

I know that the piece of literature we have designed would be effective. I believe that it would help Bob Short in the general election. However, unless we can get some money, we will not be able to get it out.

Do you think that the Bob Short Committee would be interested in helping out? Its only responsibility would be to take care of the printing and distribution costs. We would still supply most of the volunteers necessary to get this material out. As you may realize, those involved in the pro-life movement are long on enthusiasm but short on dollars. Thank you for your consideration.

Sincerely,

John F. Cragell

Statement of Organization For a Political Committee

Supporting any candidate(s) for federal office and anticipating contributions or expenditures in excess of \$1,000 in any calendar year in support of such candidate(s).

(See Reverse Side For Instructions.)

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Committee (in full) Check if name or address is changed
 Democrats, Republicans and Independents
 United for a Pro-Life Senate

2 Identification Number

(b) Address (number and street)
 P.O. Box 19029, Diamond Lake Station

3 Date
 September 8, 1978

(c) City, State and ZIP code
 Minneapolis, Minnesota 55419

4 Is this an amended statement Yes No
 If "YES" FILL IN ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one
 (a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate)
 a candidate for _____ in the _____ Election
 (Federal office sought) (Year of election)
 to be held in the State of _____
 (State in which election is held)

(THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION FOR EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)

(b) This committee is supporting only one candidate, and is authorized by Robert E. Short (Name of Candidate)
 to receive contributions and make expenditures with respect to the General and Primary
 (General, Primary, Runoff, etc.)
 held in 1978
 (Year of election in State), and will file all reports and statements with the candidate's principal campaign committee, Rob Short for Senate Committee of Volunteers
 (Full name of principal campaign committee)

(ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION.) (FEC FORM 2a)

(c) This committee supports only one candidate _____ (Name of Candidate) but is not an authorized committee.
 (d) This committee supports more than one Federal candidate and is not a party committee.
 (e) This committee is a _____ committee of the _____ Party.
 (National, State, county, city) (Democratic, Republican, etc.)

6 Names of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship

If the registering political committee has identified a "connected organization" above, please indicate type of organization:
 Corporation Labor organization Membership organization Trade association Cooperative
 Corporation without capital stock Other (please specify)

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate pages.

Name of Committee

7 Area, Scope and Jurisdiction of Committee

- (a) Will this committee operate in more than one State? Yes No
 (b) Will it operate on a statewide basis in one State? Yes No
 (c) Will it primarily support candidates seeking State or local office? Yes No
 (d) Will it support or does it anticipate supporting directly or indirectly, candidates for Federal office in excess of \$1,000 in a calendar year? Yes No

8 (a) List by name, address, office sought, and party affiliation, any candidate for Federal office that this committee is supporting

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
Robert Earl Short	8 Merilane Minneapolis, MN 55436	United States Senate	Democratic-Farmer- Labor

(b) List by name, address, office sought, and party affiliation, any candidate(s) for any other public office(s) that this committee is supporting (unless the committee is supporting the entire ticket of a party as indicated in line 8)

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
None			

9 If this committee is supporting the entire ticket of a party, give name of party ▶

10 Identify by name, address and position, the person in possession of committee books and records

Full name	Mailing address and ZIP code	Title or position
Mr. John Angeil	4358 Coolidge Ave. So.	Treasurer

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Form 1
 July 1976
 Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

Name of Committee

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name	Mailing address and ZIP code	Title or position
Ms. Kristine Kremer	515 No. Labree Thief River Falls, Mn 56701	Chairperson
Mr. John Anzell	4358 Coolidge Ave. So St. Louis Park, Minn. 55424	Treasurer

12 Does this committee plan to stay in existence beyond the current calendar year? Yes No
 If "Yes" for how long?

13 In the event of dissolution, what disposition will be made of residual funds? In the event of dissolution, residual funds will be donated to an organization qualifying under section 501(c) of the Internal Revenue Code.

14 List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.	Mailing address and ZIP code
Northwestern National Bank	7th Street & Marquette Av, Mpls. Mn 55402

15 List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to USC 439(a)):

Report title	Dates required	Name and position of recipient	Mailing address and ZIP code

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization, indicate in the appropriate section above when information is continued on separate pages).

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

John Anzell
 (Signature of Treasurer)

Sept. 9, 1978
 (Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 4437 or 4441 (see instructions)

For further information contact:



Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

**Candidate Authorization
of a Political Committee
other than a Principal Campaign Committee**

(See reverse side for instructions)

Note: Committees authorized to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate (in full) <u>Robert Earl Short</u>	2 Identification Number (Commission use only)	3 Party Affiliation <u>Democratic-Farmer-Labor</u>
(b) Address (number and street) <u>8 Merilane</u>	4 Office Sought <u>United States Senate</u>	
(c) City, State and ZIP code <u>Minneapolis, Minnesota 55436</u>	5 District and State of Candidate <u>Minnesota</u>	

6 I hereby authorize the following named political committee to receive contributions and make expenditures on my behalf in support of my candidacy in the General and Primary election(s) held in 1978
(General, Primary, Runoff) (Year of election)

(a) Name of Committee (in full) <u>Democrats, Republicans and Independents United For A Pro-Life Senate</u>
(b) Address (number and street) <u>P.O. Box 19029, Diamond Lake Station</u>
(c) City, State and ZIP code <u>Minneapolis, Minnesota 55419</u>

7 I hereby designate the following national and/or State bank(s) as campaign depository (ies) to be used by the above political committee.

(a) Name of Bank (in full) <u>Northwestern National Bank</u>	(a) Name of Bank (in full)
(b) Address (number and street) <u>7th Street and Marquette Ave.</u>	(b) Address (number and street)
(c) City, State and ZIP code <u>Minneapolis, Minnesota 55402</u>	(c) City, State and ZIP code
(a) Name of Bank (in full)	(a) Name of Bank (in full)
(b) Address (number and street)	(b) Address (number and street)
(c) City, State and ZIP code	(c) City, State and ZIP code

8 This committee's receipts and expenditures will be filed with Bob Short for Senate Committee of Volunteers
(Name of Principal Campaign Committee)
_____, my designated principal campaign committee for the above election(s)

Robert E. Short
Signature of Candidate
Sept. 8, 1978
(Date)

For further information contact: Federal Election Commission
1375 K Street, N.W.
Washington, D.C. 20463

Notice

A candidate for Federal office must complete this Statement of Authorization for each committee, other than a principal campaign committee, which is authorized by the candidate to receive contributions and make expenditures on his behalf.

One copy of the statement should be maintained by the Principal Campaign Committee, one by the treasurer of the authorized committee and one copy should be filed with the Commission, the Clerk of the House, or the Secretary of the Senate, as appropriate.

REQUEST FOR PAYMENT

Date of Request: 9/6/78

Amount: \$ 40,000

VENDOR: Democrats, Republicans & Independents

CHECK TO BE MAILED _____

ADDRESS: United for a Pro-life Senate

OTHER _____

CONTACT (if any): _____

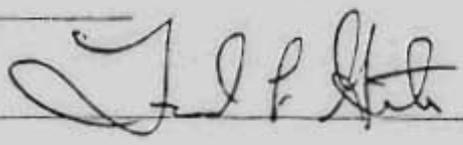
PURPOSE OF PAYMENT:

LIST BELOW ADDITIONAL VENDORS (IF NEEDED) AND PURPOSE OF PAYMENTS ALONG WITH INDIVIDUAL AMOUNTS OF EACH REQUEST:

DATE PAYMENT NEEDED: _____ CHARGE TO: _____

REQUESTED BY: _____

APPROVED FOR PAYMENT: _____



FRED L. GATES
Campaign Manager

Account to the Account
of the within named in
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS,
MINN.

DEPOSITED
TELLER
24

SE 78 06
PAY ANY BANK P.O.
NORTHWESTERN NATIONAL
123
BANK OF MINNEAPOLIS
MINNEAPOLIS, MINNESOTA

1121000000

September 4, 1978

ALL EXHIBIT
GOUT. EXHIBIT 2
(Gates)
6-22-79
T.S.W.

Mr. Fred L. Gates
Bob Short for Senate
1011 Marquette Ave.
Minneapolis, Minnesota

ATTACHMENT III

Dear Mr. Gates:

A number of my friends and I have been trying to form a committee, the mission of which would be to educate the voters on the pro-life stands of the two candidates for the four year Senate seat. The promoters of this committee come from all political parties, but we share a common concern: the passage of a human life amendment. Therefore we decided to call this committee "Democrats, Republicans and Independents United for a Pro-Life Senate."

Our plan was to print several hundred thousand pieces of literature and distribute this by direct mail and at gatherings of pro-lifers.

We went ahead with this plan several days ago without giving the financial end of things much thought. The time came to pay the bill and we discovered that we could not raise the money.

I know that the piece of literature we have designed would be effective. I believe that it would help Bob Short in the general election. However, unless we can get some money, we will not be able to get it out.

Do you think that the Bob Short Committee would be interested in helping out? Its only responsibility would be to take care of the printing and distribution costs. We would still supply most of the volunteers necessary to get this material out. As you may realize, those involved in the pro-life movement are long on enthusiasm but short on dollars. Thank you for your consideration.

Sincerely,

John F. Angel

3171012325

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15 pgs.

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* JAVIER FABREGAT*

September 5, 1979

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

Re: MUR 818

Dear Mr. Oldaker:

Enclosed and delivered to you separately by Emery Express and regular mail please find the submission of the Short Committee and the Pro-Life Committee relating to the issues in the above matter.

I apologize for the delay, and confess that it was caused at least in part by my total absorption in the last few days of summer in Minnesota.

As previously discussed with your staff, it would be my intention to make a separate submission on behalf of the Short Committee relating to the "Just A Bunch Committee" issues, to be forthcoming no later than Monday, September 17, 1979. If that schedule gives you some difficulty, please advise.

Yours very truly,

Frank J. Walz
Frank J. Walz

FJW:emw

enclosure

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September 5, 1979

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

Re: MUR 818

Dear Mr. Oldaker:

This letter is submitted on behalf of the Short for Senate Committee of Volunteers ("Short Committee") and its authorized committee, Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Committee"), as their joint discussion of the principal issues raised in connection with the above inquiry, initiated upon the filing of a complaint letter by the DFL Feminist Caucus of Minnesota dated November 3, 1978.

Procedural History

By separate letters dated December 21, 1978, on behalf of the Federal Election Commission ("Commission"), you advised the Short Committee and the Pro-Life Committee of the complaint and provided them with copies of it.

In your letter to the Short Committee, you indicated that the Commission had reason to believe that

Mr. William C. Oldaker
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the Short Committee violated Section 433(a) of the Federal Election Campaign Act of 1971, as amended ("Act"), 2 U.S.C. § 433(a), and Section 102.1(b) of the Commission's regulations, 11 C.F.R. § 102.1(b), by not timely filing a copy of the Pro-Life Committee's Statement of Organization as an authorized committee of the Short Committee.

In your letter to the Pro-Life Committee, you indicated that the Commission had reason to believe that the Pro-Life Committee violated Section 441(d)(1) of the Act, 2 U.S.C. § 441(d)(1), and Section 110.11(a) of the Commission's regulations, 11 C.F.R. § 110.11(a), by failing to include a statement on its literature supporting Mr. Short's candidacy that the communication was authorized by the candidate.

Thereafter, in April 1979, following the receipt of letter responses from the Short Committee and the Pro-Life Committee in January 1979, the Commission served deposition and document subpoenas on several of the officers and other individuals associated with the Committees. Substantially all of the records of the Committees were subsequently made available to the Commission staff, and the staff completed its review and conducted the desired examination of witnesses, during the month of June.

Factual Background

In the spring of 1978, Robert E. Short announced his candidacy for one of the Minnesota seats in the United States Senate, as a member of the Democratic Farmer Labor ("DFL") party. The Short Committee was created as Mr. Short's principal campaign committee shortly thereafter. On May 1, 1978, Fred L. Gates ("Gates") became the campaign manager, with effective control and direction of the activities of the Committee.

Mr. Short's opponent in the Democratic primary election, scheduled for September 12, 1978, was then-Minnesota Congressman Donald Fraser, who obtained the DFL party endorsement at its state convention in June.

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What is variously termed the "right-to-life", "pro-life" or "anti-abortion" issue quickly became one of the key issues in an issue-oriented primary campaign. Mr. Short was a pro-life advocate; Congressman Fraser had long been viewed by those active in the pro-life movement in Minnesota as its antithesis.

The lines having thus been sharply drawn on the issue, many pro-lifers volunteered their assistance to the Short Committee. One of such individuals was David N. O'Steen ("O'Steen"), the executive director of Minnesota Citizens Concerned for Life, Inc. ("MCCL"), a non-profit corporation which champions the pro-life cause in Minnesota, but neither endorses candidates nor makes political contributions.

O'Steen joined the Short campaign as a volunteer in mid-summer of 1978, working evenings in the campaign office, principally soliciting volunteers to work in booths at county fairs throughout the state. O'Steen knew many pro-life people, and drew upon that knowledge in his volunteer work.

In addition to his volunteer efforts, somewhat later in the summer, in late July or early August, O'Steen began promoting the idea of preparing and circulating a separate piece of pro-life literature, supporting Mr. Short's candidacy, and opposing Mr. Fraser's, along the lines of a circular which had been used by pro-lifers in a campaign in Iowa. Initially, O'Steen approached Gates with the idea, suggesting that the literature be sponsored by the Short Committee. When Gates (who was personally offended by the picture of a bloody fetus on the Iowa literature) offered little encouragement, and cited a shortage of campaign funds, O'Steen pursued a number of alternatives.

During the month of August, O'Steen sought outside legal advice on the formation of an independent political action committee and the possibility of forming a political action committee under the sponsorship of his employer, MCCL. He also explored the prospects of obtaining financial support from one or more national pro-life organizations or political committees. None of the alternatives materialized.

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Undaunted, in late August, O'Steen persisted in his efforts to convince Gates to support his proposal, and proceeded with plans to prepare a piece of pro-life literature supporting Mr. Short's candidacy, similar in concept to the Iowa literature. As O'Steen conceived it, the printing and distribution project would be handled through an entity whose activities could be scaled to whatever source of funding might develop.

On August 23, 1979, at O'Steen's request, a post office box was opened under the name "Democrats, Republicans and Independents United for Life" by John Angell ("Angell"), a Minneapolis attorney active in the pro-life movement.

O'Steen then revised the Iowa literature, replacing the fetus with a photograph of a healthy baby and rewriting the copy, at least in part in an effort to make it more palatable to Gates. O'Steen likewise persuaded a friend to prepare "camera ready" art work for the literature, and made arrangements with a printer and a mailing service to handle rush orders on short notice. He also lined up pro-life volunteers around the state to distribute literature, including Kristine Kremer ("Kremer") of Thief River Falls, who also agreed to serve as a committee officer with Angell.

On September 1, 1978, O'Steen felt sufficiently confident that he would ultimately succeed in obtaining funds from the Short Committee (and/or that he could, if necessary, bring his pro-life fundraising expertise to bear) that he instructed the printer to print approximately 400,000 copies of the pro-life mailer which had been readied. Each mailer bore the name and post-office-box address of the Pro-Life Committee, along with the disclaimer "Paid for by the Democrats, Republicans and Independents United for a Pro-Life Senate, Kristine Kremer, Chairman."

Ultimately, on September 5, 1978, after a

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personal meeting with Mr. Short requested by O'Steen, in which O'Steen solicited financial support for the pro-life literature, and following which Mr. Short urged Gates to do what he could to assist O'Steen's group, Gates capitulated. He approved the transfer of \$40,000 from the Short Committee to the Pro-Life Committee, to pay for the printing and distribution costs of the literature.

The Pro-Life Committee opened a bank account on September 5, its initial \$35 deposit being contributed by O'Steen, Angell and two other pro-lifers, and received and deposited a check for \$40,000 from the Short Committee on the following day, September 6.

In terms of its activities, on September 5, the Pro-Life Committee took delivery of the circulars ordered on September 1, and shipped a portion of them to pro-life activists around the state for distribution the following weekend, principally in church parking lots on Sunday, September 10. Approximately 150,000 mailers were addressed and mailed by a mailing service on September 6, employing a mailing list rented from MCCL. Additional copies of the literature were shipped to pro-lifers around the state on September 7. Still others were used on the same day as advertising inserts in a Catholic news publication, the St. Cloud Visitor. Finally, on September 8, an additional 100,000 copies of the literature were printed, and included in the following weekend distribution.

In the meantime, both Gates and O'Steen recognized that the commitment of funds from the Short Committee to the Pro-Life Committee on September 5 required the former to recognize the latter as a committee affiliated with the principal campaign committee, and to formally disclose both the affiliation and the financial support to the Commission.

O'Steen requested that the Short Committee prepare the necessary organizational documents. Gates, in turn, requested Brian Short, the candidate's son and

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a Minneapolis attorney (who was both the unpaid campaign director of the Short Committee and its part-time volunteer legal adviser) to prepare the forms.*

A Statement of Organization for the Pro-Life Committee [FEC Form 1], naming Angell as Treasurer and Kremer as Chairperson, and identifying the Pro-Life Committee as an authorized committee of the Short Committee, and a Candidate Authorization form signed by Mr. Short [FEC Form 2a], authorizing the Pro-Life Committee to receive and expend funds in support of his candidacy, were mailed to the Secretary of the Senate and the Minnesota Secretary of State on September 8.

In addition, both Brian Short and Gates contacted the Commission by phone concerning the possibility of special reporting requirements for the \$40,000 transferred to the Pro-Life Committee by the Short Committee. They were advised that because the transaction involved an inter-committee transfer to an authorized committee, it need not be reported as a "contribution" by letter or telegram under the Commission's regulation [see 11 C.F.R. § 104.4(e)], but could be deferred until the next periodic report. The transfer was reported accordingly.

Finally, with respect to the text of the disclaimer on the Pro-Life Committee literature, the requirement that it affirmatively disclose the Committee's authorization from the candidate was not known to, or considered by, anyone associated with either the Pro-Life Committee or the Short Committee.

* Brian Short also apparently prepared the letter dated September 4, 1978, signed by Angell on behalf of the Pro-Life Committee, which Gates requested for his files, principally to reflect the discreteness of the pro-life effort in Mr. Short's behalf, and to secure pro-life support in the general election campaign, should Mr. Short succeed in the primary. [Tr., Brian Short Deposition, pp. 51-5; Tr., Gates Deposition, pp. 45-6.]

DISCUSSION

1. The Short Committee timely filed a copy of the Statement of Organization of the Pro-Life Committee, disclosing its authorization. No violation of the statute or regulation in question occurred.

The Short Committee's position is that its disclosure of its authorization of the Pro-Life Committee was, under the circumstances, timely, and that no violation of statute or regulation therefore occurred.

Section 433(a) of the Act, 2 U.S.C. § 433(a), provides in part:

Each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding \$1,000 shall file with the commission a Statement of Organization, within 10 days after its organization or, if later, 10 days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of \$1,000.

Sections 102.1(a) and (b) of the Commission's regulations, 11 C.F.R. § 102.1(a) and (b), provide in part:

(a) Each political committee except as specified in paragraphs (b) and (c), shall file a Statement of Organization with the Federal Election Commission [or], the Secretary of the Senate . . . , as appropriate, within 10 days after the date of its organization, or within 10 days after the date on which the committee has information which causes it to anticipate receiving contributions or making expenditures exceeding \$1,000 in a calendar year for Federal candidates, whichever is later

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(b) Each authorized committee shall file the Statement of Organization required by paragraph (a) of this section . . . , with the affiliated principal campaign committee. The principal campaign committee shall file a copy of this statement . . . as in paragraph (a) of this section.

First, from the perspective of the Short Committee, its "authorization" of the Pro-Life Committee occurred, at the earliest, on September 5, 1978, when Gates made an oral commitment of \$40,000 in Short Committee funds to support the Pro-Life Committee and its literature. The Statement of Organization and Candidate Authorization forms were prepared and signed promptly and were mailed within three days thereafter, on September 3.

It is true that the idea of soliciting financial support from the Short Committee for a distinct piece of pro-life literature germinated several weeks earlier, through O'Steen. It is clear, however, that Gates resisted the concept, as a matter of both personal opposition and the campaign's difficult financial position, until he was ultimately "won over" by the combination of circumstances described above, on September 5.

Next, even viewed from the perspective of the Pro-Life Committee, or better, from the perspective of O'Steen and the pro-life group, the Pro-Life Committee's organizational documents were timely.

O'Steen did cause Angell to open a post office box under the name "Democrats, Republicans and Independents United for Life" on August 23. It may therefore be argued that the Pro-Life Committee was "organized", within the meaning of the statute and regulation, on that date. But even in O'Steen's mind, the Pro-Life Committee was nothing more than a post office box (and a fond hope) until September 1, when O'Steen assumed the considerable risk of ordering the printing of literature. As he testified:

Well, I was sure in my own mind on the 1st,
and I believe it was September 1st when I

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ordered the printing. Up until the time I ordered the printing I could personally cover any expenses I had incurred myself if I had to, a post office box, of getting a volunteer artist, whatever it cost him to order up the type and things like that.

Up until that time I could pull back on it. Once I ordered the printing they would want cash on delivery. I thought by that time that I would be able to talk Mr. Gates into enough money to at least cover the printing, but in all honesty I couldn't say I was sure I was getting the money until I had a check in my hands from Mr. Gates. [Tr., O'Steen Deposition, p. 39.]

Both the statute and regulation permit the filing of a Statement of Organization on the later of "organization" or the "anticipation" of making expenditures in excess of \$1,000. Therefore, even if September 1 is accepted as the date on which the Pro-Life Committee "ha[d] information which cause[d] the committee to anticipate . . . expenditures in excess of \$1,000", and even if the Short Committee had knowledge of the event and were somehow estopped to deny its "authorization" as of that date by permitting the printing to go forward without protest, the mailing of the organizational documents on September 8 was nonetheless within the 10 day period permitted by the statute and regulation.

The complaint letter on this issue should therefore be dismissed.

2. The failure of the Pro-Life Committee to disclose on its literature that its communication was authorized by Mr. Short was an innocent oversight, made in ignorance of the statute and regulation.

The Pro-Life Committee's position is that its failure to include a statement on its literature to the

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effect that the communication was authorized by Mr. Short, if contrary to the statute and regulation, was an inadvertent error, made in ignorance of the law, which does not merit action by the Commission.

Section 441d of the Act, 2 U.S.C. § 441d, provides in part:

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate through any . . . **newspaper . . . direct mailing, or any other** type of general public political advertising, such communication -

(1) If authorized by a candidate, his authorized political committees, or their agents, shall clearly and conspicuously, in accordance with regulations prescribed by the commission, state that the communication has been authorized. . . .

Section 110.11(a)(1) of the Commission's regulations, 11 C.F.R. § 110.11(a)(1), provides in part:

Whenever any person makes an expenditure for the purpose of financing communications **expressly advocating the election or defeat of a clearly identified candidate through any** . . . newspaper . . . , direct mailing, or any other type of general public political advertising . . . , the communication -

(i) If authorized by a candidate, his or her authorized political committees or their agents, shall clearly and conspicuously state that the communication has been authorized on behalf of that candidate. . . .

As indicated previously, the disclaimer on the Pro-Life Committee literature supporting Mr. Short's candidacy stated that it was "Paid for by the Democrats, Republicans and Independents United for a Pro-Life

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Senate, Kristine Kremer, Chairman." Assuming that the disclaimer was insufficient under the statute and regulation, in not containing a statement that it was authorized by the candidate, the violation was clearly unintentional.

First, the disclaimer was prepared and printed at a time (September 1) prior to obtaining the commitment of funds from the Short Committee which occasioned the "authorization" of the communication (September 5), which in turn activated the legal requirement that the authorization be stated on the literature.

Next, O'Steen's knowledge of the law was limited to that possessed by the typical layman having only nodding acquaintance with campaign regulations. As he testified, "I know and knew and have known for some time that a piece has to go off telling who did it, and I knew that it had to contain some officer's name." [Tr., O'Steen Deposition, p. 105.] Neither of the Pro-Life Committee officers, Angell and Kremer, was any better versed in the campaign regulations, or had any direct participation in the preparation of the literature or its disclaimer.

Nor was the Short Committee aware of the disclaimer requirements. Brian Short, who rendered legal advice to Short Committee from time to time, and who advised the Committee concerning the organizational documents of the Pro-Life Committee and the transfer of funds to it, had no prior knowledge of the disclaimer on the literature, and was not requested to give any legal advice concerning it. [Tr., Brian Short Deposition, pp. 40-4, 37-8.] Gates' knowledge of the disclaimer requirements was similar to that of O'Steen. He testified:

I did not realize that anything more than this was required.

I have been in a number of political campaigns over the years, and I am very cognizant if you're running in a labor state to put the union bug on a piece of literature, and since the new regs came out, and actually this State

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before the new regs came out required different types of Disclaimers, you also look for a bug in a Disclaimer, and I, you know, there is no question but that it needed a disclaimer.

I just -- I don't recall looking at the Disclaimer before it went to print, but had I looked at it, knowing what I know or what I think I know, I would have said, "Well, that looks good. It's not a disclaimer; somebody picking this up can't -- does not know who's circulating it -- this, and by contacting the Federal Election Commission can find out."
[Tr., Gates Deposition, pp. 31-2.]

At that point in Gates' testimony, you asked him two questions bearing directly upon the integrity of the formation of the Pro-Life Committee and the literature it published. The colloquy bears repeating in part:

QUESTION: If this Disclaimer had . . . the name of the Short Committee in it, would you have objected to that?

* * *

ANSWER: I hate to give you a yes and no answer, but I'll give you a yes and no answer.

If at the very beginning of our discussions that had come up, I would have said I object to it and there ain't no way we're going to go ahead and fund an affiliated committee.

If after the time -- the night that I thought about this whole thing and told [O'Steen] the next morning that, yes, we'll go ahead with it, I wouldn't have objected to including that in a Disclaimer because by that time I think just by the force of [O'Steen] and all these people that told me how good this piece was, I was starting to like the piece, and --

* * *

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And, you know, I wouldn't have [objected] at that time, so, you know, depending on the time, yes and no.

* * *

QUESTION: There are those who have argued that the putting out of this piece of literature not having authorization on it was a charade.

How do you react to that? Do you think that they have any validity, not putting on a Short Disclaimer saying it was a Short literature?

* * *

ANSWER: You know, I think that very same question or something similar to it was asked by a newspaper reporter when this literature came out, and . . . I guess my response to them would be . . . the same response to you. . . . I think something is a charade if you're looking to make it a charade, and I didn't feel we were looking to make it a charade, and you know, the thing that struck me about the literature was that it pointed out a strong difference between the two candidates running for office on a particular issue, and that that was the point of the literature that I saw. [Tr., Gates Deposition, pp. 32-4.]

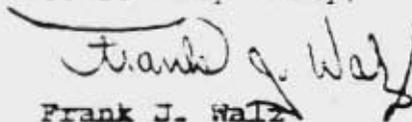
These responses reflect the position of both the Pro-Life Committee and the Short Committee concerning the good faith of their intentions. The efforts of the Pro-Life Committee's participants to formulate, finance and distribute pro-life literature supporting Mr. Short's candidacy were genuine and sincere, and the Pro-Life Committee functioned separately from the Short Committee in all respects other than the financing and ultimate approval of the literature by the Short Committee. Any failings of the Pro-Life Committee with respect to its disclaimer were occasioned by ignorance

Mr. William C. Oldaker
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of the regulatory requirements by all concerned, and by the surrounding circumstances, and not by design.

For those reasons, we respectfully submit that further action by the Commission is not warranted, and that the letter complaint on this issue should likewise be dismissed.

Yours very truly,


Frank J. Walz

FJW:emw

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OF COUNSEL:
 JOSEPH F. CASTIELLO
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NOT MEMBER OF MINNESOTA BAR

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

Re: MUR 818

Dear Mr. Oldaker:

Enclosed and delivered to you separately by Emery Express and regular mail please find the submission of the Short Committee and the Pro-Life Committee relating to the issues in the above matter.

I apologize for the delay, and confess that it was caused at least in part by my total absorption in the last few days of summer in Minnesota.

As previously discussed with your staff, it would be my intention to make a separate submission on behalf of the Short Committee relating to the "Just A Bunch Committee" issues, to be forthcoming no later than Monday, September 17, 1979. If that schedule gives you some difficulty, please advise.

Yours very truly,

Frank J. Walz

FJW:emw

enclosure

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LOCAL COUNSEL
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September 5, 1979

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

Re: MUR 818

Dear Mr. Oldaker:

This letter is submitted on behalf of the Short for Senate Committee of Volunteers ("Short Committee") and its authorized committee, Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Committee"), as their joint discussion of the principal issues raised in connection with the above inquiry, initiated upon the filing of a complaint letter by the DFL Feminist Caucus of Minnesota dated November 3, 1978.

Procedural History

By separate letters dated December 21, 1978, on behalf of the Federal Election Commission ("Commission"), you advised the Short Committee and the Pro-Life Committee of the complaint and provided them with copies of it.

In your letter to the Short Committee, you indicated that the Commission had reason to believe that

Mr. William C. Oldaker
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the Short Committee violated Section 433(a) of the Federal Election Campaign Act of 1971, as amended ("Act"), 2 U.S.C. § 433(a), and Section 102.1(b) of the Commission's regulations, 11 C.F.R. § 102.1(b), by not timely filing a copy of the Pro-Life Committee's Statement of Organization as an authorized committee of the Short Committee.

In your letter to the Pro-Life Committee, you indicated that the Commission had reason to believe that the Pro-Life Committee violated Section 441(d)(1) of the Act, 2 U.S.C. § 441(d)(1), and Section 110.11(a) of the Commission's regulations, 11 C.F.R. § 110.11(a), by failing to include a statement on its literature supporting Mr. Short's candidacy that the communication was authorized by the candidate.

Thereafter, in April 1979, following the receipt of letter responses from the Short Committee and the Pro-Life Committee in January 1979, the Commission served deposition and document subpoenas on several of the officers and other individuals associated with the Committees. Substantially all of the records of the Committees were subsequently made available to the Commission staff, and the staff completed its review and conducted the desired examination of witnesses, during the month of June.

Factual Background

In the spring of 1978, Robert E. Short announced his candidacy for one of the Minnesota seats in the United States Senate, as a member of the Democratic Farmer Labor ("DFL") party. The Short Committee was created as Mr. Short's principal campaign committee shortly thereafter. On May 1, 1978, Fred L. Gates ("Gates") became the campaign manager, with effective control and direction of the activities of the Committee.

Mr. Short's opponent in the Democratic primary election, scheduled for September 12, 1978, was then-Minnesota Congressman Donald Fraser, who obtained the DFL party endorsement at its state convention in June.

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What is variously termed the "right-to-life", "pro-life" or "anti-abortion" issue quickly became one of the key issues in an issue-oriented primary campaign. Mr. Short was a pro-life advocate; Congressman Fraser had long been viewed by those active in the pro-life movement in Minnesota as its antithesis.

The lines having thus been sharply drawn on the issue, many pro-lifers volunteered their assistance to the Short Committee. One of such individuals was David N. O'Steen ("O'Steen"), the executive director of Minnesota Citizens Concerned for Life, Inc. ("MCCL"), a non-profit corporation which champions the pro-life cause in Minnesota, but neither endorses candidates nor makes political contributions.

O'Steen joined the Short campaign as a volunteer in mid-summer of 1978, working evenings in the campaign office, principally soliciting volunteers to work in booths at county fairs throughout the state. O'Steen knew many pro-life people, and drew upon that knowledge in his volunteer work.

In addition to his volunteer efforts, somewhat later in the summer, in late July or early August, O'Steen began promoting the idea of preparing and circulating a separate piece of pro-life literature, supporting Mr. Short's candidacy, and opposing Mr. Fraser's, along the lines of a circular which had been used by pro-lifers in a campaign in Iowa. Initially, O'Steen approached Gates with the idea, suggesting that the literature be sponsored by the Short Committee. When Gates (who was personally offended by the picture of a bloody fetus on the Iowa literature) offered little encouragement, and cited a shortage of campaign funds, O'Steen pursued a number of alternatives.

During the month of August, O'Steen sought outside legal advice on the formation of an independent political action committee and the possibility of forming a political action committee under the sponsorship of his employer, MCCL. He also explored the prospects of obtaining financial support from one or more national pro-life organizations or political committees. None of the alternatives materialized.

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Undaunted, in late August, O'Steen persisted in his efforts to convince Gates to support his proposal, and proceeded with plans to prepare a piece of pro-life literature supporting Mr. Short's candidacy, similar in concept to the Iowa literature. As O'Steen conceived it, the printing and distribution project would be handled through an entity whose activities could be scaled to whatever source of funding might develop.

On August 23, 1979, at O'Steen's request, a post office box was opened under the name "Democrats, Republicans and Independents United for Life" by John Angell ("Angell"), a Minneapolis attorney active in the pro-life movement.

O'Steen then revised the Iowa literature, replacing the fetus with a photograph of a healthy baby and rewriting the copy, as least in part in an effort to make it more palatable to Gates. O'Steen likewise persuaded a friend to prepare "camera ready" art work for the literature, and made arrangements with a printer and a mailing service to handle rush orders on short notice. He also lined up pro-life volunteers around the state to distribute literature, including Kristine Kremer ("Kremer") of Thief River Falls, who also agreed to serve as a committee officer with Angell.

On September 1, 1978, O'Steen felt sufficiently confident that he would ultimately succeed in obtaining funds from the Short Committee (and/or that he could, if necessary, bring his pro-life fundraising expertise to bear) that he instructed the printer to print approximately 400,000 copies of the pro-life mailer which had been readied. Each mailer bore the name and post-office-box address of the Pro-Life Committee, along with the disclaimer "Paid for by the Democrats, Republicans and Independents United for a Pro-Life Senate, Kristine Kremer, Chairman."

Ultimately, on September 5, 1978, after a

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personal meeting with Mr. Short requested by O'Steen, in which O'Steen solicited financial support for the pro-life literature, and following which Mr. Short urged Gates to do what he could to assist O'Steen's group, Gates capitulated. He approved the transfer of \$40,000 from the Short Committee to the Pro-Life Committee, to pay for the printing and distribution costs of the literature.

The Pro-Life Committee opened a bank account on September 5, its initial \$35 deposit being contributed by O'Steen, Angell and two other pro-lifers, and received and deposited a check for \$40,000 from the Short Committee on the following day, September 6.

In terms of its activities, on September 5, the Pro-Life Committee took delivery of the circulars ordered on September 1, and shipped a portion of them to pro-life activists around the state for distribution the following weekend, principally in church parking lots on Sunday, September 10. Approximately 150,000 mailers were addressed and mailed by a mailing service on September 6, employing a mailing list rented from MCCL. Additional copies of the literature were shipped to pro-lifers around the state on September 7. Still others were used on the same day as advertising inserts in a Catholic news publication, the St. Cloud Visitor. Finally, on September 8, an additional 100,000 copies of the literature were printed, and included in the following weekend distribution.

In the meantime, both Gates and O'Steen recognized that the commitment of funds from the Short Committee to the Pro-Life Committee on September 5 required the former to recognize the latter as a committee affiliated with the principal campaign committee, and to formally disclose both the affiliation and the financial support to the Commission.

O'Steen requested that the Short Committee prepare the necessary organizational documents. Gates, in turn, requested Brian Short, the candidate's son and

Mr. William C. Oldaker
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a Minneapolis attorney (who was both the unpaid campaign director of the Short Committee and its part-time volunteer legal adviser) to prepare the forms.*

A Statement of Organization for the Pro-Life Committee [FEC Form 1], naming Angell as Treasurer and Kremer as Chairperson, and identifying the Pro-Life Committee as an authorized committee of the Short Committee, and a Candidate Authorization form signed by Mr. Short [FEC Form 2a], authorizing the Pro-Life Committee to receive and expend funds in support of his candidacy, were mailed to the Secretary of the Senate and the Minnesota Secretary of State on September 8.

In addition, both Brian Short and Gates contacted the Commission by phone concerning the possibility of special reporting requirements for the \$40,000 transferred to the Pro-Life Committee by the Short Committee. They were advised that because the transaction involved an inter-committee transfer to an authorized committee, it need not be reported as a "contribution" by letter or telegram under the Commission's regulation [see 11 C.F.R. § 104.4(e)], but could be deferred until the next periodic report. The transfer was reported accordingly.

Finally, with respect to the text of the disclaimer on the Pro-Life Committee literature, the requirement that it affirmatively disclose the Committee's authorization from the candidate was not known to, or considered by, anyone associated with either the Pro-Life Committee or the Short Committee.

* Brian Short also apparently prepared the letter dated September 4, 1978, signed by Angell on behalf of the Pro-Life Committee, which Gates requested for his files, principally to reflect the discreteness of the pro-life effort in Mr. Short's behalf, and to secure pro-life support in the general election campaign, should Mr. Short succeed in the primary. [Tr., Brian Short Deposition, pp. 51-5; Tr., Gates Deposition, pp. 45-6.]

DISCUSSION

1. The Short Committee timely filed a copy of the Statement of Organization of the Pro-Life Committee, disclosing its authorization. No violation of the statute or regulation in question occurred.

The Short Committee's position is that its disclosure of its authorization of the Pro-Life Committee was, under the circumstances, timely, and that no violation of statute or regulation therefore occurred.

Section 433(a) of the Act, 2 U.S.C. § 433(a), provides in part:

Each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding \$1,000 shall file with the commission a Statement of Organization, within 10 days after its organization or, if later, 10 days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of \$1,000.

Sections 102.1(a) and (b) of the Commission's regulations, 11 C.F.R. § 102.1(a) and (b), provide in part:

(a) Each political committee except as specified in paragraphs (b) and (c), shall file a Statement of Organization with the Federal Election Commission [or], the Secretary of the Senate . . . , as appropriate, within 10 days after the date of its organization, or within 10 days after the date on which the committee has information which causes it to anticipate receiving contributions or making expenditures exceeding \$1,000 in a calendar year for Federal candidates, whichever is later

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(b) Each authorized committee shall file the Statement of Organization required by paragraph (a) of this section . . . , with the affiliated principal campaign committee. The principal campaign committee shall file a copy of this statement . . . as in paragraph (a) of this section.

First, from the perspective of the Short Committee, its "authorization" of the Pro-Life Committee occurred, at the earliest, on September 5, 1978, when Gates made an oral commitment of \$40,000 in Short Committee funds to support the Pro-Life Committee and its literature. The Statement of Organization and Candidate Authorization forms were prepared and signed promptly and were mailed within three days thereafter, on September 8.

It is true that the idea of soliciting financial support from the Short Committee for a distinct piece of pro-life literature germinated several weeks earlier, through O'Steen. It is clear, however, that Gates resisted the concept, as a matter of both personal opposition and the campaign's difficult financial position, until he was ultimately "won over" by the combination of circumstances described above, on September 5.

Next, even viewed from the perspective of the Pro-Life Committee, or better, from the perspective of O'Steen and the pro-life group, the Pro-Life Committee's organizational documents were timely.

O'Steen did cause Angell to open a post office box under the name "Democrats, Republicans and Independents United for Life" on August 23. It may therefore be argued that the Pro-Life Committee was "organized", within the meaning of the statute and regulation, on that date. But even in O'Steen's mind, the Pro-Life Committee was nothing more than a post office box (and a fond hope) until September 1, when O'Steen assumed the considerable risk of ordering the printing of literature. As he testified:

Well, I was sure in my own mind on the 1st,
and I believe it was September 1st when I

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ordered the printing. Up until the time I ordered the printing I could personally cover any expenses I had incurred myself if I had to, a post office box, of getting a volunteer artist, whatever it cost him to order up the type and things like that.

Up until that time I could pull back on it. Once I ordered the printing they would want cash on delivery. I thought by that time that I would be able to talk Mr. Gates into enough money to at least cover the printing, but in all honesty I couldn't say I was sure I was getting the money until I had a check in my hands from Mr. Gates. [Tr., O'Steen Deposition, p. 39.]

Both the statute and regulation permit the filing of a Statement of Organization on the later of "organization" or the "anticipation" of making expenditures in excess of \$1,000. Therefore, even if September 1 is accepted as the date on which the Pro-Life Committee "ha[d] information which cause[d] the committee to anticipate . . . expenditures in excess of \$1,000", and even if the Short Committee had knowledge of the event and were somehow estopped to deny its "authorization" as of that date by permitting the printing to go forward without protest, the mailing of the organizational documents on September 8 was nonetheless within the 10 day period permitted by the statute and regulation.

The complaint letter on this issue should therefore be dismissed.

2. The failure of the Pro-Life Committee to disclose on its literature that its communication was authorized by Mr. Short was an innocent oversight, made in ignorance of the statute and regulation.

The Pro-Life Committee's position is that its failure to include a statement on its literature to the

Mr. William C. Oldaker
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effect that the communication was authorized by Mr. Short, if contrary to the statute and regulation, was an inadvertent error, made in ignorance of the law, which does not merit action by the Commission.

Section 44ld of the Act, 2 U.S.C. § 44ld, provides in part:

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate through any . . . newspaper . . . direct mailing, or any other type of general public political advertising, such communication -

(1) If authorized by a candidate, his authorized political committees, or their agents, shall clearly and conspicuously, in accordance with regulations prescribed by the commission, state that the communication has been authorized. . . .

Section 110.11(a)(1) of the Commission's regulations, 11 C.F.R. § 110.11(a)(1), provides in part:

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate through any . . . newspaper . . . , direct mailing, or any other type of general public political advertising . . . , the communication -

(i) If authorized by a candidate, his or her authorized political committees or their agents, shall clearly and conspicuously state that the communication has been authorized on behalf of that candidate. . . .

As indicated previously, the disclaimer on the Pro-Life Committee literature supporting Mr. Short's candidacy stated that it was "Paid for by the Democrats, Republicans and Independents United for a Pro-Life

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Senate, Kristine Kremer, Chairman." Assuming that the disclaimer was insufficient under the statute and regulation, in not containing a statement that it was authorized by the candidate, the violation was clearly unintentional.

First, the disclaimer was prepared and printed at a time (September 1) prior to obtaining the commitment of funds from the Short Committee which occasioned the "authorization" of the communication (September 5), which in turn activated the legal requirement that the authorization be stated on the literature.

Next, O'Steen's knowledge of the law was limited to that possessed by the typical layman having only nodding acquaintance with campaign regulations. As he testified, "I know and knew and have known for some time that a piece has to go off telling who did it, and I knew that it had to contain some officer's name." [Tr., O'Steen Deposition, p. 105.] Neither of the Pro-Life Committee officers, Angell and Kremer, was any better versed in the campaign regulations, or had any direct participation in the preparation of the literature or its disclaimer.

Nor was the Short Committee aware of the disclaimer requirements. Brian Short, who rendered legal advice to Short Committee from time to time, and who advised the Committee concerning the organizational documents of the Pro-Life Committee and the transfer of funds to it, had no prior knowledge of the disclaimer on the literature, and was not requested to give any legal advice concerning it. [Tr., Brian Short Deposition, pp. 40-4, 87-8.] Gates' knowledge of the disclaimer requirements was similar to that of O'Steen. He testified:

I did not realize that anything more than this was required.

I have been in a number of political campaigns over the years, and I am very cognizant if you're running in a labor state to put the union bug on a piece of literature, and since the new regs came out, and actually this State

Mr. William C. Oldaker
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before the new regs came out required different types of Disclaimers, you also look for a bug in a Disclaimer, and I, you know, there is no question but that it needed a disclaimer.

I just -- I don't recall looking at the Disclaimer before it went to print, but had I looked at it, knowing what I know or what I think I know, I would have said, "Well, that looks good. It's not a disclaimer; somebody picking this up can't -- does not know who's circulating it -- this, and by contacting the Federal Election Commission can find out."
[Tr., Gates Deposition, pp. 31-2.]

At that point in Gates' testimony, you asked him two questions bearing directly upon the integrity of the formation of the Pro-Life Committee and the literature it published. The colloquy bears repeating in part:

QUESTION: If this Disclaimer had . . . the name of the Short Committee in it, would you have objected to that?

* * *

ANSWER: I hate to give you a yes and no answer, but I'll give you a yes and no answer.

If at the very beginning of our discussions that had come up, I would have said I object to it and there ain't no way we're going to go ahead and fund an affiliated committee.

If after the time -- the night that I thought about this whole thing and told [O'Steen] the next morning that, yes, we'll go ahead with it, I wouldn't have objected to including that in a Disclaimer because by that time I think just by the force of [O'Steen] and all these people that told me how good this piece was, I was starting to like the piece, and --

* * *

Mr. William C. Oldaker
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And, you know, I wouldn't have [objected] at that time, so, you know, depending on the time, yes and no.

* * *

QUESTION: There are those who have argued that the putting out of this piece of literature not having authorization on it was a charade.

How do you react to that? Do you think that they have any validity, not putting on a Short Disclaimer saying it was a Short literature?

* * *

ANSWER: You know, I think that very same question or something similar to it was asked by a newspaper reporter when this literature came out, and . . . I guess my response to them would be . . . the same response to you. . . . I think something is a charade if you're looking to make it a charade, and I didn't feel we were looking to make it a charade, and you know, the thing that struck me about the literature was that it pointed out a strong difference between the two candidates running for office on a particular issue, and that that was the point of the literature that I saw. [Tr., Gates Deposition, pp. 32-4.]

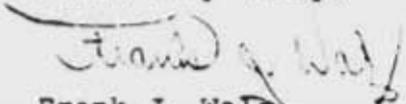
These responses reflect the position of both the Pro-Life Committee and the Short Committee concerning the good faith of their intentions. The efforts of the Pro-Life Committee's participants to formulate, finance and distribute pro-life literature supporting Mr. Short's candidacy were genuine and sincere, and the Pro-Life Committee functioned separately from the Short Committee in all respects other than the financing and ultimate approval of the literature by the Short Committee. Any failings of the Pro-Life Committee with respect to its disclaimer were occasioned by ignorance

Mr. William C. Oldaker
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of the regulatory requirements by all concerned, and by the surrounding circumstances, and not by design.

For those reasons, we respectfully submit that further action by the Commission is not warranted, and that the letter complaint on this issue should likewise be dismissed.

Yours very truly,


Frank J. Waiz

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September 5, 1979

Mr. William C. Oldaker
General Counsel
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1325 K Street N.W.
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Re: MUR 818

Dear Mr. Oldaker:

Enclosed and delivered to you separately by Emery Express and regular mail please find the submission of the Short Committee and the Pro-Life Committee relating to the issues in the above matter.

I apologize for the delay, and confess that it was caused at least in part by my total absorption in the last few days of summer in Minnesota.

As previously discussed with your staff, it would be my intention to make a separate submission on behalf of the Short Committee relating to the "Just A Bunch Committee" issues, to be forthcoming no later than Monday, September 17, 1979. If that schedule gives you some difficulty, please advise.

Yours very truly,

Frank J. Walz
Frank J. Walz

FJW:emw

enclosure

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E. LAUER FABREGAT

FRANK J. O'CONNOR
WILLIAM HANNAN
JOE A. WALTERS
THOMAS A. KELLENB
MICHAEL J. MULLINE
RICHARD J. ROSS
KENNETH D. JENSEN
ROBERT J. CHASEY
CHARLES P. FAUCHE
FRANK J. WALZ
JAMES H. DONOFF
ANDREW J. SHIN
DONALD M. MULLER
CHARLES H. NEITE
WILLIAM H. MORGAN
WALTER C. TADAKS
MICHAEL M. WAHLEN
KENT E. RICHY
JOHN J. SOMMERVILLE
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JEREMIAH J. KEARNEY
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WALTER BERLOW (625) 4411
BY COUNSEL
JOSEPH F. LAGY JR.
FRED D. THOMPSON
JOHN H. HOLLMAN JR.
L. J. HARRIS (644) 1111

September 5, 1979

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

Re: MUR 818

Dear Mr. Oldaker:

This letter is submitted on behalf of the Short for Senate Committee of Volunteers ("Short Committee") and its authorized committee, Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Committee"), as their joint discussion of the principal issues raised in connection with the above inquiry, initiated upon the filing of a complaint letter by the DFL Feminist Caucus of Minnesota dated November 3, 1978.

Procedural History

By separate letters dated December 21, 1978, on behalf of the Federal Election Commission ("Commission"), you advised the Short Committee and the Pro-Life Committee of the complaint and provided them with copies of it.

In your letter to the Short Committee, you indicated that the Commission had reason to believe that

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the Short Committee violated Section 433(a) of the Federal Election Campaign Act of 1971, as amended ("Act"), 2 U.S.C. § 433(a), and Section 102.1(b) of the Commission's regulations, 11 C.F.R. § 102.1(b), by not timely filing a copy of the Pro-Life Committee's Statement of Organization as an authorized committee of the Short Committee.

In your letter to the Pro-Life Committee, you indicated that the Commission had reason to believe that the Pro-Life Committee violated Section 441(d)(1) of the Act, 2 U.S.C. § 441(d)(1), and Section 110.11(a) of the Commission's regulations, 11 C.F.R. § 110.11(a), by failing to include a statement on its literature supporting Mr. Short's candidacy that the communication was authorized by the candidate.

Thereafter, in April 1979, following the receipt of letter responses from the Short Committee and the Pro-Life Committee in January 1979, the Commission served deposition and document subpoenas on several of the officers and other individuals associated with the Committees. Substantially all of the records of the Committees were subsequently made available to the Commission staff, and the staff completed its review and conducted the desired examination of witnesses, during the month of June.

Factual Background

In the spring of 1978, Robert E. Short announced his candidacy for one of the Minnesota seats in the United States Senate, as a member of the Democratic Farmer Labor ("DFL") party. The Short Committee was created as Mr. Short's principal campaign committee shortly thereafter. On May 1, 1978, Fred L. Gates ("Gates") became the campaign manager, with effective control and direction of the activities of the Committee.

Mr. Short's opponent in the Democratic primary election, scheduled for September 12, 1978, was then-Minnesota Congressman Donald Fraser, who obtained the DFL party endorsement at its state convention in June.

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What is variously termed the "right-to-life", "pro-life" or "anti-abortion" issue quickly became one of the key issues in an issue-oriented primary campaign. Mr. Short was a pro-life advocate; Congressman Fraser had long been viewed by those active in the pro-life movement in Minnesota as its antithesis.

The lines having thus been sharply drawn on the issue, many pro-lifers volunteered their assistance to the Short Committee. One of such individuals was David N. O'Steen ("O'Steen"), the executive director of Minnesota Citizens Concerned for Life, Inc. ("MCCL"), a non-profit corporation which champions the pro-life cause in Minnesota, but neither endorses candidates nor makes political contributions.

O'Steen joined the Short campaign as a volunteer in mid-summer of 1978, working evenings in the campaign office, principally soliciting volunteers to work in booths at county fairs throughout the state. O'Steen knew many pro-life people, and drew upon that knowledge in his volunteer work.

In addition to his volunteer efforts, somewhat later in the summer, in late July or early August, O'Steen began promoting the idea of preparing and circulating a separate piece of pro-life literature, supporting Mr. Short's candidacy, and opposing Mr. Fraser's, along the lines of a circular which had been used by pro-lifers in a campaign in Iowa. Initially, O'Steen approached Gates with the idea, suggesting that the literature be sponsored by the Short Committee. When Gates (who was personally offended by the picture of a bloody fetus on the Iowa literature) offered little encouragement, and cited a shortage of campaign funds, O'Steen pursued a number of alternatives.

During the month of August, O'Steen sought outside legal advice on the formation of an independent political action committee and the possibility of forming a political action committee under the sponsorship of his employer, MCCL. He also explored the prospects of obtaining financial support from one or more national pro-life organizations or political committees. None of the alternatives materialized.

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Undaunted, in late August, O'Steen persisted in his efforts to convince Gates to support his proposal, and proceeded with plans to prepare a piece of pro-life literature supporting Mr. Short's candidacy, similar in concept to the Iowa literature. As O'Steen conceived it, the printing and distribution project would be handled through an entity whose activities could be scaled to whatever source of funding might develop.

On August 23, 1979, at O'Steen's request, a post office box was opened under the name "Democrats, Republicans and Independents United for Life" by John Angell ("Angell"), a Minneapolis attorney active in the pro-life movement.

O'Steen then revised the Iowa literature, replacing the fetus with a photograph of a healthy baby and rewriting the copy, as least in part in an effort to make it more palatable to Gates. O'Steen likewise persuaded a friend to prepare "camera ready" art work for the literature, and made arrangements with a printer and a mailing service to handle rush orders on short notice. He also lined up pro-life volunteers around the state to distribute literature, including Kristine Kremer ("Kremer") of Thief River Falls, who also agreed to serve as a committee officer with Angell.

On September 1, 1978, O'Steen felt sufficiently confident that he would ultimately succeed in obtaining funds from the Short Committee (and/or that he could, if necessary, bring his pro-life fundraising expertise to bear) that he instructed the printer to print approximately 400,000 copies of the pro-life mailer which had been readied. Each mailer bore the name and post-office-box address of the Pro-Life Committee, along with the disclaimer "Paid for by the Democrats, Republicans and Independents United for a Pro-Life Senate, Kristine Kremer, Chairman."

Ultimately, on September 5, 1978, after a

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personal meeting with Mr. Short requested by O'Steen, in which O'Steen solicited financial support for the pro-life literature, and following which Mr. Short urged Gates to do what he could to assist O'Steen's group, Gates capitulated. He approved the transfer of \$40,000 from the Short Committee to the Pro-Life Committee, to pay for the printing and distribution costs of the literature.

The Pro-Life Committee opened a bank account on September 5, its initial \$35 deposit being contributed by O'Steen, Angell and two other pro-lifers, and received and deposited a check for \$40,000 from the Short Committee on the following day, September 6.

In terms of its activities, on September 5, the Pro-Life Committee took delivery of the circulars ordered on September 1, and shipped a portion of them to pro-life activists around the state for distribution the following weekend, principally in church parking lots on Sunday, September 10. Approximately 150,000 mailers were addressed and mailed by a mailing service on September 6, employing a mailing list rented from MCCL. Additional copies of the literature were shipped to pro-lifers around the state on September 7. Still others were used on the same day as advertising inserts in a Catholic news publication, the St. Cloud Visitor. Finally, on September 8, an additional 100,000 copies of the literature were printed, and included in the following weekend distribution.

In the meantime, both Gates and O'Steen recognized that the commitment of funds from the Short Committee to the Pro-Life Committee on September 5 required the former to recognize the latter as a committee affiliated with the principal campaign committee, and to formally disclose both the affiliation and the financial support to the Commission.

O'Steen requested that the Short Committee prepare the necessary organizational documents. Gates, in turn, requested Brian Short, the candidate's son and

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a Minneapolis attorney (who was both the unpaid campaign director of the Short Committee and its part-time volunteer legal adviser) to prepare the forms.*

A Statement of Organization for the Pro-Life Committee [FEC Form 1], naming Angell as Treasurer and Kremer as Chairperson, and identifying the Pro-Life Committee as an authorized committee of the Short Committee, and a Candidate Authorization form signed by Mr. Short [FEC Form 2a], authorizing the Pro-Life Committee to receive and expend funds in support of his candidacy, were mailed to the Secretary of the Senate and the Minnesota Secretary of State on September 8.

In addition, both Brian Short and Gates contacted the Commission by phone concerning the possibility of special reporting requirements for the \$40,000 transferred to the Pro-Life Committee by the Short Committee. They were advised that because the transaction involved an inter-committee transfer to an authorized committee, it need not be reported as a "contribution" by letter or telegram under the Commission's regulation [see 11 C.F.R. § 104.4(e)], but could be deferred until the next periodic report. The transfer was reported accordingly.

Finally, with respect to the text of the disclaimer on the Pro-Life Committee literature, the requirement that it affirmatively disclose the Committee's authorization from the candidate was not known to, or considered by, anyone associated with either the Pro-Life Committee or the Short Committee.

* Brian Short also apparently prepared the letter dated September 4, 1978, signed by Angell on behalf of the Pro-Life Committee, which Gates requested for his files, principally to reflect the discreteness of the pro-life effort in Mr. Short's behalf, and to secure pro-life support in the general election campaign, should Mr. Short succeed in the primary. [Tr., Brian Short Deposition, pp. 51-5; Tr., Gates Deposition, pp. 45-6.]

DISCUSSION

1. The Short Committee timely filed a copy of the Statement of Organization of the Pro-Life Committee, disclosing its authorization. No violation of the statute or regulation in question occurred.

The Short Committee's position is that its disclosure of its authorization of the Pro-Life Committee was, under the circumstances, timely, and that no violation of statute or regulation therefore occurred.

Section 433(a) of the Act, 2 U.S.C. § 433(a), provides in part:

Each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding \$1,000 shall file with the commission a Statement of Organization, within 10 days after its organization or, if later, 10 days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of \$1,000.

Sections 102.1(a) and (b) of the Commission's regulations, 11 C.F.R. § 102.1(a) and (b), provide in part:

(a) Each political committee except as specified in paragraphs (b) and (c), shall file a Statement of Organization with the Federal Election Commission [or], the Secretary of the Senate . . . , as appropriate, within 10 days after the date of its organization, or within 10 days after the date on which the committee has information which causes it to anticipate receiving contributions or making expenditures exceeding \$1,000 in a calendar year for Federal candidates, whichever is later

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(b) Each authorized committee shall file the Statement of Organization required by paragraph (a) of this section . . . , with the affiliated principal campaign committee. The principal campaign committee shall file a copy of this statement . . . as in paragraph (a) of this section.

First, from the perspective of the Short Committee, its "authorization" of the Pro-Life Committee occurred, at the earliest, on September 5, 1978, when Gates made an oral commitment of \$40,000 in Short Committee funds to support the Pro-Life Committee and its literature. The Statement of Organization and Candidate Authorization forms were prepared and signed promptly and were mailed within three days thereafter, on September 8.

It is true that the idea of soliciting financial support from the Short Committee for a distinct piece of pro-life literature germinated several weeks earlier, through O'Steen. It is clear, however, that Gates resisted the concept, as a matter of both personal opposition and the campaign's difficult financial position, until he was ultimately "won over" by the combination of circumstances described above, on September 5.

Next, even viewed from the perspective of the Pro-Life Committee, or better, from the perspective of O'Steen and the pro-life group, the Pro-Life Committee's organizational documents were timely.

O'Steen did cause Angell to open a post office box under the name "Democrats, Republicans and Independents United for Life" on August 23. It may therefore be argued that the Pro-Life Committee was "organized", within the meaning of the statute and regulation, on that date. But even in O'Steen's mind, the Pro-Life Committee was nothing more than a post office box (and a fond hope) until September 1, when O'Steen assumed the considerable risk of ordering the printing of literature. As he testified:

Well, I was sure in my own mind on the 1st,
and I believe it was September 1st when I

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ordered the printing. Up until the time I ordered the printing I could personally cover any expenses I had incurred myself if I had to, a post office box, of getting a volunteer artist, whatever it cost him to order up the type and things like that.

Up until that time I could pull back on it. Once I ordered the printing they would want cash on delivery. I thought by that time that I would be able to talk Mr. Gates into enough money to at least cover the printing, but in all honesty I couldn't say I was sure I was getting the money until I had a check in my hands from Mr. Gates. [Tr., O'Steen Deposition, p. 39.]

Both the statute and regulation permit the filing of a Statement of Organization on the later of "organization" or the "anticipation" of making expenditures in excess of \$1,000. Therefore, even if September 1 is accepted as the date on which the Pro-Life Committee "ha[d] information which cause[d] the committee to anticipate . . . expenditures in excess of \$1,000", and even if the Short Committee had knowledge of the event and were somehow estopped to deny its "authorization" as of that date by permitting the printing to go forward without protest, the mailing of the organizational documents on September 8 was nonetheless within the 10 day period permitted by the statute and regulation.

The complaint letter on this issue should therefore be dismissed.

2. The failure of the Pro-Life Committee to disclose on its literature that its communication was authorized by Mr. Short was an innocent oversight, made in ignorance of the statute and regulation.

The Pro-Life Committee's position is that its failure to include a statement on its literature to the

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effect that the communication was authorized by Mr. Short, if contrary to the statute and regulation, was an inadvertent error, made in ignorance of the law, which does not merit action by the Commission.

Section 441d of the Act, 2 U.S.C. § 441d, provides in part:

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate through any . . . newspaper . . . direct mailing, or any other type of general public political advertising, such communication -

(1) If authorized by a candidate, his authorized political committees, or their agents, shall clearly and conspicuously, in accordance with regulations prescribed by the commission, state that the communication has been authorized. . . .

Section 110.11(a)(1) of the Commission's regulations, 11 C.F.R. § 110.11(a)(1), provides in part:

Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate through any . . . newspaper . . . , direct mailing, or any other type of general public political advertising . . . , the communication -

(1) If authorized by a candidate, his or her authorized political committees or their agents, shall clearly and conspicuously state that the communication has been authorized on behalf of that candidate. . . .

As indicated previously, the disclaimer on the Pro-Life Committee literature supporting Mr. Short's candidacy stated that it was "Paid for by the Democrats, Republicans and Independents United for a Pro-Life

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Senate, Kristine Kremer, Chairman." Assuming that the disclaimer was insufficient under the statute and regulation, in not containing a statement that it was authorized by the candidate, the violation was clearly unintentional.

First, the disclaimer was prepared and printed at a time (September 1) prior to obtaining the commitment of funds from the Short Committee which occasioned the "authorization" of the communication (September 5), which in turn activated the legal requirement that the authorization be stated on the literature.

Next, O'Steen's knowledge of the law was limited to that possessed by the typical layman having only nodding acquaintance with campaign regulations. As he testified, "I know and knew and have known for some time that a piece has to go off telling who did it, and I knew that it had to contain some officer's name." [Tr., O'Steen Deposition, p. 105.] Neither of the Pro-Life Committee officers, Angell and Kremer, was any better versed in the campaign regulations, or had any direct participation in the preparation of the literature or its disclaimer.

Nor was the Short Committee aware of the disclaimer requirements. Brian Short, who rendered legal advice to Short Committee from time to time, and who advised the Committee concerning the organizational documents of the Pro-Life Committee and the transfer of funds to it, had no prior knowledge of the disclaimer on the literature, and was not requested to give any legal advice concerning it. [Tr., Brian Short Deposition, pp. 40-4, 87-8.] Gates' knowledge of the disclaimer requirements was similar to that of O'Steen. He testified:

I did not realize that anything more than this was required.

I have been in a number of political campaigns over the years, and I am very cognizant if you're running in a labor state to put the union bug on a piece of literature, and since the new regs came out, and actually this State

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before the new regs came out required different types of Disclaimers, you also look for a bug in a Disclaimer, and I, you know, there is no question but that it needed a disclaimer.

I just -- I don't recall looking at the Disclaimer before it went to print, but had I looked at it, knowing what I know or what I think I know, I would have said, "Well, that looks good. It's not a disclaimer; somebody picking this up can't -- does not know who's circulating it -- this, and by contacting the Federal Election Commission can find out."
[Tr., Gates Deposition, pp. 31-2.]

At that point in Gates' testimony, you asked him two questions bearing directly upon the integrity of the formation of the Pro-Life Committee and the literature it published. The colloquy bears repeating in part:

QUESTION: If this Disclaimer had . . . the name of the Short Committee in it, would you have objected to that?

* * *

ANSWER: I hate to give you a yes and no answer, but I'll give you a yes and no answer.

If at the very beginning of our discussions that had come up, I would have said I object to it and there ain't no way we're going to go ahead and fund an affiliated committee.

If after the time -- the night that I thought about this whole thing and told [O'Steen] the next morning that, yes, we'll go ahead with it, I wouldn't have objected to including that in a Disclaimer because by that time I think just by the force of [O'Steen] and all these people that told me how good this piece was, I was starting to like the piece, and --

* * *

Mr. William C. Oldaker
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And, you know, I wouldn't have [objected] at that time, so, you know, depending on the time, yes and no.

* * *

QUESTION: There are those who have argued that the putting out of this piece of literature not having authorization on it was a charade.

How do you react to that? Do you think that they have any validity, not putting on a Short Disclaimer saying it was a Short literature?

* * *

ANSWER: You know, I think that very same question or something similar to it was asked by a newspaper reporter when this literature came out, and . . . I guess my response to them would be . . . the same response to you. . . . I think something is a charade if you're looking to make it a charade, and I didn't feel we were looking to make it a charade, and you know, the thing that struck me about the literature was that it pointed out a strong difference between the two candidates running for office on a particular issue, and that that was the point of the literature that I saw. [Tr., Gates Deposition, pp. 32-4.]

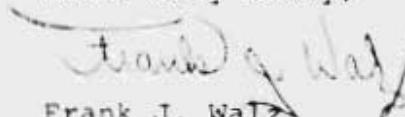
These responses reflect the position of both the Pro-Life Committee and the Short Committee concerning the good faith of their intentions. The efforts of the Pro-Life Committee's participants to formulate, finance and distribute pro-life literature supporting Mr. Short's candidacy were genuine and sincere, and the Pro-Life Committee functioned separately from the Short Committee in all respects other than the financing and ultimate approval of the literature by the Short Committee. Any failings of the Pro-Life Committee with respect to its disclaimer were occasioned by ignorance

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of the regulatory requirements by all concerned, and by the surrounding circumstances, and not by design.

For those reasons, we respectfully submit that further action by the Commission is not warranted, and that the letter complaint on this issue should likewise be dismissed.

Yours very truly,


Frank J. Walz

FJW:emw

LAW OFFICES OF
TUZINSKI & MAROFSKY
5930 BROOKLYN BLVD. SUITE 202
MINNEAPOLIS, MINN 55429

RECEIVED
FEDERAL ELECTION
COMMISSION

JAMES J. TUZINSKI
LAWRENCE P. MAROFSKY
MARTIN W. LEREN

July 25, 1979

19 JUL 27 AM 9:10

TELEPHONE 566-4411
AREA CODE: 612

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

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Gentlemen:

Enclosed please find the answers to questions submitted
to Mr. Bjorkedal.

Yours truly,

James J. Tuzinski
James J. Tuzinski

JJT:gh

Enclosure

FEDERAL ELECTION COMMISSION

QUESTIONS

Nordic Press

MUR 818

Re: Democrats, Republicans, and Independents United for a
Pro-Life Senate Committee (hereafter "the Committee")

In Mr. Bjorkedal's answers to a Commission Order, dated
January 3, 1979, he stated that Mr. David O'Steen contacted
Nordic Press on August 28, 1978. A verbal price quote was
given him on that date. In this regard,

1. Was the verbal quote given over the phone or in person?
over the phone
2. At the time of the initial quote, did Mr. O'Steen have a
copy of the mailer he wished to have printed?
I don't know
If not, when was a copy shown to Nordic for the first
time? 8/28
3. Did the verbal price quote given on August 28th change
subsequent to that date? If so, please detail.
no
4. When did work begin on the contract? What did it entail?
8/28 film work
5. When did the actual printing of the mailers begin?
8/31
6. Were the completed mailers delivered to the Committee or
were they picked up by one of their representatives? If
so, who?
7. Please detail Mr. Korkaisel's connection with Nordic Press,
formerly and currently.
none
8. Did Mr. Korkaisel ever contact Nordic Press on behalf of
the Committee? If so, please detail.
answered in January 3, 1979
9. Were any revisions made in the original copy of the mailer
submitted to Nordic Press by the Committee? If so, please
detail the revision(s) made including, but not limited to,
standard procedures for the changing of copy, time spent on
alterations, whether a new strip and plate were made, and
what the revisions consisted of, if known. yes, we do not
have original artwork so it is impossible to tell what the
10. What charges, if any, did the Committee pay for the revisions
referred to above? Is this standard procedure for Nordic
Press?
9. continued: changes were. Time 1 1/4 hours.

Questions

- 2 -

Nordic Press

11. In Mr. Bjorkedal's answers dated January 3, 1979, number 6 states that the Committee first ordered a printing of 400,000 mailers and one week later ordered an additional 90,000. However, the invoices submitted by Nordic Press indicate that invoice #2900 provided a quantity of 402,000 mailers and invoice #2899 provided a quantity of 97,200 mailers.

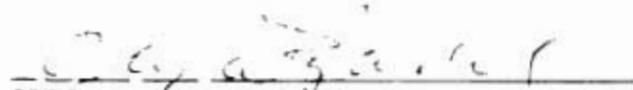
Please indicate how/why the quantity of mailers ordered was changed, including whether or not the increase in quantity resulted in a price change. The quantity ordered was not changed. Industry Martise is to allow up to a 10% overrun.

12. Is payment on delivery the normal practice of Nordic Press in its transactions? Only on bad credit risks such as political parties or committee

If no, please indicate standard procedures.
net 10 days

13. Does Nordic normally charge extra for printing on a "rush" basis? If yes, how is that charge computed and was the Committee so charged? No. All of our business is rush as we are a service business.

14. If the Committee payments listed on the two invoices submitted are totals of various charges by Nordic Press, please break the figures down and indicate what each specific charge was for. The invoices totals are a result of extending the quantity delivered times a quoted price per thousand and are not a total of various charges.


OLAF BJORKEDAL

CRUCIAL!



**THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY**

Democrats, Republicans
and Independents United
for a Pro-life Senate
P.O. Box 19021
Duluth, MN 55819
Mpls. Minn. 55413

DEMOCRATS, REPUBLICANS AND INDEPENDENTS
 UNITED FOR A PRO-LIFE SENATE

Northwestern National Bank of Minneapolis

DEPOSITS:

9/ 5/78	\$ 35.00
9/ 6/78	\$40,000.00
10/11/78	\$ 3,134.87 (Refund from Mailhouse)

CHECKS:

<u>CHECK NUMBER</u>	<u>DATE</u>	<u>PAYEE</u>	<u>AMOUNT</u>
#1	9/5/78	United Parcel Service	\$ 32.74
#2	9/6/78	Mailhouse	25,900.00
#3	9/6/78	Nordic Press	7,083.24
#4	9/7/78	Greyhound	140.50
#5	9/7/78	Greyhound	81.30
#6	9/8/78	St. Cloud Visitor	516.50
#7	9/8/78	Greyhound	3.30
#8	9/9/78	Nordic Press	2,456.71
#9	10/2/78	Tempo Artists	124.80
#10	11/6/78	Kristine Kremer	96.00
#11	11/7/78	Thomas Kkuburta	86.88
#12	11/7/78	Michael Sindt	56.00
#13	11/16/78	William McGuire	11.80
#14	11/16/78	Kristine Kremer	10.38
#15	11/16/78	Darla St. Martin	34.20
#16	11/16/78	MCCL	5,417.58
#17	11/16/78	Leo La Londe	51.45
#18	11/16/78	F. Gates	867.47
#19	11/17/78	D. LaFONTAINE	65.00
#20			
#21			
#22			

31040313119

**STATEMENT
OF YOUR
ACCOUNT WITH**

SEE INQUIRIES TO
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS --- MAIN OFFICE
7TH AT MARQUETTE
MPLS. MN. 55480

ACCOUNT NO.
R 1
170001
877

DEPOSIT ACCOUNTING
CREDIT

372-4141
377-9100

06-25-78

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

Please use reverse side for
any change of name or address
and for
closing your account

CHECKING ACCOUNT SUMMARY FROM 04-01 THRU 05-20-78

STARTING BALANCE	100	DEPOSITS	40039.00	WITHDRAWALS	36214.71	ENDING BALANCE	100	3820.71
------------------	-----	----------	----------	-------------	----------	----------------	-----	---------

PERIOD	FINANCE CHARGE							
DATE OF BALANCE	PERCENTAGE							
04-01								
04-15								
05-01								
05-20								

Each AVERAGE DAILY
BALANCE is the sum of the
balances of the individual
days (not balances with
indicated range divided by
the number of days in the
billing cycle) to determine
the amount of the FINANCE
CHARGE. It multiplies each
average daily balance by the
applicable periodic rate
multiplied each of these by
the number of days in the
billing cycle to arrive at the
product to be charged.

CHECKING ACCOUNT TRANSACTIONS

DEPOSITS

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
04-05	35.00	04-06	4000.00		

CHECKS

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
04-07	12.74	04-12	1.30	05-13	140.59
04-07	7013.24	04-17	2456.71	05-21	516.50
04-08	25000.00	04-18	81.30		

BALANCES

DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
04-01	100	04-07	32919.03	05-13	4337.21
04-05	35.00	04-08	7019.02	05-21	3820.71
04-06	4000.00	04-12	4550.01		

Each payment received
normal business hours is
credited the following day.

Payment of any other
charge is not required
by retention of this
amount.

NOTICE see reverse
for important information

31702111

STATEMENT
OF YOUR
ACCOUNT WITH

SEND INQUIRIES TO
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS --- MAIN OFFICE
7TH AT MARQUETTE DEP ACCTG 372-8181
MPLS, MN 55480 CREDIT 372-9100

1 1
170001
1147

06-85-759

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA ----
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 09-29 THRU 10-31-78

382071	313487	12480	00	683078
FINANCE CHARGE				ANNUAL PERCENTAGE RATE

*****CHECKING ACCOUNT TRANSACTIONS*****

-DEPOSITS-					
DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
10-16	3134.87				
-CHECKS-					
DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
10-03	124.80				
-BALANCES-					
DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
09-29	3920.71	10-03	3695.91	10-16	6830.78

Please advise us of any change of name or address.
Sincerely yours,
Northwestern National Bank
1000 Bank Building
Minneapolis, MN 55402
1-612-339-1000

FINANCE CHARGE
CALCULATED ON THE UNPAID
BALANCE OF THE ACCOUNT
DAILY USING AN ANNUAL PERCENTAGE
RATE OF 12% DIVIDED BY
360 DAYS TO DETERMINE
THE DAILY RATE. TO DETERMINE
THE AMOUNT OF THE FINANCE
CHARGE, MULTIPLY THE
UNPAID BALANCE BY THE
DAILY RATE AND THE NUMBER OF
DAYS.

NOTICE: Please refer to
for important information.

STATEMENT
OF YOUR
ACCOUNT WITH

SEND INQUIRIES TO
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS --- MAIN OFFICE
7TH AT MARQUETTE DEP ACCTG 372-8181
MPLS, MN 55480 CREDIT 372-9100

10 1
170001
1105

06-85-759

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 10-31 THRU 11-30-78

683078

667676

00

13402

ANNUAL
PERCENTAGE
RATE

*****CHECKING ACCOUNT TRANSACTIONS*****

---CHECKS---		---CHECKS---		---CHECKS---	
DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
09	76.00	11-21	867.47	11-24	34.20
10	56.00	11-22	11.80	11-24	5417.58
13	86.88	11-22	65.00	11-28	51.45
21	10.38				
---BALANCES---		---BALANCES---		---BALANCES---	
DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
-31	6830.78	11-13	6591.90	11-24	185.47
-08	6734.76	11-21	5714.05	11-28	134.02
-10	6678.78	11-22	5637.25		

For information only
any change of name or address
should be reported to the
bank immediately.

ALL BANK SERVICES
ARE SUBJECT TO
CHANGE WITHOUT NOTICE
AND WITHOUT LIABILITY TO
THE BANK. THE BANK
RESERVES THE RIGHT TO
CHANGE THE RATES OF
INTEREST ON ALL
DEPOSITS AT ANY TIME
WITHOUT NOTICE.

Bank deposits are not
insured by the FDIC and
may be subject to seizure
by the government.

Minimum of \$250 must be
deposited in order to
open a new account.

NOTICE: See reverse side
for important information.

PAY TO THE ORDER OF

Mellbourne

9/6

1976

17-1
910

\$25,900.⁰⁰

Twenty Five Thousand Nine Hundred ——— DOLLARS



BANCO

John F. Angell, Treasurer

09100000000685759

0002590000

NUMBER
1

PAY TO THE ORDER OF

*United Parcel Service
Thirty two ⁷⁴/₁₀₀*

Sept 3, 1978

17-1
910

\$32.74

DOLLARS



BANCO

John F. Angell, Treasurer

09100000000685759

0000003274



Checking Deposit Receipt

Pay Yourself First. Save the easy way with Automatic Savings. We'll transfer money from your checking account to your savings account automatically.

All deposits accepted subject to verification, final payment and the conditions appearing on depositor's signature card, or additions or amendments thereto.
Bank Symbol Transaction Number Amount of Deposit Date

AC 685-759



Checking Deposit Receipt

Pay Yourself First. Save the easy way with Automatic Savings. We'll transfer money from your checking account to your savings account automatically.

All deposits accepted subject to verification, final payment and the conditions appearing on depositor's signature card, or additions or amendments thereto.
Bank Symbol Transaction Number Amount of Deposit Date

AC 685-759



Checking Deposit Receipt

Pay Yourself First. Save the easy way with Automatic Savings. We'll transfer money from your checking account to your savings account automatically.

All deposits accepted subject to verification, final payment and the conditions appearing on depositor's signature card, or additions or amendments thereto.
Bank Symbol Transaction Number Amount of Deposit Date

AC 685-759

3105021454

NUMBER 6

1978 x 17-1 / 910

DAY TO THE ORDER OF

NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell
Treasurer

091000000685759

000005650

Dem, Reps, and Inds United
For a Pro-Life Senate

NUMBER 5

9/7 1978 x 17-1 / 910

DAY TO THE ORDER OF Greyhound Lines

Eighty One and 30/100

NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell
Treasurer

091000000685759

000008130

Dem, Reps, and Inds United
For a Pro-Life Senate

NUMBER 4

9/7 1978 x 17-1 / 910

DAY TO THE ORDER OF

Eighty One and 30/100

NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell, Treasurer

091000000685759

000004050

Dem, Reps, and Inds United
For a Pro-Life Senate

NUMBER 3

9/6 1978 x 17-1 / 910

DAY TO THE ORDER OF NORDIC PRESS

Seven Thousand Eighty Three and 24/100

NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell, Treasurer

091000000685759

00000708324

Dem, Reps, Ind. United
For a Pro-Life Senate

NUMBER
2

9/6 1976
\$25,900.⁰⁰

PAY TO THE ORDER OF

Mailhouse

Twenty Five Thousand Nine Hundred

— DOLLARS



Available only at Main Office
NORTHWESTERN
NATIONAL BANK
of Minnesota

BANCO

John F. Angel, Treasurer

⑆0910⑆000⑆⑆06⑆85⑆759⑆

⑆0002590000⑆

*Dem Reps, Ind United
For a Pro-Life Senate*

NUMBER
7

John

7/8 1978

17-1
910

PAY TO THE ORDER OF *Compound Lines*

\$ *3.30*

Three and 30/100

DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minneapolis

BANCO

*John F. Angell
Treasurer*

⑆0910⑆0001⑆06⑆85⑆759⑆

*Dem Reps, Ind United
For a Pro-Life Senate*

NUMBER
8

9/11 1978

17-1
910

PAY TO THE ORDER OF *Nordic Press*

\$ *2,456.77*

Two Thousand Four Hundred Fifty Six and 77/100

DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minneapolis

BANCO

*John F. Angell
Treasurer*

⑆0910⑆0001⑆06⑆85⑆759⑆

*Dems, Reps, Ind United
For a Pro-Life Senate*

NUMBER
9

10/2 1978

17-1
910

PAY TO THE ORDER OF *Tempo Artists*

\$ *124.80*

One Hundred Twenty Four and 80/100 - DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minneapolis

BANCO

*John F. Angell
Treasurer*

*Invoice
5993*

⑆0910⑆0001⑆06⑆85⑆759⑆

*Dem, Rep, + Ind
United For a P. Senate*

12 NUMBER

DAY TO THE ORDER OF

Michael Sindt

11/7

1978

X 17-1
910

Fifty Six and ^{no}/₁₀₀

\$ 56

DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minnesota

BANCO

John S. Long

Misc. Expense

⑆0910⑆000⑆06⑆85⑆759⑆

⑆0000005600⑆

*Dem, Rep, Inds
United For a P.L. Senate*

19 NUMBER

DAY TO THE ORDER OF

Kristine Kremer

11/6

1978

X 17-1
910

Ninety Six

\$ 96

DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minnesota

BANCO

John S. Long

airfare for 11/6/78

TRIP MPIS/TRE

⑆0910⑆000⑆06⑆85⑆759⑆

⑆0000009600⑆

Dams, Rep. + Ind
United For a PL Senate

11 NUMBER

11/7 10 23 17-1
010

PAY TO THE ORDER OF Thomas Kubista

\$ 86.88

Eighty Six and 88/100

DOLLARS

Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minneapolis

BANCO

John T. ...

Tel. Expense

⑆0910⑈000⑆⑆06⑈85⑈799⑈

⑈00000008688⑈

Dem. Rep. Fund
United Farm Pl. Senate

12

PAY TO THE ORDER OF Michael Sindt

11/17

1975

17-1
910

\$ 56

Fifty Six and 10/100

DOLLARS



John F. Angell

Misc. Expense

⑆0910⑆000⑆⑆06⑆85⑆759⑆ - ⑆0000005600⑆

Dem. Rep. Fund
United Farm Pl. Senate

NUMBER
15

PAY TO THE ORDER OF Darla St. Martin

11/14

1975

17-1
910

\$ 34.20

Thirty Four and 20/100

DOLLARS



John F. Angell

Misc. Expense

⑆0910⑆000⑆⑆06⑆85⑆759⑆ - ⑆0000003420⑆

Tel. Expense

⑆0910⑆000⑆06⑆85⑆759⑆

⑆0000008688⑆

NUMBER
18

17-1
910

PAY TO THE ORDER OF

Free - 64725

19

\$

DOLLARS

Payable only at Main Office
NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell

⑆0910⑆000⑆06⑆85⑆759⑆

⑆0000086747⑆

Dem's Reps + Ind
United for a P. Senate

NUMBER
14

17-1
910

PAY TO THE ORDER OF

Kristine Anderson

11/16

1978

\$10.35

DOLLARS

Ten and 35/100

Payable only at Main Office
NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell

Telephone Expense

⑆0910⑆000⑆06⑆85⑆759⑆

⑆0000001038⑆

Dem's Reps + Ind.
United for a P. Senate

NUMBER
13

17-1
910

PAY TO THE ORDER OF

William McGuire

11/16

1978

\$11.50

DOLLARS

Eleven and 50/100

Payable only at Main Office
NORTHWESTERN NATIONAL BANK
of Minneapolis

BANCO

John F. Angell

Overhaul Shipping
Expense

⑆0910⑆000⑆06⑆85⑆759⑆

⑆000001160⑆

NUMBER

17-1
970

10

8

DOLLARS

DAY
TO THE
ORDER OF



Payable only at Main Office
**NORTHWESTERN
NATIONAL BANK**
of Minneapolis

BANCO

John F. Angel

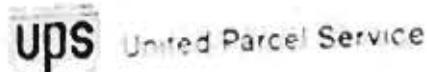
⑆ 0910⑆000⑆06⑆85⑆759⑆

Dems, Reps, + Inds. United
 Northwestern Natl. Bank of MPLS.

Deposits

9/15/78 \$ 35
 9/16/78 \$40,000
 10/16/78 \$ 3,134.87 (Refund from
 Mailhome)

Checks :	Date	Payee	Amount
#1	9/15	UPS	\$32.74
#2	9/16	Mailhome	25,900.00
#3	9/16	Nordic Press	7,083.24
#4	9/17	Greyhound	140.50
#5	9/17	Greyhound	81.30
#6	9/18	St Cloud Victor	510.50
#7	9/18	Greyhound	3.30
#8	9/19	Nordic Press	45.00
#9	10/2	Tempo Artists	127.80
#10	11/6	Kristine Kraemer	96.00 (airfare reps/T-F)
#11	11/7	Thomas Galbraith	85.58 (Tempo)
#12	11/7	Michael Smith	56.00 (Tempo)
#13	11/14	William McGinnis	11.80 (Tempo)
#14	11/14	Kristine Kraemer	10.3 (Tempo)
#15	11/14	Dorla St. Laurent	34.20 (Tempo)
#16	11/14	Mid City Council on the	547.77 (Tempo)
#17	11/14	Lombard	
#17	11/14	Leo Lalonde	51.45 (Tel. Express)
#18	11/16	F. Coates	867.47 (Tempo)
#19	11/17	Dorla St. Laurent	21.00 (Tempo)



SHIPPING RECORD

NAME _____ DATE _____

RECD FROM STREET _____

CITY & STATE _____

NAME _____

SEND TO STREET _____

CITY & STATE _____

IF COD	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

TYPE CHARGE	DATE	TRAVEL	ZONE
COD			
EXCESS VALUATION			
PACKAGE			560

Thank You For Using
United Parcel Service



SHIPPING RECORD

NAME _____ DATE _____

RECD FROM STREET _____

CITY & STATE _____

NAME _____

SEND TO STREET _____

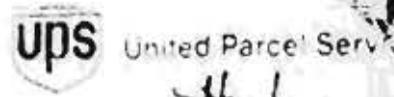
CITY & STATE _____

IF COD	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

TYPE CHARGE	DATE	TRAVEL	ZONE
COD			
EXCESS VALUATION			
PACKAGE			560

Thank You For Using
United Parcel Service



SHIPPING RECORD

41

NAME _____ DATE _____

RECD FROM STREET _____

CITY & STATE _____

NAME _____

SEND TO STREET _____

CITY & STATE _____

IF COD	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

TYPE CHARGE	DATE	TRAVEL	ZONE
COD			
EXCESS VALUATION			
PACKAGE			560

Thank You For Using
United Parcel Service

ups United Parcel Service

SHIPPING RECORD

RECD FROM

TO

SEND TO

IF C O D DECLARED VALUE

\$

\$

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C O D			
EXCESS VALUATION			
PACKAGE			560

WHEN TRACKING THIS PARCEL USE ALL INFORMATION ON ABOVE LINE

PLEASE PRINT OR TYPE CLEARLY IN THIS RECD. THE SHIPPER MUST SIGN AND DATE THE RECEIPT AND RETURN IT TO THE CARRIER WITH THE PARCEL. IF THE PARCEL IS NOT RECEIVED BY THE ADDRESSEE, THE CARRIER WILL RETURN IT TO THE SHIPPER UNLESS OTHERWISE INDICATED ON THE RECEIPT. THE SHIPPER IS RESPONSIBLE FOR THE CONTENTS OF THE PARCEL AND FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES.

AIR TRANSPORTATION IS AVAILABLE FOR ALL THE ABOVE PARCELS. FOR MORE INFORMATION, CONTACT THE UNITED PARCEL SERVICE, 4850 W. WASHINGTON STREET, CHICAGO, ILL. 60649. TELEPHONE: (312) 491-1000. FAX: (312) 491-1001.

Thank You For Using United Parcel Service

ups United Parcel Service

SHIPPING RECORD

RECD FROM

TO

SEND TO

IF C O D DECLARED VALUE

\$

\$

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C O D			
EXCESS VALUATION			
PACKAGE			560

WHEN TRACKING THIS PARCEL USE ALL INFORMATION ON ABOVE LINE

PLEASE PRINT OR TYPE CLEARLY IN THIS RECD. THE SHIPPER MUST SIGN AND DATE THE RECEIPT AND RETURN IT TO THE CARRIER WITH THE PARCEL. IF THE PARCEL IS NOT RECEIVED BY THE ADDRESSEE, THE CARRIER WILL RETURN IT TO THE SHIPPER UNLESS OTHERWISE INDICATED ON THE RECEIPT. THE SHIPPER IS RESPONSIBLE FOR THE CONTENTS OF THE PARCEL AND FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES.

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Thank You For Using United Parcel Service

ups United Parcel Service

SHIPPING RECORD

RECD FROM

TO

SEND TO

IF C O D DECLARED VALUE

\$

\$

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

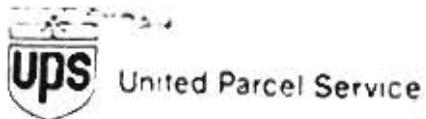
TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C O D			
EXCESS VALUATION			
PACKAGE			560

WHEN TRACKING THIS PARCEL USE ALL INFORMATION ON ABOVE LINE

PLEASE PRINT OR TYPE CLEARLY IN THIS RECD. THE SHIPPER MUST SIGN AND DATE THE RECEIPT AND RETURN IT TO THE CARRIER WITH THE PARCEL. IF THE PARCEL IS NOT RECEIVED BY THE ADDRESSEE, THE CARRIER WILL RETURN IT TO THE SHIPPER UNLESS OTHERWISE INDICATED ON THE RECEIPT. THE SHIPPER IS RESPONSIBLE FOR THE CONTENTS OF THE PARCEL AND FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES. THE SHIPPER IS RESPONSIBLE FOR THE PAYMENT OF THE FREIGHT AND INSURANCE CHARGES.

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Thank You For Using United Parcel Service



SHIPPING RECORD

TO: _____
FROM: _____
CITY, STATE & ZIP: _____
SEND TO: _____

IF C.O.D. DECLARED VALUE \$ 500.00

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANSFERRED	AMOUNT	TYPE
C.O.D.				C.O.D.
EXCESS VALUATION				EX. VAL.
PACKAGE	560			PKG.

Thank You For Using
United Parcel Service



SHIPPING RECORD

TO: _____
FROM: _____
CITY, STATE & ZIP: _____
SEND TO: _____

IF C.O.D. DECLARED VALUE \$ 500.00

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANSFERRED	AMOUNT	TYPE
C.O.D.				C.O.D.
EXCESS VALUATION				EX. VAL.
PACKAGE	560			PKG.

Thank You For Using
United Parcel Service



SHIPPING RECORD

TO: _____
FROM: _____
CITY, STATE & ZIP: _____
SEND TO: _____

IF C.O.D. DECLARED VALUE \$ 500.00

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANSFERRED	AMOUNT	TYPE
C.O.D.				C.O.D.
EXCESS VALUATION				EX. VAL.
PACKAGE	560			PKG.

Thank You For Using
United Parcel Service



United Parcel Service

SHIPPING RECORD

NAME _____

RECO FROM STREET _____

CITY & STATE _____

SEND TO STREET _____

CITY & STATE _____

IF C.O.D.	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C.O.D.			
EXCESS VALUATION			
PACKAGE	560		

WHEN TRACKING THE PACKAGE GIVE ALL INFORMATION ON ABOVE LINE

IF THIS IS A GREATER VALUE... (small text)

Thank You For Using
United Parcel Service



United Parcel Service

SHIPPING RECORD

NAME _____

RECO FROM STREET _____

CITY & STATE _____

SEND TO STREET _____

CITY & STATE _____

IF C.O.D.	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C.O.D.			
EXCESS VALUATION			
PACKAGE	560		

WHEN TRACKING THE PACKAGE GIVE ALL INFORMATION ON ABOVE LINE

IF THIS IS A GREATER VALUE... (small text)

Thank You For Using
United Parcel Service



United Parcel Service

SHIPPING RECORD

NAME _____

RECO FROM STREET _____

CITY & STATE _____

SEND TO STREET _____

CITY & STATE _____

IF C.O.D.	DECLARED VALUE	ZONE
\$	\$	

PACKAGE CONTENTS

DO NOT WRITE BELOW THIS LINE

TYPE CHARGE	CUSTOMER COUNTER	DATE TRANS	CHARGES
C.O.D.			
EXCESS VALUATION			
PACKAGE	560		

WHEN TRACKING THE PACKAGE GIVE ALL INFORMATION ON ABOVE LINE

IF THIS IS A GREATER VALUE... (small text)

Thank You For Using
United Parcel Service



NORDIC PRESS
INC.

TELEPHONE (612) 535 6440

5017 BOONE AVENUE NO. ■ NEW HOPE, MINNESOTA 55428

#10

S
O
L
D
T
O

Democrats, Republicans & Independents
United For A Pro-Life Senate
P.O. Box 19020 - Diamond Lake Station
Mpls, Mn. 55410

SHIP TO (NAME AS "SOLD TO" UNLESS INDICATED)

NET 10 days

PARTIAL

COMPLETE

DATE SHIPPED	P.O. NUMBER	JOB NUMBER	INVOICE DATE	INVOICE NUMBER
07/08		7-2226	0/5/08	2500

QUANTITY	DESCRIPTION	PRICE	AMOUNT
400,000	Mailers - Bob Short for Senate	17.62/M	57,083.24
		Subtot	57,083.24
		Tax	283.32
		Total	57,366.56

A 1.5% PER MONTH SERVICE CHARGE
WILL BE ADDED TO PAST DUE ACCOUNTS

INVOICE

GREYHOUND BUSBILL CO.

59115603 8

Handwritten notes and address:
1011 P. PROQUETTE
Mpls Minn

DO NOT WRITE IN THIS SPACE

NBO

Handwritten notes:
9/29
9.50

SHIPPER'S RECEIPT

PREPAID

NO.

DATE

AMOUNT

GREYHOUND BUSBILL CO.

59115594 4

Handwritten notes and address:
1011 P. PROQUETTE
Mpls Minn

DO NOT WRITE IN THIS SPACE

NBO

Handwritten notes:
9.50
8.00

1 SHIPPER'S RECEIPT

PREPAID

NO.

DATE

AMOUNT

GREYHOUND BUSBILL CO.

66335786 0

Handwritten notes and address:
1011 P. PROQUETTE
Mpls Minn

DO NOT WRITE IN THIS SPACE

ROUTING	
RECEIVE EACH COMPANY'S ASSIGNMENT AND JUNCTION POINT ON LINES BELOW	
COMPANY	TO

EXPRESS CHARGES	\$ 9.50
CHANGES	\$
ALARM	\$
GROUP CHARGES	\$
DELIVERY CHARGES	\$
SCALE CHARGES	\$
BUS TOTAL	\$ 4.80
TAX	\$
TOTAL PREPAID	\$ 4.80

NOT NEGOTIABLE SUBJECT TO TERMS OF... LIABILITY... \$100... charges and freight for this service...

1 SHIPPER'S RECEIPT
FORM 6-17 (1-4-75) PRINTED IN U.S.A.

PREPAID

NO.

DATE

AMOUNT

3085
 PRINTED MATTER
 X X
 PRO-LIFE SENATE
 1011 MANQUETTE
 71125 MINN

DO NOT WRITE IN THIS SPACE

978
 990
 990
 990

NBO

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.
 DESTINATION STATION: VIRGINIA PLUM
 ORIGINATOR: 978-1412
 PRINTED MATTER
 X X
 PRO-LIFE SENATE
 1011 MANQUETTE
 71125 MINN

66335789 3

CHG ACCT DELIVERY

978

ROUTING: GT DULUTH, NTC DEST

SUB TOTAL \$ 6.50
 STATE TAX \$
 TOTAL PREPAID \$ 6.50

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.
 DESTINATION STATION: VIRGINIA PLUM
 ORIGINATOR: 978-1412
 PRINTED MATTER
 X X
 PRO-LIFE SENATE
 1011 MANQUETTE
 71125 MINN

66335788 2

CHG ACCT DELIVERY

978

ROUTING: GT DULUTH, NTC DEST

SUB TOTAL \$ 4.50
 STATE TAX \$
 TOTAL PREPAID \$ 4.50

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.
 DESTINATION STATION: VIRGINIA PLUM
 ORIGINATOR: 978-1412
 PRINTED MATTER
 X X
 PRO-LIFE SENATE
 1011 MANQUETTE
 71125 MINN

59115604 9

CHG ACCT DELIVERY

978

ROUTING: GT DULUTH, NTC DEST

SUB TOTAL \$ 1.40
 STATE TAX \$
 TOTAL PREPAID \$ 1.40

NBO

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

9778

GREYHOUND BUSBILL Co. STATE

DO NOT WRITE IN THIS SPACE

ROUTING

SHIPPER'S RECEIPT

PREPAID NO DATE AMOUNT

EXPRESS CHARGES	400
COMM. ADVANCED	
PICKUP CHARGES	
DELIVERY CHARGES	
VALUE CHARGES	
SUB TOTAL	400
STATE TAX	
TOTAL PREPAID	400

66335791 5

GREYHOUND BUSBILL Co. STATE

DO NOT WRITE IN THIS SPACE

ROUTING

SHIPPER'S RECEIPT

PREPAID NO DATE AMOUNT

EXPRESS CHARGES	450
COMM. ADVANCED	
PICKUP CHARGES	
DELIVERY CHARGES	
VALUE CHARGES	
SUB TOTAL	450
STATE TAX	
TOTAL PREPAID	450

66335790 4

GREYHOUND BUSBILL Co. STATE

DO NOT WRITE IN THIS SPACE

ROUTING

SHIPPER'S RECEIPT

PREPAID NO DATE AMOUNT

EXPRESS CHARGES	450
COMM. ADVANCED	
PICKUP CHARGES	
DELIVERY CHARGES	
VALUE CHARGES	
SUB TOTAL	450
STATE TAX	
TOTAL PREPAID	450

59115607 1

GREYHOUND BUSBILL Co. STATE

DO NOT WRITE IN THIS SPACE

ROUTING

SHIPPER'S RECEIPT

PREPAID NO DATE AMOUNT

EXPRESS CHARGES	990
COMM. ADVANCED	
PICKUP CHARGES	
DELIVERY CHARGES	
VALUE CHARGES	
SUB TOTAL	990
STATE TAX	
TOTAL PREPAID	990

NBO

STREET ADDRESS: 507 50 ST
 CITY: PHOENIX AZ
 SHIPPER'S NAME: PRO LIFE SENATE
 STREET ADDRESS: 1011 N MARQUETTE
 CITY: PHOENIX AZ

DO NOT WRITE IN THIS SPACE

ROUTING: INSERT EACH COMPANY'S ABBREVIATION AND JUNCTION POINT ON LINES BELOW

CHARGES: EXPRESS \$ 1.50, CHARGES ADVANCED \$ 0.00, PICKUP CHARGES \$ 0.00, DELIVERY CHARGES \$ 0.00, VALUE CHARGES \$ 0.00

SUB TOTAL \$ 4.50, STATE TAX \$ 0.00, TOTAL PREPAID \$ 4.50

NOT NEGOTIABLE SUBJECT TO TARIFF LIABILITY The carrier will not pay more than \$100 liability for loss or damage to contents of 100 pounds or less or \$50 for any shipment in excess of 100 pounds unless a greater amount and charges for such greater value is shown on this shipment is limited by tariff.

SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co. STATE: ARIZONA
 DESTINATION STATION: OLIVER MIND
 CITY: MRS. FERWIN STREY
 STREET ADDRESS: 1011 N MARQUETTE
 CITY: PHOENIX AZ

DO NOT WRITE IN THIS SPACE

ROUTING: INSERT EACH COMPANY'S ABBREVIATION AND JUNCTION POINT ON LINES BELOW

CHARGES: EXPRESS \$ 3.35, CHARGES ADVANCED \$ 0.00, PICKUP CHARGES \$ 0.00, DELIVERY CHARGES \$ 0.00, VALUE CHARGES \$ 0.00

SUB TOTAL \$ 3.35, STATE TAX \$ 0.00, TOTAL PREPAID \$ 3.35

NOT NEGOTIABLE SUBJECT TO TARIFF LIABILITY The carrier will not pay more than \$100 liability for loss or damage to contents of 100 pounds or less or \$50 for any shipment in excess of 100 pounds unless a greater amount and charges for such greater value is shown on this shipment is limited by tariff.

SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co. STATE: ARIZONA
 DESTINATION STATION: OLIVER MIND
 CITY: Mrs. P. B. Smith
 STREET ADDRESS: 1011 N MARQUETTE
 CITY: PHOENIX AZ

DO NOT WRITE IN THIS SPACE

ROUTING: INSERT EACH COMPANY'S ABBREVIATION AND JUNCTION POINT ON LINES BELOW

CHARGES: EXPRESS \$ 4.50, CHARGES ADVANCED \$ 0.00, PICKUP CHARGES \$ 0.00, DELIVERY CHARGES \$ 0.00, VALUE CHARGES \$ 0.00

SUB TOTAL \$ 4.50, STATE TAX \$ 0.00, TOTAL PREPAID \$ 4.50

NOT NEGOTIABLE SUBJECT TO TARIFF LIABILITY The carrier will not pay more than \$100 liability for loss or damage to contents of 100 pounds or less or \$50 for any shipment in excess of 100 pounds unless a greater amount and charges for such greater value is shown on this shipment is limited by tariff.

SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co. STATE: ARIZONA
 DESTINATION STATION: OLIVER MIND
 CITY: PHOENIX AZ
 STREET ADDRESS: 516 ANNE STREET
 CITY: PHOENIX AZ

DO NOT WRITE IN THIS SPACE

ROUTING: INSERT EACH COMPANY'S ABBREVIATION AND JUNCTION POINT ON LINES BELOW

CHARGES: EXPRESS \$ 9.00, CHARGES ADVANCED \$ 0.00, PICKUP CHARGES \$ 0.00, DELIVERY CHARGES \$ 0.00, VALUE CHARGES \$ 0.00

SUB TOTAL \$ 9.00, STATE TAX \$ 0.00, TOTAL PREPAID \$ 9.00

NBO

NOT NEGOTIABLE SUBJECT TO TARIFF LIABILITY The carrier will not pay more than \$100 liability for loss or damage to contents of 100 pounds or less or \$50 for any shipment in excess of 100 pounds unless a greater amount and charges for such greater value is shown on this shipment is limited by tariff.

SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.

66375796 0

SHIPPER'S RECEIPT
TO: *DA Tom Clifford*
FROM: *50 OSTAR DRIVE*

PHONE: _____
CITY: _____
STATE: _____
ZIP: _____
CARRIER: _____
CLASS: _____
RATES: _____
TAXES: _____
TOTAL: _____

PACKING: BAG CTN OTHER
DO NOT WRITE IN THIS SPACE

ROUTING
STATE: _____
CITY: _____
STATE: _____
CITY: _____
STATE: _____
CITY: _____

SHIPPER'S RECEIPT
TO: *700-LIFE SERVICE*
FROM: *1011 WINDY HILL*
WINDY HILL

PHONE: _____
CITY: _____
STATE: _____
ZIP: _____
CARRIER: _____
CLASS: _____
RATES: _____
TAXES: _____
TOTAL: _____

SHIPPER'S RECEIPT

PREPAID

NO

DATE

AMOUNT

GREYHOUND BUSBILL Co.

59115609 3

SHIPPER'S RECEIPT
TO: *Robert Miller*
FROM: *Robert Miller*
401-3rd St

PHONE: _____
CITY: _____
STATE: _____
ZIP: _____
CARRIER: _____
CLASS: _____
RATES: _____
TAXES: _____
TOTAL: _____

PACKING: BAG CTN OTHER
DO NOT WRITE IN THIS SPACE

NBO

SHIPPER'S RECEIPT

PREPAID

NO

DATE

AMOUNT

GREYHOUND BUSBILL Co. 3

59115612 6

7/13/90

Ortonville Mo

Veronica Adelman

Bellington Mo

10

97 75 C
9.00

1

DO NOT WRITE IN THIS SPACE

X X

ProLife Senate

NBO

11PLS

9.00

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.

59115613 1

11/1 7.00

Inter Falls Mo

Shelby Elliott

Rainelle Mo

97 75 C
9.60

1

DO NOT WRITE IN THIS SPACE

X X

ProLife Senate

NBO

11PLS

9.60

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.

59115614 8

11/1 7.00

Marshall Mo

Mrs William Hooper

97 75 C
9.60

1

DO NOT WRITE IN THIS SPACE

X X

ProLife Senate

NBO

11PLS

9.60

1 SHIPPER'S RECEIPT PREPAID NO. DATE AMOUNT

GREYHOUND BUSBILL Co.

59115629 1

11/1 7.95

Rochester Mo

Mrs Stephen Nancy

Plainville Mo

97 75 C
8.00

1

DO NOT WRITE IN THIS SPACE

X X

ProLife Senate

NBO

11PLS

8.00

*William W. ...
Peggy ...
Claid ...*

DO NOT
WRITE
IN THIS
SPACE



NBO

1.70

X
X
Pro Life Senate
1.70

SHIPPER'S RECEIPT PREPAID NO. DATE 1941

GREYHOUND BUSBILL Co.

*William W. ...
Peggy ...
Claid ...*

DO NOT
WRITE
IN THIS
SPACE

57115611 5

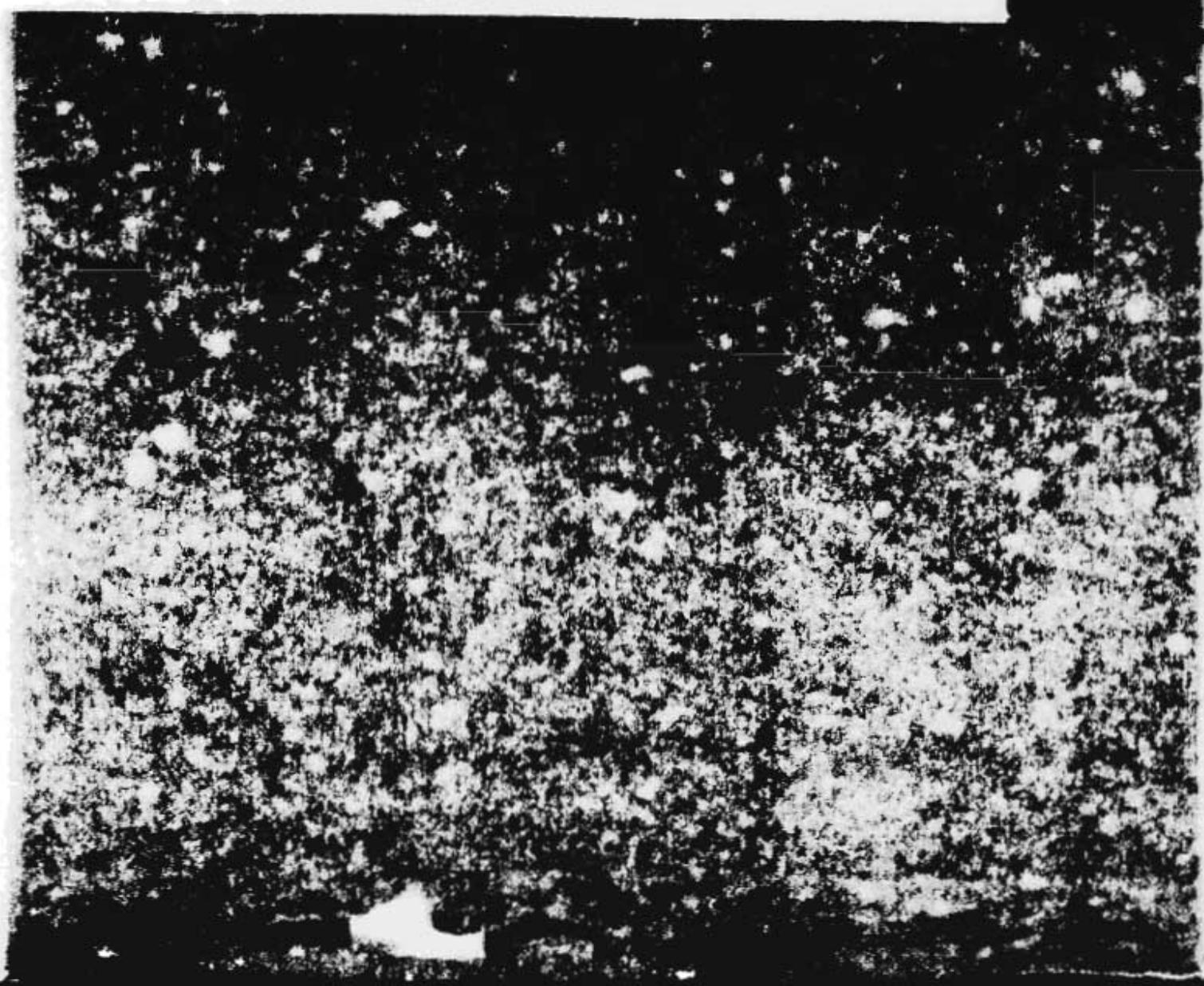


NBO

1.70
1.35
1.70
6.70

X X
Pro Life Senate
1.70

SHIPPER'S RECEIPT PREPAID NO. DATE 1941





NORDIC PRE'S

5017 BOONE AVENUE NO. ■ NEW HOPE, MINNESOTA 55428

TELEPHONE (612) 535-6440

S F
O
L
D
L

Minnesota, Des Moines, Iowa, and
Iowa, Des Moines, Iowa
P.O. Box 100, Des Moines, Iowa
Des Moines, Iowa

SHIP TO NAME AS SHOWN ON UNLESS INDICATED

DATE SHIPPED	PO NUMBER	QTY NUMBER	ISSUE DATE	ISSUE DATE	INVOICE NUMBER	NET 10 days COMPLETE
1/2/70		2-1220	1/2/70		2000	
QUANTITY	DESCRIPTION	PRICE	AMOUNT			
00.00	Material - Bob White for Canada Sales Tax from 1/2/70's reflects on 1/2/70 Sales Tax from 1/2/70 reflects on 1/2/70	52,000.80	52,000.80			
			703.32			
			93.50			
			<u>52,807.62</u>			
			92,456.71			

A 1% PER MONTH SERVICE CHARGE
WILL BE ADDED TO PAST DUE ACCOUNTS.

#9

Date: 9-22-78

Client: Democrats, Republicans, & Independents
Attention: Kristine Kraemer
P.O. Box 19029
Diamond Lake Station
Mpls., MN 55419

TEMPO ARTISTS, INC
1102 Cargill Building
Minneapolis, Mn 55402
Phone (612) 332-4341

Invoice Number: 5493
Project Description: Typesetting

Amount: 120.-

*Pol 2/78
10/1 #9
JK*

State Tax \$ 4.80

TOTAL \$ 124.80

ACKNOWLEDGE RECEIPT OF TICKETS AND ORIGINATOR'S
OR RECIPIENT CHANGES OR CANCELLATIONS. PAYMENT IN
FULL TO BE MADE WHEN HELD IN EXCESS OF 90 DAY
PERIOD IN ACCORDANCE WITH CREDIT CARD POLICY OF
ISSUING CARD AND AS SPECIFIED IN SPECIFIC
CARD TERMS.

UNIVERSAL CREDIT CARD CHARGE FORM

NORTH CENTRAL AIRLINES 032

NORTH CENTRAL

3 6 9 12

DATE OF USE

NAME OF PASSENGER (OTHER THAN CARDHOLDER)

COMPLETE ROUTING

CLASS OF SERVICE

ORIGIN OF TRIP (CITY AND STATE)

DESTINATION

Top Kelly

11/22/78

11/22/78

TICKETS NOT TRANSFERABLE
NO CASH REFUNDS

CREDIT CARD NAME CODE

517 41 716 010274

JAMES J. KREYER

*pd
11/21/78
CR 47
D-1
11/21/78*

To: Demo, Reps, + Inde United For a P.L. Senate

From: Tom Kubertee

Re: Telephone Expense

\$86.88

Pd

11/7/78

CK # 11

288 ST PAUL
DETAIL OF LONG DISTANCE CALLS FOR 612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
216	A	W CONCORD	MN 507 527-2172	2	5	943A	76	30*
718	A	W CONCORD	MN 507 527-2172	3	2	505P	104	67*
✓720	A	W ROCHESTER	MN 507 282-4027	3	2	546P	113	73**
✓720	A	W CONCORD	MN 507 527-2804	2	2	717P	74	48*
720	A	W CONCORD	MN 507 527-2172	22	6	720P		357*
722	A	W CONCORD	MN 507 527-2172	37	5	152P	1091	436*
722	A	W CONCORD	MN 507 527-2172	5	5	506P	161	64*
725	A	W CONCORD	MN 507 527-2172	2	1	1010A	75	75
726	A	W CONCORD	MN 507 527-2172	2	1	1021A	75	75
726	A	W CONCORD	MN 507 527-2172	19	6	817P		309*
✓728	A	W HANKATO	MN 507 625-5029	3	1	827A	104	104 -
✓728	A	W HANKATO	MN 507 625-3540	5	1	832A	162	162 -
✓728	A	W HANKATO	MN 507 625-4133	2	1	843A	75	75 -
✓728	A	W GREENBUSH	MN 218 782-7386	5	1	1238P	258	258 -
✓728	A	W GRANDPERKS	MN 218 773-9593	1	1	1257P	63	63 -

long distance codes See reverse

288 ST PAUL
612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
✓728	A	W HIRBING	MN 218 263-4879	2	1	104P	98	98
✓728	A	W DULUTH	MN 218 727-4077	1	1	108P	55	55
✓728	A	W GRAND RPDS	MN 218 326-4172	3	1	122P	139	139
✓728	A	W TWINVALLEY	MN 218 584-8109	3	1	126P	146	146
✓728	A	W DULUTH	MN 218 727-4077	7	1	247P	289	289
✓728	A	W ADA	MN 218 784-4847	2	1	315P	103	103
✓728	A	W GLYNDON	MN 218 498-2580	1	1	320P	60	60
✓728	A	W GLYNDON	MN 218 498-2580	1	2	629P	61	39*
728	A	W CONCORD	MN 507 527-2172	9	6	728P		165*
✓729	A	W DETROITLKS	MN 218 847-5444	6	5	909A	261	104*
✓729	A	W SANDSTONE	MN 612 245-2946	2	5	916A	81	32*
✓729	A	W GLYNDON	MN 218 498-2580	4	5	919A	188	75*
✓729	A	W SANDSTONE	MN 612 245-2946	1	5	1215P	48	19*
✓729	A	W NEW PRAGUE	MN 612 758-2105	1	5	240P	36	14*
✓729	A	W BELLEPLAIN	MN 612 873-2715	2	5	241P	66	26*
✓729	A	W BELLEPLAIN	MN 612 873-6374	4	5	243P	113	45*

long distance codes See reverse

*Telephone bill for
Tom & Ruby Gubieta
net total \$80.44
tax \$6.44
gross total \$86.88*

288 ST PAUL
 612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
	731	A W CONCORD MN	507 527-2172	13	6	751P		213*
✓	8 1	A NEW SWEDEN MN	507 246-5207	2	5	658A	76	30**
✓	8 1	A WATERTOWN MN	612 955-1623	1	5	701A	41	16**
	8 1	A KENOSHA WI	414 694-8150	11	5	758A	388	155**
✓	8 1	A GOODHUE MN	612 923-4843	2	1	816A	65	65
✓	8 1	A GOODHUE MN	612 923-4115	3	1	818A	89	89
	8 2	A FOND DU LAC WI	414 973-7121	4	1	912A	142	142
✓	8 2	A W CONCORD MN	507 527-2172	2	2	520P	74	48**
	8 2	A W CONCORD MN	507 527-2172	18	6	926P		293**
✓	8 3	A ST PETER MN	507 931-1437	2	2	658P	74	48*
✓	8 3	A NEW SWEDEN MN	507 246-5291	2	2	701P	74	48*
✓	8 3	A ST PETER MN	507 931-4477	4	2	707P	133	86**
	8 3	A W CONCORD MN	507 527-2172	17	6	842P		277**
	8 6	A KENOSHA WI	414 694-8150	6	5	405P	218	87*
✓	8 6	A NORTHFIELD MN	507 645-7283	4	2	857P	85	55*
	8 6	A HAYS KS	913 625-5436	2	2	902P	84	54*

ing distance codes. See reverse

288 ST PAUL
 612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
	8 8	A W CONCORD MN	507 527-2172	1	1	810A	46	46
✓	8 8	A SUPERIOR WI	715 394-7347	4	2	1019P	134	87*
	8 9	A KENYON MN	507 789-6131	2	1	117P	65	65
TAX-US 2.20 STATE 1.99 TOTAL EXCL TAX							5509	
	8 24	A W CONCORD MN	507 527-2172	3	1	845A	104	104
✓	8 30	A ST CLOUD MN	612 251-2017	1	1	832A	46	46
	8 30	A W CONCORD MN	507 527-2172	59	6	912P		949*

ing distance codes. See reverse

288 ST PAUL
 612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
✓	9 1	A WINDOM MN	507 831-1139	3	5	747A	133	53*
✓	9 1	A GOODHUE MN	612 923-4286	5	5	750A	136	54*
	9 1	A W CONCORD MN	507 527-2172	15	1	940A	452	452
	9 1	A W CONCORD MN	507 527-2172	22	6	1018P		357*
✓	9 5	A MANKATO MN	507 388-2198	1	5	717A	46	18*
✓	9 5	A SLEEPY EYE MN	507 744-6132	4	5	719A	156	62*
✓	9 5	A ST PETER MN	507 931-4477	5	5	730A	161	64*
✓	9 5	A HUTCHINSON MN	612 879-4841	1	5	736A	46	18*
✓	9 5	A CALEDONIA MN	507 724-2310	4	5	746A	166	66*
✓	9 5	A SLAYTON MN	507 836-6834	7	5	752A	288	115*
✓	9 6	A BELLINGHAM MN	612 568-2315	12	1	1256P	508	508
✓	9 6	A CLARA CITY MN	612 847-2156	1	1	147P	53	53
✓	9 6	A CLARA CITY MN	612 847-3606	10	1	148P	395	395
✓	9 6	A JACKSON MN	507 847-3471	9	1	203P	367	367
✓	9 7	A BELLINGHAM MN	612 568-2315	3	1	221P	139	139
✓	9 7	A CLARA CITY MN	612 847-3606	3	1	227P	129	129

ing distance codes. See reverse

288 ST PAUL
612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
✓ 9 7	A	IVANHOE MN	507 694-1735	4	1	230p	180	180
✓ 9 7	A	GHAND MARA MN	218 387-2339	1	1	320p	60	60
✓ 9 7	A	MARSHALL MN	507 532-3964	4	1	322p	172	172
✓ 9 7	A	LITCHFIELD MN	612 693-6621	1	1	330p	46	46
✓ 9 7	A	REDWOODFLS MN	507 637-5539	6	1	332p	227	227
✓ 9 7	A	LUVERNE MN	507 283-8502	3	1	340p	139	139
✓ 9 7	A	WINDOM MN	507 831-1139	3	2	512p	133	86*
✓ 9 7	A	LITCHFIELD MN	612 693-6621	4	2	623p	133	86*
✓ 9 8	A	IVANHOE MN	507 694-1735	4	5	722A	181	72*
✓ 9 8	A	CLARA CITY MN	612 847-3606	2	5	728A	91	36*
✓ 9 8	A	JACKSON MN	507 847-3471	2	5	730A	93	37*
✓ 9 8	A	BELLINGHAM MN	612 568-2315	4	5	733A	181	72*
✓ 9 8	A	SILVER BAY MN	218 226-4431	1	1	1132A	57	57
✓ 9 8	A	MARSHALL MN	507 532-2773	1	1	1133A	55	55
✓ 9 8	A	OKTONVILLE MN	612 839-3763	1	1	1134A	57	57
✓ 9 8	A	LITCHFIELD MN	612 693-7382	1	1	1135A	46	46

No distance codes. See reverse.

288 ST PAUL
612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
✓ 9 8	A	CLOQUET MN	218 879-8606	1	1	1139A	53	53
✓ 9 8	A	BIRD ISLAND MN	612 365-3609	5	1	1140A	177	177
✓ 9 8	A	OWATONNA MN	507 451-4294	2	1	1149A	75	75
✓ 9 8	A	GHAND MARA MN	218 387-2760	1	1	1151A	60	60
✓ 9 8	A	WINONA MN	507 454-4216	1	1	1152A	53	53
✓ 9 8	A	JACKSON MN	507 847-3471	1	1	1202p	55	55
✓ 9 8	A	AURORA MN	218 229-3535	1	1	1204p	57	57
✓ 9 8	A	GHAND RPDS MN	218 326-8804	1	1	1206p	57	57
✓ 9 8	A	TWOHARBORS MN	218 834-4787	1	1	1209p	57	57
✓ 9 8	A	WILLMAR MN	612 235-6264	1	1	1211p	52	52
✓ 9 8	A	TOWER MN	218 753-4738	2	1	127p	103	103
✓ 9 8	A	HIBBING MN	218 263-4710	1	1	129p	57	57
✓ 9 8	A	SILVER BAY MN	218 226-4431	3	1	133p	139	139
✓ 9 8	A	VIRGINIA MN	218 741-5319	1	1	143p	57	57
✓ 9 8	A	MUCHHEAD MN	218 236-1063	1	1	218p	60	60
✓ 9 8	A	AUSTIN MN	507 433-6190	3	1	300p	122	122

No distance codes. See reverse.

288 ST PAUL
612 454-5739

DATE	KEY	PLACE CALLED	AREA NUMBER	MIN	CL	TIME	GROSS	NET
✓ 9 8	A	RANIER MN	218 286-5605	1	2	730p	62	40*
✓ 9 8	A	DULUTH MN	218 728-3076	1	2	735p	54	35*
✓ 9 8	A	DARFLR MN	507 564-5707	4	2	735p	167	108*
✓ 9 8	A	DULUTH MN	218 728-3076	2	2	905p	94	61*
✓ 9 8	A	DULUTH MN	218 727-0898	2	2	908p	94	61*
✓ 9 10	A	BELLINGHAM MN	612 568-2315	2	5	712A	98	39*
✓ 9 10	A	BELLINGHAM MN	612 568-2315	1	5	907A	56	22*
✓ 9 10	A	BELLINGHAM MN	612 568-2315	10	6	1040p		165*
9 11	A	W CONCORD MN	507 527-2172	2	5	732A	76	30*
9 11	B	W CONCORD MN	507 527-2172	10	1	114p		
		FROM ST PAUL MN	612 633-8410				338	338
TAX-US		4.05	STATE	3.79		TOTAL EXCL TAX		10117

*GOPHER STATE BARGAIN RATE APPLIED

*DISCOUNT APPLIED - SEE CALL GUIDE IN YOUR TELEPHONE DIRECTORY

No distance codes. See reverse.

\$6⁰⁰

maps.

10⁰⁰ Gas 10/30

12⁰⁰ Gas 11/1

10⁰⁰ Gas + Oil 11/3

8⁰⁰ Gas 11/4

10⁰⁰ staples, tape, magic markers ect.

356⁰⁰

M. Sault

pd
11/7/78
ck #12

11-6-78 #12

Derry, Ind, Rep for
F-2 like Senate

101011137

3 1 2 1 1 3 9

Davis, Rep., + Inchr
United for a P.L. Senate

#13

Grayhound bus package

to Duluth, Minnesota

\$11.80

paid with a personal

check # 2720

please reimburse!

William McGuire
4048 Zenith Ave So.
Mpls. Minn.

pd
ck
#13, 11/17/78

Dem, Rep, + Ind
Unid for a
PL Senate

#14

Kristine Kremer

Telephone bill

10.38

Make check payable to:

Kristine Kremer
515 N. LaBree
Thief River Falls, Minn. 56701
218-651-2946

PK
11/16/78
#14

81010212133

Dem, Rep + Trade
United for a
PL senate

15

Statement of Amounts owed:

\$10.00 Gas to St. Cloud to transport brochures

\$20.00 Post Office box # 19029
Diamond Lake Station

4.20 Box transported by Grayhounds
bus submitted by

\$34.20 Total (Dula St Martin)

Make check payable to:

Dula St Martin

Pd
11/16/78
15

Reimbursement for

Devin J Repps, #INDOR #17
United Fara P2 Senate

Leo F Kalkonde, 309 W 4th Ave N. Aurora
Minn. 55705
For telephone bill October, November 51.45
(receipt will be mailed)

pd 11/16/78
#1 17

20121201018

To: Denis, Reps + Ind. United

for a P-L Ser

From: Fred L. Gates

Payment for Consulting Services
per agreement from Sept. 1961

to present

\$650.00

Reimbursements \$187.47

Total \$867.47

11/1/72

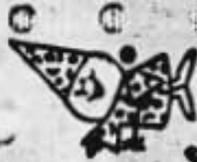
Rec'd (copy)



11/1/72

insty-prints

the wis of the printing biz!



CASH & CARRY

INSTANT LITHO PRINTING

OPEN 24 HOURS

818 SECOND AVE. S. NORTH STAR MN

MINNEAPOLIS, MN 55402

PHONE: 330-6669



Date **10-23** Clerk **Orl** **TUE**

Address **348-2201 - 338-9405**

PK	11	8 1/2 x 14	11 x 17	20 IN.	40 IN.	TEXT	PHOTO	IMAGE
OTHER SIZE								

QTY	DESCRIPTION	PRICE	TOTAL
1	1000 CUT	11.50	11.50
1	1000 CUT	10.00	10.00
1	1000 CUT	13.65	13.65
1	1000 CUT	22.14	22.14

ORDERED BY	AMOUNT
<i>[Signature]</i>	63.13
CASH CHECK - OUR	SALES TAX
TERMS ARE CASH	2.13
	TOTAL
	63.13

27209

FRANCHISE OF INSTY-PRINTS INC. - MINNEAPOLIS, MN

From the desk of

F. J. GATES

Rolls Purchased for
Telephone cables (Phone Bank)
from Personal funds:

11/2	→	\$ 11.50
11/3	→	\$ 10.00
11/4	→	\$ 13.65
11/6	→	\$ 22.14



H. E. SHORT
President

HOTEL *Leamington*

MINNEAPOLIS

AT&T Code 0000
329-7126

[Faint handwritten notes and scribbles, including the number 54275 and a large hash symbol #]

Attachment to Ord
to Mr. Bjorkedal

6 21 79
300-10467
9029 7

RECEIVED
FEDERAL ELECTION
COMMISSION

FEDERAL ELECTION COMMISSION

079 JUN 1 AM 9:40

Nordic Press

MUR 818

Re: Democrats, Republicans, and Independents United for a
Pro-Life Senate Committee (hereafter "the Committee")

In Mr. Bjorkedal's answers to a Commission Order, dated
January 3, 1979, he stated that Mr. David O'Steen contacted
Nordic Press on August 28, 1978. A verbal price quote was
given him on that date. In this regard,

1. Was the verbal quote given over the phone or in person? *over the phone*
2. At the time of the initial quote, did Mr. O'Steen have a
copy of the mailer he wished to have printed? *I don't know*
If not, when was a copy shown to Nordic for the first
time? *8-28*
3. Did the verbal price quote given on August 28th change
subsequent to that date? If so, please detail. *no*
4. When did work begin on the contract? What did it entail?
8-28 Film work
5. When did the actual printing of the mailers begin? *8-31*
6. Were the completed mailers delivered to the Committee or
were they picked up by one of their representatives? If
so, who?
7. Please detail Mr. Korkaisel's connection with Nordic Press,
formerly and currently. *none*
8. Did Mr. Korkaisel ever contact Nordic Press on behalf of
the Committee? If so, please detail. *Answered - Jan 3, 1979*
9. Were any revisions made in the original copy of the mailer
submitted to Nordic Press by the Committee? If so, please
detail the revision(s) made including, but not limited to,
standard procedures for the changing of copy, time spent on
alterations, whether a new strip and plate were made, and
what the revisions consisted of, if known. *Yes, we do not have
original artwork so it is impossible to tell what the changes were. Time is known*
10. What charges, if any, did the Committee pay for the revisions
referred to above? Is this standard procedure for Nordic
Press?

81040212105

79 JUN 1 AM 11:05

RECEIVED
FEDERAL ELECTION
COMMISSION

Questions

- 2 -

Nordic Press

11. In Mr. Bjorkedal's answers dated January 3, 1979, number 6 states that the Committee first ordered a printing of 400,000 mailers and one week later ordered an additional 90,000. However, the invoices submitted by Nordic Press indicate that invoice #2900 provided a quantity of 402,000 mailers and invoice #2899 provided a quantity of 97,200 mailers.

Please indicate how/why the quantity of mailers ordered was changed, including whether or not the increase in quantity resulted in a price change. *The quantity ordered was not changed. Industry practice is to allow up to a 10% overrun*

12. Is payment on delivery the normal practice of Nordic Press in its transactions? *only on bad credit risks such as Political parties or Committees*
If no, please indicate standard procedures. *net 10 days*

13. Does Nordic normally charge extra for printing on a "rush" basis? If yes, how is that charge computed and was the Committee so charged? *no all of our business is rush as we are a service business*

14. If the Committee payments listed on the two invoices submitted are totals of various charges by Nordic Press, please break the figures down and indicate what each specific charge was for. *The invoices totals are a result of extending the quantity delivered times a quoted price per thousand and are not a total of various charges*

Mr. Bjorkedal

81010212107



FEDERAL ELECTION COMMISSION

1055 STREET NW
WASHINGTON, D.C. 20543

June 5, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. James J. Tuzinski
3930 Brooklyn Blvd.
Suite 202
Minneapolis, MN 55429

Re: MUR 818

Dear Mr. Tuzinski:

As of this writing, the Commission has not received answers to the questions sent to your client through you on April 24, 1979. Therefore, enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code. The Order pertains to information relevant to business and financial transactions between Nordic Press and Democrats, Republicans and Independents United for a Pro-Life Senate.

As you are aware, 2 U.S.C. 5437g(a)(3) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

If you have any questions, please direct them to Suzanne Callahan at (202)523-4529.

Sincerely,

William E. Oldaker
General Counsel

Enclosures
Order
Questions



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Short for Senate Committee of Volunteers) MUR 818
 and)
 Democrats, Republicans and Independents)
 United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Ole Bjorkedal
 President
 Nordic Press
 5017 Boone Avenue, North
 Minneapolis, MN 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within five days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this 5th day of June, 1979. R.O.T.

June

June 5, 1979

Robert O. Tiernan
 Robert O. Tiernan
 Chairman

ATTEST

Marjorie W. Emmons
 Marjorie W. Emmons
 Secretary to the Commission

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FEDERAL ELECTION COMMISSION

QUESTIONS

Nordic Press

MUR 918

Re: Democrats, Republicans, And Independents United for a
Five-Year Senate Committee (hereafter "the Committee")

In Mr. Bjorkedal's answer to a Commission Order, dated
January 3, 1979, he stated that Mr. David O'Steen contacted
Nordic Press on August 28, 1978. A verbal price quote was
given him on that date. In this regard,

1. Was the verbal quote given over the phone or in person?
2. At the time of the initial quote, did Mr. O'Steen have a
copy of the mailer he wished to have printed?

If not, when was a copy shown to Nordic for the first
time?
3. Did the verbal price quote given on August 28th change
subsequent to that date? If so, please detail.
4. When did work begin on the contract? What did it entail?
5. When did the actual printing of the mailers begin?
6. Were the completed mailers delivered to the Committee or
were they picked up by one of their representatives? If
so, who?
7. Please detail Mr. Korkaisel's connection with Nordic Press,
formerly and currently.
8. Did Mr. Korkaisel ever contact Nordic Press on behalf of
the Committee? If so, please detail.
9. Were any revisions made in the original copy of the mailer
submitted to Nordic Press by the Committee? If so, please
detail the revision(s) made including, but not limited to,
standard procedures for the changing of copy, time spent on
alterations, whether a new strip and plate were made, and
what the revisions consisted of, if known.
10. What charges, if any, did the Committee pay for the revisions
referred to above? Is this standard procedure for Nordic
Press?

31040212500

Questions

- 2 -

Nordic Press

11. In Mr. Bjorkedal's answers dated January 1, 1979, number 6 states that the Committee first ordered a printing of 300,000 mailers and one week later ordered an additional 30,000. However, the invoices submitted by Nordic Press indicate that invoice #1900 provided a quantity of 402,000 mailers and invoice #2399 provided a quantity of 97,200 mailers.

Please indicate how/why the quantity of mailers ordered was changed, including whether or not the increase in quantity resulted in a price change.

12. Is payment on delivery the normal practice of Nordic Press in its transactions?

If no, please indicate standard procedures.

13. Does Nordic normally charge extra for printing on a "rush" basis? If yes, how is that charge computed and was the Committee so charged?

14. If the Committee payments listed on the two invoices submitted are totals of various charges by Nordic Press, please break the figures down and indicate what each specific charge was for.

81040312501

LAW OFFICES OF
TUZINSKI & MAROFSKY
5930 BROOKLYN BLVD., SUITE 202
MINNEAPOLIS, MINN 55429



Ch: 6 KW 1 TOP 64

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[Faint, illegible handwritten text]

[Faint, illegible handwritten text]



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MJE by pe*
DATE: JUNE 5, 1979
SUBJECT: ORDER AND QUESTIONS IN RELATION TO MUR 818

The attached Order, approved June 4, 1979, has been signed and sealed this date.

ATTACHMENT:
Order and Questions

31310110003

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter)
) MUR 818
Short for Senate Committee)
of Volunteers)
Democrats, Republicans and)
Independents United for a)
Pro-Life Senate)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on June 4, 1979, the Commission approved by a vote of 5-0 the issuance of the Order and Questions, attached to the General Counsel's Memorandum dated May 30, 1979, to Ole Bjorkedal, President of Nordic Press, Minneapolis, Minnesota.

Voting for this determination were Commissioners Aikens, Harris, McGarry, Thomson, and Tiernan.

Attest:

5-31-79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of Commission Secretary: 5-31-79, 11:36
Circulated on 48 hour vote basis: 5-31-79, 3:00

LAW OFFICES OF

TUZINSKI & MAROFSKY

5930 BROOKLYN BLVD. SUITE 202

MINNEAPOLIS, MINN 55429



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

317
JUL 27 AM 9:10

May 31, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached Memo distributed to the
Commission on a 48 hour tally basis.

Thank you.

31040243506



FEDERAL ELECTION COMMISSION

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

MAY 31 11:36

May 30, 1979

MEMORANDUM

TO: The Commission

FROM: William C. Oldaker *WCO*

SUBJECT: Authorization to issue an Order in connection with MUR 818

The Office of General Counsel recommends that the Commission authorize the issuance of the attached Order to Ole Bjorkedal, President of Nordic Press, Minneapolis, Minnesota.

The Order pertains to information relevant to business and financial transactions between Nordic Press and the Democrats, Republicans, and Independents United for a Pro-Life Senate. The questions attached to the Order were sent to Mr. Bjorkedal, through his counsel, on April 24, 1979; however, as of this writing, answers have not been submitted.

We expect receipt of this information to facilitate our investigation of the above-referenced matter.



AUTHORIZATION TO ISSUE AN ORDER TO FACILITATE
THE INVESTIGATION OF MUR 818

The Commission hereby authorizes an Order to be issued
to:

Mr. Ole Bjorkedal, President
Nordic Press
5017 Boone Avenue, North
Minneapolis, MN 55401

Robert O. Tiernan, Chairman

John W. McGarry, Commissioner

Max L. Friedersdorf, Vice Chairman

Thomas E. Harris, Commissioner

Joan C. Aikens, Commissioner

Vernon W. Thomson, Commissioner

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
)
Short for Senate Committee of Volunteers) MUR 818
and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Ole Bjorkedal
President
Nordic Press
5017 Boone Avenue, North
Minneapolis, MN 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within five days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C., on this day of , 1978.

Robert O. Tiernan
Chairman

ATTEST

Marjorie W. Emons
Secretary to the Commission

FEDERAL ELECTION COMMISSION

QUESTIONS

Nordic Press

MUR 818

Re: Democrats, Republicans, and Independents United for a
Pro-Life Senate Committee (hereafter "the Committee")

In Mr. Bjorkedal's answers to a Commission Order, dated
January 3, 1979, he stated that Mr. David O'Steen contacted
Nordic Press on August 28, 1978. A verbal price quote was
given him on that date. In this regard,

1. Was the verbal quote given over the phone or in person?
2. At the time of the initial quote, did Mr. O'Steen have a
copy of the mailer he wished to have printed?

If not, when was a copy shown to Nordic for the first
time?

3. Did the verbal price quote given on August 28th change
subsequent to that date? If so, please detail.
4. When did work begin on the contract? What did it entail?
5. When did the actual printing of the mailers begin?
6. Were the completed mailers delivered to the Committee or
were they picked up by one of their representatives? If
so, who?
7. Please detail Mr. Korkkaiser's connection with Nordic Press,
formerly and currently.
8. Did Mr. Korkkaiser ever contact Nordic Press on behalf of
the Committee? If so, please detail.
9. Were any revisions made in the original copy of the mailer
submitted to Nordic Press by the Committee? If so, please
detail the revision(s) made including, but not limited to,
standard procedures for the changing of copy, time spent on
alterations, whether a new strip and plate were made, and
what the revisions consisted of, if known.
10. What charges, if any, did the Committee pay for the revisions
referred to above? Is this standard procedure for Nordic
Press?

310102101010

Questions

- 2 -

Nordic Press

11. In Mr. Bjorkedal's answers dated January 3, 1979, number 6 states that the Committee first ordered a printing of 400,000 mailers and one week later ordered an additional 90,000. However, the invoices submitted by Nordic Press indicate that invoice #2900 provided a quantity of 402,000 mailers and invoice #2899 provided a quantity of 97,200 mailers.

Please indicate how/why the quantity of mailers ordered was changed, including whether or not the increase in quantity resulted in a price change.

12. Is payment on delivery the normal practice of Nordic Press in its transactions?

If no, please indicate standard procedures.

13. Does Nordic normally charge extra for printing on a "rush" basis? If yes, how is that charge computed and was the Committee so charged?

14. If the Committee payments listed on the two invoices submitted are totals of various charges by Nordic Press, please break the figures down and indicate what each specific charge was for.

3104024311



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
DATE: MAY 23, 1979
SUBJECT: MUR 818 - Interim Investigatory Report
dated 5-16-79, Signed 5-21-79;
Received in OCS 5-21-79, 3:37

The above-named document was circulated on a 24
hour no-objection basis at 9:00, May 22, 1979.

The Commission Secretary's Office has received
no objections to the Interim Investigatory Report as
of 10:00 this date.

31010142513

May 21, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached Interim Invest Report
on MUR 818 distributed to the Commission.

Thankyou.

81040210013

BEFORE THE FEDERAL ELECTION COMMISSION
May 16, 1979

79 MAY 21 P 3: 37

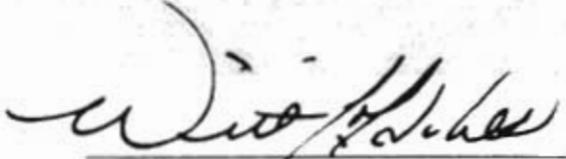
In the Matter of)
)
)
Short for Senate Committee) MUR 818
of Volunteers)
Democrats, Republicans, and)
Independents United for a)
Pro Life Senate Committee)

Interim Investigatory Report

The Commission has found reason to believe that the Short for Senate Committee of Volunteers may have violated 2 U.S.C. §433(a) and has found reason to believe that the Democrats, Republicans and Independents United for a Pro Life Senate Committee may have violated 2 U.S.C. §441d(1).

On April 11, 1979, John Angell, treasurer of the Democrats, Republicans and Independents United for a Pro Life Senate Committee was deposed. Mr. Angell testified that he had little knowledge of the Committee's operations and was unable to supply us with information relevant to our investigation of this matter. Based on his testimony, we are currently preparing to depose those individuals whom Mr. Angell has indicated are familiar with Committee operations and will report to the Commission accordingly.

Date: 5/21/79



William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON DC 20463

April 24, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. James J. Tuzinski
5930 Brooklyn Blvd.
Suite 202
Minneapolis, MN 55429

Re: MUR 818

Dear Mr. Tuzinski:

This is in reference to the telephone conversation you held with a member of my staff on April 5, 1979. Per your advise, Suzanne Callahan contacted Mr. Al Vanderplatt of Nordic Press for the purpose of asking questions in addition to those included in the Commission Order dated December 21, 1978.

In order that we have an accurate record of the information supplied via telephone, please have Mr. Bjorkedal or a designated agent of his, submit written answers to the enclosed questions within five days of your receipt of this notification.

As you are aware, 2 U.S.C. §437g(a)(3)(B) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated agrees in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

If you have any questions, please direct them to Suzanne Callahan at 202/523-4529.

Sincerely,

William C. Oldaker
General Counsel

Enclosure



3 1 5 2 1 2 0 1 0 1 3

404 515 666

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 _____ c
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO
James Tuzoski

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

(Always obtain signature of addressee or agent)

I have received the article described above
 SIGNATURE Addressee Authorized agent
Stanley Steinmetz

4. DATE OF DELIVERY
June 11, 1979

5. ADDRESS: Complete only if requested

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



FEDERAL ELECTION COMMISSION

QUESTIONS

Nordic Press

MUR 818

Re: Democrats, Republicans, and Independents United for a Pro-Life Senate Committee (hereafter "the Committee")

In Mr. Bjorkedal's answers to a Commission Order, dated January 3, 1979, he stated that Mr. David O'Steen contacted Nordic Press on August 28, 1978. A verbal price quote was given him on that date. In this regard,

1. Was the verbal quote given over the phone or in person?
2. At the time of the initial quote, did Mr. O'Steen have a copy of the mailer he wished to have printed?

If not, when was a copy shown to Nordic for the first time?

3. Did the verbal price quote given on August 28th change subsequent to that date? If so, please detail.
4. When did work begin on the contract? What did it entail?
5. When did the actual printing of the mailers begin?
6. Were the completed mailers delivered to the Committee or were they picked up by one of their representatives? If so, who?
7. Please detail Mr. Korkaisel's connection with Nordic Press, formerly and currently.
8. Did Mr. Korkaisel ever contact Nordic Press on behalf of the Committee? If so, please detail.
9. Were any revisions made in the original copy of the mailer submitted to Nordic Press by the Committee? If so, please detail the revision(s) made including, but not limited to, standard procedures for the changing of copy, time spent on alterations, whether a new strip and plate were made, and what the revisions consisted of, if known.
10. What charges, if any, did the Committee pay for the revisions referred to above? Is this standard procedure for Nordic Press?

Questions

- 2 -

Nordic Press

11. In Mr. Bjorkedal's answers dated January 3, 1979, number 6 states that the Committee first ordered a printing of 400,000 mailers and one week later ordered an additional 90,000. However, the invoices submitted by Nordic Press indicate that invoice #2900 provided a quantity of 402,000 mailers and invoice #2899 provided a quantity of 97,200 mailers.

Please indicate how/why the quantity of mailers ordered was changed, including whether or not the increase in quantity resulted in a price change.

12. Is payment on delivery the normal practice of Nordic Press in its transactions?

If no, please indicate standard procedures.

13. Does Nordic normally charge extra for printing on a "rush" basis? If yes, how is that charge computed and was the Committee so charged?

14. If the Committee payments listed on the two invoices submitted are totals of various charges by Nordic Press, please break the figures down and indicate what each specific charge was for.

O'CONNOR & HANNAN

ATTORNEYS AT LAW

THIRTY-EIGHTH FLOOR, LIDS TOWER
80 SOUTH EIGHTH STREET
MINNEAPOLIS, MINNESOTA 55403

(612) 341-1800
TELEFAX 19-0084
TELECOMMER 612-341-3800 (288)

RADIO DE LA CASTELLANA S.
MADRID, SPAIN
91270-8824
TELEFAX 0286 0946 11

DAVID BURLINGAME
MARTIN W. BERLINE
SUITE 500, ONE PARK CENTRAL
1815 ARAPAHO STREET
DENVER, COLORADO 80202
(303) 673-7737

April 4, 1979

901874

Mr. Thomas J. Whitehead
Assistant General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D. C. 20463

Re: MURs 818 and 812

Dear Mr. Whitehead:

Confirming our series of telephone conversations today, please be advised that our firm has been retained to represent the Short for Senate Committee of Volunteers; the Democrats, Republicans and Independents United for a Pro-Life Senate; and Messrs. Fred Gates, John Angell and David Osteen, to the extent that these individuals may have been associated with the foregoing Committees, in connection with the inquiry or investigation of the Federal Election Commission currently underway bearing the above captions.

To this moment, I have seen only the subpoena directed to Mr. Gates. As we discussed, the subpoena is totally objectionable in its present form, as going far beyond the purview of what I understand to be the inquiry initiated by your agency following its receipt of a letter complaint or complaints from opposing political groups or individuals during the 1978 campaign.

You indicated that you would give consideration to redrafting the subpoena, and I indicated in essence that if you concluded not to do so, it would be my intention to move to quash the subpoena pursuant to FEC Reg. § 111.13, or by other appropriate action.

PATRICK J. O'CONNOR
FREDERICK W. THOMAS
JOHN A. WALTERS
THOMAS A. KELLER III
MICHAEL E. MCGUIRE
RICHARD L. POST
KENNETH B. JONES, JR.
ROBERT J. CHRISTIANSON, JR.
CHARLES B. FAEGRE
FRANK J. WALZ
JAMES R. DORRIS
ANDREW J. SHEA
DOUGLAS M. McMICHAEL
CHARLES D. REITE
WILLIAM R. McGRATH
WALTER C. PARSONS
MICHAEL M. WHALEN
KENTIE R. CHENEY
JOHN J. SOMMERVILLE
JAMES A. BIRNBAUM
NANCY F. FOWLER
CHARLES T. NIXON
JEREMIAH J. KEARNEY
THOMAS R. SHERAN
JOHN A. BURTON, JR.
ROBERT A. BRUNIG
WILLIAM C. KELLY (BAR 070)
JAMES J. GARDNER
WILLIAM J. FARRINGTON

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WASHINGTON, D.C. 20004
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O'CONNOR & HANNAN
JOHN J. FLYNN
W. ROBERT HALL
JOSEPH E. COLLIER
THOMAS H. GILMAN
HOWARD M. FELDMAN
DAVID R. McNEELY
CLARENCE W. BRUCE
EDWARD G. MORGAN
DAVID R. HUGHES
FRANK J. HANRATTY
DOUGLAS M. GARDNER
TERRY R. BOYD
WILLIAM J. FOSTER
MICHAEL J. DUNN
THOMAS R. COLLIER
MARTIN J. COLLIER
MICHAEL J. COLLIER
FRANK J. COLLIER
LARRY D. COLLIER
TERRY J. COLLIER
ARTHUR W. PARRY
GEORGE E. PATTERSON
CHARLES W. GARDNER
WALTER T. GAYNE
WALTER J. REYNOLDS
WILLIAM J. COLLIER
JOSEPH T. COLLIER
FRANK C. THOMPSON
DONALD H. HOLLOWAY
1001 785 8700

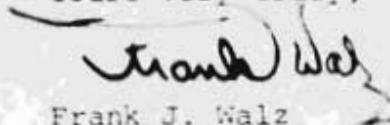
Mr. Thomas J. Whitehead
Page 2
April 4, 1979

Next, I indicated that given the short notice provided in the subpoena to produce documents and appear for deposition, we would request that the dates specified for the production of documents and the taking of the depositions of Messrs. Gates and Osteen be rescheduled to a mutually convenient date. You indicated that you would attempt to accommodate us in that regard.

Finally, I understand that the deposition of Mr. Angell will proceed next week as scheduled.

I would appreciate confirmation of our understanding from you and thank you for the consideration you have shown.

Yours very truly,


Frank J. Walz

FJW:emw

Overnight Envelope

FEDERAL EXPRESS

DATE **April 4, 1979** AIRBILL NO **59620547**
 (If Used For Pick Up, Phone No.)

TO Consignee's Name:
Mr. Thomas J. Whitehead
 COMPANY **Assistant General Counsel/FLOOR NO**
Federal Election Commission
 STREET ADDRESS

1325 K Street N.W.
 CITY STATE ZIP

Washington **DC** **20463**
 PURCHASE ORDER NO OR
 CONSIGNEE REFERENCE NO

VALUATION CHARGE
 ADVANCE ORIGIN
 ADVANCE DESTINATION
 OTHER

DECLARED VALUE O.S.
 EMP NO
 DATE
 CASH RECEIVED
 AGT/PNO
 AGT/PNO

STREET ADDRESS
 CITY STATE ZIP

TOTAL CHARGES

DATE/TIME

FROM Shipper's:
 YOUR F.E.C. ACCOUNT NUMBER **54-155-1**
 DEPARTMENT/FLOOR NO

Frank J. Walk
 COMPANY
1325 K Street N.W.
 STREET ADDRESS
WASH DC CITY STATE ZIP

Washington **DC** **20463**
 PURCHASE ORDER NO OR
 YOUR REFERENCE NO **13705.001**

PAYMENT Method Shipper
 Cash In Advance Bill 3rd Party F.E.C. Acct No
 Bill Consignee F.E.C. Acct No

SERVICE (Check One)
 Overnight Envelope
 Registered Mail
 Insured Mail
 Signature Required
 Signature Restricted

DELIVERY INSTRUCTIONS (Check One)
 Hold For Pick Up
 Deliver to Door
 Deliver to Mailbox
 Deliver to Street

SPECIAL HANDLING (Check Services Required)
 Fragile
 Restricted
 Perishable
 Hazardous
 Other

PRECISE MAIL SERVICE NO
 REC'D BY
 DATE/TIME

PLEASE PRINT OR TYPE

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Rose Kruger

Re: MUR 818

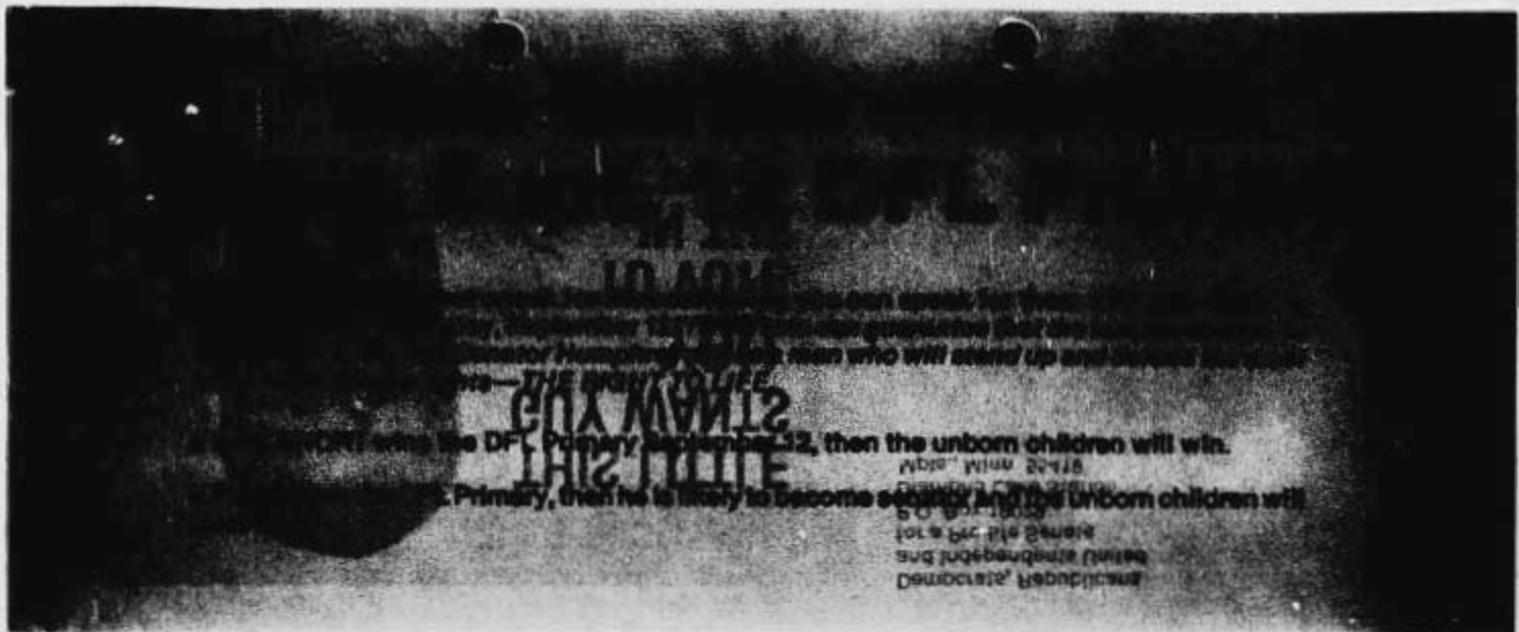
QUESTIONS

Reports on file with the Federal Election Commission indicate that, on September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate") made an expenditure of \$516.50 to the St. Cloud Visitor. The listed purpose for this expenditure was "advertising charge." With the exception of question 1, the following questions refer to the business transaction that resulted in the payment of \$516.50.

1. Please state your name and your position with the St. Cloud Visitor.
Rose Kruger, St. Cloud Visitor
2. Did Pro-Life Senate make the expenditure listed above on the date specified?
3. Specifically, what goods or services were provided to Pro-Life Senate in return for \$516.50 by the St. Cloud Visitor?
4. On what date or dates did Pro-Life Senate advertisements appear in the St. Cloud Visitor?
5. Please provide copies of any Pro-Life Senate advertisement(s) which appeared in the St. Cloud Visitor. (If none are available, please describe the content of the advertisement(s) in detail. Please indicate whether the advertisement contained a "Paid for by" or an "Authorized by" clause. If so, please state that clause verbatim).

we have a copy of the advertisement which appeared in the St. Cloud Visitor Thursday, Sept 7, 1978.

*(Ros. Kruger)
St. Cloud Visitor*



THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES



BOB SHORT

- * Bob Short will actively support and work for a Human Life Amendment to end abortion and protect human life.
- * Bob Short will oppose the use of tax dollars to pay for abortions.
- * Bob Short will oppose the use of tax dollars to fund "research" where living babies that survive abortion are used as experimental subjects.



DONALD FRASER

- * Fraser supports the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.
- * Fraser has always voted to use tax dollars to pay for abortions.
- * Fraser voted against forbidding the use of tax dollars for "research" where living babies that survive abortion are used as experimental subjects.

WHO FUNDS FRASER? The largest for-profit abortion clinic in Minnesota used 18 newsletters to raise funds for the Fraser campaign. The coordinator of the clinic and it's affiliates gave the Fraser campaign \$1,000. A major Washington based pro-abortion lobby group, the National Abortion Rights Action League, gave the Fraser campaign \$3,500.

REPUBLICANS AND INDEPENDENTS... YOU TOO SHOULD PARTICIPATE IN THIS YEAR'S MAJOR PRIMARY ELECTION CONTEST BY VOTING IN THE DFL PRIMARY SEPTEMBER 12. YOU DO NOT HAVE TO DECLARE ANY PARTY AFFILIATION BEFORE ENTERING THE VOTING BOOTH. REMEMBER TO VOTE ONLY ON THE DFL SIDE OF THE BALLOT (OR IT WILL NOT BE COUNTED AT ALL). THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

DEFEND THOSE WHO CANNOT DEFEND THEMSELVES
VOTE BOB SHORT
IN THE DFL PRIMARY SEPT. 12

CRUCIAL!

BEFORE ENTERING THE VOTING BOOTH, REMEMBER TO ADD ON THE DOLLAR TO YOUR VOTE FOR THE PRIMARY ELECTION ON SEPTEMBER 12. YOU WILL NEVER BE SEVERAL VOTES SINCE IT IS EXPECTED THAT LESS THAN HALF OF THE ELIGIBLE VOTERS WILL GO TO THE POLLS. DON'T PASS UP THIS UNIQUE CHANCE YOU HAVE TO SPEAK OUT FOR THE UNBORN CHILD. VOTE SEPTEMBER 12.

FOR MORE INFORMATION, CONTACT THE NATIONAL VOTER REGISTRATION CAMPAIGN AT 1-800-438-6243.



**THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY**

Democratic Republic
and Independents United
for a Better Society
P.O. Box 18026
Dulles, VA 22026
Phone: 703-261-1444



THE SAINT CLOUD VISITOR

P.O. BOX 1068

910 ST. GERMAIN
SAINT CLOUD, MINNESOTA 56301



Federal Election Committee
1325 K Street W
Washington, D.C. 20463

Attention - William C. Claiborne
General Counsel

St. Cloud Visitor
Box 1068
St. Cloud, Minnesota 56302

NOV 29 1967

91740212325



Federal Election Committee
1325 K. Street. W
Washington, D.C. 205163

Attention: William C. Oldaker
General Counsel.



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO CHARLES STEELE
FROM: MARJORIE W. EMMONS *MWE*
DATE: MARCH 13, 1979
SUBJECT: MUR 818 - Interim Investigatory Report
dated 3-7-79; Signed in OGC
3-9-79; Received in OCS 3-9-79,
2:36

The above-named document was circulated on a 24
hour no-objection basis at 4:30, Monday, March 12, 1979.

The Commission Secretary's Office has received
no objections to the Interim Investigatory Report as of
4:30 this date.

6101010327

March 9, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached Interim Invest Report
on MUR 818 distributed to the Commission.

Thank you.

31049211313

BEFORE THE FEDERAL ELECTION COMMISSION
March 7, 1979

In the Matter of

Short for Senate Committee
of Volunteers

Democrats, Republicans, and Independents
United for a Pro-Life Senate

9 MAR 9 P 2: 36

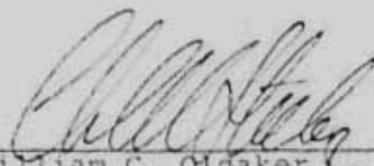
MUR 818

Interim Investigatory Report

31010212522
The Commission has found reason to believe that the Short for Senate Committee of Volunteers may have violated 2 U.S.C. §433(a) and has found reason to believe that the Democrats, Republicans, and Independents United for a Pro-Life Senate may have violated 2 U.S.C. §441d(1).

Therefore, depositions in connection with the above-stated allegations will be conducted simultaneously which will be delayed pending receipt of additional information which we have requested from certain respondents

Date: 9 March 1979



William C. Oldaker
General Counsel

BEFORE THE FEDERAL ELECTION COMMISSION
February 7, 1979

78 FEB 14 A10: 20

In the Matter of)
)
)
Short for Senate Committee)
of Volunteers) MUR 818
)
)
Democrats, Republicans, and Independents)
United for a Pro-Life Senate)

Interim Investigatory Report

The Commission has found reason to believe that the Short for Senate Committee of Volunteers may have violated 2 U.S.C. §433(a) and has found reason to believe that the Democrats, Republicans, and Independents United for a Pro-Life Senate may have violated 2 U.S.C. §441d(1).

The respondents in this case have submitted information relevant to the above stated allegation; however, it is necessary to question the respondents further through deposition. We are currently in the process of preparing subpoenas for deposition in connection with this matter.^{1/}

2/13/79
Date

William C. Oldaker
General Counsel

^{1/}
Therefore, depositions in connection with the above-stated allegations will be conducted simultaneously which will be delayed pending receipt of additional information which we have requested from certain respondents

February 14, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached Interim Invest Report
on MUR 818 distributed to the Commission.

Thank you.

31040211532

January 25, 1979

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

Re: MUR 818

Dear Mr Oldaker

I am in receipt of your letter dated December 21, 1978. That letter was sent to me at a postal box which has not been used for some time. Consequently, I did not receive your letter until January 23, 1979. This response is therefore within the requested ten day period following receipt.

The letter of complaint which the Federal Election Commission has received is from a political unit which is philosophically and unalterably opposed to the cause represented by the Committee of which I am Treasurer. The allegations of that complaint are politically, rather than legally, motivated and really ought to be treated as such.

Your letter to me suggests that our Committee violated the Federal Election Campaign Act. We neither had intent to violate such act, nor did we. We filed within the spirit and letter of the law as a committee "affiliated" with the principal committee and were very clear and open within that filing.

Additionally, the campaign manager of the principal committee contacted the FEC prior to our filing, submitted all the facts of our committee directly to the FEC, and was assured by the FEC representative that we were acting within all regulations of the law.

The Democrats, Republicans and Independents United for a Pro-Life Senate, terminated its committee with a report filed with the FEC on December 7, 1978. That committee is no longer in existence. I will, however, submit responses to the specific questions that you ask. Those responses are attached to this letter and have been prepared with the help of a number of others connected with the Pro-Life Committee organization, who are more familiar with the workings of the organization.

Sincerely


John Angell

RESPONSES TO QUESTIONS IN RE: MUR 818

1. My name is John Angell. I served as Treasurer of the Democrats, Republicans and Independents United for a Pro-Life Senate.
2. Pro-Life Senate was formalized as an organization on September 8, 1978, when we submitted a statement of organization to the FEC. The Committee was terminated with the filing of a final report to the FEC on December 7, 1978.
3. The founding members of the organization were a rather large number of individuals who were interested in the Pro-Life cause and wanted to do something to help that cause. From among these many individuals, two people were selected to serve as officers - John Angell as Treasurer, and Kris Kramer as Chairperson. These were the only officers that the organization had while in existence.
4. There were no qualifications for membership in the organization. The organization was composed of people who were concerned that the cause of Pro-Life be furthered. The organization represented hundreds of pro-life supporters throughout the state who had assisted in advancing the cause of Pro-Life, and who were willing to continue in that cause by helping in the distribution of literature on behalf of the Pro-Life cause.
5. Pro-Life Senate had no constitution or by-laws. It was organized as another effort to continue to advance the cause of Pro-Life.
6. We had hoped that from among those interested in our cause that we would receive some financial assistance. However, other than word of mouth, no public appeal for funds was made.
7. No.
8. The organization as such printed and distributed the flyers. In addition, many of the members assisted the principal campaign committee in making get-out-the-vote phone calls and other volunteer services.
9. The research and preparation of the text and design of the leaflet were done by several members of our organization. We printed approximately 400,000 of the leaflets. Of these, approximately 150,000 were mailed and the remainder were distributed by members of our organization at different places around the state.
10. The principal committee transferred \$40,000 to our account on September 6, 1978. The deposit slip is attached.
11. Attached.
12. Pro-Life Senate did not have any offices.
13. Copies attached.
14. Copies attached.

Dems Reps + Ind United
For a Pro-Life Senate

NUMBER
7

John

9/8 1978

17-1
X 910

PAY TO THE ORDER OF

Greyhound Lines

\$3.30

Three and 30/100

DOLLARS



John F. Angell
Treasurer

⑆0910⑆000⑆⑆06⑆85⑆759⑆

⑆0000000930⑆

Dems Reps + Ind United
For a Pro-Life Senate

NUMBER
8

9/11 1978

17-1
X 910

PAY TO THE ORDER OF

Nordic Press

\$2,456.77

Two Thousand Four Hundred Fifty Six and 7/100

DOLLARS



John F. Angell
Treasurer

⑆0910⑆000⑆⑆06⑆85⑆759⑆

⑆0000000567⑆

Dems, Reps, Ind United
for a Pro-Life Senate

NUMBER
9

10/2 1978

17-1
X 910

PAY TO THE ORDER OF

Tempo Artists

\$124.80

One Hundred Twenty Four and 80/100

DOLLARS



John F. Angell
Treasurer

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⑆00000012480⑆

Invoice
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MINNEAPOLIS, MINNESOTA
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BANK OF MINNEAPOLIS
MINNEAPOLIS, MINNESOTA
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DEPOSITED
TELLER
70

PAY TO THE ORDER OF
NATIONAL BANK
MINN.
S. INC.
NORTHWEST NATIONAL BANK
MINN. 15, MINN.
TEMPO ARTISTS, INC.
009-650

Dem, Rep + Ind. United
For a Pro-Life Senate

NUMBER

4

9/7 1978

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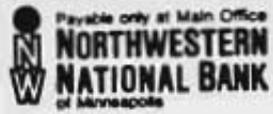
PAY TO THE ORDER OF

Greyhound Lines

\$140.50

One Hundred Forty and 50/100

DOLLARS



John F. Angell, Treasurer

⑆0910⑆000⑆06⑆85⑆759⑆

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Dem, Rep + Ind. United
For a Pro-Life Senate

NUMBER

5

9/7 1978

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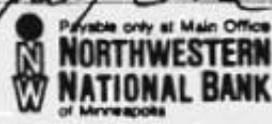
PAY TO THE ORDER OF

Greyhound Lines

\$81.30

Eighty One and 30/100

DOLLARS



John F. Angell, Treasurer

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Dem, Rep + Ind. United
For a Pro-Life Senate

NUMBER

6

9/7 1978

17-1
X 910

PAY TO THE ORDER OF

St. Cloud Monitor

\$52.50

Fifty Two and 50/100

DOLLARS



John F. Angell, Treasurer

⑆0910⑆000⑆06⑆85⑆759⑆

⑈0000⑆5650⑈

PAY TO THE ORDER OF
LINCOLN OFFICE
NORTHWESTERN NATIONAL BANK
MINNEAPOLIS, MINNESOTA
GREYHOUND LINES - WEST
DIVISION OF GREYHOUND LINES, INC.
67-10-900

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PAY ANY BANK OR
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MINNEAPOLIS, MINNESOTA

PAY TO THE ORDER OF
PLAZA PARK STATE DAIRY
St. Cloud Visitor

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PAY ANY BANK OR
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MINNEAPOLIS, MINNESOTA

8 3 5 1 1 0 1 0 1 8

NUMBER

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Sept. 5, 1978

17-1
910

PAY TO THE ORDER OF

United Parcel Service
Thirty two ⁷⁴/₁₀₀

\$ 32.74

DOLLARS



Payable only at Main Office
NORTHWESTERN
NATIONAL BANK
of Minnesota



John F. Angell, Treasurer

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Dems, Reps, Inds. United
For a Pro-Life Senate

MCCCL

NUMBER

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9/6 1976

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PAY TO THE ORDER OF

Mailhouse

\$ 25,900.⁰⁰

Twenty Five Thousand Nine Hundred — DOLLARS



Payable only at Main Office
NORTHWESTERN
NATIONAL BANK
of Minnesota



John F. Angell, Treasurer

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Dems, Reps, and Inds United
For a Pro-Life Senate

NUMBER

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9/6 1978

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PAY TO THE ORDER OF

NORDIC PRESS

\$ 7,083.24

Seven Thousand Eighty Three and ²⁴/₁₀₀ — DOLLARS



Payable only at Main Office
NORTHWESTERN
NATIONAL BANK
of Minnesota



John F. Angell, Treasurer

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PAY TO THE ORDER OF
Northwestern National Bank
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OF MINNEAPOLIS 01-177
UNITED PARCEL SERVICE INC. 215
C.O.D. DEPT.

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BANK OF MINNEAPOLIS
MINNEAPOLIS, WISCONSIA

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MINNEAPOLIS, MINN.
THE MAIL HOUSE, INC.
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BANK OF MINNEAPOLIS
MINNEAPOLIS, WISCONSIA

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BANK OF MINNEAPOLIS
MINNEAPOLIS, WISCONSIA

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TELEPHONE (612) 535-6440

8

5017 BOONE AVENUE NO. ■ NEW HOPE, MINNESOTA 55428

S
O
L
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T
O

Democrats, Republicans & Independents
United For A Pro-Life Senate
P.O. Box 10029*Diamond Lake Station
Mpls, Mn. 55410

SHIP TO (SAME AS "SOLD TO" UNLESS INDICATED)

NET 10 days
PARTIAL COMPLETE

DATE SHIPPED	P.O. NUMBER	JOB NUMBER	INVOICE DATE	INVOICE NUMBER
9/8/78		7-2326	9/11/78	2899

QUANTITY	DESCRIPTION	PRICE	AMOUNT
97,200	Mailers - Bob Short for Senate Sales Tax from 402,000 mailers on 9/1/78 Sales Tax from 97,200 mailers on 9/8/78	21.50/M	\$2,080.80 283.32 83.50
		Total	<u>\$2,456.72</u>

9/11/78

A 1% PER MONTH SERVICE CHARGE
WILL BE ADDED TO PAST DUE ACCOUNTS

INVOICE

QUANTITY	DESCRIPTION	PRICE	AMOUNT
402,000	Mailers - Bob Short for Senate	17.62/M	\$7,083.24
		Subtot	7,083.24
		Tax	283.32
		Total	7,366.56

A 1% PER MONTH SERVICE CHARGE
WILL BE ADDED TO PAST DUE ACCOUNTS

INVOICE



Mailhouse Inc.

The largest computerized mail service in the Midwest

210 NORTH SECOND STREET • MINNEAPOLIS, MINNESOTA 55401 • PHONE (612) 319 8701

COMPLETE MAIL ADVERTISING FOR INDUSTRY • BUSINESS LISTS BY SIC AND FINANCIAL STRENGTH • RETAIL MARKETING BY MAIL
HOUSEHOLD LISTS BY DEMOGRAPHICS • CUSTOMER LIST MANAGEMENT BY COMPUTER • DATA SYSTEMS AND ANALYSIS
COUPON AND PREMIUM FULFILLMENT • KEY PHONE MAIL • SCANNING • COMPUTER LETTERS
ENSHIRE ADDRESSING • AUTOMATIC INSERTING • OFFSET PRINTING • IMPRINTING • ART SERVICES

2

INVOICE
FILE COPY

SOLD
TO

Democrats, Republicans & Independents
United for a Pro-Life Senate
P.O. Box 19029-316 Wood Lake Station
Mpls., MN 55419
ATTN: Kristin Kremer

Slip

DATE: 9-25-78

YOUR P.O. NO.:

OUR JOB NO.: 4092-4296

NET 10 DAYS

QUANTITY

DESCRIPTION

PRICE

BOB SHORT FOR SENATE

152,500

Selfmailers addressed, meter & mail @ 17.95/M
Delivery of leftovers

\$ 2,738.95
10.00

POSTAGE
152,601
87

@ 13¢
@ 15¢
First class Pre-sort mailing fee paid
Advance

19,338.13
148.05
30.00
(25,900.00)

*Refund and
Deposited:
10/14/78*

(3,134.87)

NO FURTHER STATEMENTS WILL BE SENT

PLEASE REMIT FROM THIS INVOICE

John Angell
4358 Coolidge
St Louis Park, Mn 55424

CERTIFIED

No. 588681

MAIL

CERTIFIED/RETURN RECEIPT REQUESTED

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



FEDERAL ELECTION COMMISSION

1125 K STREET, N.W.
WASHINGTON, D.C. 20545

MEMORANDUM TO CHARLES STEELE
FROM: MARJORIE W. EMMONS *MW E*
DATE: JANUARY 16, 1979
SUBJECT: MUR 818 - Interim Investigatory Report
dated 1-10-79, Signed 1-12-79;
Received in OCS Friday, 1-12-79
3:30

The above-named document was circulated on a 24
hour no-objection basis at 3:30, Monday, January 15, 1979.

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

January 12, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached Interim Invest Report on
MUR 818 distributed to the Commission.

Thank you.

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BEFORE THE FEDERAL ELECTION COMMISSION
January 10, 1979

JAN 12 P 3: 21

In the Matter of)	
)	
Short for U.S. Senate)	
Volunteer Committee)	
)	MUR 818
Democrats, Republicans,)	
Independents United for)	
a Pro-Life Senate)	

INTERIM INVESTIGATORY REPORT

On December 20, 1978, the Commission found reason to believe that the Democrats, Republicans and Independents United for a Pro-Life Senate Committee may have violated 2 U.S.C. §441d(1)/ 11 C.F.R. 110.11(a) and found reason to believe that the Short for Senate Committee of Volunteers may have violated 2 U.S.C. §433(a) 11 C.F.R. 102.1(b). The respondents were notified of the Commission's determination on December 21st.

As of this writing, we have not received responses to the notification letters from either Committee. We expect the respondents to reply shortly and will then make a recommendation to the Commission.

1/12/79
Date



William C. Oldaker
General Counsel

January 11, 1979

000047

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

This is responsive to your letter of December 21, 1978 which is accompanied by a subpoena for our records and deposition relative to the mailing we did for "Democrats, Republicans, Independents United for a Pro-Life Senate".

Attached to all answers to the nine questions contained in the deposition are copies of the supporting records pertinent to this mailing.

Sincerely,

MAILHOUSE, INC.



Norman J. Herman
President

NJH/km
enclosures

81010112313

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Mr. Herman

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereinafter, "Pro-Life Senate") made an expenditure of \$25,900.00 to Mailhouse, Inc., on September 6, 1978. With the exception of Question 1, all the following questions pertain to that transaction:

1. Please state your name and the position you hold with Mailhouse, Inc.
Norman J. Herman, President
2. Did Pro-Life Senate make the expenditure noted above on the date listed?
Yes, all though only \$2,738.95 was for us and the balance was for postage. (See invoice attached note that \$3,184.87 was refunded as overpayment of postage).
3. What goods or services did Mailhouse, Inc., provide for that expenditure? Addressing, mailhandling & mailing of printed piece furnished. Mailing list was also furnished.
4. When was Mailhouse, Inc., first contacted with reference to providing these goods or services? Who contacted Mailhouse, Inc., on behalf of Pro-Life Senate?
The first contact was via a telephone call inquiry on or about 8/15/78 by Dave O'Steen.
5. Who acted on behalf of Mailhouse, Inc.?
Robert Anderson, Account Executive
6. Did Mailhouse, Inc., ever provide Pro-Life Senate with an estimate as to the costs of these goods and services? If so, when?
On the above date, 8/15/78
7. When were the goods provided, or services rendered?
The job of mail preparation was finished on 9/6/78. Mail was delivered to Post Office on this date and on 9/7/78
8. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later time)?
Cash in advance
9. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis?
Normal scheduling

31010212519

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Short for Senate Committee of Volunteers) MUR 818
and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

SUBPOENA

TO: Bud Herman, President
Mailhouse, Inc.
210 North 2nd Street
Minneapolis, Minnesota 55401

31040212350

PURSUANT to 2 U.S.C. §437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, memoranda and other written materials in your possession which pertain to any business and financial transactions between Mailhouse, Inc., and the Democrats, Republicans and Independents United for a Pro-Life Senate in 1978. Such materials include, but are not limited to, contracts, work orders, written estimates, invoices and bills.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C., within ten days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

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

U.S. POSTAL SERVICE
STATEMENT OF MAILING
BULK RATES

POST OFFICE

Minneapolis, Minnesota

108

NAME AND ADDRESS OF PERMIT
HOLDER (PRINT OR TYPE)

Mailhouse, Inc.
210 North 2nd Street
Minneapolis, MN 55402

129772

.13

NAME AND ADDRESS OF PERMIT
HOLDER (PRINT OR TYPE)

*Permeate. Republicans +
Independents of Wisconsin Senate*

SIGNATURE OF PERMIT HOLDER OR AGENT
Frank Olson 339-8701

TELEPHONE NO.

PS Form 3607 P1

FOR ZONE RATED MAIL USE PS FORM 3605

8104021

U.S. POSTAL SERVICE
**STATEMENT OF MAILING
 BULK RATES**

MAILER Complete all items by typewriter, pen or
 indelible pencil. Prepare in duplicate if receipt is
 desired.
 Check for postage and postage meter stamp
 when you mail.

PERMIT NO.

POST OFFICE Minneapolis, Minnesota	CLASS 7-7-8	NO. OF COPIES 41592	CLASSIFICATION 13	DATE 11-15	NUMBER OF TRAYS	NUMBER OF TANKETS
--	-----------------------	-------------------------------	-----------------------------	----------------------	--------------------	----------------------

NAME AND ADDRESS OF COMPANY
**Mailhouse, Inc.
 210 North 2nd Street
 Minneapolis, MN 55402**

TELEPHONE NO.

ICFA (Initials)
 ICFA (Initials) ICFA (Initials)

NAME AND ADDRESS OF PRESSING AND/OR DELIVERY
 TION FOR WHICH MAILING IS PREPARED

**Democrats, Republicans -
 Independents for possible
 debate**

POSTAGE PAID BY MAILER OR ADDRESSEE
23616

POSTAGE PAID BY ADDRESSEE
.13

NAME AND ADDRESS OF MAILER OR ADDRESSEE
Frank Olson 339-8701

FOR ZONE RATE MAIL USE PS FORM 3605

81040243



Mailhouse Inc.

The largest computerized mail service in the Midwest

230 NORTH SECOND STREET • MINNEAPOLIS, MINNESOTA 55401 • PHONE (612) 339-8701

COMPLETE MAIL ADVERTISING FOR INDUSTRY • BUSINESS LISTS BY SIC AND FINANCIAL STRENGTH • RETAIL MARKETING BY MAIL
HOUSEHOLD LISTS BY DEMOGRAPHICS • CUSTOMER LIST MANAGEMENT BY COMPUTER • DATA SYSTEMS AND ANALYSIS
COUPON AND PREMIUM FULFILLMENT • KEY PUNCHING • SCANNING • COMPUTED LETTERS
CHESHIRE ADDRESSING • AUTOMATIC INSERTING • OFFSET PRINTING • IMPRINTING • ART SERVICES

INVOICE
JOB NO. 4092-4298

DATE: 9-25-78

Democrats, Republicans & Independents
United for a Pro-Life Senate
P.O. Box 19029-Diamond Lake Station
Mpls., MN 55419
ATTN: Kristin Kremer

YOUR P.O. NO.:

OUR JOB NO.: 4092-4298

NET 10 DAYS

SOLD

70

QUANTITY

DESCRIPTION

PRICE

BOB SHORT FOR SENATE

152,568	Selfmailers addressed, meter & mail @ 17.95/H	\$ 2,738.95
	Delivery of leftovers	10.00
POSTAGE		
152,001	@ 13¢	19,830.13
887	@ 15¢	148.05
	First class Pre-sort mailing fee paid	30.00
	Advance	(25,900.00)
		<u>(1,134.87)</u>

NO FURTHER STATEMENTS WILL BE SENT

PLEASE REMIT FROM THIS INVOICE

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

NOV 15 3:17



January 9, 1979

72 JAN 11 AM 12 13

6046

Federal Election Commission
1325 K Street NW
Washington D C 20463

Attn: Vincent J. Convery, Jr.

Re: NUR 818

Dear Mr. Convery:

In response to the supoena served on Mr. John A. McHugh, President of Northwestern National Bank of Minneapolis by the Federal Election Commission in connection with the matter of Short for Senate Committee of Volunteers and Democrats, Republicans and Independents United for a Pro-Life Senate, we are enclosing the following:

- . A copy of the closing statement for December 27, 1978.
- . A copy of the last check closing the account of Democrats, Republicans, and Independents United for a Pro-Life Senate.

Should you have any questions with regard to the enclosures, please call me at (612) 372-7915.

Sincerely,

A handwritten signature in cursive script, appearing to read 'E. F. Wilmes'.

Eugene F. Wilmes
Records Manager

EFW: ddb

Enclosures

900211

PAY TO THE ORDER OF Bob Smith 10/10/72 \$ 21.00
 DOLLARS
 Northwest National Bank
 21
 0910-0001: 06-8-759
 000000094021
John C. [Signature]



SEND INQUIRIES TO

STATEMENT
OF YOUR
ACCOUNT WITH

NORTHWESTERN NATIONAL BANK OF MPLS
7TH AT MARQUETTE MAIN OFFICE
MINNEAPOLIS MN 55480

INCL PAGE
3 1
170001
790

ACCOUNT NUMBER
06-85-759

HAPPY HOLIDAY
FROM NORTHWESTERN NATIONAL BANK

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 11-30 THRU 12-29-78

OPENING BALANCE	DEPOSITS	WITHDRAWALS	SERVICE CHG	CLOSING BALANCE
3402		3402	00	00

*****CHECKING ACCOUNT TRANSACTIONS*****

-----CHECKS-----		-----CHECKS-----		-----CHECKS-----	
DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
2-1	40.00	2-05	94.02		
-----BALANCES-----		-----BALANCES-----		-----BALANCES-----	
DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
1-30	134.02	2-01	94.02	2-05	.00

NORTHWESTERN
NATIONAL BANK

Fourth and Marquette
Minneapolis, Minnesota 55480



'79 JAN 15 PM 12:03

Federal Election Commission
1325 K Street NW
Washington D C 20463

Attn: Vincent J. Convery, Jr.

61010

UNITED STATES POSTAL SERVICE
Postal Inspector

01/09
6051

OUR REF: FLF:hmc

DATE: January 9, 1979

SUBJECT

CASE NO

TO: Mr. Vincent J. Convery, Jr.
Federal Election Commission
1325 K Street N.W.
Washington, D. C. 20463

Dear Mr. Convery:

Attention is invited to your letter dated December 21, 1978, to the Manager of the Diamond Lake Postal Station, Minneapolis, MN, copy attached.

Enclosed is a photocopy of the application for P. O. Box 19029. If further assistance is desired, my FTS telephone number is 725-2493.

Sincerely,

F. L. Freeman
Postal Inspector
P. O. Box 24
Minneapolis, MN 55440



FEDERAL ELECTION COMMISSION

1225 K STREET, N.W.
WASHINGTON, D.C. 20543

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Dick Galice, Manager
United States Post Office
Diamond Lake Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Galice:

Information on file with the Federal Election Commission indicates that, as of September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate were the holders of Post Office Box 19029 at Diamond Lake Station.

Pursuant to 39 CFR 265.6(d)(5)(i), we request that you confirm this information. Additionally, we request that you provide us with the name of the individual who rented the post office box in behalf of Pro-Life Senate, and the date on which it was rented. If applicable, please advise as to the date that rental was discontinued.

I certify that this information is required by the Federal Election Commission, an agency of the U.S. Government, in the performance of its duties.

A return envelope is enclosed. Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060. (The FTS telephone number is identical).

Sincerely,

Handwritten signature of William C. Oldaker in cursive script.
William C. Oldaker
General Counsel

Enclosure

NAME IN WHICH BOXES ARE RENTED, RESERVED, OR CALLER SERVICE USED 2007 CALLER NO. THRU 1

1 NAME OF PERSON MAKING APPLICATION (If representing an organization, show title and name)

4 WILL THIS BOX BE USED FOR SOLICITING OR DOING BUSINESS WITH THE PUBLIC? (CHECK ONE)
 YES NO

5 ADDRESS (No. Street, City, State and ZIP Code. Record address changes on reverse and line out address below)

6 TELEPHONE NO. (If any)

APPLICANT PLEASE NOTE: Execution of this application signifies your agreement to comply with all postal rules relative to the renting and use of Post Office lockboxes or caller service.

7 SIGNATURE OF APPLICANT (Same as Item 1)

8 DATE OF APPLICATION

ITEMS 9-15: TO BE COMPLETED BY POST OFFICE

9 TYPE OF IDENTIFICATION (Driver's license, military identification, other, show identification number)

10 ELIGIBLE FOR CARRIER DELIVERY

11 BOX SIZE NEEDED

12 DATES OF SERVICE: a STARTED b ENDED

13 SERVICE ASSIGNED: a LOCKBOX b CALLER c RESERVE NUMBER

14 INFORMATION VERIFIED BY: a ADDRESS b PHONE NO. (Initials)

Use separate card for each number or inclusive group of numbers, and type of service.

PS Form 1093 (PART II) APPLICATION FOR POST OFFICE BOX OR CALLER NUMBER

SPECIAL ORDERS

16 POSTMASTER: (If you are a business, club, or other organization, you may have a separate lockbox used and authorized by you. This should be indicated by the use of a lockbox of your own design on the reverse if necessary.)

17 DELIVER MAIL IN ACCORDANCE WITH INSTRUCTIONS CHECKED BELOW:
 A. As addressed
 B. Other mail addressed to box to be placed in it. As other mail to be delivered as addressed.
 C. An Except Special Delivery (E.S.D.) Denver Special Delivery to this address. Record address changes on reverse and line out address below.

18 CUSTOMER NOTE: Payment in advance only. If you do not take instructions directly from the Postal Service, you are responsible for possession and authorized to remove mail from boxes.

19 I HAVE READ INSTRUCTIONS AND WILL COMPLY

20 SIGNATURE OF APPLICANT (Same as Item 1)

Use separate card for each number or inclusive group of numbers, and type of service.

PS Form 1093 (PART II) APPLICATION FOR POST OFFICE BOX OR CALLER NUMBER

FEDERAL ELECTION COMMISSION

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

POSTAGE AND FEES PAID



NOV 15 1993

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463



ATTN: Convery, OGC

6004
6094

January 4, 1979

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

Certified/Return Receipt Requested

Re: MUR 818

Dear Mr Oldaker

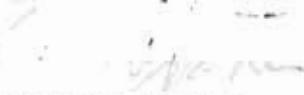
I have received your letter dated December 21, 1978, and received in my office by certified mail on December 29, 1978. I am responding within the ten day limitation of notification.

Your letter indicates that the Commission has reason to believe that the Short for Senate Committee of Volunteers may have violated Section 433(a) of the Act, 2 USC P433(a), and Section 102.1(b) of the Commission's regulations, 11 CFR 102.1(b).

I have reviewed those sections alongwith a copy of the "Statement of Organization" filed on September 8, 1978 and see that we did not violate any parts of the Act or Commission regulations.

In addition to your letter, you have submitted nine questions which you seek answers for. I am attaching a separate sheet with those answers. The questions are being answered by Fred L Gates who served as the Campaign Manager for the Short for Senate Committee of Volunteers and who was most knowledgeable of transactions, between the "Committee" and the "Pro-Life Senate" organizations.

Sincerely


Robert Foster
Treasurer
Short for Senate Committee of Volunteers

Enclosure

FEDERAL ELECTION COMMISSION

JANUARY 4, 1979

Re: MUR 818

1. My name is Fred L. Gates, and I served as Campaign Manager of the Short for Senate Committee of Volunteers.
2. I, as Campaign Manager, was responsible for planning and authorizing expenditures and other transfers-out of funds.
3. I, Fred L. Gates, Campaign Manager, authorized the transfer-out of funds to the Democrats, Republicans and Independents for a Pro-Life Senate.

This "Pro-Life Senate" Committee was an affiliated committee of the "Short for Senate Committee" and so filed on September 8, 1978 with the Statement of Organization (see attached). Also attached are copies of the certified mail receipts which show this statement of organization was mailed in timely fashion to both the Secretary of the Senate and the Secretary of State as required by law.

4. Those active in the "Pro-Life Senate" Committee indicated to me that \$40,000.00 would be necessary to do what they wanted to do by way of printing, mailing and distributing literature.

5. Let me first respond to this question by setting forth a time table. According to information which I received later, a number of Pro-Life people started talking about a mailing during the last days of August. On September 1, 1978, unknown to me, these people laid out plans for a large printing of material. On September 4, 1978, I first became aware of the plans that this group had when I received a letter from one of them (copy attached). That letter not only indicated a possible expenditure in excess of \$1,000.00, but also was a request of our committee for financial support.

On September 5, 1978, I discussed this letter with some of the Pro-Life group, indicated to them that it would be best to file a statement of organization as a committee "affiliated" with the parent, "Short for Senate Committee", and that, yes, I would give them by way of transfer whatever funds they needed.

On September 6, 1978 I gave the organizers of the "Pro-Life Senate" group, copies of FEC Form 1, "Statement of Organization" (copy attached), to fill out and I transferred \$40,000.00 from the Parent Committee to the affiliated committee.

On September 8, 1978 I had Robert H. Short, the Candidate, sign FEC Form 2a, "Candidate Authorization of a Political Committee Other Than A Principal Campaign Committee" (copy attached). That signed form together with the "Pro-Life Senate" Committee Statement of Organization was sent by Certified Mail as provided in the Act. This filing was within the ten day limit required by the Act from when I first became aware on September 4th and from when the "Pro-Life group" laid out their plans on September 1st.

To assure that the filing was proper, and the transfer of funds was done properly, I called the FEC 800 number on September 8, 1978, and spoke with a Ian Stirton at 4pm Minneapolis time, regarding all these matters. Ian Stirton assured me that we had acted properly and within the Act and regulations.

FEDERAL ELECTION COMMISSION

JANUARY 4, 1979

Page Two - Re: MUR 818

6. The decision to transfer funds was made on September 6, 1978 (see answer number 5 for details).
7. An internal requisition form was issued. Copy is attached.
8. Attached is a copy of "Committee" check number 1630 dated September 6, 1978, which shows the transfer of funds from the "Short Committee" to the "Pro-Life Senate."
9. The Short for Senate Committee provided the transfer of funds. "The Pro-Life Senate" group had their plans laid out and completed what they intended to do.

Fred L. Gates
Fred L. Gates
Campaign Manager
Short for Senate Committee of Volunteers

September 4, 1978

Mr. Fred L. Gates
Bob Short for Senate
1011 Marquette Ave.
Minneapolis, Minnesota

Dear Mr. Gates:

A number of my friends and I have been trying to form a committee, the mission of which would be to educate the voters on the pro-life stands of the two candidates for the four year Senate seat. The promoters of this committee come from all political parties, but we share a common concern: the passage of a human life amendment. Therefore we decided to call this committee "Democrats, Republicans and Independents United for a Pro-Life Senate."

Our plan was to print several hundred thousand pieces of literature and distribute this by direct mail and at gatherings of pro-lifers.

We went ahead with this plan several days ago without giving the financial end of things much thought. The time came to pay the bill and we discovered that we could not raise the money.

I know that the piece of literature we have designed would be effective. I believe that it would help Bob Short in the general election. However, unless we can get some money, we will not be able to get it out.

Do you think that the Bob Short Committee would be interested in helping out? Its only responsibility would be to take care of the printing and distribution costs. We would still supply most of the volunteers necessary to get this material out. As you may realize, those involved in the pro-life movement are long on enthusiasm but short on dollars. Thank you for your consideration.

Sincerely,

John F. Angell

31040312355

Statement of Organization For a Political Committee

Supporting any candidate(s) for federal office and anticipating contribu-
 tions or expenditures in excess of \$1,000 in any calendar year in support
 of such candidate(s).
 (See Reverse Side For Instructions.)

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Committee (in full) <input type="checkbox"/> Check if name or address is changed Democrats, Republicans and Independents United for a Pro-Life Senate	2 Identification Number
(b) Address (number and street) P.O. Box 19029, Diamond Lake Station	3 Date September 8, 1978
(c) City, State and ZIP code Minneapolis, Minnesota 55419	4 Is this an amended statement <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "YES" FILL IN ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one
 (a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate)
 a candidate for _____ in the _____ Election
 (Federal office sought) (Year of election)
 to be held in the State of _____
 (State in which election is held)

(THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION FOR EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)

(b) This committee is supporting only one candidate, and is authorized by Robert E. Short (Name of Candidate)
 to receive contributions and make expenditures with respect to the General and Primary Election(s)
 (General, Primary, Runoff, etc.)
 held in 1978 and will file all reports and statements with the candidate's principal campaign
 (Year of election in State)
 committee, Bob Short for Senate Committee of Volunteers
 (Full name of principal campaign committee)

(ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION.) (FEC FORM 2a)

(c) This committee supports only one candidate _____ but is not an authorized committee.
 (Name of Candidate)

(d) This committee supports more than one Federal candidate and is not a party committee.

(e) This committee is a _____ committee of the _____ Party.
 (National, State, county, city) (Democratic, Republican, etc.)

6 Names of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship

If the registering political committee has identified a "connected organization" above, please indicate type of organization

Corporation
 Labor organization
 Membership organization
 Trade association
 Cooperative
 Corporation without capital stock
 Other (please specify)

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Statement of Organization For Committee

(Page 2)

Name of Committee

7 Area, Scope and Jurisdiction of Committee:

- (a) Will this committee operate in more than one State? Yes No
 (b) Will it operate on a statewide basis in one State? Yes No
 (c) Will it primarily support candidates seeking State or local office? Yes No
 (d) Will it support or does it anticipate supporting directly or indirectly, candidates for Federal office in excess of \$1,000 in a calendar year? Yes No

8 (a) List by name, address, office sought, and party affiliation, any candidate for Federal office that this committee is supporting

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
Robert Earl Short	8 Merilane Minneapolis, MN 55436	United States Senate	Democratic-Farmer Labor

(b) List by name, address, office sought, and party affiliation, any candidate(s) for any other public office(s) that this committee is supporting (unless the committee is supporting the entire ticket of a party as indicated in line 9)

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
None			

9 If this committee is supporting the entire ticket of a party, give name of party ▶

10 Identify by name, address and position, the person in possession of committee books and records:

Full name	Mailing address and ZIP code	Title or position
Mr. John Angell	4358 Coolidge Ave. So.	Treasurer

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Name of Committee

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name	Mailing address and ZIP code	Title or position
Ms. Kristine Kremer	515 No. Labree Thief River Falls, Mn 56701	Chairperson
Mr. John Angeil	4358 Coolidge Ave. So St. Louis Park, Minn. 55424	Treasurer

12 Does this committee plan to stay in existence beyond the current calendar year? Yes No
 If "Yes" for how long?

13 In the event of dissolution, what disposition will be made of residual funds? In the event of dissolution, residual funds will be donated to an organization qualifying under section 501(c) of the Internal Revenue Code.

14 List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.	Mailing address and ZIP code
Northwestern National Bank	7th Street & Marquette Av, Mpls. Mn 55402

15 List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to USC 439(a)):

Report title	Dates required	Name and position of recipient	Mailing address and ZIP code

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate pages.

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

John L. Angeil
 (Signature of Treasurer)

Sept. 9, 1978
 (Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. § 437g or § 441 (see instructions)

For further information contact:  Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

Candidate Authorization of a Political Committee other than a Principal Campaign Committee

(See reverse side for instructions)

Note: Committees authorized to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Candidate (in full) Robert Earl Short	2 Identification Number (Commission use only)	3 Party Affiliation Democratic-Farmer-Labor
(b) Address (number and street) 8 Merilane	4 Office Sought United States Senate	
(c) City, State and ZIP code Minneapolis, Minnesota 55436	5 District and State of Candidate Minnesota	

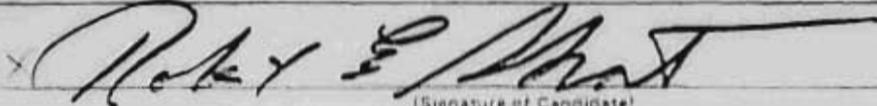
6 I hereby authorize the following named political committee to receive contributions and make expenditures on my behalf in support of my candidacy in the General and Primary election(s) held in 1978
(General, Primary, Runoff) (Year of election)

(a) Name of Committee (in full) Democrats, Republicans and Independents United For A Pro-Life Senate
(b) Address (number and street) P.O. Box 19029, Diamond Lake Station
(c) City, State and ZIP code Minneapolis, Minnesota 55419

7 I hereby designate the following national and/or State bank(s) as campaign depository(ies) to be used by the above political committee.

(a) Name of Bank (in full) Northwestern National Bank	(a) Name of Bank (in full)
(b) Address (number and street) 7th Street and Marquette Ave.	(b) Address (number and street)
(c) City, State and ZIP code Minneapolis, Minnesota 55402	(c) City, State and ZIP code
(a) Name of Bank (in full)	(a) Name of Bank (in full)
(b) Address (number and street)	(b) Address (number and street)
(c) City, State and ZIP code	(c) City, State and ZIP code

8 This committee's receipts and expenditures will be filed with Bob Short for Senate Committee of Volunteers
(Name of Principal Campaign Committee)
 _____, my designated principal campaign committee for the above election(s)


(Signature of Candidate)

Sept. 8, 1978
(Date)

For further information contact: Federal Election Commission
 1325 K Street, N.W.
 Washington, D.C. 20463

Notice

A candidate for Federal office must complete this Statement of Authorization for each committee, other than a principal campaign committee, which is authorized by the candidate to receive contributions and make expenditures on his behalf.

One copy of the statement should be maintained by the Principal Campaign Committee, one by the treasurer of the authorized committee and one copy should be filed with the Commission, the Clerk of the House, or the Secretary of the Senate, as appropriate.

No. 897147

RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED--
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

PS Form 3800, Apr. 1976

SENT TO		Secretary of the Senate	
STREET ADDRESS		119 D St., N.E.	
CITY, STATE AND ZIP CODE		Washington D. C. 20510	
POSTAGE	CERTIFIED MAIL	\$	5
CONSULT POSTMASTER FOR FEES			
OPTIONAL SERVICES			
RETURN RECEIPT SERVICE			
SPECIAL DELIVERY	RESTRICTED DELIVERY	✓	¢
SEND TO WRECK AND DATE DELIVERED	SEND TO WRECK AND DATE DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
TOTAL POSTAGE AND FEES		\$	7.00
POSTMARK OR DATE		September 8, 1978	

No. 897148

RECEIPT FOR CERTIFIED MAIL
 NO INSURANCE COVERAGE PROVIDED--
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

PS Form 3800, Apr. 1976

SENT TO		Sect of State	
STREET ADDRESS		180 State Ofc. Bldg.	
CITY, STATE AND ZIP CODE		St. Paul, Mn 55155	
POSTAGE	CERTIFIED MAIL	\$	8
CONSULT POSTMASTER FOR FEES			
OPTIONAL SERVICES			
RETURN RECEIPT SERVICE			
SPECIAL DELIVERY	RESTRICTED DELIVERY	✓	¢
SEND TO WRECK AND DATE DELIVERED	SEND TO WRECK AND DATE DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	SEND TO WRECK (DATE AND ADDRESS) OR DELIVERED	✓	¢
TOTAL POSTAGE AND FEES		\$	12
POSTMARK OR DATE		September 8, 1978	

1 2 3 4 5 6 7 8 9 10

REQUEST FOR PAYMENT

Date of Request: 9/6/78

Amount: \$ 40,000

VENDOR: Democrats, Republicans & Independents

CHECK TO BE MAILED _____

ADDRESS: United for a Pro-life Senate

OTHER _____

CONTACT (if any): _____

PURPOSE OF PAYMENT:

7 _____
5 _____
2 _____
1 _____

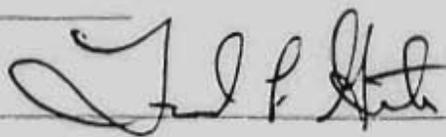
LIST BELOW ADDITIONAL VENDORS (IF NEEDED) AND PURPOSE OF PAYMENTS ALONG WITH INDIVIDUAL AMOUNTS OF EACH REQUEST:

0 _____
1 _____
2 _____

DATE PAYMENT NEEDED: _____ CHARGE TO: _____

REQUESTED BY: _____

APPROVED FOR PAYMENT: _____



FRED L. GATES
Campaign Manager



SHORT FOR U.S. SENATE
VOLUNTEER COMMITTEE

1630

SEPTEMBER 26 1978

17-115
910

PAY TO THE ORDER OF Democrats, Republicans, Independents for Pro-Life Senate \$ 40,000.00

Forty Thousand Dollars and No/100--

DOLLARS



NATIONAL CITY BANK
OF MINNEAPOLIS
MINNEAPOLIS, MINNESOTA 55480

⑈001630⑈

⑆091001157⑆

⑆04⑈6135⑈

⑈00010000000⑈

3 2 1 1 1 0 0 1 6

Account to be credited
of the within named in
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS, MINN.

DEPOSITED
TELLER
24

1 SE '78' 06
PAY ANY BANK OR
NORTHWESTERN NATIONAL
BANK OF MINNEAPOLIS
MINNEAPOLIS, MINNESOTA

112102414

31010311374

Robert Foster 2
1014 Third Avenue South
Mpls, Minn 55404

CERTIFIED

No. 588677

MAIL

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

CERTIFIED/RETURN RECEIPT REQUESTED



January 4, 1979

Federal Election Commission
1325 K Street N. W.
Washington, D. C. 20463

Attention: Vincent J. Convery, Jr.

Re: MUR 818

Dear Mr. Convery:

In response to the subpoena and order to submit written answers served on Mr. John A. McHugh, President of Northwestern National Bank of Minneapolis, by the Federal Election Commission in connection with the matter of Short for Senate Committee of Volunteers and Democrats, Republicans and Independents United for a Pro-Life Senate, we are enclosing the following:

1. Response of Eugene F. Wilmes, Records Manager of Northwestern National Bank of Minneapolis, to the order to submit written answers.
2. A copy of an application for a commercial checking account submitted to Northwestern National Bank of Minneapolis by Democrats, Republicans and Independents United for a Pro-Life Senate.
3. Copies of checking account statements for the periods September 5 through September 29, 1978; September 29 through October 31, 1978; and October 31 through November 30, 1978.
4. Copy of signature authority for John F. Angell, Treasurer of Democrats, Republicans and Independents United for a Pro-Life Senate.
5. Copies of three deposit tickets to the checking account of Democrats, Republicans and Independents United for a Pro-Life Senate, including the items deposited.
6. Copies of 8 checks drawn against the account of the Democrats, Republicans and Independents United for a Pro-Life Senate.

The account was closed on December 27, 1978 and we do not yet have the final statement for the account for the month of December but will forward it to you as soon as it is prepared, together with copies of items drawn against the account.

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. John A. McHugh

Re: MUR 818

QUESTIONS

1. Please state your name and position with the Northwestern National Bank.
Eugene F. Wilmes
Records Manager
2. Please list by identification number and type, all accounts which were maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate at the Northwestern National Bank during 1978.

Checking Account # 685-759

3. Please indicate when each account was opened and, if applicable, when closed.

Opened 9/5/78
0 balance 12/27/78

4. Please identify the individual(s) who opened the account(s) in behalf of Pro-Life Senate.

John F. Angell

5. Please identify those individuals who are authorized to draw checks (or, if applicable, make withdrawals) from the account(s).

John F. Angell

8101021373

APPLICATION for COMMERCIAL CHECKING ACCOUNT

ACCOUNT NUMBER 685-757
ASSIGNMENT OR DATE OPENED 7-3-78

TITLE OF ACCOUNT
Democrats, Republicans, and Independents
United for a Pro-Life Society
ADDRESS
P.O. Box 120-7 Diamond Lake Station
TELEPHONE (August 11)
233-62-1

CORPORATION INFORMATION PARTNERSHIP INFORMATION INDIVIDUAL PROPRIETORSHIP	
TRADE NAME FILED BY CHECK ONE DATE THEM IS	
STATE OF INCORPORATION	NATURE OF BUSINESS Political Committee

AFFILIATED ACCOUNTS	TYPE OF ACCOUNT	ACCOUNT NUMBER	NAME (IF NOT IDENTICAL WITH ABOVE)

ACCOUNTS AT OTHER BANKS	CHECKING AT	SAVINGS AT	CO-OP AT	NAME OF BANK	ADDRESS

INTRODUCED BY	ASSIGNED TO	DIVISION 42	INTERVIEWED BY J.P. ...	OPENING DEPOSIT	
				AMOUNT	SOURCE
CHECK ORDER				NUMBER OF SIGNERS 1	STARTING NUMBER
DEPOSIT TICKETS				ENDORSEMENT STAMP ORDERED	BANK BY MAIL
SINGLE <input type="checkbox"/> 2 PLY <input type="checkbox"/> 3 PLY <input type="checkbox"/> OTHER <input type="checkbox"/>				<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO

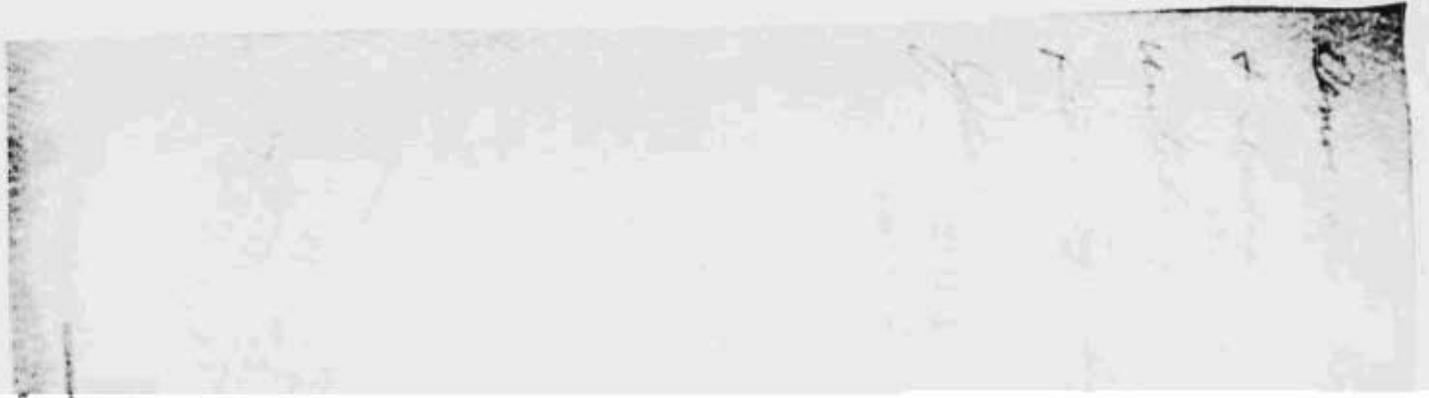
COMMENTS/INSTRUCTIONS
 John Sigell (contact)
 4200 Lortidge Ave.
 ...
 ...
 25 Temple ...

9101021370

685-757

3100000000

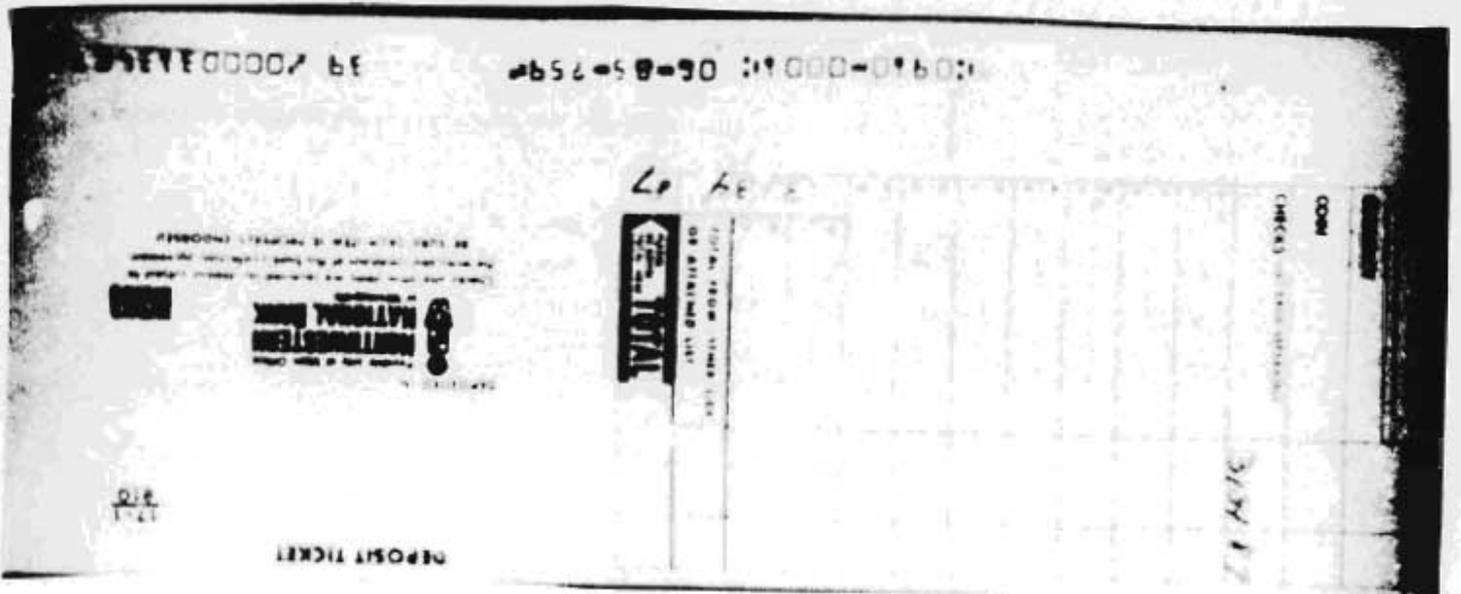
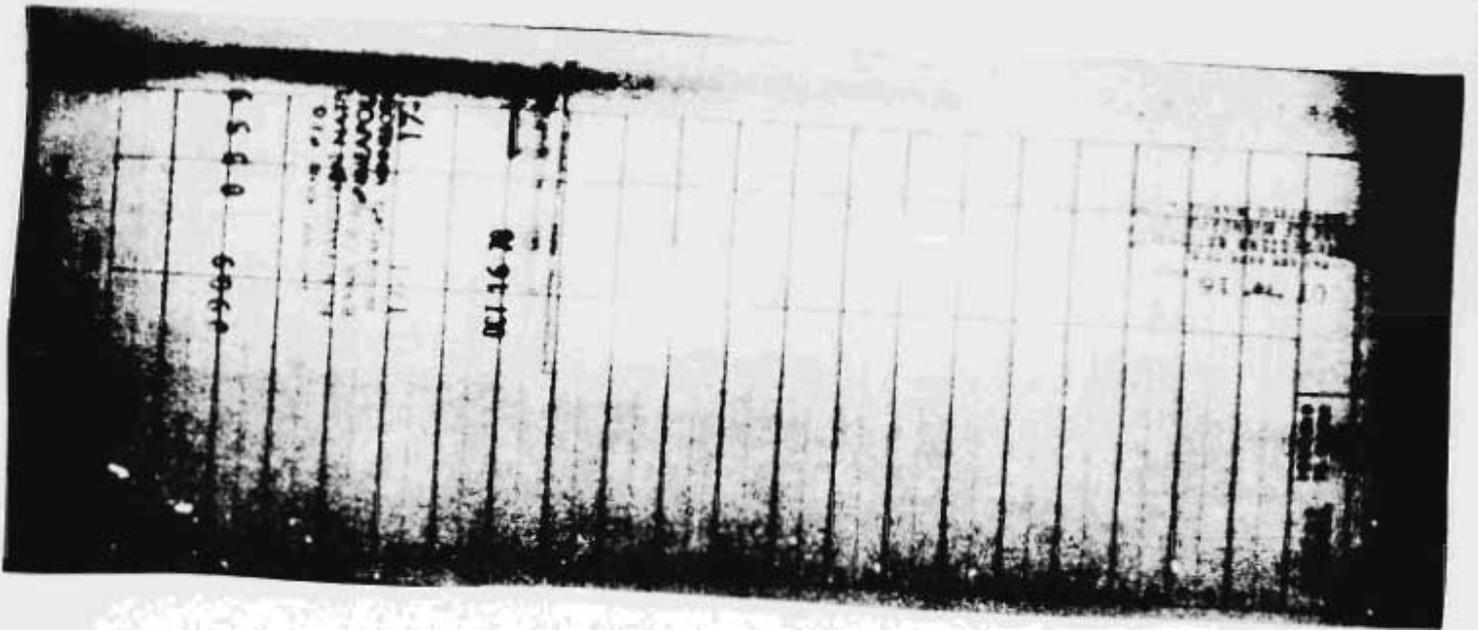
<p>5</p>	<p>1 9-5-78</p>	<p>Democrats, Republicans, and Independents United For A Pro-life Senate</p>
<p><i>John P. Angell</i> John P. Angell</p>	<p><i>Treasurer</i></p>	<p><i>4/6</i> <i>4/6</i></p>
<p><input type="checkbox"/> MAIN</p>	<p><input type="checkbox"/> LAKE</p>	<p><input type="checkbox"/> LINCOLN</p>
<p><input checked="" type="checkbox"/> NEW</p>	<p><input type="checkbox"/> NORTH AMERICAN</p>	<p><i>NEW</i></p>

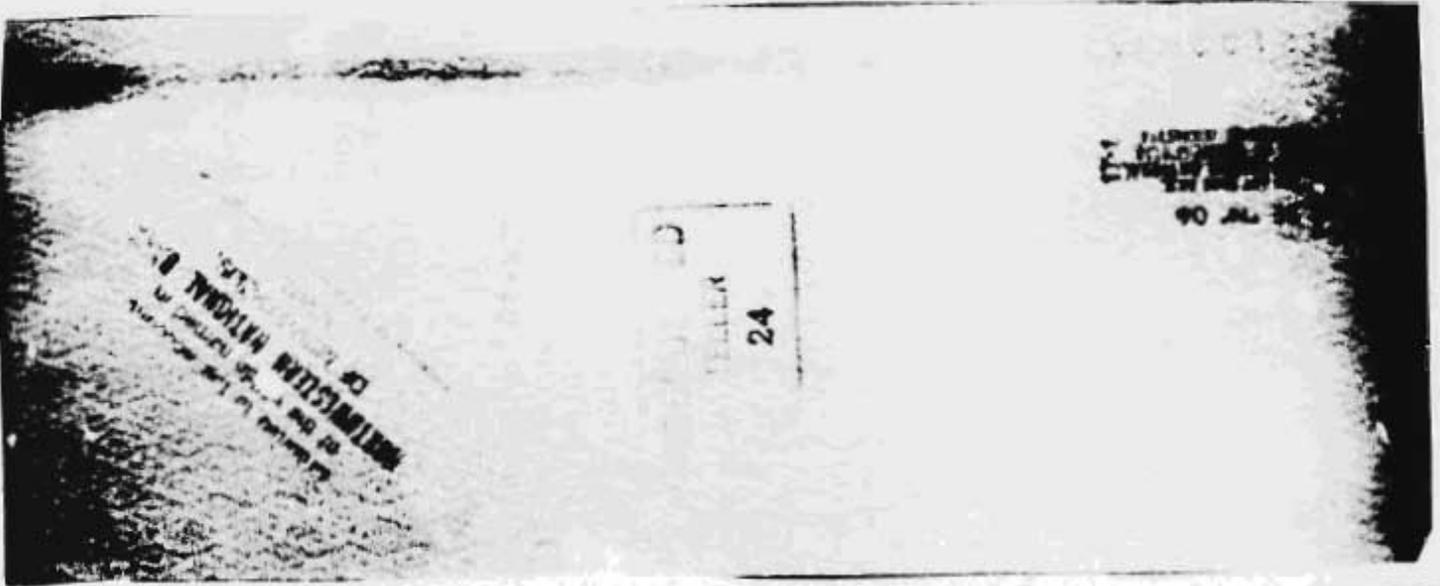


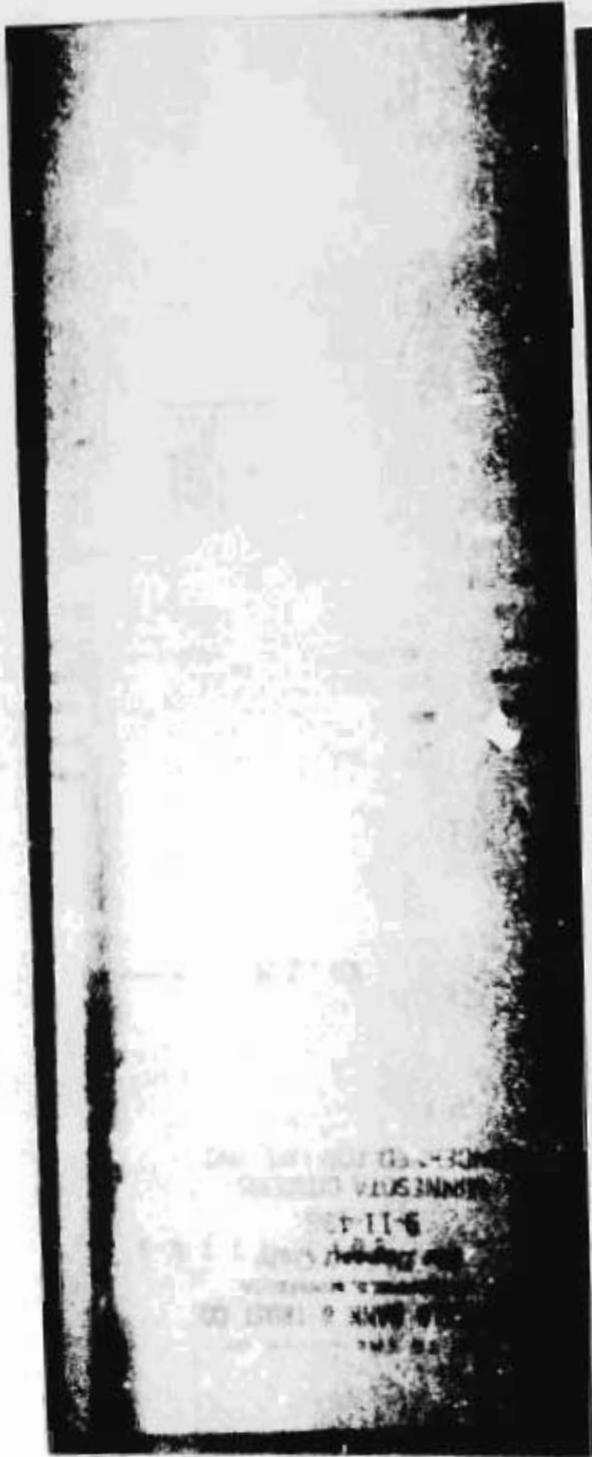
193134

PO468824-00910-00 00 1944 1000

7-0001114877







NO. 16

11/14 1978

55,417.53

Five Thousand Four Hundred Sixteen and 58/100 DOLLARS

Pay to the order of Mrs. J. J. [unclear]

1009 10-00001: 05-B - 7590

NORTHEASTERN NATIONAL BANK

of Arlington and Washington

Pay to the order of
in a five-year series

Pay to the order of *Tempo Artists*

One Hundred Twenty Four and 80/100 - DOLLARS

10/2 1178

5124.80



Bank

Travis

10910-1000 10910-1000

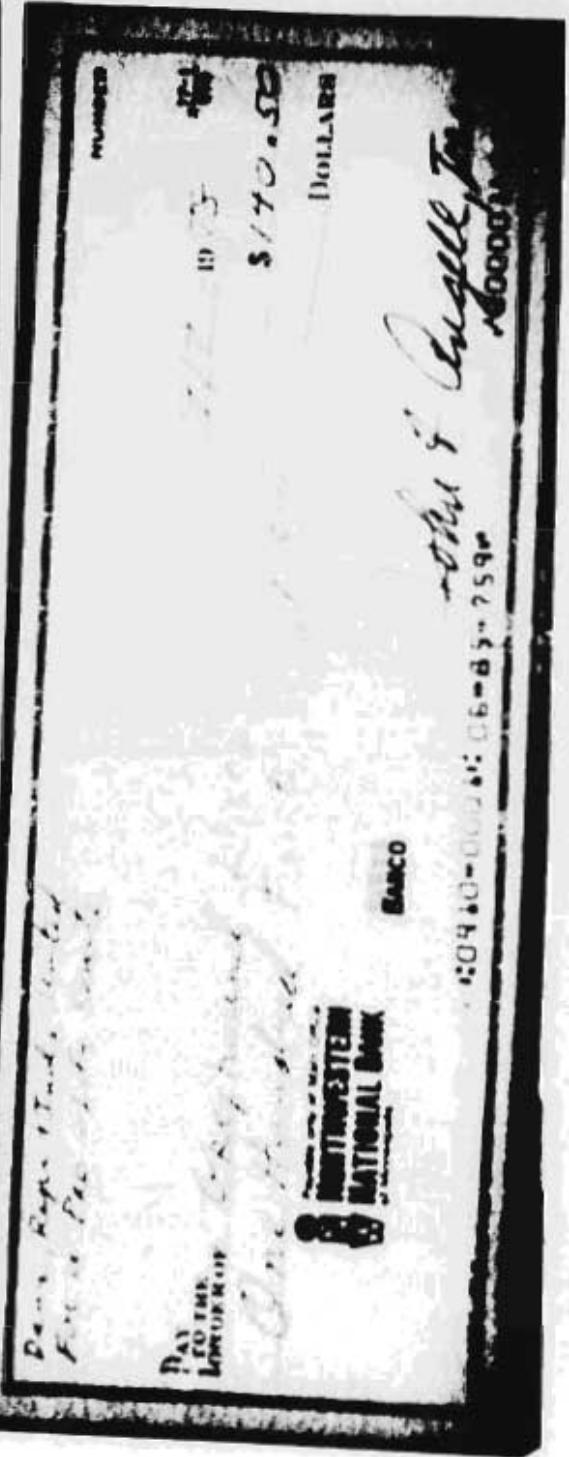
John F. Magellan

PAY TO THE ORDER OF
NATIONAL BANK
INC
NATIONAL BANK
MINN
TEMPO ARTISTS, INC.
0038-650

DEPOSITED
TELE
75

60 24 10

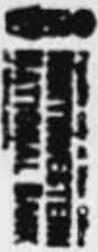
0177 0005



Pay to the order of

Pay to the order of **Nordic Press**

Seven Thousand Eighty Three and 24/100 — Dollars



DATE

John F. Ogilvy Treasurer

⑆0910⑉0001⑆06⑉6⑉759⑉

⑆0000700⑆1⑉

7/6 1978

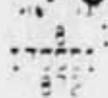
57,083.24



602211010

F04

SEND INQUIRY TO
NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS - MAIN OFFICE
1TH AT MARQUETTE
MPLS, MN 55480



STATEMENT
OF YOUR
ACCOUNT WITH

ACCOUNT NUMBER
06-85-759

DEPOSIT ACCOUNTING 372-8181
CREDIT 372-9100

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 09-05 THRU 09-29-78

OPENING BALANCE	DEPOSITS	WITH DRAGAL SALES	SERVICES CHRG	CLOSING BALANCE
00	4003500	3621429	00	18200

*****CHECKING ACCOUNT TRANSACTIONS*****

-DEPOSITS-

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
09-05	35.00	09-06	4000.00		

-----CHECKS-----

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
09-07	32.74	09-12	3.50	09-12	3.50
09-07	7083.24	09-12	2456.75	09-21	3.50
09-08	25900.00	09-13	8.15		

-----BALANCES-----

DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
09-05	.00	09-07	100.00	09-07	4003.50
09-05	35.00	09-08	200.00	09-21	3800.00
09-06	40035.00	09-12	40035.00		

I09

E STATEMENT
OF YOUR
ACCOUNT WITH

SEND INQUIRIES TO:

NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS - MAIN OFFICE
7TH AT MARQUETTE DEP ACCTG 372-8181
MPLS, MN 55480 CREDIT 372-9100

170001
1147

06-85-759

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 09-29 THRU 10-31-78

OPENING BALANCE	DEPOSITS	ATM-DRAWAL SECS	SERVICE CHGS	CLOSING BALANCE
3820.71	3134.87	124.80	00	6830.78

*****CHECKING ACCOUNT TRANSACTIONS*****

DEPOSIT^c-

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
10-16	3134.87				

CHECKS-----

DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
10-03	124.80				

BALANCES-----

DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
09-29	3820.71	10-03	3695.91	10-16	6830.78

STATEMENT
OF YOUR
ACCOUNT WITH

SEND INQUIRIES TO

NORTHWESTERN NATIONAL BANK
OF MINNEAPOLIS --- MAIN OFFICE
7TH AT MARQUETTE DEPT ACCTG 372-8181
MPLS. MN 55480 CREDIT 372-9100

F06
HEB 12/11
19
170001
1105

ACCOUNT NUMBER
36-85-759

DEMOCRATS REPUBLICANS AND
INDEPENDENTS UNITED FOR A
PRO-LIFE SENATE
PO BOX 19029 DIAMOND LAKE STA
MINNEAPOLIS MN 55419

CHECKING ACCOUNT SUMMARY FOR 10-31 THRU 11-30-78

OPENING BALANCE	DEPOSITS	WITHDRAWALS	SERVICE CHRG	CLOSING BALANCE
6830.78		6696.76	123	1340.2

*****CHECKING ACCOUNT TRANSACTIONS*****

CHECKS		CHECKS		CHECKS	
DATE	AMOUNT	DATE	AMOUNT	DATE	AMOUNT
11-08	96.00	11-21	867.47	11-24	34.20
11-10	56.00	11-22	11.00	11-24	547.58
11-13	86.88	11-22	65.00	11-28	51.49
11-21	10.38				

BALANCES		BALANCES		BALANCES	
DATE	BALANCE	DATE	BALANCE	DATE	BALANCE
10-31	6830.78	11-13	6591.90	11-24	185.47
11-08	6734.78	11-21	5714.05	11-28	134.02
11-10	6678.78	11-22	5637.25		

8 1 0 4 0 2 1 2 5 0 1



**NORTHWESTERN
NATIONAL BANK**
Seventh and Marquette
Minneapolis, Minnesota 55480



Federal Election Commission
1325 K Street N. W.
Washington, D. C. 20463

Attn: Vincent J. Convery, Jr.

'79 JAN 9 AM 10:36

FEDERAL ELECTION COMMISSION

600-
61 12

LAW OFFICES OF
TUZINSKI & MAROFSKY
8930 BROOKLYN BLVD. SUITE 202
MINNEAPOLIS, MINN 55429

JAMES J. TUZINSKI
LAWRENCE P. MAROFSKY
DONNA C. FALK
OF COUNSEL:
JOHN H. SCHOONOVER

January 2, 1979

TELEPHONE 566-4411
AREA CODE: 612

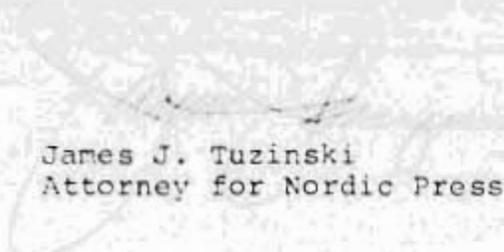
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

Re: MUR 818

Gentlemen:

Enclosed and served on you by U. S. Mail
please find written answers and photo copies
of invoices pursuant to your order to submit
written answers and subpoena.

Yours very truly,


James J. Tuzinski
Attorney for Nordic Press

JJT:ss

Enclosure

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. Ole Bjorkedal

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereafter "Pro-Life Senate") made expenditures of \$7,083.24 on September 6, 1978 and of \$2,456.71 on September 9, 1978, to Nordic Press. With the exception of Question 1, all the following questions pertain to those transactions: Olaf A. Bjorkedal being duly sworn, makes the following answers under oath.

1. Please state your name and the position you hold with Nordic Press.
Olaf A. Bjorkedal, Treasurer and Sales Manager
2. Did Pro-Life Senate make the expenditures listed above; were those expenditures made on the dates noted?
Yes, our deposits were dated September 7, 1978 and September 12, 1978.
3. What goods or services did Nordic Press provide for these expenditures?
Film, plates, printing and folding of a two color, two sided mailer.
4. When was Nordic Press first contacted with reference to providing these goods or services. Who contacted Nordic Press on behalf of Pro-Life Senate? August 28, 1978, Dave Asteen
Originally an artist, Robert Kokaisel, called Mr. Bjorkedal and asked if we were interested in printing some mailers. If we were interested, we were to call Mr. Asteen.
5. Who acted on behalf of Nordic Press?
Olaf A. Bjorkedal
6. In the initial negotiations, did the representative of Pro-Life Senate specify an amount of money he wished to spend, or did he specify the quantity of goods he wished to purchase.
The original request was for 500,000 mailers, after a price was quoted Pro-Life Senate reduced the quantity to 400,000. One week later we received word to run an additional 90,000 mailers.
7. Did Nordic Press ever provide Pro-Life Senate with an estimate as to the costs of those goods or services? If so, when?
Yes, a verbal quote on August 28, 1978
8. If the goods or services provided by Nordic Press included the

printing of brochures, flyers, pamphlets, etc., who was responsible for their design and layout? When did printing begin? Pro-Life Senate August 31, 1978

9. When were the brochures, flyers, pamphlets delivered to Pro-Life Senate? September 1, 1978 and September 7, 1978

10. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later date)?

Payment on delivery

11. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis?

Rush.

Further pursuant to subpoena, I attached hereto the only written material Nordic Press has that relates to the subpoena to wit.

Invoice #2899

Invoice #2900

Sworn to before me this 30th day of January, 1979



OLAF A. BJORKEDAL

Alvin S. Vander Aaats
4-26 *Minn* *89*



5017 BOONE AVENUE NO. ■ NEW HOPE, WISCONSIN

SHIP TO (NAME AS "SOLD TO" UNLESS INDICATED)

TO
L

MISCELLANEOUS SALES

DEMOCRATS, REPUBLICANS

TERMS: NET 10
PARTIAL COMPLETE

DATE SHIPPED	P.O. NUMBER	JOB NUMBER	INVOICE DATE	INVOICE NUMBER
9/8/78		7-2326	9/14/78	2877

QUANTITY	DESCRIPTION	PRICE	AMOUNT
PT200	MAILERS BOB SHORT FOR SENATE	21.00M	21.00
		SUBTOTAL	21.00
		TAX	0.00
		TOTAL	21.00

9/12/78

A \$1.00 PER MONTH SERVICE CHARGE
WILL BE ADDED TO FUTURE ACCOUNTS

ACCOUNTS RECEIVABLE



8017 BOONE AVENUE NO. ■ NEW HOPE, MINNESOTA 55058

(612) 535-6440

SHIP TO (SAME AS "SOLD TO" UNLESS INDICATED)

S
O
L
D
T
O

Democrats, Republicans & Independents
United For A Pro-Life Senate
P.O. Box 19029 -Diamond Lake Station
Wala, Wa. 99119

TERMS: NET 10 days
PARTIAL COMPLETE

DATE SHIPPED	P.O. NUMBER	JOB NUMBER	INVOICE DATE	INVOICE NUMBER
07/78		7-2226	9/3/78	2900

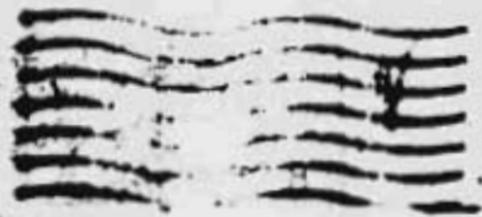
QUANTITY	DESCRIPTION	PRICE	AMOUNT
402,000	Medians - 700 Short for Senate	17.62/M	87,003.24
		Subtot	87,003.24
		Tax	23.32
		Total	87,026.56
	<i>7153 24 27.78</i>		
	<i>253 72 27.78</i>		

A 1% PER MONTH SERVICE CHARGE
WILL BE ADDED TO PAST DUE ACCOUNTS

ACCOUNTS RECEIVABLE

3 1 7 1 0 1 0 0 1 7

LAW OFFICES OF
TUZINSKI & MAROFSKY
5930 BROOKLYN BLVD. SUITE 202
MINNEAPOLIS, MINN 55429



10 10 10

Federal Election Commission
1325 K. Street N. W.
Washington, D.C. 20463

FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

TO File (MUR 818)

DATE 1-17-79

FROM VJC

<input type="checkbox"/>	APPROVAL	<input type="checkbox"/>	IMMEDIATE ACTION	<input type="checkbox"/>	RECOMMENDATION
<input type="checkbox"/>	AS REQUESTED	<input type="checkbox"/>	INITIALS	<input type="checkbox"/>	SEE ME
<input type="checkbox"/>	CONCURRENCE	<input type="checkbox"/>	NECESSARY ACTION	<input type="checkbox"/>	SIGNATURE
<input type="checkbox"/>	CORRECTION	<input type="checkbox"/>	NOTE AND RETURN	<input type="checkbox"/>	YOUR COMMENT
<input type="checkbox"/>	FILING	<input type="checkbox"/>	PER OUR CONVERSATION	<input type="checkbox"/>	YOUR INFORMATION
<input type="checkbox"/>	FULL REPORT	<input type="checkbox"/>	PER TELEPHONE CONVERSATION		
<input type="checkbox"/>	HANDLE DIRECT				
<input type="checkbox"/>	ANSWER OR ACKNOWLEDGE ON OR BEFORE _____				
<input type="checkbox"/>	PREPARE REPLY FOR THE SIGNATURE OF _____				

REMARKS

Certified letter to John Angell, Treasurer of Pro-Life Senate, which had been returned unclaimed, was re-mailed this date to the following (new) address:

4358 Coolidge Ave., South
St. Louis Park, Minn 55424

<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</p> <p><input checked="" type="checkbox"/> Show to whom, date, and address of delivery</p> <p><input type="checkbox"/> RESTRICTED DELIVERY</p> <p><input type="checkbox"/> Show to whom and date delivered</p> <p><input type="checkbox"/> RESTRICTED DELIVERY</p> <p><input type="checkbox"/> Show to whom, date, and address of delivery. \$ _____ (CONSULT POSTMASTER FOR FEES)</p>	
<p>2 ARTICLE ADDRESSED TO</p> <p>John Angell 4358 Coolidge Ave. S. St. Louis Park, Minn 55424</p>	
<p>3 ARTICLE DESCRIPTION</p> <p>REGISTERED NO. _____</p> <p>CERTIFIED NO. AB608</p> <p>INSURED NO. _____</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> <p><i>John Angell</i></p>
<p>4 DATE OF DELIVERY</p> <p>1-23</p>	<p>POSTMARK</p> <p>ST. LOUIS, MO</p> <p>23 1979</p> <p>CLERK'S INITIALS</p> <p>F.G.</p>
<p>5 ADDRESS: Complete only if recipient has changed.</p>	
<p>6 UNABLE TO DELIVER BECAUSE _____</p>	

MUR 818 - Callahan

FEDERAL ELECTION COMMISSION
1325 K STREET N.W.
WASHINGTON, D.C. 20463



POSTAGE AND FEES PAID

12-26

12-30

1-10



~~Mr. John Angell, Treasurer
Democrats, Republicans and Independents
United for a Pro-Life Senate
P.O. Box 19029, Diamond Lake Station
Minneapolis, MINN 55419~~

UNCLAIMED

CERTIFIED

943436

Convey

MUR 818 ✓

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)		
<input type="checkbox"/>	Show to whom and date delivered	c
<input checked="" type="checkbox"/>	Show to whom, date, and address of delivery	c
<input type="checkbox"/>	RESTRICTED DELIVERY Show to whom and date delivered	c
<input type="checkbox"/>	RESTRICTED DELIVERY Show to whom, date, and address of delivery \$	
(CONSULT POSTMASTER FOR FEES)		
2. ARTICLE ADDRESSED TO: John Angell P.O. Box 19029 - Diamond Lake Station Minneapolis, MINN 55419		
3. ARTICLE DESCRIPTION:		
REGISTERED NO	CERTIFIED NO	INSURED NO
	943436	
(Always obtain signature of addressee or agent)		
I have received the article described above.		
SIGNATURE <input type="checkbox"/> Addressee <input type="checkbox"/> Authorized agent		
4	DATE OF DELIVERY	POSTMARK
	5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:		CLERK'S INITIALS



FEDERAL ELECTION COMMISSION

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

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Dick Galice, Manager
United States Post Office
Diamond Lake Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Galice:

Information on file with the Federal Election Commission indicates that, as of September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate were the holders of Post Office Box 19029 at Diamond Lake Station.

Pursuant to 39 CFR 265.6(d)(5)(i), we request that you confirm this information. Additionally, we request that you provide us with the name of the individual who rented the post office box in behalf of Pro-Life Senate, and the date on which it was rented. If applicable, please advise as to the date that rental was discontinued.

I certify that this information is required by the Federal Election Commission, an agency of the U.S. Government, in the performance of its duties.

A return envelope is enclosed. Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060. (The FTS telephone number is identical).

Sincerely,

William C. Oldaker
General Counsel

Enclosure

21500113

Country ✓ 11110 818

SENDER'S NAME (PRINT) AND ADDRESS (PRINT) RETURN TO space on envelope

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
 Nick Galie
 Post Office
 ... Lake Station

3. ARTICLE DESCRIPTION *... 11/11/78*
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943434

(Always obtain signature of addressee or agent)

I have received the article described above
 SIGNATURE Addressee Authorized agent

4. DATE OF DELIVERY

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

CLERK'S INITIALS

POST OFFICE
 DEC 28 1978
 ...

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Dick Galice
United States Post Office
Diamond Lake Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Galice:

Information on file with the Federal Election Commission indicates that, as of September 2, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate were the holders of Post Office Box 19020 at Diamond Lake Station.

Pursuant to 39 CFR 265.6(d)(5)(i), we request that you confirm this information. Additionally, we request that you provide us with the name of the individual who rented the post office box in behalf of Pro-Life Senate, and the date on which it was rented. If applicable, please advise us to the date that rental was discontinued.

I certify that this information is required by the Federal Election Commission, an agency of the U.S. Government, in the performance of its duties.

A return envelope is enclosed. Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-522-4060. (The WFO telephone number is identical).

Sincerely,

William C. Oldaker
General Counsel

Enclosure

WFO
10/20/78



FEDERAL ELECTION COMMISSION

1275 K STREET N.W.
WASHINGTON, D.C. 20463

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert Foster, Treasurer
Short for Senate Committee of
Volunteers
1011 Marquette Avenue
Minneapolis, Minnesota 55403

Re: MUR 818

Dear Mr. Foster:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as the Short for Senate Committee) violated certain provisions of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed. (Attachment 1).

At this time, the Commission will take no action against the Short for Senate Committee with regard to those matters raised in the complaint.

However, based on other information ascertained in the normal course of carrying out its supervisory responsibilities, the Commission has reason to believe that the Short for Senate Committee violated Section 433(a) of the Act, 2 U.S.C. §433(a), and Section 102.1(b) of the Commission's Regulations, 11 CFR 102.1(b). Under those sections, the Short for Senate Committee was required to file a copy of the Statement of Organization of its authorized committee, the Democrats, Republicans and Independents United for a Pro-Life Senate, within ten days of the date that committee was organized or within ten days of the date on which that committee received information which caused it to anticipate receiving contributions or making expenditures in excess of \$1,000.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information should be submitted under oath.

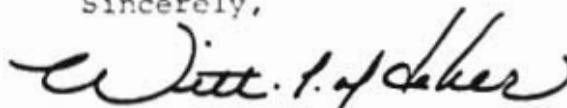
The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

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

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

Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,



William C. Oldaker
General Counsel

Attachments

1. Complaint
2. Questions

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment 2 to letter
to Mr. Robert Foster

Re: MUR 818

QUESTIONS

1. Please state your name and your position with the Short for Senate Committee of Volunteers ("Short for Senate Committee").
2. Identify those persons at the Short for Senate Committee involved in the process of planning and authorizing expenditures and other transfers-out of funds.
3. Who authorized the September 6, 1978, transfer-out of funds to the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate")?
4. How did the Short for Senate Committee arrive at the particular figure of \$40,000 in making the transfer to Pro-Life Senate?
5. Was this transfer solicited by Pro-Life Senate? If so, when and by whom? Please provide copies of any written requests.
6. When was the decision made to transfer the funds to Pro-Life Senate?
7. Was a written requisition for this money issued within the Short for Senate Committee? If so, please provide a copy.
8. Please provide a copy (showing both sides) of the instrument by which the transfer was made and a copy of any cover letter or memorandum which accompanied it.
9. What direction or advice did the Short for Senate Committee provide to Pro-Life Senate as to how the \$40,000 should be spent?

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert Foster, Treasurer
Short for Senate Committee of
Volunteers
1011 Marquette Avenue
Minneapolis, Minnesota 55403

Re: MUR 810

Dear Mr. Foster:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as the Short for Senate Committee) violated certain provisions of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed. (Attachment 1).

At this time, the Commission will take no action against the Short for Senate Committee with regard to those matters raised in the complaint.

However, based on other information ascertained in the normal course of carrying out its supervisory responsibilities, the Commission has reason to believe that the Short for Senate Committee violated Section 433(a) of the Act, 2 U.S.C. §433(a), and Section 102.1(b) of the Commission's Regulations, 11 CFR 102.1(b). Under those sections, the Short for Senate Committee was required to file a copy of the Statement of Organization of its authorized committee, the Democratic Republicans and Independents United for a Pro-Life Senate, within ten days of the date that committee was organized or within ten days of the date on which that committee received information which caused it to anticipate receiving contributions or making expenditures in excess of \$1,000.

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Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information 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 your receipt of this notification.

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

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

Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,

WJC
12/21/78
William C. Oldaker
General Counsel

Attachments

1. Complaint
2. Questions



FEDERAL ELECTION COMMISSION

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

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Angell, Treasurer
Democrats, Republicans and
Independents United for a
Pro-Life Senate
P.O. Box 19020, Diamond Lake
Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Angell:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as "Pro-Life Senate") violated certain provisions of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed. (Attachment 1).

With regard to the allegations set forth in the complaint, the Commission has reason to believe that Pro-Life Senate violated Section 441d(1) of the Act, 2 U.S.C. §441d(1), and Section 110.11(a) of the Commission's Regulations, 11 CFR 110.11(a). Specifically, it appears that Pro-Life Senate made expenditures for the purpose of financing a communication which expressly advocated the election of Robert E. Short, but failed to place on that communication a statement to the effect it had been authorized by Mr. Short.

Under the Act, you have the opportunity to demonstrate that no further action should be taken against Pro-Life Senate. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information should be submitted under oath.

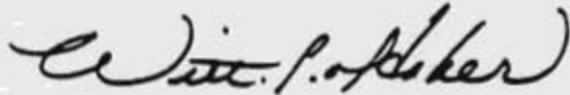
The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

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

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

If you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,



William C. Oldaker
General Counsel

FEDERAL ELECTION COMMISSION

Attachment 2 to letter to Mr. Angell

Re: MUR 818

QUESTIONS

1. Please state your name and your position with the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate").
2. When was Pro-Life Senate organized? Is it still in existence? If not, when did it cease to exist?
3. Who were the founding members of Pro-Life Senate? Who were the original officers? Please identify all subsequent officers and their dates of service.
4. What are (were) the qualifications for membership in Pro-Life Senate? How many members did Pro-Life Senate have at the time of its organization? On September 12, 1978?
5. Why was Pro-Life Senate organized? Does it have a constitution or bylaws? If so, please provide copies.
6. Did Pro-Life Senate ever anticipate receiving contributions from the public at large? What arrangements were made for the receipt of contributions?
7. Did Pro-Life Senate ever solicit contributions from the public at large? If so, give details.
8. Other than the printing and distribution of the flyer which was attached to the complaint in this matter, what campaign activities were conducted or sponsored by Pro-Life Senate?
9. Who performed the research, prepared the text and designed the layout for the flyer which was attached to the complaint in this matter. How many copies were distributed. When and where were they distributed?

10. When was the Short for Senate Committee's \$40,000 transfer deposited to the account of Pro-Life Senate? Please provide a copy of the deposit slip which evidences this deposit.
11. Please provide legible copies (which show both sides) of all checks written on the Pro-Life Senate account.
12. Where are (were) the offices of Pro-Life Senate located (not the post office box address).
13. When did Pro-Life Senate first contact Nordic Press to arrange for the services which resulted in expenditures of \$7,083.24 on September 6, 1978, and \$2,456.71 on September 9, 1978? Please provide copies of any written instrument relating to this expenditure, to include written estimates, invoices, bills, and contracts.
14. When did Pro-Life Senate first contact Mailhouse, Inc., to arrange for the services which resulted in an expenditure of \$25,900.00 on September 6, 1978. Please provide copies of any written instrument relating to this expenditure.

31040218622

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Ancell
Treasurer
Democrats, Republicans and
Independents
United for a Pro-Life Senate
P.O. Box 19029, Diamond Lake
Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Ancell:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as Pro-Life Senate) violated certain provisions of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed. (Attachment 1).

With regard to the allegations set forth in the complaint, the Commission has reason to believe that Pro-Life Senate violated Section 441d(1) of the Act, 2 U.S.C. §441d(1), and Section 110.11(a) of the Commission's Regulations, 11 CFR 110.11(a). Specifically, it appears that Pro-Life Senate made expenditures for the purpose of financing a communication which expressly advocated the election of Robert E. Short, but failed to place on that communication a statement to the effect it had been authorized by Mr. Short.

Under the Act, you have the opportunity to demonstrate that no further action should be taken against Pro-Life Senate. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information 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 your receipt of this notification.

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

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

If you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,

William C. Oldaker
General Counsel

VJC
12/21/78

31010141524



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20463

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ole Djorkedal, President
Nordic Press
5017 Boone Avenue, North
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Djorkedal:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Nordic Press and Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. §437c(a)(3) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ole Bjorkedal, President
Nordic Press
5017 Boone Avenue, North
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Bjorkedal:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Nordic Press and Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. 5437c(a)(3) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

VJC
12/21/78

Enclosures

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Short for Senate Committee of Volunteers) MUR 818
and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Ole Djorkedal
President
Nordic Press
5017 Boone Avenue, North
Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

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

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. Ole Djorkedal

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereafter "Pro-Life Senate") made expenditures of \$7,083.24 on September 6, 1978 and of \$2,456.71 on September 9, 1978, to Nordic Press. With the exception of Question 1, all the following questions pertain to those transactions:

1. Please state your name and the position you hold with Nordic Press.
2. Did Pro-Life Senate make the expenditures listed above; were those expenditures made on the dates noted?
3. What goods or services did Nordic Press provide for these expenditures?
4. When was Nordic Press first contacted with reference to providing these goods or services. Who contacted Nordic Press on behalf of Pro-Life Senate?
5. Who acted on behalf of Nordic Press?
6. In the initial negotiations, did the representative of Pro-Life Senate specify an amount of money he wished to spend, or did he specify the quantity of goods he wished to purchase.
7. Did Nordic Press ever provide Pro-Life Senate with an estimate as to the costs of those goods or services? If so, when?
8. If the goods or services provided by Nordic Press included the

printing of brochures, flyers, pamphlets, etc., who was responsible for their design and layout? When did printing begin?

9. When were the brochures, flyers, pamphlets delivered to Pro-Life Senate?

10. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later date)?

11. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis?

3 1 7 1 7 1 2 5 3 1
BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Short for Senate Committee of Volunteers) MUR 818
and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

SUBPOENA

TO: Mr. Ole Djorkedal, President
Nordic Press
5017 Boone Avenue, North
Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, memoranda and other written materials in your possession which pertain to any business and financial transactions between Nordic Press and the Democrats, Republicans and Independents United for a Pro-Life Senate in 1978. Such materials include, but are not limited to, contracts, work orders, written estimates, invoices and bills.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C., within ten days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

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



FEDERAL ELECTION COMMISSION

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

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bud Herman
President
Mailhouse, Inc.
210 North 2nd Street
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Herman:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Mailhouse, Inc., and Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

Enclosures

✓ 11-11-18

Add your address in the RETURN TO space on reverse

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 _____ C
 Show to whom and date delivered _____ C

REGISTERED MAIL
 REGISTERED MAIL
 REGISTERED MAIL

REGISTERED MAIL IDENTIFIED NO. INSURED NO.
 43456

Always obtain signature of addressee or agent

DATE OF DELIVERY
 ADDRESS

POSTMARK
 DEC 20 1918

UNABLE TO DELIVER BECAUSE
 CLERK'S INITIALS

REGISTERED MAIL IDENTIFIED NO. INSURED NO.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bud Herman
President
Mailhouse, Inc.
210 North 2d Street
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Herman:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Mailhouse, Inc., and Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Sincerely,

*vsc
12/21/78*
William C. Oldaker
General Counsel

Enclosures

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Short for Senate Committee of Volunteers) MUR 818
 and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Bud Herman
Mailhouse, Inc.
210 North 2nd Street
Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

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

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Mr. Herman

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereinafter, "Pro-Life Senate") made an expenditure of \$25,900.00 to Mailhouse, Inc., on September 6, 1978. With the exception of Question 1, all the following questions pertain to that transaction:

1. Please state your name and the position you hold with Mailhouse, Inc.
2. Did Pro-Life Senate make the expenditure noted above on the date listed?
3. What goods or services did Mailhouse, Inc., provide for that expenditure?
4. When was Mailhouse, Inc., first contacted with reference to providing these goods or services? Who contacted Mailhouse, Inc., on behalf of Pro-Life Senate?
5. Who acted on behalf of Mailhouse, Inc.?
6. Did Mailhouse, Inc., ever provide Pro-Life Senate with an estimate as to the costs of these goods and services? If so, when?
7. When were the goods provided, or services rendered?
8. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later time)?
9. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis?

3 1 3 1 9 2 1 2 5 3 7
BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Short for Senate Committee of Volunteers) MUR 818
) and
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

SUBPOENA

TO: Bud Herman, President
Mailhouse, Inc.
210 North 2nd Street
Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, memoranda and other written materials in your possession which pertain to any business and financial transactions between Mailhouse, Inc., and the Democrats, Republicans and Independents United for a Pro-Life Senate in 1978. Such materials include, but are not limited to, contracts, work orders, written estimates, invoices and bills.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C., within ten days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

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Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

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



FEDERAL ELECTION COMMISSION

1225 K STREET NW
WASHINGTON, D.C. 20463

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John A. McHugh
President
Northwestern National Bank
7th Street and Marquette Avenue
Minneapolis, Minnesota 55480

Re: MUR 818

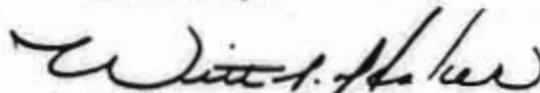
Dear Mr. McHugh:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to an account or accounts maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,


William C. Oldaker
General Counsel

Enclosures

C 5 9 2 1 7 0 1 0 1 8

Convery / MUR818

POSTAGE PAID BY ADDRESSEE 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
 John E. McHugh
 Northwestern Nat Bank
 Mpls, Minn.

3. ARTICLE DESCRIPTION
 REGISTERED NO. CERTIFIED NO. INSURED NO.
 943455

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE Addressee Authorized agent
 No. [Signature]

4. DATE OF DELIVERY POSTMARK
 DEC 20

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE CLERK'S INITIALS

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John A. McHugh
President
Northwestern National Bank
7th Street and Marquette Avenue
Minneapolis, Minnesota 55480

Re: MUR 918

Dear Mr. McHugh:

Enclosed is an order to submit written answers issued pursuant to Section 437c(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437c(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to an account or accounts maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. 437c(a)(3)(B) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

WJC
12/21/78

William C. Oldaker
General Counsel

Enclosures

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Short for Senate Committee of Volunteers) MUR 818
and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. John A. McHugh
President
Northwestern National Bank
7th Street and Marquette Avenue
Minneapolis, Minnesota 55480

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under Oath and must be forwarded to the Office of General Counsel, the Federal Election Commission, within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
Joan D. Aikens
Chairman

ATTEST

Margaret E. Chaney
Margaret E. Chaney
Secretary to the Commission

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. John A. McHugh

Re: MUR 818

QUESTIONS

1. Please state your name and position with the Northwestern National Bank.
2. Please list by identification number and type, all accounts which were maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate at the Northwestern National Bank during 1978.
3. Please indicate when each account was opened and, if applicable, when closed.
4. Please identify the individual(s) who opened the account(s) in behalf of Pro-Life Senate.
5. Please identify those individuals who are authorized to draw checks (or, if applicable, make withdrawals) from the account(s).

81010412612

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Short for Senate Committee of Volunteers)
 and) MUR 818
 Democrats, Republicans and Independents)
 United for a Pro-Life Senate)

SUBPOENA

TO: Mr. John A. McHugh
 President
 Northwestern National Bank
 7th Street and Marquette Avenue
 Minneapolis, Minnesota 55480

PURUSANT to 2 U.S.C. 437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, documents and other written materials in your possession which pertain to any and all accounts maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate at the Northwestern National Bank during the year 1978. Such materials include, but are not limited to, documents filed in connection with the opening of accounts, monthly statements, cancelled checks, and deposit slips. (Legible copies, showing both sides of documents, where pertinent, may be substituted for originals).

Notice is given that these materials are to be forwarded to the Office of General Counsel, Federal Election Commission, 1352 K Street, N.W., Washington, D.C. 20463, within ten days of your receipt of this subpoena.

WHEREAS, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Joan D. Aikens
 Joan D. Aikens
 Chairman

ATTEST

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



FEDERAL ELECTION COMMISSION

1025 K STREET N.W.
WASHINGTON, D.C. 20463

December 21, 1978

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Rose Kruger
Advertising Manager
St. Cloud Visitor
St. Cloud, Minnesota

Re: MUR 818

Dear Ms. Kruger:

Enclosed is an order to submit written answers issued by the Federal Election Commission pursuant to Section 437c (a) (1) of Title 2, United States Code. The order requests information relevant to business and financial transactions between the St. Cloud Visitor and the Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. §437c(a) (3) (B) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
William C. Oldaker
General Counsel

Enclosures

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Rose Kruger
Advertising Manager
St. Cloud Visitor
St. Cloud, Minnesota

Re: MUR 813

Dear Ms. Kruger:

Enclosed is an order to submit written answers issued by the Federal Election Commission pursuant to Section 4376 (a)(1) of Title 2, United States Code. The order requests information relevant to business and financial transactions between the St. Cloud Visitor and the Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. 4376 (a) (3) (B) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization was obtained in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and this subpoena. Please contact him at 202 523-1060 if you have any questions.

Sincerely,

William J. O'Brien
General Counsel

VJC
12/21/87

Enclosures

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Short for Senate Committee of Volunteers)
 and)
Democrats, Republicans and Independents)
United for a Pro-Life Senate)

MUR 818

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Ms. Rose Kruger
Advertising Manager
St. Cloud Visitor
St. Cloud, Minnesota

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the 21st day of December, 1978.

Jean D. Aikens
Joan D. Aikens
Chairman

ATTEST

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

317019112617

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Rose Kruger

Re: MUR 818

QUESTIONS

Reports on file with the Federal Election Commission indicate that, on September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate") made an expenditure of \$516.50 to the St. Cloud Visitor. The listed purpose for this expenditure was "advertising charge." With the exception of question 1, the following questions refer to the business transaction that resulted in the payment of \$516.50.

1. Please state your name and your position with the St. Cloud Visitor.
2. Did Pro-Life Senate make the expenditure listed above on the date specified?
3. Specifically, what goods or services were provided to Pro-Life Senate in return for \$516.50 by the St. Cloud Visitor?
4. On what date or dates did Pro-Life Senate advertisements appear in the St. Cloud Visitor?
5. Please provide copies of any Pro-Life Senate advertisement(s) which appeared in the St. Cloud Visitor. (If none are available, please describe the content of the advertisement(s) in detail. Please indicate whether the advertisement contained a "Paid for by" or an "Authorized by" clause. If so, please state that clause verbatim).

31010342513

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 818
Short for U.S. Senate Volunteer)
Committee (Minn))
Democrats, Republicans and)
Independents United for a Pro-)
Life Senate (Minn))

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on December 27, 1978, the Commission determined by a vote of 6-0 to adopt the following recommendations, as set forth in the First General Counsel's Report dated December 18, 1978, regarding the above-captioned matter:

1. Find reason to believe that the Democrats, Republicans and Independents United for a Pro-Life Senate violated 2 U.S.C. §441d(1)/11 CFR 110.11(a).
2. Find reason to believe that the Short for Senate Committee of Volunteers violated 2 U.S.C. §433(a)/11 CFR 102.1(b).
3. Authorize the sending of the letters with questions, attached to the above-named report, to the respondents.
4. Authorize the sending of the letter, attached to the above-named report, to the Manager, Diamond Lake Station, U.S. Post Office, and

Continued

CERTIFICATION

Page 2

MUR 818

First General Counsel's Report

Dated: December 18, 1978

the sending of the letters with subpoenas and orders, attached to the above-named report, to Nordic Press, Mailhouse, Inc., the St. Cloud Visitor, and the Northwestern National Bank.

Attest:

12-20-78

Date

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

Received in Office of Commission Secretary: 12-18-78, 11:15
Circulated on 48 hour vote basis: 12-18-78, 3:00



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MW Emmo*
DATE: DECEMBER 21, 1978
SUBJECT: ORDERS AND SUBPOENAS IN RELATION TO
MUR 818

The attached orders and subpoenas, approved December 20, 1978, addressed to the following, have been signed and sealed this date:

- Mr. Joseph A. McHugh - Order and Subpoena
- Mr. Ole Djorkedal - Order and Subpoena
- Mr. Bud Herman - Order and Subpoena
- Ms. Rose Kruger - Order

ATTACHMENTS:
4 Orders
3 Subpoenas

81040310651

December 18, 1978

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 818

Please have the attached First General Counsel's Report on MUR 818 distributed to the Commission on a 48 hour tally basis.

Thank you.

81710112610

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

78 DEC 18 P11: 15

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION DEC 18 1978

MUR NO. 818
DATE COMPLAINT RECEIVED
BY OGC November 6, 1978
STAFF
MEMBER Convery / Callahan

SOURCE: DFL Feminist Caucus of Minnesota, by Linda Donaldson, Assistant Coordinator

RESPONDENT'S NAME: 1. Short for U.S. Senate Volunteer Committee (Minn)
2. Democrats, Republicans and Independents United for a Pro-Life Senate (Minn)

RELEVANT STATUTE: 2 U.S.C. §441d/11 CFR 110.11(a)
2 U.S.C. §433a/11 CFR 102.1(b)

INTERNAL REPORTS CHECKED: Reports of Receipts and Expenditures
Statement of Authorization (Short)
Statement of Organization (Dem., Reps. Ind.)

FEDERAL AGENCIES CHECKED: Secretary of the Senate

BACKGROUND

In a notarized complaint dated November 3, 1978, it was alleged that the Senate Campaign of Robert E. Short had authorized and paid for certain campaign literature, but had not included on that literature a statement which would identify the Campaign as the purchasers of the materials. (A copy of the complaint is at Attachment 1).

Enclosed with the complaint was a flyer which expressly advocated the nomination for election of Robert E. Short in the September 12, 1978, Minnesota Senatorial Primary. The following statement appeared on that flyer: "Paid for by the Democrats, Republicans and Independents United for a Pro-Life Senate, Kristine Kremer, Chairman, P.O. Box 19029, Diamond Lake Station, Mpls., Minn. 55419."

The issues raised by the complaint are: 1) Whether the statement should have contained a clause disclosing that the communication was authorized by Bob Short or by his principal campaign committee, the Short for Senate Committee of Volunteers, and, 2) whether the statement should have identified the Short for Senate Committee of Volunteers as the entity which financed the communication. Although not specifically articulated in the complaint we have raised an additional issue, 3) whether the Democrats, Republicans and Independents United for a Pro-Life Senate was timely registered as a political committee.

DISCUSSION:

1) Whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate such communication, if authorized by a candidate, his authorized committees or their agents, shall clearly and conspicuously, in accordance with the regulations prescribed by the Commission, state that the communication has been authorized. 2 U.S.C. §441d(1).

11 CFR 110.11(a)(1)(i), the Commission Regulation promulgated in connection with 2 U.S.C. §441d(1), requires that a communication authorized by a candidate, his or her authorized committees or their agents, shall clearly and conspicuously state that the communication has been authorized on behalf of that candidate. (Emphasis added).

By document dated and filed with the Office of the Secretary of the Senate on September 8, 1978, candidate Robert E. Short authorized the Democrats, Republicans and Independents United for a Pro-Life Senate, (hereafter, "Pro-Life Senate"), to receive contributions and make expenditures in his behalf. (Attachment 2). Pro-Life Senate's Statement of Organization also dated September 8, was attached to Short's authorization. (Attachment 3).^{1/}

The Statement of Organization indicated that Pro-Life Senate was supporting the candidacy of Robert E. Short exclusively. The initial Report of Receipts and Expenditures filed on behalf of Pro-Life Senate indicates that they made expenditures of \$36,214.29 during the period September 5 through September 9, 1978. (Attachment 4).^{2/}

Considering that candidate Short authorized Pro-Life Senate to make expenditures in his behalf, that Pro-Life Senate made such expenditures, and that Pro-Life Senate (apparently) was organized only for the purpose of supporting candidate Short, the statement appearing on the flyer should have contained a clause which would have alerted the reader that it had been "Authorized on behalf of Robert E. Short." By their failure to

^{1/} Although both documents were stamped received by the Secretary of the Senate on September 12, information provided by that office indicates that they were mailed by certified mail on September 8. Therefore, September 8 is considered to be the date of filing. See 11 CFR 100.9(b)(1).

^{2/} Presumably, at least some of these expenditures went to the printing and distribution of the flyer in question, as the complainant has alleged that the flyer was distributed "mainly in church parking lots on the Sunday prior to the September 12, 1978, primary election."

include such a clause, Pro-Life Senate violated 2 U.S.C. §441d(1)/11 CFR 110.11(a).

(It appears that Pro-Life Senate paid for an advertisement in the St. Cloud, Minnesota, Visitor. We think it would be appropriate to request information from that newspaper to learn whether the violation as to the statement of authorization was repeated there).

2) We next turn to the question of whether the statement should have disclosed that the flyer had been paid for by the Short for Senate Committee of Volunteers.

It is the complainant's contention that, since the Short for Senate Committee transferred a considerable amount of money to Pro-Life Senate, which, in turn, used the money to print and distribute the flyer, it was, in fact, Short for Senate which paid for the flyer.

The October 10 quarterly reports of receipts and expenditures filed by both committees indicate that, on September 6, 1978, the Short for Senate Committee transferred \$40,000.00 to Pro-Life Senate.^{3/} On that same date, according to Pro-Life Senate's report, it made two expenditures totalling \$32,983.24. Since these expenditures were for printing and mailing, it would appear that they were made in connection with the flyer in question.

In light of the information reflected on the face of those reports, however, it would appear that a valid transfer of funds had occurred and that the statement "Paid for by Democrats, Republicans and Independents United for a Pro-Life Senate" is legally accurate.

At this point, we will not recommend any action with regard to Allegation 2. Elsewhere in this report, we will propose asking both committees to provide additional information and documentation as to Allegations 1 and 3. We expect that some of that information will have a bearing on Allegation 2. When we have received that information, we will make a further recommendation to the Commission.

3) Although not specifically alleged in the complaint, we believe that information reflected in the reports of receipts and expenditures filed by Pro-Life Senate indicates that violations of the registration provisions of the Act and Regulations may have been committed by the Short for Senate Committee of Volunteers.

Each political committee which anticipates receiving contributions or making expenditures during the calendar year in an aggregate amount exceeding \$1,000 shall file with the Commission a statement of organization, within 10 days after its organization or, if later, 10 days after the date on which it has information which causes the committee to anticipate it will receive contributions or make expenditures in excess of \$1,000. 2 U.S.C. §433(a).

^{3/} To date, Pro-Life Senate has reported total receipts of \$40,035.00.

Commission Regulation §102.1(b) requires an authorized committee to file its Statement of Organization with its affiliated principal campaign committee. The principal campaign committee must, in turn, file a copy of the Statement with the Commission or, as in the case here, with the Secretary of the Senate. The principal campaign committee must file that copy "as in paragraph (a) of section 102.1" i.e., within 10 days of the date of organization of the authorized committee, or within 10 days after the date on which the authorized committee has information which causes it to anticipate receiving contributions or making expenditures exceeding \$1,000 in a calendar year, whichever date is later.^{4/}

A committee cannot "anticipate" receiving contributions or making expenditures until after it has organized. It follows, then, that the "date of anticipation" will always be simultaneous with, or later than, the "date of organization." Thus, in the matter now under consideration, the Short for Senate Committee was required to file Pro-Life Senate's Statement of Organization within 10 days after the date Pro-Life Senate received information which caused it to anticipate receiving contributions or making expenditures exceeding \$1,000.

Pro-Life Senate's Statement of Organization was filed on September 8. (See footnote 1).

The Initial Report of Receipts and Expenditures filed for Pro-Life Senate was the "July 1" quarterly. This report indicated that, on September 6, 1978, Pro-Life Senate made expenditures of \$32,983.24.^{5/}

If Pro-Life Senate first anticipated making expenditures in excess of \$1,000 only on the day they actually made those expenditures, then their Statement of Organization could have been filed as late as September 16. Given the dollar amount of those expenditures, however, we believe that Pro-Life Senate is more likely to have anticipated making them considerably before September 6. Through the use of questions to Pro-Life Senate and to certain of their vendors (Nordic Press and Mailhouse, Inc.), we expect to establish more clearly the date on which the committee had information which "caused it to anticipate making expenditures in excess of \$1,000."

Under Commission regulation 102.1(b), the Short for Senate Committee was obligated to file a copy of Pro-Life Senate's Statement of Organization with the Secretary of the Senate within the "10 day" period. We believe that the information at hand raises some question as to whether that Statement was timely filed, and provides the Commission with a basis for finding reason to believe that the Short for Senate Committee violated 2 U.S.C. §433(a)/11 CFR 102.1 (b).

4/ The language of Regulation §102.1(b) suggests that the authorized committee must file its Statement with the principal campaign committee in time enough for the principal campaign committee to file it with the F.E.C. within the 10 day limitation.

5/ The earliest expenditure reported by Pro-Life Senate was one of \$32.74 made on September 5.

RECOMMENDATIONS:

1. Find reason to believe that the Democrats, Republicans and Independents United for a Pro-Life Senate violated 2 U.S.C. §441d(1)/11 CFR 110.11(a).
2. Find reason to believe that the Short for Senate Committee of Volunteers violated 2 U.S.C. §433(a)/11 CFR 102.1(b).
3. Authorize the sending of the attached letters with questions to the respondents.
4. Authorize the sending of the attached letter to the Manager, Diamond Lake Station, U.S. Post Office, and the sending of the attached letters with subpoenas and orders to Nordic Press, Mailhouse, Inc., the St. Cloud Visitor, and the Northwestern National Bank.

ATTACHMENTS:

1. Complaint w/ campaign flyer
2. Statement of Authorization by Short, dtd 8 Sep 78
3. Statement of Organization by Pro-Life Senate, dtd 8 Sep 78
4. Excerpt from Pro-Life Senate's Oct 10 Rpt of R&E
5. Proposed ltr to Mgr., Diamond Lake Sta., U.S. Post Office
6. Proposed ltr w/ subpoena and order to Pres., Nordic Press
7. Proposed ltr w/ subpoena and order to Pres., Mailhouse, Inc.
8. Proposed ltr w/ order to Advertising Mgr., St. Cloud Visitor
9. Proposed ltr w/ subpoena and order to Pres., Northwestern Nat'l. Bank
10. Proposed ltr to Treas., Short for Senate Cmtee.
11. Proposed ltr to Treas., Pro-Life Senate

dfi feminist caucus



MUR 818

612-646-4004

78 NOV 5 AM 11:02

November 3, 1978

Federal Elections Commission
1325 K Street NW
Washington, D. C. 20463

807630

Attention: General Counsel

Subject: Complaint against the Senate Campaign
of Robert Short, DFL - Minnesota

We are submitting a complaint against the Short Campaign based upon the enclosed campaign literature and for the following reasons:

1. The disclaimer, "Democrats, Republicans and Independents United for a Pro-Life Senate" that appears on the sample does not indicate that the literature was paid for and authorized by the Short Campaign.
2. The piece was distributed mainly in church parking lots on the Sunday prior to the September 12, 1978 primary election. It was not possible to determine who was responsible for the piece.
3. Candidate Short authorized this committee to act on his behalf and transferred \$40,000.00 to the committee. The Committee contributed only \$33.00. Short authorized the Committee to act on his behalf on September 3, 1978 and the office of the Secretary of State received notification of the authorization on September 12, the day of the primary election.

Several questions are raised. Is the public entitled to know that a particular campaign piece is, in fact, authorized by a candidate and his committee. While the disclaimer factor may seem to be a technical violation it would appear that it was a piece distributed intending to hide who was responsible for its publications. The example was prepared long before September 3rd. The Federal Elections Commission should investigate the dates of preparation of the materials, the organization of the committee, the opening of the bank account, the date of securing the P.O. Box and original anticipation of the spending of more than \$1,000.00.

We respectfully request that you immediately investigate this complaint. We believe the public and other Democrats, such as our organization, have the right to know who is paying for campaign materials. We believe this was a deliberate attempt to mislead the public.

Sincerely,
Linda M. Donaldson
Linda Donaldson, Assistant Coordinator
DFL Feminist Caucus of Minnesota

Subscribed and sworn to me
this 3rd day of November 1978
JOHN F. SAURO
Notary Public
RES

Vote for the unborn in the Sept. 12 DFL Primary

Unborn children cannot speak for themselves but you can speak for them with your ballot in the DFL Primary, Tuesday, September 12. *YOUR vote can guarantee that the senator elected to fill the term of the late Senator Humphrey will be a man who will stand up and defend the most basic of all human rights—THE RIGHT TO LIFE.*

If BOB SHORT wins the DFL Primary September 12, then the unborn children will win.

If Fraser wins the DFL Primary, then he is likely to become senator and the unborn children will lose!

THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY, TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES



BOB SHORT

Bob Short will strongly support and work for a Human Life Amendment to end all forms and procedures of legal life.

Bob Short will oppose the use of tax dollars to pay for abortions.

Bob Short will oppose the use of tax dollars to fund research on abortifacient drugs which are used as abortifacient agents.



DONALD FRASER

Fraser will support the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.

Fraser has always voted to use tax dollars to pay for abortions.

Fraser voted against forbidding the use of tax dollars for research on abortifacient drugs that abortive abortion are used as abortifacient agents.

REPUBLICANS AND INDEPENDENTS...

... YOU DO NOT PARTICIPATE IN THE ELECTION MAJOR PRIMARY ELECTION, VOTED FOR BOB SHORT, THEN YOU WILL NOT HAVE TO DECLARE AN AFFILIATION WITH ANY PARTY EXCEPT IN THE NOVEMBER GENERAL ELECTION. YOU WILL NOT BE OBLIGATED TO VOTE ONLY ON THE DFL SIDE OF THE CAUCUS. IT WILL NOT BE OBLIGATED TO ALL. THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

HELP DEFEND THOSE WHO CANNOT DEFEND THEMSELVES

VOTE BOB SHORT

IN THE DFL PRIMARY SEPT. 12

(Att 1)

FD-300 Form 1
July 1975
Federal Election Commission
8000 14 Street, N.W.
Washington, D.C. 20543

Statement of Organization For a Political Committee

Covering any candidate for Federal office and any committee or other
kind of organization in excess of \$1,000 in any calendar year in support
of such candidate(s).
(See General Instructions for Instructions)

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election shall file this report with respect to each election.

1(a) Name of Committee (in full) <input type="checkbox"/> Check if name or address is changed Democrats, Republicans and Independents United for a Pro-Life Senate	2 Identification Number S 2683 0
1(b) Address (number and street) P.O. Box 19029, Diamond Lake Station	3 Date September 8, 1978
1(c) City, State and ZIP code Minneapolis, Minnesota 55419	4 Is this an amended statement? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "YES" fill in ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one

(a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate) a candidate for _____ (Federal office sought) in the _____ (Year of election) Election to be held in the State of _____ (State in which election is held)

(THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)

(b) This committee is supporting only one candidate, and is authorized by Robert F. Short (Name of Candidate) to receive contributions and make expenditures with respect to the General and Primary (Type of election) election held in 1978 (Year of election in State), and will file all reports and statements with the candidate's principal campaign committee, Rob Short for Senate Committee of Volunteers (Full name of principal campaign committee)

(ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION (FEC FORM 2))

(c) This committee supports only one candidate _____ (Name of Candidate) but is not an authorized committee

(d) This committee supports more than one Federal candidate and is not a party committee

(e) This committee is a _____ (National, State, county, city) committee of the _____ (Democratic, Republican, etc.) Party

6 Name of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship

If the registering political committee has identified a "connected organization" above, please indicate type of organization

Corporation Labor organization Membership organization Trade association Cooperative

Corporation without capital stock Other (please specify)

Submit additional information on separate contribution sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate place above when information is continued on separate pages.

31010212632
 79029114665

Attachment 3

FD-6 Form 1
 July 1973
 Federal Election Commission
 1225 K Street, N.W.
 Washington, D.C. 20563

Statement of Organization for a Committee

(Page 3)

Name of Committee

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name	Mailing address and ZIP code	Title or position
Ms. Kristine Kremer	515 No. Labree Thief River Falls, Mn 56701	Chairperson
Mr. John Angell	4358 Coolidge Ave. So St. Louis Park, Minn. 55424	Treasurer

12 Does this committee wish to stay in existence beyond the current calendar year? Yes No
 If "Yes" for how long?

13 In the event of dissolution, what disposition will be made of residual funds? In the event of dissolution, residual funds will be donated to an organization qualifying under section 501(c) of the Internal Revenue Code.

14 List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.	Mailing address and ZIP code
Northwestern National Bank	7th Street & Marquette Av, Minn. 55440

15 List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to UDC 620(a)).

Report title	Dates required	Name and position of recipient	Mailing address and ZIP code
--------------	----------------	--------------------------------	------------------------------

Submit additional information on separate continuation sheets appropriately headed and attached to this Statement of Organization, indicate in the appropriate section above when information is supplied on separate sheets.

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

[Signature] Sept. 8, 1973
 (Signature of Treasurer) (Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 1437g or 1441; (See instructions.)

For further information contact:



Federal Election Commission
 1225 K Street, N.W.
 Washington, D.C. 20563

(A++ 3)

31770114667
 70020114667

1977-1978
 1978
 1978
 1978
 1978
 1978

(Covering, Through Oct, Contributions (including
 from Local Committees and National Office)
 Accounting Years 1976, 1977, and 1978, and 1979
 and 1980

1977-1978
 1978
 1978
 1978
 1978

79020131741

Name of Candidate or Committee in Full			
Democrats, Republicans, & Independents United for A Pro-Life Society			
Full Name, Mailing Address and ZIP Code Greyhound 29 North 9th Street Mpls, Mn. 55402	Portion of Expenditure Shipping chgs. Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year) 9/7/78 9/8/78	Amount of each expenditure (include this period) \$221.00 \$ 3.30
Full Name, Mailing Address and ZIP Code Mailhouse, Inc. 210 North 2nd Street Mpls, Mn. 55401	Portion of Expenditure Mailing chg/postage Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year) 9/6/78	Amount of each expenditure (include this period) \$25,000.00
Full Name, Mailing Address and ZIP Code Nordic press 5017 Boone Ave No. Mpls, Mn.	Portion of Expenditure Printing Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year) 9/6/78 9/9/78	Amount of each expenditure (include this period) \$7,003.24 \$2,456.71
Full Name, Mailing Address and ZIP Code St. Cloud Visitor St. Cloud, Mn.	Portion of Expenditure Advertising chg. Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year) 9/8/78	Amount of each expenditure (include this period) \$916.50
Full Name, Mailing Address and ZIP Code United Parcel Service 3313 NE Broadway Mpls, Mn. 55402	Portion of Expenditure POSTAGE Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year) 9/5/78	Amount of each expenditure (include this period) \$ 32.74
Full Name, Mailing Address and ZIP Code	Portion of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure (include this period)
Full Name, Mailing Address and ZIP Code	Portion of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure (include this period)
Full Name, Mailing Address and ZIP Code	Portion of Expenditure Expenditure for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date (month, day, year)	Amount of each expenditure (include this period)
SUBTOTAL of expenditures this page (include all)			\$
TOTAL (include all pages and the number of pages)			\$ 10,111.19



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Dick Galice, Manager
United States Post Office
Diamond Lake Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Galice:

Information on file with the Federal Election Commission indicates that, as of September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate were the holders of Post Office Box 19029 at Diamond Lake Station.

Pursuant to 39 CFR 265.6(d)(5)(i), we request that you confirm this information. Additionally, we request that you provide us with the name of the individual who rented the post office box in behalf of Pro-Life Senate, and the date on which it was rented. If applicable, please advise as to the date that rental was discontinued.

I certify that this information is required by the Federal Election Commission, an agency of the U.S. Government, in the performance of its duties.

A return envelope is enclosed. Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060. (The FTS telephone number is identical).

Sincerely,

William C. Oldaker
General Counsel

Enclosure

Attachment 5



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ole Djorkedal, President
Nordic Press
5017 Boone Avenue, North
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Djorkedal:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Nordic Press and Democrats, Republicans and Independents United for a Pro-Life Senate.

Please note that 2 U.S.C. §437g(a)(3) prohibits any person from making public the fact of any notification or investigation by the Commission unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

Attachment 6

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Short for Senate Committee of Volunteers)	MUR 818
and)	
Democrats, Republicans and Independents)	
United for a Pro-Life Senate)	

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Ole Djorkedal
 President
 Nordic Press
 5017 Boone Avenue, North
 Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the _____ day of _____, 1978.

 Joan D. Aikens
 Chairman

ATTEST

 Marjorie W. Emmons
 Secretary to the Commission

(A++ 6)

3101001253

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. Ole Djorkedal

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereafter "Pro-Life Senate") made expenditures of \$7,083.24 on September 6, 1978 and of \$2,456.71 on September 9, 1978, to Nordic Press. With the exception of Question 1, all the following questions pertain to those transactions:

1. Please state your name and the position you hold with Nordic Press.
2. Did Pro-Life Senate make the expenditures listed above; were those expenditures made on the dates noted?
3. What goods or services did Nordic Press provide for these expenditures?
4. When was Nordic Press first contacted with reference to providing these goods or services. Who contacted Nordic Press on behalf of Pro-Life Senate?
5. Who acted on behalf of Nordic Press?
6. In the initial negotiations, did the representative of Pro-Life Senate specify an amount of money he wished to spend, or did he specify the quantity of goods he wished to purchase.
7. Did Nordic Press ever provide Pro-Life Senate with an estimate as to the costs of those goods or services? If so, when?
8. If the goods or services provided by Nordic Press included the

(A++ 6)

printing of brochures, flyers, pamphlets, etc., who was responsible for their design and layout? When did printing begin?

9. When were the brochures, flyers, pamphlets delivered to Pro-Life Senate?
10. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later date)?
11. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis?

31040212570

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Short for Senate Committee of Volunteers)	MUR 818
and)	
Democrats, Republicans and Independents)	
United for a Pro-Life Senate)	

SUBPOENA

TO: Mr. Ole Djorkedal, President
 Nordic Press
 5017 Boone Avenue, North
 Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, memoranda and other written materials in your possession which pertain to any business and financial transactions between Nordic Press and the Democrats, Republicans and Independents United for a Pro-Life Senate in 1978. Such materials include, but are not limited to, contracts, work orders, written estimates, invoices and bills.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C., within ten days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the _____ day of _____, 1978.

 Joan D. Aikens
 Chairman

ATTEST

 Marjorie W. Emmons
 Secretary to the Commission

(A++ 6)



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bud Herman
President
Mailhouse, Inc.
210 North 2nd Street
Minneapolis, Minnesota 55401

Re: MUR 818

Dear Mr. Herman:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to business and financial transactions between Mailhouse, Inc., and Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

Attachment 7

81010214672

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Short for Senate Committee of Volunteers)	MUR 818
and)	
Democrats, Republicans and Independents)	
United for a Pro-Life Senate)	

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. Bud Herman
 Mailhouse, Inc.
 210 North 2nd Street
 Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under oath and must be forwarded to the Commission within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the _____ day of _____, 1978.

 Joan D. Aikens
 Chairman

ATTEST

 Marjorie W. Emmons
 Secretary to the Commission

(A++ 7)

81010112673

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Mr. Herman

Re: MUR 818

QUESTIONS

According to reports on file with the Federal Election Commission, the Democrats, Republicans and Independents United for a Pro-Life Senate (hereinafter, "Pro-Life Senate") made an expenditure of \$25,900.00 to Mailhouse, Inc., on September 6, 1978. With the exception of Question 1, all the following questions pertain to that transaction:

1. Please state your name and the position you hold with Mailhouse, Inc.
2. Did Pro-Life Senate make the expenditure noted above on the date listed?
3. What goods or services did Mailhouse, Inc., provide for that expenditure?
4. When was Mailhouse, Inc., first contacted with reference to providing these goods or services? Who contacted Mailhouse, Inc., on behalf of Pro-Life Senate?
5. Who acted on behalf of Mailhouse, Inc.?
6. Did Mailhouse, Inc., ever provide Pro-Life Senate with an estimate as to the costs of these goods and services? If so, when?
7. When were the goods provided, or services rendered?
8. What were the terms of payment (i.e., payment in advance; payment on delivery; payment at some later time)?
9. Was the Pro-Life Senate job performed on a normal schedule, or was it performed on an expedited or "rush" basis.?

(A++ 7)

31010113571

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Short for Senate Committee of Volunteers))	MUR 818
and)	
Democrats, Republicans and Independents))	
United for a Pro-Life Senate)	

SUBPOENA

TO: Bud Herman, President
 Mailhouse, Inc.
 210 North 2nd Street
 Minneapolis, Minnesota 55401

PURSUANT to 2 U.S.C. §437d(a)(3), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby subpoenas all books, records, memoranda and other written materials in your possession which pertain to any business and financial transactions between Mailhouse, Inc., and the Democrats, Republicans and Independents United for a Pro-Life Senate in 1978. Such materials include, but are not limited to, contracts, work orders, written estimates, invoices and bills.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C., within ten days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the _____ day of _____, 1978.

Joan D. Aikens
 Chairman

ATTEST

Marjorie W. Emmons
 Secretary to the Commission

(A++7)



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Rose Kruger
Advertising Manager
St. Cloud Visitor
St. Cloud, Minnesota

Re: MUR 818

Dear Ms. Kruger:

Enclosed is an order to submit written answers issued by the Federal Election Commission pursuant to Section 437d (a)(1) of Title 2, United States Code. The order requests information relevant to business and financial transactions between the St. Cloud Visitor and the Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

Attachment 8

31310244675

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to Rose Kruger

Re: MUR 818

QUESTIONS

Reports on file with the Federal Election Commission indicate that, on September 8, 1978, the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate") made an expenditure of \$516.50 to the St. Cloud Visitor. The listed purpose for this expenditure was "advertising charge." With the exception of question 1, the following questions refer to the business transaction that resulted in the payment of \$516.50.

1. Please state your name and your position with the St. Cloud Visitor.
2. Did Pro-Life Senate make the expenditure listed above on the date specified?
3. Specifically, what goods or services were provided to Pro-Life Senate in return for \$516.50 by the St. Cloud Visitor?
4. On what date or dates did Pro-Life Senate advertisements appear in the St. Cloud Visitor?
5. Please provide copies of any Pro-Life Senate advertisement(s) which appeared in the St. Cloud Visitor. (If none are available, please describe the content of the advertisement(s) in detail. Please indicate whether the advertisement contained a "Paid for by" or an "Authorized by" clause. If so, please state that clause verbatim).

(Att 8)



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20461

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John A. McHugh
President
Northwestern National Bank
7th Street and Marquette Avenue
Minneapolis, Minnesota 55480

Re: MUR 818

Dear Mr. McHugh:

Enclosed is an order to submit written answers issued pursuant to Section 437d(a)(1) of Title 2, United States Code, and a subpoena to produce documents issued pursuant to Section 437d(a)(3) of the same Title. The order and the subpoena pertain to information and to documentation relevant to an account or accounts maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate.

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 unless the party being investigated has agreed in writing that the matter be made public. You are advised that no such written authorization has been made in this case.

Vincent J. Convery, Jr., is the attorney assigned to the matter which gave rise to the issuance of the order and the subpoena. Please contact him at 202-523-4060 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Enclosures

Attachment 9

3 1 0 1 0 2 4 5 7 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
 Short for Senate Committee of Volunteers) MUR 818
 and)
 Democrats, Republicans and Independents)
 United for a Pro-Life Senate)

ORDER TO SUBMIT WRITTEN ANSWERS

TO: Mr. John A. McHugh
 President
 Northwestern National Bank
 7th Street and Marquette Avenue
 Minneapolis, Minnesota 55480

PURSUANT to 2 U.S.C. §437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this Order.

Such answers must be submitted under Oath and must be forwarded to the Office of General Counsel, the Federal Election Commission, within ten days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C., on this, the day of , 1978.

 Joan D. Aikens
 Chairman

ATTEST

 Marjorie W. Emmons
 Secretary to the Commission

(Att 9)

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment to Order to
Mr. John A. McHugh

Re: MUR 818

QUESTIONS

1. Please state your name and position with the Northwestern National Bank.
2. Please list by identification number and type, all accounts which were maintained by the Democrats, Republicans and Independents United for a Pro-Life Senate at the Northwestern National Bank during 1978.
3. Please indicate when each account was opened and, if applicable, when closed.
4. Please identify the individual(s) who opened the account(s) in behalf of Pro-Life Senate.
5. Please identify those individuals who are authorized to draw checks (or, if applicable, make withdrawals) from the account(s).

(A++ 9)



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Robert Foster, Treasurer
Short for Senate Committee of
Volunteers
1011 Marquette Avenue
Minneapolis, Minnesota 55403

Re: MUR 818

Dear Mr. Foster:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as the Short for Senate Committee) violated certain provisions of the Federal Election Campaign Act of 1971, as amended. (the Act). A copy of the complaint is enclosed. (Attachment 1).

At this time, the Commission will take no action against the Short for Senate Committee with regard to those matters raised in the complaint.

However, based on other information ascertained in the normal course of carrying out its supervisory responsibilities, the Commission has reason to believe that the Short for Senate Committee violated Section 433(a) of the Act, 2 U.S.C. §433(a), and Section 102.1(b) of the Commission's Regulations, 11 CFR 102.1(b). Under those sections, the Short for Senate Committee was required to file a copy of the Statement of Organization of its authorized committee, the Democrats, Republicans and Independents United for a Pro-Life Senate, within ten days of the date that committee was organized or within ten days of the date on which that committee received information which caused it to anticipate receiving contributions or making expenditures in excess of \$1,000.

Attachment 10

91010212533

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information 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 your receipt of this notification.

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

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

Should you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,

William C. Oldaker
General Counsel

Attachments

1. Complaint
2. Questions

(Att 10)

31010212634

BEFORE THE FEDERAL ELECTION COMMISSION

Attachment 2 to letter
to Mr. Robert Foster

Re: MUR 818

QUESTIONS

1. Please state your name and your position with the Short for Senate Committee of Volunteers ("Short for Senate Committee").
2. Identify those persons at the Short for Senate Committee involved in the process of planning and authorizing expenditures and other transfers-out of funds.
3. Who authorized the September 6, 1978, transfer-out of funds to the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate")?
4. How did the Short for Senate Committee arrive at the particular figure of \$40,000 in making the transfer to Pro-Life Senate?
5. Was this transfer solicited by Pro-Life Senate? If so, when and by whom? Please provide copies of any written requests.
6. When was the decision made to transfer the funds to Pro-Life Senate?
7. Was a written requisition for this money issued within the Short for Senate Committee? If so, please provide a copy.
8. Please provide a copy (showing both sides) of the instrument by which the transfer was made and a copy of any cover letter or memorandum which accompanied it.
9. What direction or advice did the Short for Senate Committee provide to Pro-Life Senate as to how the \$40,000 should be spent?

(Att 10)



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Angell, Treasurer
Democrats, Republicans and
Independents United for a
Pro-Life Senate
P.O. Box 19020, Diamond Lake
Station
Minneapolis, Minnesota 55419

Re: MUR 818

Dear Mr. Angell:

The Federal Election Commission has received a complaint which alleges that your Committee (hereinafter referred to as "Pro-Life Senate") violated certain provisions of the Federal Election Campaign Act of 1971, as amended (the Act). A copy of the complaint is enclosed. (Attachment 1).

With regard to the allegations set forth in the complaint, the Commission has reason to believe that Pro-Life Senate violated Section 441d(1) of the Act, 2 U.S.C. §441d(1), and Section 110.11(a) of the Commission's Regulations, 11 CFR 110.11(a). Specifically, it appears that Pro-Life Senate made expenditures for the purpose of financing a communication which expressly advocated the election of Robert E. Short, but failed to place on that communication a statement to the effect it had been authorized by Mr. Short.

Under the Act, you have the opportunity to demonstrate that no further action should be taken against Pro-Life Senate. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Additionally, we request that you submit answers to the questions at Attachment 2. Where appropriate, information should be submitted under oath.

Attachment 11

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

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

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

If you have any questions, please contact Vincent J. Convery, Jr., the attorney assigned to this matter, at 202-523-4060.

Sincerely,

William C. Oldaker
General Counsel

(A++ 11)

FEDERAL ELECTION COMMISSION

Attachment 2 to letter to Mr. Angell

Re: MUR 818

QUESTIONS

1. Please state your name and your position with the Democrats, Republicans and Independents United for a Pro-Life Senate ("Pro-Life Senate").
2. When was Pro-Life Senate organized? Is it still in existence? If not, when did it cease to exist?
3. Who were the founding members of Pro-Life Senate? Who were the original officers? Please identify all subsequent officers and their dates of service.
4. What are (were) the qualifications for membership in Pro-Life Senate? How many members did Pro-Life Senate have at the time of its organization? On September 12, 1978?
5. Why was Pro-Life Senate organized? Does it have a constitution or bylaws? If so, please provide copies.
6. Did Pro-Life Senate ever anticipate receiving contributions from the public at large? What arrangements were made for the receipt of contributions?
7. Did Pro-Life Senate ever solicit contributions from the public at large? If so, give details.
8. Other than the printing and distribution of the flyer which was attached to the complaint in this matter, what campaign activities were conducted or sponsored by Pro-Life Senate?
9. Who performed the research, prepared the text and designed the layout for the flyer which was attached to the complaint in this matter. How many copies were distributed. When and where were they distributed?

(Att 11)

10. When was the Short for Senate Committee's \$40,000 transfer deposited to the account of Pro-Life Senate? Please provide a copy of the deposit slip which evidences this deposit.
11. Please provide legible copies (which show both sides) of all checks written on the Pro-Life Senate account.
12. Where are (were) the offices of Pro-Life Senate located (not the post office box address).
13. When did Pro-Life Senate first contact Nordic Press to arrange for the services which resulted in expenditures of \$7,083.24 on September 6, 1978, and \$2,456.71 on September 9, 1978? Please provide copies of any written instrument relating to this expenditure, to include written estimates, invoices, bills, and contracts.
14. When did Pro-Life Senate first contact Mailhouse, Inc., to arrange for the services which resulted in an expenditure of \$25,900.00 on September 6, 1978. Please provide copies of any written instrument relating to this expenditure.

(Att II)

dfi feminist caucus



612- 646-4004

2006471
MUR 518

70 NOV 5 AM 11:02

November 3, 1978

Federal Elections Commission
1325 K Street NW
Washington, D. C. 20463

807630

Attention: General Counsel

Subject: Complaint against the Senate Campaign
of Robert Short, DFL - Minnesota

We are submitting a complaint against the Short Campaign based upon the enclosed campaign literature and for the following reasons:

1. The disclaimer, "Democrats, Republicans and Independents United for a Pro-Life Senate" that appears on the sample does not indicate that the literature was paid for and authorized by the Short Campaign.
2. The piece was distributed mainly in church parking lots on the Sunday prior to the September 12, 1978 primary election. It was not possible to determine who was responsible for the piece.
3. Candidate Short authorized this committee to act on his behalf and transferred \$40,000.00 to the committee. The Committee contributed only \$35.00. Short authorized the Committee to act on his behalf on September 8, 1978 and the office of the Secretary of State received notification of the authorization on September 12, the day of the primary election.

Several questions are raised. Is the public entitled to know that a particular campaign piece is, in fact, authorized by a candidate and his committee. While the disclaimer factor may seem to be a technical violation it would appear that it was a piece distributed intending to hide who was responsible for its publications. The example was prepared long before September 8th. The Federal Elections Commission should investigate the dates of preparation of the materials, the organization of the committee, the opening of the bank account, the date of securing the P.O. Box and original anticipation of the spending of more than \$1,000.00.

We respectfully request that you immediately investigate this complaint. We believe the public and other Democrats, such as our organization, have the right to know who is paying for campaign materials. We believe this was a deliberate attempt to mislead the public.

Sincerely,

Linda Donaldson
Linda Donaldson, Assistant Coordinator
DFL Feminist Caucus of Minnesota

Subscribed and sworn to me
this _____ day of _____
1978

JOHN F. SAUND
Notary Public
[Signature]

NO VOTE NO DECISION **CRUCIAL!**

YOUR VOTE IN THE PRIMARY ELECTION ON TUESDAY, SEPTEMBER 12, MAY HAVE THE IMPACT OF SEVERAL VOTES SINCE IT IS EXPECTED THAT LESS THAN HALF OF THE ELIGIBLE VOTERS WILL GO TO THE POLLS. DON'T PASS UP THIS UNIQUE CHANCE YOU HAVE TO SPEAK OUT FOR THE UNBORN CHILD. VOTE SEPTEMBER 12.

FOR MORE INFORMATION, CONTACT THE NATIONAL ABORTION FUND AT 1-800-458-4233.



THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY

Democrats, Republicans
and Independents United
P.O. Box 110, Seattle
WA 98101-0110
Call 1-800-458-4233
M-F, 9-5 PM

**SPECIAL
DELIVERY**

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20-111 11 5 10 01

Federal Elections Commission
1325 K Street NW
Washington, D.C. 20463

Attn. General Counsel



**SPECIAL
DELIVERY**

**SPECIAL
DELIVERY**

FEDERAL ELECTION COMMISSION

----- X
 :
 Re: MUR 818 :
 :
 Democrats, Republicans and :
 Independents United for a :
 Pro-Life Senate Committee :
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Deposition of DAVID N. O'STEEN taken on behalf of the Federal Election Commission, pursuant to subpoena, before Jeanne McNulty, a Notary Public in and for the County of Hennepin, State of Minnesota, at the United States Courthouse, 4th Floor, Minneapolis, Minnesota on Monday, June 18, 1979.

APPEARANCES:

On Behalf of the Federal Election Commission

Mr. Gary Johansen,
 Assistant General Counsel,
 Washington, D. C.

Also Present: Ms. Suzanne Calahan

On Behalf of David N. O'Steen

Mr. Frank J. Walz,
 Minneapolis, Minnesota

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Concerned Citizens?

A You mean Minnesota Citizens Concerned --

Q I'm sorry.

A Four years I have been in their employ.

Prior to that I was a volunteer and a donor/
contributor to that organization almost since the
time I moved to Minnesota since the fall of '72.

Q What did you do before that?

A I was Chairman of the Mathematics Depart-
ment of the College of St. Scholastica.

Q What's your wife's occupation?

A She's a telephone sales representative.

Q Are you here today pursuant to a subpoena
issued by the Federal Election Commission?

A Yes.

Q Are you represented by counsel?

A Yes.

Q And were you asked to bring documents with
you?

A Yes.

Q And you have done that?

A I have given documents that have been
turned over.

Q I might note that we have had the oppor-
tunity to make Xerox copies of the documents that

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Q Do you know where they came from?

A Many of them were. Many of the invoices were. Some of the cancelled checks from the bank someone else may have taken from the post office box other than me. Some of them Mike sent, and I'd have to look at the records and tell you which of them I actually had. Most of them probably passed through my hands at some time.

Q Did you yourself accumulate the documents or did someone else do that? Did you put together --

A Do you mean to put together the package?

Q Yes.

A No, I did not put the package together.

Q Who did that?

A I would suppose that Mr. Gates or Mr. Wala.

Q But you have given to us all of the documents that you have pertaining to the subpoena?

A Except I have kept copies -- unless you want long signs, et cetera -- as far as I know.

MR. WALE: I think the record could show at this point that the documents that I produced came from a folder that I had marked for my own purposes, and as counsel for the committee I received virtually all of those documents from Mr. Gates who was the campaign manager of the principal campaign committee

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1 and the balance of the documents I received from
2 Gates.

3 MR. JOHANSEN: Fine.

4 Q Did you talk to anyone in preparation of
5 testifying here today?

6 A I have talked to Mr. Walz. I have read
7 the deposition of Mr. Angell, and I have talked to
8 friends and other people that were volunteers for
9 the committee to try to recollect.

10 Q Who of these other people have you talked
11 to outside of Mr. Walz?

12 A I've talked to Miss Angell. I've talked
13 to -- I'll have to remember who -- if I've talked
14 to anyone specifically in preparation for this.
15 I have mentioned to many people that I was being
16 subpoenaed, but that's somewhat different. I've
17 talked to my wife. I've talked to Darla St. Martin,
18 the Associate Director of MCCL; she knows I'm being
19 subpoenaed. The office manager does -- several
20 people in my employ.

21 Q Do you know Bob Short?

22 A Yes, I do.

23 Q How long have you known Mr. Short?

24 A I met Mr. Short for the first time last
25 spring, sometime last spring. By last spring, I mean

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1 A It would be in June of 1978. I don't --
2 I couldn't recall the exact date. Fairly early
3 in the campaign after the State Democratic Farm and
4 Labor Convention.

5 Q Did you ever attend policy meetings of the
6 committee?

7 MR. WALZ: I object to the question for the
8 record as being vague and ambiguous.

9 A I don't understand it either. If you mean
10 was I one of the policy makers that sat down -- I
11 would suppose that the campaign manager, the candidate,
12 the finance manager if there was one -- I don't know --
13 the deputy campaign manager, et cetera sat down and
14 held formal meetings. I was not part of that group
15 or part of those meetings.

16 However, I talked to the campaign manager.
17 I talked to the candidate. I talked to other persons
18 in the campaign, and I gave advise on the campaign
19 which might be considered advise on policy. I was
20 not necessarily solicited for this advise. I gave it,
21 and so, you know, sitting down -- would you consider
22 sitting down with Mr. Gates participating in a policy
23 meeting? I don't know.

24 Q Fine. How often did you talk with Mr.
25 Gates?

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1 A During the summer it was -- I saw Mr.
2 Gates at least to say hello several times a week,
3 sometimes several days in a row because I volunteered
4 at night in that office on an almost daily basis.

5 Q What office are you talking about?

6 A I'm talking about the principal headquarters
7 of the campaign.

8 Q And that's where you worked during the
9 evenings and that's where you spoke to Mr. Gates?

10 A That's correct, but I saw Mr. Gates in
11 other places, too. I'd have coffee with Mr. Gates
12 and --

13 Q Okay. How often did you speak to Mr.
14 Short?

15 A Much less frequently. I talked to Mr.
16 Short actually before the campaign was formed in
17 the spring at a Democratic central committee meeting.
18 He was giving a speech there, and I caught him coming
19 off the floor.

20 I wanted to ask him some questions about
21 his position on some issues. I talked to him about
22 his position on issues after the endorsing convention --
23 that's the State convention, and I met with him several
24 times -- more than two, less than ten -- during the
25 course of the summer.

1 that reprint.

2 Q The volunteer work that you did for the
3 committee, was that primarily concerned around the
4 right to life issue?

5 A The volunteer work for the principal
6 committee?

7 Q Correct.

8 A For the principal committee was primarily
9 concerned with getting volunteers to work in fair
10 booths and to meet Mr. Short for parades and things
11 of this sort.

12 However, the people I tend to know in the
13 State tend to be pro-life people, people that I have
14 met that were volunteers for right to life groups
15 or were pro-life delegates to the State DFL convention.
16 Therefore I've been a delegate to that convention
17 for three straight conventions, and the pro-lifers
18 make up -- depending on who's giving you the estimate --
19 anywhere from a third to a half of the convention, and
20 of that third there are very dedicated pro-lifers to
21 whom this is one of the very important issues. I
22 know quite a few of them and I'm known to them.

23 So if I was asked to find a volunteer for
24 a fair booth in a county, it would be a pro-lifer that
25 I would call most likely.

1 words of the movement.

2 A person can be very dedicated to the
3 pro-life position and not know how to say it in a
4 way that people that are sensitive to the movement
5 will necessarily understand.

6 Q Did you ever consult with Mr. Gates as to
7 how to make Mr. Short's pro-life position available
8 to the public or how to articulate that position to
9 the public?

10 A Oh, yes. I don't know if I should say
11 consult. I advised --

12 Q What were some of the things --

13 A -- from the very beginning that there should
14 be pro-life literature; that it should be printed;
15 it should be out; pro-life people should know clearly
16 because it was my feeling that Mr. Short's opponent
17 who's definitely not pro-life in the primary in my
18 perspective is probably the one single greatest enemy
19 of the pro-life movement in public politics in
20 Minnesota.

21 It was my feeling that his campaign was
22 somewhat clouding and distorting the issue. At one
23 time he was going around the State and saying, "I'm
24 a conservative on abortion," whatever that means, and
25 he was a person that had voted consistently against

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1 inaccurate statement of his.

2 Q An inaccurate statement of --

3 A Well, I said his. It was an inaccurate
4 representation of his position on the life issue
5 that was written by a reporter.

6 MR. WALZ: I hate to caution you to this on the
7 record, but could we confine ourselves a little bit
8 more to the question and answer?

9 A Okay. And so that's the context in which
10 all summer I was asking.

11 Q What was Mr. Gates's response when you went
12 to him and asked him for the principal campaign
13 committee of Mr. Short to put out literature on the
14 pro-life issue? What kind of response did he give
15 to you?

16 A It was somewhat ambiguous, you know, quite
17 frankly, early on I didn't get a definite no and I
18 didn't get a definite yes, and I didn't get the
19 literature.

20 Q Did you ever get literature?

21 A Eventually the Democrats, Republicans and
22 Independents United for a Pro-Life Senate Committee
23 produced a piece of literature that I felt was
24 satisfactory.

25 Q But that was from a different committee?

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1 A That was from a committee that became an
2 affiliate.

3 Q You mentioned the Democrats, Republicans
4 and Independents United for a Pro-Life Senate which
5 I'm going to try to call just Pro-Life Senate. Did
6 you have any involvement with that organization?

7 A Yes.

8 Q When did your involvement with that organiza-
9 tion begin?

10 A I was involved as a volunteer for that
11 committee throughout the existence of the committee.

12 Q When did it come into existence?

13 A I guess I'd have to say that it came into
14 existence at the time a post office box was opened
15 in that name. Before that it was primarily an idea
16 among some people that there should be pro-life
17 literature put out by somebody.

18 MR. WALZ: Just for the record, to the extent
19 that the question implies or calls for a legal conclu-
20 sion, I'll object to it. You answered it.

21 A Yes, and I think a post office box was
22 opened in that name the Friday approximately two
23 weeks before the primary. That's my recollection.

24 Q Okay. Let me ask you this: Were you an
25 officer of the committee?

1 A No, I was not.

2 Q Did the committee have officers?

3 A Yes.

4 Q Who were the officers of the committee?

5 A The Chairman was Kristine Kremer, and the
6 Treasurer was John Angell.

7 Q What function did you serve exactly?

8 A I was a volunteer and did a large part of
9 the volunteer work necessary to see that the committee
10 work was carried out. And the primary thing this
11 committee did was arranged to have distributed a
12 piece of pro-life literature. Most of the work
13 necessary to see that was distributed I did.

14 Q Who were the other individuals that worked
15 with you in distributing the literature?

16 A I couldn't tell you all of the individuals
17 that distributed. You again, would have to understand
18 what I did during the summer. By the end of summer
19 I knew people that were volunteers for Mr. Short
20 because I had recruited most of them for almost every
21 county in the State, and they knew other people, and I
22 got the literature distributed, that it was passed
23 out by hand by either myself or in some cases second
24 or third parties getting a person in town or a county
25 to agree that they would see that whatever number of

1 committee? What was his function?

2 A Well, as treasurer he signed checks for
3 the committee.

4 Q Did he keep the committee's books?

5 A I don't believe so.

6 Q Do you know who kept the committee's books?

7 A Well, the books of the committee as I
8 understand it are these materials you have. As I
9 said, most of them passed through my hands at some-
10 time or another, but after the committee became an
11 affiliated committee I gave them to Mr. Gates.

12 Q For example, do you know who wrote out the
13 checks when bills were paid?

14 A Most of them I wrote.

15 Q Would you say that the Pro-Life Senate
16 Committee kind of evolved rather than just sprung
17 into existence from your work on the Short for
18 Senate Campaign Committee?

19 MR. WALZ: Same objection as the previous one.

20 A I don't understand exactly what that means.

21 MR. JOHANSEN: Okay. Let me --

22 A The concept of passing out a piece of pro-
23 life literature evolved from my work in the principal
24 campaign committee, and it might be said that the
25 Democrats, Republicans and Independents United for a

1 Pro-Life Senate Committee evolved from that concept.
2 That's probably true. So that's the best answer I
3 can give you.

4 Q Do you know who had the original idea for
5 forming the Pro-Life Senate Committee?

6 A I'm the one that gave it its name.

7 Q Did you give it its birth so to speak?

8 A Well, I had been looking for some way
9 especially in August to see that a piece of pro-life
10 literature was prepared for Mr. Short, and I was
11 talking to various people, and I was investigating
12 various ways, and there are -- apparently there
13 exists an incredible amount of regulation that impinge
14 upon one's exercise of citizenship in a campaign, and
15 I couldn't -- I had some difficulty in finding a way
16 of doing this, and I was one of the -- if not the
17 prime mover in this eventually happening. I was
18 determined a piece would come to exist and be distri-
19 buted.

20 Q When did you first think of organizing the
21 committee?

22 A It would be in August.

23 Q Early August?

24 A Yes, early August. In late July or early
25 August I had talked to Mr. Short about a piece of

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1 literature, and I showed him an example of the piece
2 of literature I had in mind. I had actually picked
3 up an example of a piece that was used in another
4 state that had been given to me by someone, and I
5 liked it.

6 And we talked about it -- well, we talked
7 not about getting a piece of literature out. I was
8 always hoping that Mr. Gates would just produce this
9 literature, and I wasn't getting too far with that;
10 I wasn't getting a no; I wasn't getting a yes. I
11 finally got a meeting. I talked to other people
12 around the campaign. I talked to him, and you know,
13 I got the feeling that he thought that what I was
14 talking about reflected his position on abortion.

15 Q Did you talk to him at that time about form-
16 ing a committee or the possibility of forming a
17 committee?

18 A I don't recollect specifically in those
19 terms. I talked about needing money to get the piece
20 out. And I guess I came away from the meeting with
21 no real commitment but on the other hand not feeling
22 terribly discouraged. I still was determined to get
23 out a piece of literature.

24 After that at some point whether in that
25 meeting or I think perhaps -- Mr. Gates perhaps

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1 suggested I talk to Mr. Walz just to find out how
2 political action committees were formed and this sort
3 of thing.

4 Q Do you know when Mr. Gates suggested that?
5 Was this in late July?

6 A I think it was Mr. Gates.

7 Q It was someone associated with Mr. Short's
8 principal campaign committee?

9 A It might have been Brian Short who I talked
10 to quite a bit, a very pro-life individual. That's
11 Bob Short's son, and he personally -- I talked to
12 Brian about a piece of pro-life literature, and Brian
13 agreed with me that there should be a piece, and if
14 I remember this was just a matter that Mr. Walz knows
15 about political action committees because we got into
16 that, and I raised the question that I knew nothing
17 about them, and he said, "Maybe you can talk to him
18 and see what's possible and what's not."

19 I had this distinct feeling that -- I
20 had the feeling that Mr. Gates would prefer if this
21 piece were done, that it was done independent, you
22 know, of the principal campaign committee, and he was
23 always talking about the shortage of money every time
24 I would say we needed a brochure. "I don't know --
25 I don't know if we have the money" would be his

1 suggested to you?

2 A No, it was not suggested to me I don't
3 think.

4 Q By Mr. Short?

5 A I don't recall him suggesting specifically
6 anything I should do.

7 Q Did he ever tell you to go talk to Mr. Gates
8 about it -- I'll make it more clear -- about forming
9 a committee?

10 A I don't recollect at that time being given
11 any specifics. I know I wasn't given any instructions
12 at all one way or another. I saw Fred almost daily
13 when I would come in there at night, and the relation-
14 ship wasn't so Mr. Short would say, "You talk to Mr.
15 Gates." I was already talking to Mr. Gates -- I think
16 more than he wished.

17 Q Did Mr. Gates ever suggest to you that a
18 way to get a piece of literature on the pro-life issue
19 distributed would be to form an independent committee?
20 Did he ever make that kind of suggestion to you?

21 A I don't recall him ever making any particular
22 suggestion. I was the one coming to him with suggestions.

23 Q And you came to him --

24 A In fact, I don't think Mr. Gates particularly
25 liked a piece or wanted to see it go out so --

1 Q And you came to him with the idea of form-
2 ing the pro-life committee?

3 A Well, I didn't come to him with the idea
4 of forming an independent committee specifically.
5 I think that was mentioned. I probably mentioned
6 that sometime in the summer, to form a committee,
7 and at some point as I said Mr. Walz was suggested
8 as the person who knew something about this.

9 Q By Mr. Gates or by Brian Short -- one of
10 those two individuals?

11 A I think one of those two would be the first
12 time I heard the name. As I understood, I thought
13 Mr. Walz was -- and it's still my understanding --
14 was a friend of Brian's, and that was the context it
15 was in. Brian is another attorney.

16 Q Do you remember when you first contacted
17 Mr. Walz?

18 A I would think early August -- again, maybe
19 late July, but I think right around early August.

20 Q Did anyone else go with you?

21 A Darla St. Martin.

22 Q How did she happen to go with you?

23 A She's a friend of mine. She's a volunteer.
24 She was a volunteer for the principal committee. She's
25 a person that's been involved in the right to life

1 movement since '70, '71. I have known her since 1973.
2 She's the associate director of my corporation, and
3 what I was doing at night for Mr. Short's committee
4 she was doing as well. We were helping out on the
5 fair booths.

6 Q After you spoke to Mr. Walz did you go back
7 and discuss with Mr. Gates your idea about forming a
8 committee then?

9 A Well, after I talked with Mr. Walz I'm not
10 sure I had a specific idea of forming a committee. I
11 knew I wanted a piece of pro-life literature, and I
12 think the next time I probably mentioned this to Mr.
13 Gates I told him something to the effect that we
14 needed this piece of literature. I know I said several
15 times to him that if he could pull his rates within
16 three or four percentage points, I was sure this would
17 put it over the top; that an independent committee I
18 didn't think could spend as much money as would be
19 necessary.

20 Q This discussion was after your discussion
21 with Mr. Walz?

22 A I'm not speaking of one specific discussion.
23 This would be what I would be telling Mr. Gates any
24 time I got an opportunity to tell him something to
25 the effect that we needed this piece of literature.

1 I can't -- I'm not recollecting one specific discussion
2 here today, and again, asking "Can we get some money
3 for some literature?"

4 Q The reason I asked you that is I believe you
5 said that you didn't feel that an independent
6 committee could raise enough funds to put out a piece
7 of literature.

8 A I did not feel it could expend enough funds.

9 Q This conversation then did occur at least
10 after you conceived of the idea of having an independent
11 committee?

12 A Yes, I'm sure sometime in August I would have
13 told him that was the problem I saw. On the other
14 hand, if that was the only way that any literature
15 could be printed, I would form an independent committee.
16 I didn't necessarily tell him that, and if all I
17 could spend was \$500, for \$5000 I could get ten thou-
18 sand pieces of literature and do something; maybe not
19 a lot but do something. I was determined that we get
20 a piece out.

21 Q What was his response when you told him
22 that you didn't believe an independent committee
23 could get enough funds to distribute the literature
24 that you wanted to distribute?

25 A I got no commitment in August specifically

1 from him one way or another. I kept pressing saying
2 we needed money -- and by "we", pro-life volunteers --
3 to put a piece. I guess my fondest dream in the middle
4 of August was that suddenly the Bob Short for Senate
5 Committee would say, "There's \$50,000 and tell us
6 what kind of piece you want us to put out," and that
7 didn't happen. He kept saying that, you know, he
8 didn't know if there was any money or not. I wasn't
9 getting a "No, we won't put out a piece of literature" --
10 by "we", Bob Short for Senate Committee, and there was
11 dialogue on the type of literature that should be put
12 out.

13 Q With Mr. Gates?

14 A Yes, in a general way. At one time he even
15 showed me a sample letter or something on the issue I
16 think to see if that would satisfy me, and I didn't
17 like his speech at all, and like I say, I had showed
18 him what I had in mind.

19 Q In your discussions with him did he make
20 any comment about your remark that you didn't feel
21 an independent committee could raise enough funds?

22 A I'm not recollecting specific remarks. I'm
23 relatively sure that sometime in the course of August
24 I would have said that because I came away from the
25 meeting with Mr. Walz with that, and that would be

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1 Q For money for the independent committee?

2 A I was asking for money. I was not being
3 told no. No, I wasn't asking for the independent
4 committee. I was asking for money.

5 Q For the campaign literature on the pro-life
6 issue?

7 A That's right. From my perspective I really
8 didn't care how it was done. I just wanted a piece
9 out.

10 Q But did you discuss the committee idea with
11 Mr. Gates?

12 A Oh, yes. He knew I had been looking into
13 committees.

14 Q Did you ever discuss the formation of a
15 committee with Mr. Short?

16 A I can't recall specifically. As I say, I
17 think in a meeting with Mr. Short where I was talking
18 about the piece of literature I may have gotten into
19 that, brought up the idea, and I think it may have
20 been in that meeting that someone suggested maybe I
21 should talk to Frank Walz and find out something about
22 it. I don't remember specifically discussing a
23 committee with Mr. Short in August.

24 Q Was Mr. Short at the meeting that you just
25 spoke about?

1 A Yes. That was a meeting to show him the
2 literature. The situation was somewhat like this.
3 Brian Short and I thought the piece should go, there
4 should be a piece. Brian is strongly a pro-life
5 individual. Fred Gates I don't think liked the piece,
6 and you know, I wanted the meeting to show him the
7 piece, and at this time I guess I was primarily think-
8 ing about the campaign, just putting it out, but the
9 talk of a committee -- putting it out, by that I mean
10 me just forming a committee, I think came up at the
11 meeting, and I believe that's when I first heard Mr.
12 Walz's name.

13 Q And do you recall when this meeting was?

14 A This was late July/early August. I met
15 with Mr. Walz very shortly after that.

16 Q When did you ever decide in your own mind
17 that you were going to form a committee, an independent
18 committee of Mr. Short's principal campaign committee?

19 A Well, as I got close to the end of August
20 and the piece wasn't coming out of the campaign, I
21 was determined to do those things to see that a piece
22 would be there if the campaign never did produce it.

23 For instance, I asked volunteers about
24 distributing it before I ever knew there would be a
25 piece of literature. I had camera ready art produced

1 was actually opened.

2 Q So a day or two before you opened the post
3 office box you made the decision that you were going
4 to form an independent committee?

5 A I made the decision to have a post office
6 box in that name. I didn't know what it was going
7 to be, but if a piece of literature was going to be
8 put out outside of the campaign structure, there had
9 to be a name, there had to be a post-office box.

10 I would have been delighted still at that
11 date -- I had time -- to do it through the campaign
12 structure. I was still asking Mr. Gates for money.
13 I still didn't have a firm commitment.

14 In other words, I was taking all of the
15 steps necessary that I saw so that if I had some
16 money, I could get a piece out. I wasn't going to
17 wait until the last moment and find money for a piece
18 and not have any framework.

19 So I did go ahead. I opened the post
20 office box -- or I didn't open it. I had it opened,
21 and I had the potentiality of having an independent
22 committee, but whether or not I could have ever raised
23 enough funds to do much with that independent committee
24 I don't know. Upon my own I raised \$35.

25 Q So you're saying that if the principal

1 campaign committee of Mr. Short would have given --
2 or would have put together a leaflet on the pro-life
3 issue, you would have abandoned your plan to form and
4 continue with an independent committee?

5 A Yes. I don't think Democrats, Republicans
6 and Independents would have done anything besides
7 opening a post office box.

8 Q Did the committee have -- the pro-life
9 committee, did it have any members?

10 A When I gave it that name I was thinking in
11 terms of the hundreds of people that would be volunteer-
12 ing out there.

13 Q But there were no membership cards? No one
14 signed up to be a member of the committee?

15 A No.

16 Q So the committee basically consisted of
17 you and Mr. Angell and Ms. Kramer?

18 A Well, formally the committee consisted of
19 Mr. Angell and Miss Kramer. They were the officers.
20 I was a volunteer for the committee, but in my mind
21 the committee was every volunteer that picked up a
22 piece of the literature and helped distribute it.

23 Mr. Short was popular in the rural
24 communities outside the metropolitan area where it
25 was somewhat outside the influence of the very hostile

1 was working with the art work and all I was so late
2 I didn't know if I could actually get a printer to
3 do the job and get it turned around.

4 And some people I think helped take things
5 to the bus station or UPS. I've forgotten if every-
6 thing was bused or part bused and UPS. Again, these
7 would be people that had been volunteering all summer
8 for Mr. Short. Some people were reimbursed, and you
9 have records of that.

10 Q You said that you only received -- or you
11 only solicited \$35 for the committee?

12 A Yes.

13 Q Where did the other money come from?

14 A The committee became an affiliate committed
15 with the Short campaign. I finally did succeed in
16 getting a donation from the Short campaign, and that
17 was the balance of the money for the committee.

18 Q How much was that?

19 A \$40,000 was donated in. I was requesting
20 \$50,000 and I got \$40,000 so late that I couldn't spend
21 all of it, and some was -- when I turned the records
22 back over to Mr. Gates -- and I'm using the term
23 "records" very loosely -- and when I handed him a few
24 invoices and things of this sort because I never
25 kept any formal books there was some money left in the

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account.

Q Okay. When did you first get a commitment from Mr. Gates that the principal campaign committee of Mr. Short would give you the \$40,000?

A Well, I was sure in my own mind on the 1st, and I believe it was September 1st when I ordered the printing. Up until the time I ordered the printing I could personally cover any expenses I had incurred myself if I had to, a post office box, of getting a volunteer artist, whatever it cost him to order up the type and things like that.

Up until that time I could pull back on it. Once I ordered the printing they would want cash on delivery. I thought by that time that I would be able to talk Mr. Gates into enough money to at least cover the printing, but in all honesty I couldn't say I was sure I was getting the money until I had a check in my hands from Mr. Gates.

This had been a period of six or seven or eight weeks of continually seeking funds and not getting a yes, not getting a no, but he knew I was going to print some literature. He knew I was doing this, and I thought I had begun to impress upon him that we needed it to win.

I think Brian Short told him that it was

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1 a good piece of literature. So I thought I could get
2 enough money. I think it was on September 5th when
3 he gave me a definite figure of \$40,000 he would put
4 in. I was saying \$50,000 is what I would need.

5 Q On September 1st why did you think at that
6 time that Mr. Gates would give you money from the
7 principal campaign committee for your independent
8 committee?

9 A I had been asking for it. I hadn't gotten
10 a no from him.

11 Q Did you tell him at that time that you had
12 set up a post office box and that you were in the
13 process of setting up an independent committee?

14 A He knew that I had set up a post office
15 box I believe at that time.

16 Q And did you tell him that you were forming
17 an independent committee at that time?

18 A Not in those words. I had opened a post
19 office box for a committee in this name, and I had
20 shown him during that week the piece of literature,
21 the art work for the literature, to get his impression.

22 He looked at it and wanted some things
23 changed that he didn't like -- and I was after all
24 doing it for their candidate and I didn't want to
25 print something they didn't like. I had it changed.

1 He had not gone ahead with the piece he was doing.

2 Q Excuse me. When was it that you showed
3 him this piece of literature?

4 A I can't recall the date.

5 Q Was this --

6 A It wasn't a piece of literature. It was a
7 piece of art work.

8 Q Was this in late August?

9 A Yes, this would be very late August. This
10 would be a couple of days before I ran to the printer.
11 I was then running from -- I was on vacation from the
12 26th of August through -- that would be a Saturday --
13 through the 10th of September. I was then volunteering
14 full time trying to get this piece of literature out
15 and anything else I could do to help.

16 I had written the piece and I got it I
17 believe that following week to the artist, and some-
18 time in the middle of the week I would have shown it
19 to him and then I rushed it back, and it was sometime
20 that week -- by that, I mean, the week after this
21 date that the artist found the printer for me.

22 Q But do you remember what date that is, what
23 week exactly you're talking about?

24 A We're talking about the week that ends --
25 I think September 1st was a Friday -- so I'm talking

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used for?

A I wasn't sure at the time, but if we were going to function as a committee to put out a piece of literature, I knew I'd have to have an address. I knew that much about committees, and it had to be an entity, and that was the primary thing.

Q Did the committee have --

A -- and so I'd have a return address for it.

Q Did the committee ever have an office?

A No.

Q You said the committee received \$35 in solicitations. Who did they --

MR. WALZ: I don't think he said that, Counsel, \$35 in solicitations.

MR. JOHANSEN: Q Contributions?

A Yes, I said I got \$35.

Q Who did you get the \$35 from?

A I gave \$10. Miss St. Martin gave \$10. Mr. Angell gave \$10, and I think Mr. McGuire gave \$5.

Q Who's Mr. McGuire?

A He's a person that volunteered for Short that summer, and I know he's a pro-life resident of Minneapolis, and he's the person the party has purged because he publicly supported Short.

Q Did you ask other people for contributions

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to the committee?

A No, I didn't have time. Well, I was trying to get contributions for the committee very quickly then to open a bank account just so there would be a bank account, and I just wanted to get a little bit of money at the time, and I got a little bit of money to open the account.

Most of my time late August through -- oh, when was that account opened? It was early September maybe, September 4th. Most of my work up to that time had been just making sure there would be a piece of literature that could go if I could get the money.

Q So you really had no plans for the committee to raise funds?

A Well, if I had to I could have raised more money, but I honestly thought my time was best spent trying to solicit Mr. Gates. I thought I would eventually prevail upon him. I thought that he would be able to find the resources if he felt the piece would help him.

Q You said if you had to, you could have raised additional funds. What do you mean by that?

A Well, I could have probably gotten back on the phone to some people I knew around the State

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1 and called and asked them to contribute. Fund
2 raising is a large part of what I do professionally
3 now anyway.

4 MR. JOHANSEN: I have before me an application
5 for a post office box in the name of Democrats,
6 Republicans and Independents United for a Pro-Life
7 Senate Committee. I would like to have it marked
8 as Government's Exhibit 1.

9 (Government's Exhibit 1
10 marked for identification.)

11 A This is the first time I have seen it I
12 think.

13 Q I think before when you --

14 A What's the date on there? It was opened
15 the 23rd. I've been saying the 25th. Clearly it was
16 on the 23rd.

17 MR. WALZ: Well, for the record let's ask the
18 witness to identify it first.

19 MR. JOHANSEN: Q Do you recognize this,
20 Government's Exhibit No. 1?

21 A I don't think I've ever seen it before. I
22 recognize what it is.

23 Q What is it?

24 A This is --

25 MR. WALZ: You recognize what it appears to be.

1 A I was going to say that is on the assump-
2 tion that it is what it appears to be. It appears
3 to be an application for a post office box. It
4 appears to be Mr. Angell's signature. It appears to
5 be Darla's signature -- Darla St. Martin -- and
6 according to this it was opened on the 23rd of August.
7 My recollection was that --

8 MR. WALZ: Mr. O'Steen, you're reading from
9 something that says, "Dates of Service - Started
10 8/23/78," is that correct?

11 A I don't know.

12 MR. WALZ: That's what it says?

13 A That's what it says.

14 MR. WALZ: All right. And from that you've
15 decided that's when it was opened, is that correct?

16 A I've decided that's probably when it was
17 opened. I had recollected --

18 MR. WALZ: And you've never seen this document
19 before?

20 A No, I don't believe I have. Apparently it
21 was a Wednesday if that's correct. I don't know.

22 MR. JOHANSEN: Q But you believe that you asked
23 someone to open a post office box during that week of
24 August 23?

25 A I recollected that I suggested to Darla that

1 we have a post office box opened, and I think she had
2 talked to me.

3 Q Let's go back to the mailer. I think
4 earlier you stated that you had spoken to a friend
5 of yours who is an artist?

6 A Yes.

7 Q And when did you first speak to him about
8 designing a mailer on the pro-life issue?

9 A My guess would be it would be the week
10 beginning August 28th. I could have spoken to him
11 earlier. I think I took the material to him the
12 week beginning the 28th.

13 Q And what was his name?

14 A Bob Kokaiser.

15 Q Did you give to him just an idea or did
16 you have something that was already formulated?

17 A I showed him an example of a piece of
18 literature that had been used in another State part
19 of which I adapted. I provided him with copies.
20 I showed him more or less how I wanted it layed out.
21 I provided him with a picture of a baby.

22 Q What did he do then?

23 A He prepared it so it could be shot by the
24 printer. You set up a board, and he ordered, you know,
25 you order the type and you put it in in the right

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1 places and you call for the right colors and this
2 sort of thing. The color choice I think was his,
3 you know, I had left it to him to make it look good.

4 Q So when you first contacted him you asked
5 him to prepare the mailer so that it could be shot?

6 A Yes, to prepare the camera ready art work.

7 Q And do you know how long it was when he
8 came back to you and said that he had completed this
9 work?

10 A Well, I think I probably called him back,
11 and this was done in a day or two.

12 Q A day or two?

13 A It was very fast.

14 Q Was there any charge for this service?

15 A He didn't charge for his services. He --
16 as I understand it I think there was a charge for
17 materials used and typesetting and this sort of thing.

18 Q And who paid for those?

19 A Democrats, Republicans and Independents
20 United for a Pro-Life Senate Committee I believe
21 eventually. If I can look at some invoices, I can
22 tell you -- Tempo Artist, \$124.80. Yes, Tempo Artist,
23 this is the charge right there, Check No. 9.

24 Q So the Pro-Life Committee was billed for
25 this service?

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KODAK SAFETY FILM
KODAK SAFETY FILM

1 told him, "Bob, I can't pay for it. Everything fell
2 through. They can't pay," and he had to pay out of
3 his pocket he probably would have done it. He's a
4 pro-life person. I know Bob very well, and he was
5 doing us a favor. This is the minimum his company
6 would charge for the materials.

7 The value of that piece and of that art
8 work is far more than \$134. That isn't the relation-
9 ship I have with Bob where I would have to tell him
10 who'd pay for it. I said, "Can you set this up?
11 This is for Bob Short. He's running against Don
12 Fraser." When I said Bob Short, I did mean for his
13 campaign committee -- "This is for his candidacy and
14 here's a brochure that I want to have set up" -- and
15 he did it.

16 Mr. Kokaiser has done volunteer art work
17 for me before. He has done volunteer art work --
18 I'll have to put it in perspective -- not only for
19 the organization I'm employed by, but he's done art
20 work for pro-life organizations in other states. I'm
21 not talking about political organizations -- more than
22 one pro-life organization in this state. That's his
23 contribution to the movement. He will donate his art
24 work to the pro-life movement.

25 What was the next step then in putting

1 together this matter? What did you do next after you
2 talked to Mr. Kokeiser?

3 A Well, I had to get a printer.

4 Q And how did you do that?

5 A When I was in Bob Kokeiser's office I told
6 him that I didn't know if I'd be able to get a printer
7 that quick. I know some printers, but I don't know
8 any that turn jobs around that fast. That's one
9 reason I think that this was the week of the 28th
10 because I seem to recall telling him that it had to
11 be turned around in a week, ten days, and I also seem
12 to recall telling him that I wouldn't know until the
13 last minute how many pieces I could print.

14 It's the kind of thing a printer just
15 hates. They want to be able to order their stock
16 ahead and have a definite commitment, and I wanted
17 a situation where I could order up to a half million
18 pieces at the last moment, have them go right on the
19 press and turn them around and come out, and he told
20 me he thought he knew a person that might be able to
21 do the job, and he called a printer that I had never
22 dealt with.

23 Q What was the name of that printer?

24 A Nordic Press I believe.

25 Q Is that the printer that you eventually

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1 used?

2 A Yes.

3 Q And so you contacted Nordic?

4 A Well, he called them on the spot. I was in
5 his office. He called them and he asked for one
6 individual there whom he knew -- and as I later under-
7 stood is I think a part owner in the company. At
8 any rate, he told him he might have a very big job
9 for him, described the paper, that it would be a last
10 minute thing, and could he handle it, and I got the
11 impression -- I don't know exactly how Bob explained
12 it, but I got the impression that yes, they'd be
13 willing to hold things that were not on a rush and
14 put this thing right on the press if they could get
15 the job with the potential of getting a fairly big
16 order.

17 Q When did you make the decision then to put
18 the order in?

19 A Well --

20 Q Was it the same day?

21 A Oh, no because that was kind of part of the
22 hold up, could I order the piece at the last moment
23 because I wouldn't know what I could get. I think it
24 was on the 1st that I actually gave them the order.

25 Q The go ahead?

1 A And I gave them a number, and I gave them
2 fewer than I really wanted, but --

3 Q So on the 1st you gave them the go ahead
4 to print the material, and they had quoted a price to
5 you?

6 A Yes.

7 Q Did they ask who was going to pay for the
8 material or --

9 A I gave them the number -- I gave them the
10 name of Democrats, Republicans and Independents United
11 for a Pro-Life Senate Committee. He did tell me that
12 it would be a cash on delivery deal, and that was
13 their safeguard. Of course, they didn't want to do
14 it without getting paid, but he didn't ask me for
15 anything more specific. He didn't ask for a down
16 payment.

17 Q Do you recall approximately what the cost
18 was going to be of the mailer?

19 A I seem to think the cost came to something
20 less than 2¢ a piece.

21 Q And how many did you order?

22 A I think I ordered 400,000.

23 Q And at the time --

24 A It was a good price.

25 Q And at the time you ordered these, the

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Pro-Life Senate Committee had how much in its bank account?

A None. It didn't have a bank account.

Q Where were you going to get the money to pay for it?

A I thought that I would be able to prevail upon Mr. Gates for a large enough contribution to pay for those. I was asking him daily for \$50,000. I had only committed something like \$7,000, and I felt that before this was out -- and the fact that he had looked at the piece I was printing and he had shown interest. He hadn't said no. I felt that I would be able to prevail upon him to get it, you know, I thought I would be able to get the money.

MR. JOHANSEN: Let me have this marked as Government's Exhibit No. 2.

(Government's Exhibit No. 2 marked for identification.)

MR. WALZ: Incidentally, Counsel, for the record the last time we were here we passed around that post office box thing that was just marked as Exhibit 1 and I was promised a copy of it which I never did get. Now, can we have the understanding that the exhibits marked here, that I'll be provided copies?

MR. JOHANSEN: Certainly.

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1 to incur a debt of \$7,000 without knowing where you
2 were going to get the money to pay for that?

3 A I'm telling you I myself believed I could
4 get that money from the Short Committee.

5 Q What would have happened if you hadn't gotten
6 it?

7 A I wouldn't have had the money to pay for
8 the mailers unless I could raise it from other sources.

9 Q You were pretty sure you were going to get
10 the money from the Short Committee then?

11 A I thought I could get it. I was asking for
12 \$50,000 and normally if I ask for an amount, I can
13 certainly get twenty percent of it eventually.

14 Q Had you gotten any assurances?

15 A No definite assurances on any definite
16 amount, but I was certainly getting some interest
17 in the piece from Fred Gates. Brian Short wanted the
18 piece to go. If I had to, I probably would have, for
19 instance, gone to Brian Short and asked him for \$500
20 and gone to other people and asked them for money.
21 I know Brian wanted it to go so --

22 Q Let me go back. Earlier you said that you
23 had shown Mr. Gates a copy of a layout for a mailer,
24 is that true?

25 A Yes.

1 A I believe he kept it for a short time.

2 Q And he made some changes?

3 A No, he came back and suggested some changes.
4 He couldn't change the board itself. In fact, what
5 may have happened, it maybe that a copy was made off
6 of the board that he kept for a short time. I'm not
7 sure if he kept the actual art work. It's not hard
8 to make a Xerox copy if you put the board on the
9 machine, and I think he may have kept a copy of it.

10 Q So he suggested some changes to you?

11 A Yes.

12 Q Do you remember when that was?

13 A I think the week of the 28th. Again, I
14 maybe mistaken on that, but I believe it was the
15 week of the 28th.

16 Q What did you do then?

17 A Ran it back to Mr. Kokaiser.

18 Q Did you tell Mr. Gates where you had gotten
19 this piece of art work for the mailer?

20 A I don't recall if I mentioned Bob Kokaiser's
21 name. I think I would have said something like, "I
22 had an artist put this together," or something of
23 that sort.

24 Q Did Mr. Gates ask you why you were putting
25 it together?

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1 him, "Okay. I'll change it this way."

2 Q When he suggested the change, had you
3 already contacted Nordic Press and told them to go
4 ahead with the work?

5 A I don't believe so. Now, all of this was
6 going on in a period of two or three days. I was
7 running full time. It's my recollection -- Nordic
8 Press had been contacted by Bob Kokaiser as soon as
9 I took it to him, but my recollection is their go
10 ahead was when I carried the art work out there, and
11 I think that's on the 1st.

12 Q Did you tell Mr. Gates that you had
13 contacted Nordic Press?

14 A I don't recall if I did or not. I was tell-
15 ing him then that I had to go with printing. It had
16 to be done or there would be no piece and he was going
17 to lose the election. I told him I felt he could
18 win the election. His polls had him close, and that
19 we could deliver three or four points he needed --
20 "we" being pro-life volunteers -- and I was saying
21 this over and over and over daily to him, "If you
22 want to win, you put the piece out," and as to naming
23 Nordic Press, I don't -- I'm not sure that he knew
24 what press printed it until he saw something like
25 this.

1 Q Did you tell him that you had gone to a
2 printer for the mailer?

3 A I think I told him on or about the time I
4 ordered the printing that I was ordering it and I
5 needed some money.

6 Q Did he ask you where you were going to get
7 the money?

8 A His usual response was he didn't know if
9 he had any money or not; that they were broke; he
10 had unpaid bills. And I would say we needed this
11 printing, and that's the way it was going back and
12 forth for about six weeks, but he knew the literature
13 was, you know, that I was going to move ahead on this,
14 and I was -- incidently, at the time I ordered it I
15 was in a position where I either ordered the printing
16 or there probably wouldn't be a piece.

17 I think I ordered it on a Friday. The
18 piece was to be distributed the weekend after that.
19 To get it to the areas outside the metropolitan area
20 I had to have that by Tuesday of the following week --
21 Wednesday of the following. It was either cancelling
22 the project or ordering the printing, and that was
23 the position I was in.

24 MR. JOHANSEN: Will you mark this?
25

1 Q By this part, you're referring to what?

2 A The part that says, "Republicans and
3 Independents ... You too should participate in this
4 year's major primary election contest," et cetera.
5 He may have had one here. None of the changes were
6 things that I considered major changes. It was
7 nothing I would argue with. Some of them I thought
8 were better. For instance, I didn't know that Bob
9 Short was going to appear as Bob Short in the voting
10 booth rather than Robert Short and things like that.
11 They weren't major changes.

12 Q Did you order these callers on a rush basis?

13 A Oh, yes. That was the basis upon which
14 Bob Kokaiser called the printer originally. He
15 stated it was going to be a last minute order and
16 it was going to be a rush.

17 Q Do you recall when the mailer that's
18 identified as Government's Exhibit No. 3 was delivered
19 to you?

20 A I seem to think on - I seem to think on
21 Tuesday.

22 Q Do you recall the date? There's a calendar
23 here if that helps refresh your memory.

24 A I think on Tuesday the 5th.

25 Q September 5th?

1 A I believe so -- the first part of the
2 order. There were actually two orders.

3 Q You say there were two orders. Could you
4 explain that?

5 A Well, we needed some more brochures, and I
6 ordered I think 400,000 and then perhaps another
7 100,000.

8 Q You say we needed some more brochures. By
9 we --

10 A By we I mean volunteers passing out
11 brochures.

12 Q Why did you need more?

13 A Because we had obligations in calling people
14 asking how many they would use, how many they could
15 distribute in their county, how many et cetera would
16 they be able to put out, you know, where do you ship
17 them, this sort of thing. I could just use more
18 brochures. I could get more out than that.

19 Q Do you recall when the brochures were
20 delivered to you and the mailers were delivered to
21 you -- the first order?

22 A I think on Tuesday.

23 Q That was September 1st?

24 A No, that was the 5th.

25 Q It was September 5th. Do you recall when

1 the second batch of mailers were delivered to you?

2 A I seem to think it was on a Thursday.

3 Q What did you do with the mailers after you
4 got them?

5 A Well, some were bused and some were UPS
6 and some were picked up. Some were driven to be
7 inserted in a newspaper.

8 Q Let's go back to the ones that were bused.
9 Where did they go specifically?

10 A I can't recall. I'd have to look at the
11 bus bills. I think you have a copy of them. They
12 went to almost every corner of the state.

13 Q And these were people that you had contacted
14 during the summer?

15 A Either -- some of them were. Some of them
16 were other people that had been contacted by inter-
17 mediaries.

18 Q You say you mailed some of these brochures?

19 A Some were mailed, yes.

20 Q How did you do that?

21 A Well, they were mailed through a mailing
22 company.

23 Q Do you recall which mailing company?

24 A Mailhouse.

25 Q When did you first contact Mailhouse?

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because of the time crunch.

There were some lists that I had hoped to rent. I had hoped to either rent a list from the Catholic Bulletin Newspaper or have a brochure inserted in there. There's a newspaper by the name of Iron Northland or Iron Northland Diocese. It's a religious newspaper in northwestern Minnesota. I had talked to them at some point during the campaign about inserting in there or renting a list, and I ran out of time. And Mailhouse was one person I was talking to about mailing.

Q But you don't recall when you first contacted them?

A This would be latter August, early September.

Q Could it have been August 15th? Could it have been that early?

A Yes, I could have asked them that early about what it would cost to mail it, yet.

Q Did you phone them or did you visit them personally?

A It could have been either. I know at some time I visited them personally when we got the job going.

Q During this initial visit did you ask what the cost would be to send out a certain number of

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1 mailers?

2 A Yes, I got -- if I remember I got estimates
3 on bulk mailing, on first class, on first class
4 presort, several different ways, but I did ask for
5 self mailers. I didn't plan to do any inserting.

6 Q Did you tell them approximately how many
7 mailers you wanted to send out?

8 A I seem to recollect I gave them a couple
9 of figures. I can't recall. I think I may have
10 given them 100,000, 200,000 -- I think I gave them
11 several figures, but I really don't recall definitely.

12 Q Who were you going to mail these brochures
13 to?

14 A Well, to pro-life individuals. As I
15 mentioned, I wanted to rent some lists I never did
16 rent. The only list that Democrats, Republicans and
17 Independents ever rented was a list from MCOL,
18 Incorporated which they rented it at market value to
19 Democrats, Republicans and Independents.

20 My executive committee had authorized me
21 in July to rent lists that we had other than our donor
22 list -- our donor list is not rented. I consulted
23 with a non-profit attorney and found there was poten-
24 tial problems with renting a donor list, but I was
25 authorized to rent lists that included pro-life people

1 that had been active in the caucuses in some areas.
2 The list included people that had signed petitions
3 against abortion that we had computerized the list.
4 The list included pro-life people that had responded
5 to surveys that they're opposed to abortion. It's
6 a compilation of various lists. Some of the people
7 who signed are against abortions being done in a
8 hospital.

9 Now, I might add the resolution I'm talk-
10 ing about didn't specify renting it to any particular
11 body or individual.

12 Q Had this list been rented before?

13 A No.

14 Q This was the first time?

15 A Yes.

16 Q How was the price set?

17 A I asked Mailhouse for an estimate on what a
18 pro-life list would go at, and they told me -- sent
19 me a copy of a sheet -- it must have come out of a
20 book -- showing a right to life list could be rented
21 from them at \$35 a thousand.

22 Now, I had actually originally considered
23 renting it at \$40 a thousand, but I didn't get as much
24 money as I thought, and we went with the \$35 a
25 thousand which was the figure Mailhouse had quoted a

1 right to life list could be rented from them for.

2 Q So the list was rented from Minnesota
3 Citizens Concerned for Life at a rate of \$35 per
4 thousand?

5 A Yes.

6 Q And you established that figure by talking
7 to Mailhouse?

8 A Yes.

9 Q You said you first thought about renting it
10 for \$40 a thousand. Where did you come up with that
11 figure?

12 A Well, I have been involved in direct mail
13 myself. I know that lists rent for \$30, \$35, \$40 --
14 donor lists sometimes more. Remember, I'm dealing
15 with a survey that normally isn't considered the
16 highest quality list.

17 Q So I knew that the value of this list
18 was in the range of \$30 to \$40 on the market. I
19 checked with Mailhouse partially to make sure
20 Minnesota Citizens Concerned for Life, Inc. was
21 legally clear, was actually renting the list at
22 current fair market value, and I got the answer --
23 about the answer I expected.

24 Q When did you first tell Mailhouse that
25 you were going to go ahead with your project and that

1 they should be expecting to get some mailers from
2 you and you wanted them to mail them out?

3 A Oh, I was asking them -- I would guess
4 again in latter August probably that I would be
5 coming in with something, but I hadn't signed any-
6 thing, and the way this works with a mailing firm,
7 if I hadn't come in with anything, they would just
8 do another job, but I had asked them to reserve time.

9 Q When did you first bring the mailers in if
10 you recall?

11 A I didn't bring them in. The printer
12 delivered them.

13 Q Did you ever send a contract to Mailhouse?

14 A No.

15 Q This was an oral agreement?

16 A Yes, I believe that's correct. I don't
17 recall signing any contract.

18 MR. JOHANSEN: Can we take a short break?

19 MR. WALZ: Sure.

20 (Recess taken)

21 MR. JOHANSEN: I'd like to mark as Government's
22 Exhibit No. 4 a letter from John Angeli to Fred
23 Gates dated September 4, 1978.

24 (Government's Exhibit 4
25 marked for identification.)

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1 Q Do you recognize this letter?

2 A Yes, I do.

3 Q You've seen it before?

4 A Yes.

5 Q Do you know who wrote it?

6 A Yes.

7 Q Who wrote it?

8 A The author -- well, when I say I know, I
9 believe it was written by Mr. Gates. I was not there
10 when he wrote it if he did. I did not see him write
11 it.

12 Q Can you tell me how the letter originated?

13 A Yes. At about the time that we got the
14 money from the committee Mr. Gates told me something
15 to the effect that he would like a letter for his
16 records. Again, this is dated September 4. I have
17 no reason to believe that's not the proper date. I
18 couldn't contest to that. That would be Tuesday of
19 the week before the primary.

20 All right. It was about this time that
21 I finally did succeed in getting the contribution or
22 a contribution, not the amount I was after, but a
23 sizeable contribution from the committee.

24 Q What was that date?

25 A This is dated the 4th. That's a Tuesday.

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1 Friday or the Monday he said he wanted a letter then
2 for his files that I was asking for money.

3 Q This is the Friday or Monday before the
4 September 4th date?

5 A Yes, that he would want a letter for his
6 files. This is dated September 4th. Maybe that's
7 when he told me that he would want a letter for his
8 files asking for the money, and --

9 Q Had he told you that Friday or Monday that
10 he would --

11 A I can't recall that exactly.

12 Q Had he told you that Friday or Monday that
13 he would give you the money?

14 A He had not told me he would give me any
15 specific amount of money. He did not tell me he would
16 not give me money. I kept telling him we needed money.
17 He kept saying, "I don't know if I've got it." This
18 was his usual response to me, "I've got a stack of
19 bills. I don't know if I've got any money."

20 Q But he asked you for a letter?

21 A Well, at some point in this two or three
22 days he said that he would want a letter, and he
23 produced this copy unsigned and had me read it, and
24 as I understood he wanted it for his files. I didn't
25 particularly like the letter.

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1 Q Did he give the letter to you on the 4th?
 2 Is that when he gave it to you, September 4th? Do
 3 you remember

4 A I have no reason to believe that's true or
 5 not true. The day he gave me the letter I took it
 6 right over to John Angell, got a signature, and
 7 brought it back.

8 Q That day?

9 A That's right. So if this letter is dated
 10 the 4th, I would assume that's the day he gave it
 11 to me. It's probably the day he mentioned the whole
 12 concept of a letter. I didn't like the letter because
 13 I had been asking him for funds for weeks, and I
 14 more or less assumed this is what he needed for part
 15 of his record keeping.

16 I was aware when we got a donation we
 17 became an affiliate committee. He had the responsi-
 18 bility, and if he wanted a formal piece of paper
 19 requesting money rather than me just continually asking
 20 him for money, that was fine with me. I would have
 21 written the letter differently.

22 Q Why didn't you write the letter?

23 A Well, no one asked me to write the letter,
 24 and I didn't consider the letter a matter of great
 25 importance. I had a lot of other things to do. I

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didn't like it.

Q He told you that he needed the letter and then he produced the letter at the same meeting?

A I can't recall if it was at the same meeting. The time frame was very close. He didn't tell me at any point, "Write me a letter." I don't recall that. I recall him saying he would want a letter asking for it.

Now, I honestly cannot recall whether there were two instances or one. It could have been twice on the same day. It was very close. If there were two different days, it was probably one day and then the next.

Q He said that he would need a letter from someone asking for money?

A He wanted a letter asking for the money for his files. I never wrote a letter. I never considered it a very important thing. He handed me this saying, "Can you get Mr. Angell or someone" -- he was the only officer in the Twin Cities -- "to sign it?" I read it. I said sure I'd do it.

Q How did he know Mr. Angell was an officer of the committee?

A Oh, I'm sure I told him that. That was --
MR. WALKER: For the record, that would have been

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Angell's signature. It doesn't bear Mr. Angell's name, does it?

A. No.

MR. JOHANSEN: Q. You don't know for sure whether or not Mr. Gates wrote the letter -- you're assuming that he wrote it?

A. That was my assumption.

Q. You never saw any draft of the letter?

A. No, I never had anything to do with it. As I said, I didn't particularly like it. The letter technically is correct, but I had been bugging him for weeks for the money.

Q. Do you know whether the committee's name was mentioned in the letter?

A. No, I don't know.

MR. WALS: What committee?

MR. JOHANSEN: Pro-Life Senate Committee.

MR. WALS: Well, the last sentence on the first paragraph.

MR. JOHANSEN: Is it mentioned?

MR. WALS: Yes, it is.

MR. JOHANSEN: You're right.

Q. After you got Mr. Angell's signature you brought the letter back to Mr. Gates, and did you ask him why he needed it?

1 A No, I don't recall. I don't recall asking
2 him. I didn't consider the letter very important.
3 I read it. I didn't particularly like the copy, but
4 I assumed he wanted something official showing the
5 relationship, and inasmuch as the letter reflects
6 that some of us were planning to distribute literature
7 and we were asking him for a donation, the letter is
8 accurate, but I didn't especially like it. I didn't
9 think it was that important.

10 Q When you gave the letter back to Mr. Gates,
11 did he tell you then that he was going to give your
12 committee, the Pro-Life for Senate Committee, the
13 money that you had requested?

14 A He never gave me the money I requested so
15 I'm sure he didn't.

16 Q Did he tell you that he was going to give
17 you any money?

18 A I can't recall his saying anything when I
19 gave him the letter back.

20 Q Did he tell you what he was going to use
21 the letter for?

22 A Well, I understood he wanted this letter
23 in his files formally requesting it, and I thought
24 that I would be able to get money and this was just
25 another indication -- every step along the way was

1 another indication that I was coming closer and
2 closer to getting the money from him, and if he
3 wanted a letter, I would give him a letter.

4 I honestly -- I think I took it back and
5 gave it to him personally in his office, but I can't
6 even recall any conversation. It was very fast. He
7 gave me the letter and he wanted the signature. I
8 ran it across down to the man's office, and I brought
9 it back, and I had many other things that I had to
10 be doing. I paid very little attention to that letter.

11 Q How many candidates were there in the
12 primary election for Senator Humphrey's Democratic
13 Seat?

14 A Two I believe.

15 Q You don't know for sure? You think there
16 were two?

17 A There were two. There wasn't a minor
18 candidate at that particular race.

19 Q Did you ever ask Mr. Gates what he meant
20 when he stated in the third paragraph of the letter,
21 "The time came to pay the bill and we discovered that
22 we could not raise the money"?

23 A No, I did not ask him what he meant by
24 anything in the letter. As I mentioned, I did not
25 like the letter. I would have written it differently.

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1 Q Did you discuss the letter with him?

2 A No. I scanned it when he gave it to me.
3 The letter would indicate that the people planning
4 the project had given no thought to finances. As
5 the person that was perhaps most responsible for
6 planning it or one of the ones most responsible for
7 planning it, I had given thought to finances. I had
8 worked very hard for finances for weeks, and that was
9 one reason I didn't like the letter, and I finally
10 succeeded in securing it.

11 Q Did you ever ask Mr. Gates what he meant
12 when he said in the fourth paragraph, "I believe
13 that it would help Bob Short in the general election"?

14 A No, I did not. And quite honestly, that
15 wasn't noticed by me until you pointed it out. As
16 I said, I just scanned the letter. That might even
17 be a typographical -- not typographical -- that might
18 even be an error. I would think the author would
19 have meant in the primary election. I don't see why
20 he would say in the general election because the
21 piece wouldn't help Bob Short in the general election.
22 That doesn't seem to make sense.

23 Q Did you ever consider -- or do you know
24 if the Pro-Life Senate Committee ever considered
25 sending out a brochure that would not only speak

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1 "Advertising Supplement," and the St. Cloud Visitor
2 was paid a fee for inserting it.

3 Q How did that happen? Did you contact the
4 St. Cloud Visitor?

5 A I called and asked them. As I mentioned,
6 I also contacted two other newspapers about doing
7 it and I ran out of time. The whole project ran about
8 one week late.

9 Q Looking at Government's Exhibit No. 4,
10 did Mr. Gates ask you specifically to get Mr.
11 Angell's signature if you recall?

12 A I thought he did. He might have said an
13 officer of the committee, and since Angell was the
14 only officer within two or three hundred miles, that
15 would have been natural for me.

16 Q So he --

17 A He might have. I don't recall. I ran to
18 Angell with it. He could have. I don't recall the
19 conversation, but if he had said, "Get an officer of
20 the committee," I would have done the same thing;
21 I would have gone to Angell.

22 Q Did you attend a fund raiser held on October
23 25th at the Town and Country Club for Candidate Short?

24 A I don't believe I did. I don't recall ever
25 going to the Town and Country Club.

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1 Q Did you ever speak to him about the pro-
2 life issue?

3 A Oh, I have spoken to him about the pro-
4 life issue for the last six years. He's well known
5 for his position. He is opposed to abortion and has
6 spoken out against abortion many times in the past.

7 Q Did he ever talk to you about a committee
8 called the Just a Bunch of Plain DFL Folks Who Want
9 Common Sense Government Committee?

10 A No.

11 Q Do you know Oscar Molomot?

12 A No.

13 Q Did you make a contribution to Bob Short's
14 candidacy, to his principal campaign committee?

15 A My time. I don't believe I made any
16 financial contribution. I did contribute \$10 to
17 the Democrats, Republicans and Independents.

18 Q I'd like at this time to go through some
19 of the checks which I think you earlier stated that
20 you had written most of them and ask you what some
21 of the expenditures were made for.

22 A Sure.

23 MR. WALZ: I'd make this objection for the
24 record, that that line of questioning would be beyond
25 the scope of the FEC inquiry, but you may go ahead.

1 MR. JOHANSEN: Off the record.

2 (Discussion had off the record.)

3 Q Check No. 10 made out or dated November
4 6, '78 to Kristine Kremer. Do you recall what that
5 was for?

6 A I believe that that is air fare or trans-
7 portation.

8 MR. JOHANSEN: Let me mark as Government's
9 Exhibit No. 5 a credit card charge form signed by
10 Kristine Kremer.

11 (Government's Exhibit No. 5
12 marked for identification.)

13 Q Showing you Government's Exhibit 5, does
14 that help refresh your memory?

15 A It appears to be a credit card form to
16 North Central -- and I take it, North Central
17 Air Lines -- dated -- it appears to be November 6, '78.

18 Q Do you recall why the check was written to
19 Miss Kremer?

20 A Yes. As I said, I thought it was air fare
21 or transportation, and it apparently was air fare to
22 come to the Twin Cities on this date.

23 Q On November 7th a check of \$86.88 was made
24 out to Thomas Kuburta, and the record can reflect I'm
25 reading from Government's Exhibit 2. Do you recall

1 what that expense was for?

2 A If the name is Thomas Kubesta --

3 MR. JOHANSEN: Let me have marked as Government's
4 Exhibit No. 6 what appears to be records of telephone
5 calls with a Tom Kubesta's name appearing on the
6 front.

7 (Government's Exhibit 6
8 marked for identification.)

9 Q Does that refresh your recollection?

10 A Yes, it is a reimbursement for telephone
11 calls.

12 Q Where are those telephone calls made?

13 A They're made to --

14 Q I'm sorry. Where were they made from?

15 A I would think the home of Tom and Ruby
16 Kubesta, and they're probably calls made by Ruby
17 Kubesta who's a pro-life volunteer I would guess
18 from their home.

19 Q Do you know why the calls were made?

20 A Yes. Ruby was very active in helping find
21 volunteers to do booth work for Mr. Short and to
22 distribute the literature that was produced by
23 Democrats, Republicans and Independents United for
24 a Pro-Life Senate. In fact, I believe that Ruby
25 probably lined up all of the distribution in the 2nd

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1 Congressional District if not more.

2 Q On November 7, 1978, a check was made out
3 to a Michael Sinct in the amount of \$58 --

4 MR. WALZ: Can I ask a question or two to
5 clarify the record?

6 MR. JOHANSEN: Sure.

7 MR. WALZ: Mr. O'Steen, if you look at the
8 supporting documentation, it appears to be a copy
9 of telephone calls on more than one statement cover-
10 ing a period of time. Some of the calls for which
11 reimbursement is being made date back as late as July
12 sometime. Have you got any explanation for that?

13 A Ruby would have been helping get volunteers
14 just to work for Mr. Short at that time.

15 MR. WALZ: But that volunteer work would have
16 been done in connection with the principal campaign
17 committee activity, would it not?

18 A That's correct. That would not have been
19 done for Democrats, Republicans and Independents.
20 The first calls made for Democrats, Republicans and
21 Independents to distribute the literature would
22 probably be calls made on September 1 or September 5.

23 MR. WALZ: But notwithstanding that, it appears
24 as though the Democrats, Republicans and Independents
25 reimbursed Mr. Kubeista for telephone expenses cover-

1 ing the entire period in the amount of \$86.88?

2 A That's correct. I wrote the check to make
3 that reimbursement if I remember correctly, and I
4 thought it proper since it was an affiliate committee,
5 money coming out of the principal campaign committee
6 could go to reimburse them for their calls.

7 MR. WALTZ: All right.

8 MR. JOHANSEN: Q Do you know why these charges
9 weren't made to the principal campaign committee of
10 Bob Short?

11 A I don't understand the question. Do you
12 mean, why she didn't charge these calls back to that
13 phone, or why she didn't turn it in --

14 Q Why she didn't turn it into the principal
15 campaign committee.

16 A Well, she was well aware of the affiliate
17 committee helped get the literature distributed, and
18 I'm the person she knows. I think they were turned
19 in to me to get reimbursement if I remember correctly
20 for her, and this was the easiest way for me to get
21 the reimbursement. I had the checks, and I knew the
22 money was there.

23 Q Do you know why on Page 3 it says, "Short
24 only those with check in front of date"?

25 A That appears to be a notation saying the

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1 calls on behalf of Mr. Short's candidacy are only
2 those calls with a check in front of the date, and
3 I would assume that the total of those calls with
4 the check in front of the date is \$36.88.

5 Now, in looking at the itemization I
6 would assume the total is \$60.44 and the pro-rated
7 tax due on those calls is \$6.44 giving a total --
8 I did not add them. I took their figures.

9 Q Do you know, for example, the calls that
10 were made in July, do you know why those calls
11 weren't -- the charges for those calls weren't
12 submitted to the principal campaign committee of
13 Mr. Short?

14 A Again -- and I can only tell you in my
15 supposition -- I would assume that they thought
16 since I was their contact within the Democrats,
17 Republicans and Independents and I'm sure I had been
18 one of their contacts for the principal campaign
19 committee throughout the summer.

20 I can't recall a specific call, but I'm
21 sure I called Ruby Kubesta about the fairs. I'm sure
22 Ruby Kubesta was helping line up people for fair
23 booths in the southern part of Minnesota, and that
24 I would be the person to turn it into. And I wouldn't
25 necessarily expect Ruby Kubesta to know the difference

1 or know exactly where the reimbursement was coming
2 from.

3 I was given these to have the phone calls
4 reimbursed, and I reimbursed it from the Democrats,
5 Republicans and Independents.

6 Q When did they give you these phone bills?

7 A I don't recall the exact date. People
8 had mentioned to me their phone expense during
9 various times in the campaign, and I had told
10 different people -- I can't recall specifically
11 Ruby -- you know, get it to me. I had told people
12 to get these bills into me several times because I
13 knew if I was given bills in January or February or
14 March, people that had obligated some money and
15 were seeking reimbursement, I probably would have a
16 much harder time getting reimbursement. I can't
17 recall the specific date. I would guess a little
18 bit before I paid it.

19 Q Where does Tom Kubest live did you say?

20 A I cannot recall the address from memory.
21 He is in one of the southern suburbs of Minneapolis --
22 Egan I believe. It's my understanding that his wife,
23 again, was doing the volunteer calling.

24 Q The phone calls that were made in July, did
25 you ask them if they were calls pertaining to the

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1 right to life issue?

2 A I took it that -- no, I did not specifically
3 ask them about calls. I assumed they were, and I do
4 know that Ruby Kubesta was helping line up volunteers
5 to work in fair booths and do this type of work, and
6 I took their word that these were the calls that
7 pertained to the Short campaign. She was working in
8 a whole area.

9 Remember, I mentioned earlier some areas
10 I called in specifically. Other areas I would know
11 someone and I would ask them to help me.

12 MR. JOHANSEN: I think I was in the process of
13 marking for identification Government's Exhibit No.
14 7 which looks like a bill from Mr. Sindt.

15 (Government's Exhibit No. 7
16 marked for identification.)

17 Q Do you recall what this was for?

18 A Mr. Sindt helped drive some of the boxes of
19 brochures around. One of the things he did, for
20 instance, was to drive brochures to St. Cloud to be
21 inserted in the St. Cloud Visitor.

22 I remember we were under a lot of time
23 pressure, and we got them there just at the deadline
24 to make it, and I would assume he drove some other
25 brochures around.

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1 I think he helped distribute some
 2 brochures in the City of Minneapolis or get them
 3 to people who distributed them. He was one of the
 4 volunteers that had helped with the Short campaign
 5 throughout the summer and is a pro-lifer. And the
 6 staples, tape, magic markers, I believe he helped
 7 package brochures that were sent by bus and/or UPS,
 8 one or the other, and that's what I think that's
 9 for. Probably some of this gas is driving them
 10 around to the UPS station, too. I think he took some
 11 to the UPS station.

12 Q Let me next ask you about Check No. 14
 13 made out to Kristine Kremer on November 16th in
 14 the amount of \$10.38. Do you recall what that was
 15 made for?

16 A According to her invoice that was telephone
 17 expense. Again, I would surmise in calling around
 18 to get people to distribute in her part of the state
 19 these brochures.

20 MR. JOHANSEN: Let me mark as Government's
 21 Exhibit No. 8 Kristine Kremer's invoice we just
 22 referred to.

(Government's Exhibit No. 8
 marked for identification.)

25 MR. JOHANSEN: Let me mark as Government's

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1 Exhibit No. 9 an invoice from Darla St. Martin.

2 (Government's Exhibit No. 9
3 marked for identification.)

4 Q Now, looking at Government's Exhibit No. 9,
5 the reimbursement for the post office box, is that
6 the box that was taken out by the Pro-Life Committee?

7 A Yes, I would assume so.

8 Q Do you know why Darla St. Martin received
9 money from the committee?

10 A I understand that she paid to open the box
11 or furnished the money to Mr. Angell or something, but
12 it was my understanding that she was the one who
13 actually had some out of pocket expenses.

14 I also note that she had gas expenses to
15 furnish brochures to St. Cloud apparently and she
16 furnished some gas as well. In fact, I seem to
17 remember I think she may -- let me return to the
18 other one. I want to do this accurately, and this
19 is -- I think I may have given out of pocket either
20 money of mine or here to Mr. Sindt during that St.
21 Cloud trip. Most of his gas that he turned in must
22 have been for running things around here and taking
23 them -- I think he took some to the UPS station, and
24 driving around the 5th District.

25 So at least part of that St. Cloud out of

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1 pocket gas expense was refunded to her because
2 someone loaned her a \$10 bill. I can't quite recall
3 who, and then the boxes transported by Greyhound, I
4 take it, she paid some bus bills.

5 MR. JOHANSEN: Let us mark as Government's
6 Exhibit No. 10 an invoice from Minnesota Citizens
7 Concerned for Life, Incorporated.

8 (Government's Exhibit No. 10
9 marked for identification.)

10 Q Can you tell me what that invoice is for?

11 A That is for rental of the survey and peti-
12 tion lists to mail as well as rental of some petition
13 and survey lists that were hand addressed by volun-
14 teers as mentioned earlier at the rate of \$35 per
15 thousand.

16 MR. JOHANSEN: Let me have marked as Government's
17 Exhibit No. 11 a sheet of paper which indicates a
18 reimbursement to Leo LaLonde.

19 (Government's Exhibit No. 11
20 marked for identification.)

21 Q Okay. Can you explain what that was for?

22 A I take it, this is work on behalf of Bob
23 Short, and this says October or November. I reimbursed
24 this from Democrats, Republicans and Independents
25 United for a Pro-Life Senate Committee, and again, as

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1 I commented earlier with respect to Mr. Kubesta, I
2 would be one of Mr. LaLonde's chief contacts within
3 the committee. He's a person that helped line up
4 people in fair booths. He also helped distribute
5 these brochures.

6 And when he notes for telephone bills,
7 October, a bill arriving in October would probably
8 cover phone calls made at the time he was distributing
9 brochures. He may have had other phone expense on
10 behalf of Mr. Short after distribution. And as I
11 commented earlier with respect to Mr. Kubesta, he
12 would look to me for reimbursement, and this committee
13 had the money, and by then we were an affiliate
14 committee.

15 MR. JOHANSEN: Let me have marked as Government's
16 Exhibit No. 12 an invoice from Fred Gates.

17 (Government's Exhibit No. 12
18 marked for identification.)

19 Q This is in the amount of \$867.47. Can you
20 explain to me what that was for?

21 A May I see a copy of the Xerox return check
22 on this?

23 MR. JOHANSEN: I'd like to have this entered
24 as Government's Exhibit No. 13 which is a copy of
25 three checks one of them being to Mr. Gates dated

1 November 16, 1978.

2 (Government's Exhibit No. 13
3 marked for identification.)

4 A I notice that that check is written by
5 a different person than the other two checks on
6 the sheet. The other two checks on the sheet were
7 written by me. This one was not. This check was
8 written I believe after I turned the remaining checks
9 in some of which had been previously signed. I had
10 Mr. Angell sign many checks for me so I could pay
11 the expenses rather than carrying every check over
12 one by one, and I believe this was written after I
13 turned the remaining checks and invoices and that
14 sort of thing over to Mr. Gates. I may have done it
15 on that day.

16 Q Do you know what the reimbursements are
17 for?

18 A According to this other document you gave
19 me this appears to indicate that Mr. Gates charged
20 to this affiliate committee a consulting fee. I
21 have no personal knowledge of that.

22 Q Do you know what that consulting fee would
23 be?

24 A I have no more knowledge of that than what
25 is on these documents. It appears that he charged a

1 consulting fee, and I would assume that was paid
2 after I turned all of the materials back over to him.

3 Q You never talked to him about a consulting
4 fee?

5 A I don't recall ever talking about a consult-
6 ing fee.

7 Q Do you know of any work that he did for the
8 committee, the Pro-Life Committee?

9 A Well, he was certainly consulting with me
10 whether he liked it or not almost daily about the
11 Pro-Life Committee, and once it became an affiliate
12 committee, he handled filing the report for the
13 committee, finally pulling the books together --

14 MR. WALZ: Let me cut through this. You don't
15 know what that's for, do you?

16 A No.

17 MR. WALZ: Why don't we just let Counsel ask
18 Mr. Gates when they take his deposition what it's
19 for.

20 MR. JOHANSEN: Let me mark as Government's
21 Exhibit 14 what appears to be a request for reimburse-
22 ment to David LaFontaine of \$65.

23 (Government's Exhibit 14
24 marked for identification.)

25 A May I see the check?

1 MR. JOHANNEN: Mark this as Government's
2 Exhibit No. 15, a series of three checks, one to
3 Mr. LaFontaine.

4 (Government's Exhibit 15
5 marked for identification.)

6 A This also is not written in my handwriting.
7 I notice it's dated November 17th. I believe that
8 is after I had turned the checks and the records over
9 to Mr. Gates. I did not write this check.

10 Q On Government's Exhibit No. 2 it's indicated
11 that a check on November 21 was made to J. Lindsay. Do
12 you know what that was for?

13 A I don't recall now, and that's after I turned
14 the materials over I'm sure.

15 Q On November 20th -- it appears also 21 --
16 a check was made to the Bob Short Committee. Do
17 you know what that was for?

18 A That was after I turned over the materials.

19 Q Did you fill out any of the committee's
20 forms?

21 A No.

22 Q Do you know who did?

23 A I assume -- I assumed that Mr. Gates did.
24 I assume that he would handle that once we became
25 an affiliate committee.

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S O U T H W E S T

1 Q Did he ever indicate to you that he was
2 going to handle that duty or that task?

3 A Yes, I believe so. I can't recall a
4 specific conversation, but once we made the deposit
5 I came to remember that it was understood that he or
6 an agent of the campaign would handle that, one or
7 the other.

8 Q He or an agent of the principal campaign
9 committee?

10 A Right. I never asked Mr. Gates, "Would you
11 specifically fill this out." I assumed he would have
12 done that. It was my understanding once we became
13 an affiliate committee that the principal campaign
14 committee had the responsibility for this.

15 Q Did Brian Short ever indicate to you that
16 he thought that you would be able to get money from
17 the principal campaign committee?

18 A The way you phrased the question, "Did he
19 ever indicate he thought I would be able to," I
20 don't recollect that. I had a strong feeling in
21 talking to Brian in July and August that he would
22 favor my getting money to do the piece, that he
23 wanted to see a pro-life piece go out, and I thought
24 he would favor it, but it was really up to Mr. Gates.
25 I didn't believe that Brian had the -- any authority

1 to, you know, obligate the money. I did use Brian
2 as an ally in attempting to get the campaign to do a
3 pro-life piece.

4 Q Why didn't Mr. Gates have the principal
5 campaign committee have Mr. Short print the brochures
6 and mail it out rather than having --

7 A Well, as I explained, by the time they came
8 in and finally agreed to take the committee as an
9 affiliate committee and put in the money, I already
10 was dealing with -- had talked to printers, had
11 talked to Mailhouse, et cetera. This was something
12 I had been pushing.

13 Q Didn't you indicate earlier --

14 A You know, if I hadn't been pushing for the
15 piece, there probably wouldn't have been a piece.

16 Q Didn't you indicate earlier, though, that
17 if the principal campaign committee had indicated to
18 you that they would come up with the money that the
19 Pro-Life Senate Committee never would have done any-
20 thing, that a post office box would have been opened
21 and that would have been the end of it?

22 A Oh, if the post office box was opened on
23 the 23rd or the 25th or whatever date whenever that
24 was, if immediately after that before I had the project
25 moving in the name of Democrats, Republicans and

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1 particularly liked.

2 MR. WALZ: Mr. O'Steen, I have let you wander
3 and speculate on the last question and answer enough.
4 I move to strike the question and answer to the extent
5 they call for speculation.

6 MR. JOHANSEN: Your objection is noted.

7 Q The piece of literature that went out that
8 was mailed out by the Pro-Life Senate Committee, that
9 was stronger than what Mr. Gates felt comfortable with --
10 is that true or false?

11 MR. WALZ: Same objection.

12 A I was speculating before, and Mr. Gates
13 would have to answer that if you want to really know
14 for himself.

15 Q But you had many discussions with him, did
16 you not?

17 A As I indicated, he showed me one piece of
18 literature that he wrote -- not a piece of literature --
19 a sample, on pro-life literature. I didn't like it.
20 I didn't think it told people in a direct fashion
21 how Mr. Short would differ from Mr. Fraser.

22 Q You have indicated that you worked for the
23 principal campaign committee all summer --

24 MR. WALZ: He indicated that he was a volunteer.

25 MR. JOHANSEN: Q As a volunteer -- I'm sorry.

1 Was it your understanding that one of Mr. Gate's
2 objections to putting out a mailer on the pro-life
3 issue was that he did not want to have Bob Short's
4 name connected with it directly? For example, he
5 did not want to put out a mailer that said, "Paid
6 for by the Bob Short Committee."

7 A He would have to speak for himself speci-
8 fically. The thing he most frequently told me was
9 that he didn't know if he had any money or not. Any-
10 thing else would be speculation. As I said, I had
11 the idea that he didn't like the piece as well as I
12 liked the piece.

13 Q You said the thing that he most frequently
14 told you. What else did he tell you?

15 A I wasn't getting specific answers from
16 him. Very often I wouldn't get any answer from
17 him. Very often he would tell me, "I've got to run
18 to another meeting. I'll talk to you later," but
19 I kept getting, "I don't know if there's any money;
20 we're broke," and one time -- and I can't remember
21 the date of the meeting -- I seem to recall he began
22 telling me how much he owed at various places, but
23 he'd have to answer that for himself.

24 Q Do you know who wrote the disclaimer on
25 the mailer that went out? Did you write that disclaimer,

1 A And with the artist, as I mentioned, that
2 was a small amount if any, and he is a volunteer
3 pro-life person. With Nordic Press, as I said
4 earlier, I knew when I ordered them on September 1st
5 that I would have to raise money to pay for them. I
6 thought that I would be able to get at least that
7 much money from Mr. Gates.

8 I had been talking to him now on an
9 almost daily basis, and I felt that I was making
10 progress with my argument that this piece could win
11 the election and we'd have to have it. I was not
12 being told no, and I felt I could get the money.

13 And remember, I was asking for \$50,000.
14 I wasn't even at the point where I was negotiating.
15 I was saying I need \$50,000 to help win this election
16 for you, and I was only obligated at this point for
17 \$7,000 roughly.

18 Q \$7,000 is a lot of money.

19 A I have been in positions before where I
20 have had to raise that amount of money where I had
21 obligated for mailings and that sort of thing -- not
22 as part of the Short Committee. As I said, part of
23 what I do is I'm a fund raiser, and I felt I could
24 raise the money.

25 Q The individuals who distributed the mailers,

1 I was also very careful when I spoke to someone at
2 night asking for the fair booths that I thought
3 might recognize me in my role as an employee of
4 Minnesota Citizens Concerned for Life to tell them
5 that I was not calling on behalf of NCCL, that they
6 could not do the kind of work I was asking them to
7 do as NCCL; they could not use NCCL funds; they
8 could not use the name of NCCL or ask other volunteers,
9 and I tried to make that quite clear to everyone,
10 and I don't think there was any confusion on that.

11 MR. JOHANSEN: I have no further questions.

12 MR. WALT: Mr. O'Steen, customarily in civil
13 matters you have an opportunity or are given an
14 opportunity to review a transcript of your deposition
15 made by the reporter prior to signing it as to its
16 accuracy. I'm not sure how Counsel wants to proceed,
17 but if Counsel is willing to permit you to waive
18 that reading and signing, I would so advise you.

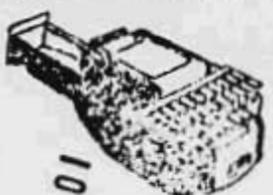
19 MR. JOHANSEN: That's fine with me.

20 THE WITNESS: Very well.
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THIS IS THE ORIGINAL
ON LEO TIBESAR. IT
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IT COULD BE PHOTOCOPIED
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TODD S. WICKLANDER, COURT REPORTER

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ASSOCIATED REPORTERS
COURT AND CONVENTION REPORTERS
MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401

TO: Mr. Gary Johansen
Special Assistant General
Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

RE: MUR 812 - MUR 818
Employees of Bob Short
Companies Committee

July 23, 1979

Court reporting fees for reporting and transcribing the depositions of Brian P. Short (June 19, 1979), Leo J. Tibesar (June 20, 1979), Eileen Angell, John Angell, Kristine Kremer, James I. Rice (June 21, 1979) and Fred L. Gates (June 22, 1979), taken at Minneapolis, Minnesota. 258 pages total. Originals and copies.

\$638.50

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Todd S. Wicklander (Social Security #476-68-0388)
Court Reporter
647 Midland Bank Building
Minneapolis, Minnesota 55401

September 7, 1979

REMINDER OF OUTSTANDING INVOICE

ASSOCIATED REPORTERS

Midland Bank Building

MINNEAPOLIS, MINNESOTA 55401



Mr. Gary Johansen
Special Assistant General Counsel
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

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FEDERAL ELECTION
COMMISSION

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FEDERAL ELECTION COMMISSION

-----X
 RE: MUR 812 :
 EMPLOYEES OF BOB SHORT :
 COMPANIES COMMITTEE. :
 -----X

DEPOSITION OF: LEO J. TIBESAR

Minneapolis, Minnesota
June 20, 1979

TRANSCRIPT OF PROCEEDINGS

TODD S. WICKLANDER
 ASSOCIATED REPORTERS
 MIDLAND BANK BUILDING
 MINNEAPOLIS, MINNESOTA 55401
 TELEPHONE 335-0119

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APPEARANCES

PRESENT: GARY JOHANSEN, SPECIAL ASSISTANT
GENERAL COUNSEL

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

NO ONE PRESENT FOR DEPONENT

1 Deposition of Leo J. Tibesar, taken pursuant to
 2 agreement, in Minneapolis, Minnesota, at the hour of 9:45
 3 o'clock, a.m. on the 20th day of June, 1979, before Todd S.
 4 Wicklander, Notary Public in and for the County of Ramsey,
 5 State of Minnesota, at the request of the Federal Election
 6 Commission in the above-entitled cause.

7 (The witness was sworn.)

8
 9 LEO J. TIBESAR

10 produced as a witness on behalf of the
 11 Federal Election Commission, who was first
 12 duly sworn, and was examined and testified
 13 as follows:

14 EXAMINATION

15 BY MR. JOHANSEN:

16 Q Would you state your name, please.

17 A Leo J. Tibesar, T-i-b-e-s-a-r.

18 Q And your address?

19 A I reside at 2260 Summit Avenue, St. Paul, Minnesota
 20 55105.

21 Q And your occupation?

22 A I'm a Roman Catholic Priest in the administration of
 23 a Catholic seminary.

24 Q Are you here pursuant to a subpoena issued by the
 25 Federal Election Commission?

1 A Yes.

2 Q Are you represented by Counsel today?

3 A No.

4 Q Is that of your own choosing?

5 A Yes.

6 Q You understand that you can have Counsel appear with
7 you if you prefer to have that done?

8 A Yes.

9 Q Attached to the subpoena was a request for certain
10 documents.

11 Have you provided those documents to the Commission?

12 A Yes.

13 Q And did you provide all of the documents that you had?

14 A Yes.

15 MR. JOHANSEN: I think the record can indicate that
16 we did receive a letter from the Father dated April 30, 1979,
17 in which he attached two documents. One was a telephone bill
18 and the other was an advertisement.

19 BY MR. JOHANSEN:

20 Q Do you know Bob Short?

21 A Yes.

22 Q How do you know him?

23 A As a candidate for public office.

24 Q Have you ever met him?

25 A I have met him.

1 Q When was that?

2 A I met him, let's see, it was not the night of the --
3 I met him about three years ago when I was at the College of
4 St. Thomas.

5 He provided an evening for the priests at the college,
6 and I met him at that time.

7 Q Did you work on his campaign?

8 A I did not work for his campaign.

9 Q You were not a volunteer for his campaign committee?

10 A I was not a volunteer for his campaign committee.

11 Q Did you ever go down to his campaign headquarters?

12 A I went down once at the very beginning of the
13 campaign, yes.

14 Q What was the purpose, why did you go down to the
15 headquarters?

16 A I went down to discuss with the campaign director,
17 chairman, a certain approach that Mr. Short might take with
18 respect to his pro-life position.

19 Q Do you recall who you spoke to?

20 A A Mr. Gates.

21 Q This is at the Minneapolis Campaign Headquarters?

22 A Yes.

23 Q How long was your meeting with Mr. Gates?

24 A About 20 minutes.

25 Q What -- did you suggest -- you suggested an approach

1 to Mr. Gates?

2 A Yes.

3 Q And what was his reaction?

4 A Oh, mildly cooperative and mildly resistive at the
5 same time.

6 Q What did you suggest that the campaign do regarding
7 the pro-life issue?

8 A I suggested that the campaign direct its focus from
9 Mr. Short's background as a religious person to his convictions
10 as a family -- as the head of a family.

11 Q Did you ever suggest that any type of information to
12 be distributed or ads placed regarding the pro-life issue
13 during this meeting?

14 A No. The substance of the suggestion was that the
15 appearances and the oral deliveries made by Mr. Short or his
16 delegate at various meetings with potential groups of supporters
17 be -- reflect this, this kind of an approach.

18 Q When did you say this meeting occurred?

19 A It was at the very beginning of the campaign when
20 the office just opened.

21 Q Did you ever meet with Mr. Gates again?

22 A No, I did not.

23 Q Did you ever meet with anyone else associated with
24 the campaign?

25 A No.

1 Q Did you ever have any discussions with anyone else
2 associated with the campaign regarding the pro-life issue?

3 A Well, I received a call from one of the volunteers
4 asking my permission to use my name in an ad for this purpose
5 in -- on Mr. Short's behalf.

6 Q Who was the volunteer that called you?

7 A A Carol Wold.

8 Q What was her last name again?

9 A W-o-l-d.

10 Q Did she say that she was calling on behalf of the
11 Short for Senate Committee of Volunteers?

12 A I can't recall.

13 Q But she indicated that she was a -- associated with
14 the Senator Short -- I'm sorry, with Mr. Short's campaign?

15 A Well, the ad that appeared with my name did have the
16 designation at the bottom that it was a Short for Senate
17 Committee of Volunteers --

18 Q Do you recall if you ever met Brian Short?

19 A I did meet him, yes.

20 Q Could you tell me something about that meeting?

21 A It was a fairly social meeting over lunch one day.

22 Q Did you discuss Senator Short's campaign?

23 A Yes, we did.

24 Q And what were the discussions?

25 A It was largely, very much the same kind of discussion

1 that I had with Mr. Gates earlier.

2 Q Was that meeting initiated by you or by Brian Short?

3 A It was -- as I recall it, I received a call from
4 Brian about a luncheon.

5 Q And you spoke about pro-life issues?

6 A Yes.

7 Q Did Brian discuss with you any campaign strategies
8 on the pro-life issues?

9 A He did not seem to confide in me about campaign
10 strategies.

11 Q Did you discuss with Brian the printing of any in-
12 formation to be distributed on behalf of Bob Short?

13 A Well, naturally I was concerned that any literature
14 that was being produced on Mr. Short's behalf would reflect
15 what I thought to be a more appealing approach toward the
16 pro-life issue.

17 Q Did you talk about any specific literature or did
18 Brian talk about any specific literature that the campaign
19 was anticipating producing or sending out to the citizens of
20 Minnesota?

21 A Any leaflets or brochures or ads is what I was con-
22 cerned about that might have been produced.

23 Q At the time that you spoke to Brian, were there any
24 plans, as far as you know, to produce any leaflets, ads or
25 brochures?

1 A I presume that there was, yes.

2 Q Did Brian indicate to you that the committee was
3 going to do that?

4 A As I recall, there seemed to be reluctance to invest
5 what seemed to be relatively scarce funds at that time in any
6 further literature.

7 Q I think you said that Brian contacted you and set up
8 the luncheon?

9 A This is to the best of my knowledge.

10 Q Was the purpose of the luncheon to discuss the pro-
11 life issue as it related to Mr. Short's campaign?

12 A I think that would be too specific a description of
13 the purpose.

14 I wanted to take the opportunity of getting to know Brian
15 better and of understanding his own position on the pro-life
16 issue, and also learning more about the campaign of Mr. Short
17 in general.

18 Q Do you recall how long the luncheon was?

19 A Approximately an hour.

20 Q And where did you have lunch?

21 A At the St. Paul Seminary.

22 Q Did you ever speak with Brian after the luncheon?

23 A I do not believe so, to the best of my knowledge.

24 Q Did you speak with anyone else associated with Mr.
25 Short's campaign after the luncheon?

1 A I do not believe so, to the best of my knowledge.

2 Q Let me go back.

3 You mentioned earlier that someone associated, or Carol
4 Wold, called you regarding using your name on a newspaper
5 advertisement?

6 A Yes.

7 Q When did that happen?

8 A Oh, that happened just prior to the general election.
9 It -- all right. That's the answer to the question.

10 Q What did she tell you about the ad that she wanted to
11 produce?

12 A She told me that it was a reprint from another news-
13 paper which was to be commented upon and then supported by
14 the signators in the ad.

15 Q Do you know if the ad was ever printed in a newspaper?

16 A Yes, however I can't remember which one.

17 Q Is this a different ad than what was printed in the
18 Catholic Bulletin?

19 A Yes.

20 Q When Ms. Wold contacted you, did she explain why she
21 wanted to have that ad produced?

22 A Yes.

23 Q What did she say?

24 A She said that there were a few prominent pro-life
25 leaders in the State whose names would add weight to the ad

1 on behalf of Mr. Short.

2 These pro-life leaders in particular were members and
3 active members of the Democrat-Farmer Labor party.

4 In fact, there were only four members, four of those
5 persons whose names appeared in that ad.

6 Q Okay.

7 MR. JOHANSEN: Let me have marked for Government
8 Exhibit Number 1 a pro-life advertisement dated November 3,
9 1978, in the Catholic Bulletin.

10 (Government Exhibit 1 marked
11 for identification)

12 BY MR. JOHANSEN:

13 Q Do you recognize this (indicating)?

14 A Yes, I do.

15 Q Is this the ad that Carol Wold had contacted you
16 about?

17 A No, it is not.

18 Q Do you recall -- let me ask that again: Did Carol
19 Wold ask you to do anything else other than wanting per-
20 mission to use your name in this advertisement that you had
21 been speaking about?

22 A No, she did not.

23 Q And you consented to allowing your name to be used?

24 A I did, yes.

25 Q Do you know of anyone else whose name was used in the

1 ad?

2 A Yes, I do.

3 Q Who were those people?

4 A Besides Carol herself, Leo LaLonde, the State DFL
5 Pro-life Caucus Chair, and a Kay Hatfield, a member of the
6 Executive Committee from the Fourth District of the Democrat-
7 Farmer Labor Party.

8 Carol is a national committee woman for the Democrat-
9 Farmer Labor Party.

10 Q Did you know Carol Wolf?

11 A I did.

12 Q How do you know her?

13 A From our association in the Democrat-Farmer Labor
14 Party.

15 Q Let me ask you about what's been marked as Government
16 Exhibit Number 1.

17 Do you know how this ad came about?

18 A Yes.

19 Q Could you explain?

20 A Yes. After reading accounts of the campaign, after
21 the primary election, I became aware of the need for some
22 visible support from the DFL pro-lifers on behalf of Mr. Short
23 as opposed to the Republican candidate.

24 As a result, several options came to mind about how such
25 support could be given.

1 I thought at first of a letter to the editor in the
2 Catholic Bulletin, but I decided against that because of
3 what I anticipated would be a very overt expression of
4 political support.

5 It occurred to me that an advertisement was the more
6 appropriate and proper vehicle to use and to express such
7 overt political support.

8 As the result, I undertook personally to contact delegates
9 who attended the 1976 Democratic National Convention and the
10 members of the Executive Committee and National Committee
11 persons who would be sympathetic to this particular ad.

12 I wrote copy for the ad, made the solicitations for the
13 funds from these people, conveyed the substance of the ad
14 to them and encouraged their support.

15 Q Did you ever consult with anyone who is associated
16 with Mr. Short's campaign committee regarding this advertise-
17 ment?

18 A I did not.

19 Q Did all of the people that you contacted consent to
20 allowing their names to be used in the advertisement?

21 A No.

22 Q Did you ever have a committee name?

23 A No.

24 Q Was a committee ever formed?

25 A No.

1 Q How did each person pay for placing the advertisement
2 in the Catholic Bulletin?

3 A There was no set figure. Some wanted their names to
4 appear and were not able to pay anything. Others were able
5 to pay, perhaps 20 to \$30.

6 Q Do you know how much the ad cost?

7 A Yes, the ad cost \$1686.40.

8 Q Who was the largest contributor?

9 A I can't recall.

10 Q Do you know what the largest contribution was?

11 A No, I do not.

12 Q Did you ever keep any records?

13 A I believe that Mr. Powers kept the records of the
14 contributors.

15 Q Did you collect the money?

16 A I collected some and he collected some.

17 Q Are you the person who went to the Catholic Bulletin
18 to take out the ad?

19 A Yes.

20 Q Did you pay the Catholic Bulletin or did Mr. Powers
21 pay the Catholic Bulletin?

22 A I paid the Catholic Bulletin.

23 Q Did you pay it in cash or was that by check?

24 A By check.

25 Q Do you have a copy of that check?

1 A I do not.

2 Q You don't have a copy or you didn't bring it with
3 you today?

4 A I don't have a copy.

5 Q How did you know Mr. Short's position on the pro-life
6 issue?

7 A From a meeting many months prior to the primary elec-
8 tion of the pro-life leaders from around the State at which
9 time a Mr. Gates represented Mr. Short's position to us.

10 Q This is the meeting that you were speaking of before
11 that you had with Mr. Gates?

12 A No.

13 Q This was another meeting?

14 A This was the meeting prior to my appearance at the
15 campaign headquarters. In fact, it was the meeting that
16 precipitated my meeting at the campaign headquarters.

17 Q When you spoke to Brian, Brian Short, did he ever
18 suggest that it would be a good idea for you to take out an
19 ad on behalf of Mr. Short in relation to the pro-life issue?

20 A No, he did not.

21 Q When you contacted the individuals listed on the
22 advertisement -- well, first let me state: The individuals
23 that you contacted to have their names appear in the advertise-
24 ment, were any of those people associated with Mr. Short's
25 campaign, as far as you know?

1 A To the best of my knowledge, none of them were, with
2 the possible exception of Miss Wold.

3 Q Do you know a David O'Steen?

4 A I do know David O'Steen.

5 Q How do you know that person?

6 A David is the Executive Director of the Minnesota
7 Citizens Concerned for Life.

8 Q Do you know if he worked for Mr. Short as a volunteer
9 on his campaign committee?

10 A I do not know of his precise association with Mr.
11 Short's campaign committee.

12 Q Did you ever discuss with Mr. O'Steen the placing of
13 an ad in the Catholic Bulletin?

14 A I did not.

15 Q Did you ever discuss with Mr. O'Steen Mr. Short's
16 position on the pro-life issue?

17 A Yes, I did.

18 Q When was that?

19 A About the same time as the appearance I made at the
20 campaign headquarters.

21 Q Did you see Mr. O'Steen at the campaign headquarters?

22 A Yes.

23 Q Did you speak to him before you spoke to Mr. Gates?

24 A Yes.

25 Q And what were you discussions about?

1 A Very similar to the earlier remarks I made about the
2 need for a different approach to Mr. Short's position.

3 Q Did you ever speak to Mr. O'Steen after that?

4 A Yes, I did.

5 Q And when was that?

6 A Well, there were many times when we had brief, brief
7 telephone conversations that I can't recall every single one
8 of them.

9 Q Did he call you or did you call him?

10 A There were various matters of business associated
11 with the corporation, of which I am a member, that required
12 our conversation.

13 Q Which corporation was that?

14 A Minnesota Citizens Concerned for Life.

15 Q Did any of these telephone conversations involve Mr.
16 Short's campaign?

17 A To the best of my knowledge, no.

18 Q Do you know Kristine Kremer?

19 A I do, yes.

20 Q How do you know that individual?

21 A Her active participation in the Democratic-Farmer
22 Labor Party and a member of the DFL Pro-life Caucus.

23 Q Did you ever speak to her about Mr. Short's issue on
24 the -- Mr. Short's position on the pro-life issue?

25 A I did not.

1 Q Do you recall contacting Mr. Donald Wozniak in re-
2 gard to the advertisement that was placed in the Catholic
3 Bulletin?

4 A Yes.

5 Q Do you recall what the conversation was with Mr.
6 Wozniak?

7 A Mr. Wozniak expressed a great deal of support for
8 this action.

9 Q Do you remember how much Mr. Wozniak contributed?

10 A I do not.

11 Q Did Mr. Wozniak ever indicate to you that Mr. Short
12 would want you to place an advertisement like this?

13 A No, he did not.

14 Q The only thing that he spoke to you about was that he
15 felt that was a good idea?

16 A That's correct.

17 Q Did you discuss with Mr. Wozniak anything about Mr.
18 Short's campaign?

19 A Mr. Wozniak expressed concern at the apparent lack of
20 support for Mr. Short among members of the Democrat-Farmer
21 Labor Party as well as other segments of the population.

22 Q Did he offer any advice on the lay out for the ad?

23 A He did not.

24 Q Or what should be said in the ad?

25 A No.

1 (A discussion was held off the
2 record.)

3 BY MR. JOHANSEN:

4 Q At the bottom of the advertisement in the Catholic
5 Bulletin, there is a disclaimer. It says, "Paid advertise-
6 ment at regular advertising rates. Prepared and authorized
7 by the above named signators for and on behalf of Bob Short,
8 candidate for the U.S. Senate. No candidates have authorized
9 this ad. Kevin Powers, Treasurer." Is the address Mr.
10 Power's address?

11 A Yes.

12 Q Did you have anything to do with putting this dis-
13 claimer at the bottom of the advertisement?

14 A Yes, I did.

15 Q How did you know that you were to do that?

16 A From conversing with Mr. Wozniak about the proper
17 procedure for an ad when we discussed his support for him.

18 Q And so, he told you that this was the language that
19 you should use?

20 A I believe that he advised about the proper language to
21 be used, yes.

22 Q Did you write this disclaimer yourself?

23 A Well, then I wrote and presented it with the copy to
24 the Bulletin, yes.

25 Q Did you ever call Mr. Wozniak back asking him if this

1 would be sufficient, the disclaimer language?

2 A As I recall, the initial time that the language was
3 suggested left me with the impression that it was a language
4 taken from an official source, such as Federal Election Rules.

5 Therefore, I had no need of further contacting him about
6 it.

7 Q Had you ever spoken to Mr. Wozniak before you called
8 with relation to this advertisement?

9 A I know Mr. Wozniak from our participation in the
10 Democratic-Farmer Labor Party, and we did converse on various
11 occasions, yes.

12 Q Did you talk about Mr. Short's campaign?

13 A We talked about the need to begin organizing our
14 political district, legislative district in preparation for
15 caucuses in 1980.

16 Q But that was not about Mr. Short's campaign?

17 A That's correct.

18 Q Did you ever speak to him at that time regarding the
19 pro-life issue?

20 A Mr. Wozniak?

21 Q Yes.

22 A Oh, pardon me, the earlier reference to organizing the
23 legislative district had to do precisely with organizing the
24 district so as to provide for a greater measure of support
25 among pro-life people.

1 Q Did Mr. Wozniak during those earlier discussions ever
2 tell you what Mr. Short's position was on the pro-life issue?

3 A To the best of my knowledge, he did not.

4 Q Did he ever indicate to you that it would be a good
5 idea for individuals to get together and place an advertise-
6 ment on behalf of Mr. Short?

7 A No, the advertisement was my idea.

8 Q When you contacted Mr. Wozniak and asked him to use
9 his name in the advertisement, you have mentioned that you
10 discussed with him, one, using his name, and, two, his
11 disclaimer.

12 Is there anything that you discussed with Mr. Wozniak
13 during that telephone call?

14 A To the best of my knowledge, no. I can't remember
15 everything.

16 He was an attorney, and I relied upon that expertise to
17 assist in the precise requirements of the law with respect
18 to disclaimers.

19 Q Do you know if he spoke to you about independent
20 expenditures, what an independent expenditure was?

21 A There was something about a limit of \$1,000.

22 Does that refer to an independent expenditure?

23 Q No, but why don't you tell me what that discussion
24 was about.

25 A Well, I was conversed enough with the law to know

1 that there was generally some provision for reporting and
2 filing a report, and I was concerned about the qualifications
3 for doing that in a situation like this.

4 Therefore, I did ask about the need to file a report and
5 received a response that if the expenditure was under a \$1,000,
6 that there would be no need to file a report. I was satisfied.

7 Q All the individuals that gave you money, did they give
8 you cash or did they give you checks?

9 A Both, depending upon the individual.

10 Q Do you recall what the largest cash contribution was?

11 A I do not.

12 Q Do you know if it was over a \$100?

13 A No, clearly none of the contributions were over a
14 \$100.

15 Q The cash contributions?

16 A Either cash or check, to the best of my knowledge.

17 Q Did you ever speak to Mr. Wozniak after the advertise-
18 ment was placed regarding pro-life issues?

19 A I saw Mr. Wozniak the evening of the general election
20 at Mr. Short's campaign headquarters, and we discussed in
21 general several things, possibly including the ad.

22 I can't recall. Perhaps the ad itself wasn't even dis-
23 cussed.

24 Q When you had your luncheon with Brian Short, did he
25

1 ever show to you a sample advertisement that had been used
2 in Iowa concerning the pro-life issue?

3 A No, he did not.

4 Q Did he ever show you any sample advertisement?

5 A No, he did not.

6 Q Did Mr. O'Steen ever show you any sample pro-life
7 advertisement?

8 A To the best of my knowledge, he did not.

9 Q Didn't Mr. O'Steen help you write this advertisement
10 at all?

11 A No, he did not.

12 Q Did anyone help you write this advertisement?

13 A No one helped me write the advertisement.

14 Q And the advertisement was entirely your own idea?

15 A That's correct.

16 Q How did Mr. Powers get to be treasurer?

17 A Having been active in the Fourth District DFL for
18 some years, I was aware of Mr. Powers' expertise as a fund
19 raiser since he had served for several terms as the chairman
20 of the Fourth District fund raising project.

21 I had confidence in him not only as a person of integrity
22 with respect to funds, but also a strong pro-lifer.

23 Q Do you recall if Carol Wold contacted you regarding
24 the advertisement that she had placed in a newspaper before
25 or after you conceived the idea to place this advertisement?

1 A May I ask, are you referring to the ad that I earlier
2 discussed with the four signators' names?

3 Q Yes.

4 A And the question is: Did she contact me before --

5 Q Yes.

6 A -- I arranged for this ad?

7 Q Yes.

8 A I believe not, as I can reconstruct the course of
9 events, while this ad was prepared on a very brief notice
10 before the general election, perhaps a week or so or 10 days,
11 I believe that the call from Carol came within that same week
12 or 10 days period, since she was concerned about placing the
13 ad just prior to the election on that weekend.

14 I had already made contacts with the Catholic Bulletin on
15 the Tuesday of the week before the election, a full week before
16 the general election in order to submit them the copy by their
17 deadline of Tuesday.

18 Q Did anyone other than the people listed in the advertise-
19 ment make contributions for the advertisement?

20 A Yes.

21 Q Who were they?

22 A I believe it was Mr. Wozniak's son.

23 Q And we're talking about the November 3 advertisement
24 in the Catholic Bulletin?

25 A Yes.

1 Q Why was not his name listed?

2 A He did not attend the Convention in 1976.

3 Q Did you ever speak to Mr. Wozniak's son?

4 A I did not.

5 Q Did you receive the -- Mr. Wozniak's son's contribu-
6 tion?

7 A Yes.

8 Q And he gave it to you -- who gave the contribution
9 to you?

10 A The -- I can't recall exactly how it came into my
11 hands, but --

12 Q Did Donald Wozniak give the contribution to you?

13 A It may have -- it may have come either directly or
14 through the mail. But I can't remember.

15 Q Was there anyone else who gave a contribution whose
16 name did not appear in the ad?

17 A To the best of my knowledge, no.

18 MR. JOHANSEN: I have no further questions.

19 THE WITNESS: Do I have an opportunity to make a
20 statement for the record?

21 MR. JOHANSEN: Yes, you do.

22 THE WITNESS: I presume, first of all, that the
23 powers of the Commission being exercised today do not jeopard-
24 ize a citizen's right to engage in campaign activity, solicit-
25 ing support for the candidate of that citizen's choice,

1 independent of any political committee; secondly, it has
 2 occurred to me that the notice of deposition for this pur-
 3 pose did not include the specific reason for the testimony,
 4 and that ordinarily I would have expected a citizen to have
 5 a right to be apprised of the capacity at which testimony
 6 is being required by subpoena, in particular, as a witness
 7 or a possible defendant.

8 Thirdly, if this testimony is being received by the
 9 Commission from someone who may be a possible defendant in
 10 any action of due process, it occurs to me that that citizen
 11 should have a right to know if a complaint has been filed
 12 with the Commission about any activity in a Federal Election
 13 Campaign for which that citizen may have had some responsibility
 14 or involvement, and also the precise nature of the claim or
 15 claims made in the complaint; and finally, the identity of
 16 the complainants, either as individuals or as a group.

17 (A discussion was held off the
 18 record.)

19 MR. JOHANSEN: Just let me respond that the
 20 Commission did receive a complaint in which one of the
 21 allegations centered around the November 3, 1970, ad placed
 22 in the Catholic Bulletin -- I'm sorry. The complaint itself
 23 did not specifically refer to the advertisement.

24 However, it was included with other material that was
 25 admitted.

1 The Commission made a reasonable -- had reason to believe
2 that 2 U.S.C., Section 434 may have been violated, and as
3 the General Counsel's Office and was under direction by the
4 Commission to look into the matter in an attempt to deter-
5 mine whether or not a violation had or had not occurred.

6 Mr. Kevin Powers, who was listed as a treasurer at the
7 bottom of the advertisement, was contacted regarding the
8 Commission's investigation and was notified what the in-
9 vestigation was about.

10 A letter was sent to Mr. Powers indicating this, and he
11 responded that he himself did not -- or could not answer our
12 questions concerning the advertisement, but gave us your
13 name and asked -- but gave us your name and -- to further
14 our investigation.

15 So, we contacted then you by subpoena.

16 You are not currently a respondent, and so, that's why
17 you never received a letter indicating what the Commission's
18 investigation is about.

19 THE WITNESS: I see. Could I ask the nature of the
20 precise provision in the law that was referred to about the
21 allegations?

22 MR. JOHANSEN: Sure. The section that I referred to
23 that was previously mentioned in the letter is 2 U.S.C.,
24 Section 434, (b) 13, which states, "In the case of an
25 independent expenditure in excess of \$100 by a political

1 committee other than an authorized committee of a candidate
2 expressly advocating the election or defeat of a clearly
3 identified candidate through a separate schedule, a, any
4 information required by paragraph 9 stated in a manner which
5 indicates whether the independent expenditure involved is in
6 support or opposition to a candidate and, b, under penalty
7 of perjury assertion whether such independent expenditure is
8 made in cooperation, consultation, or consort with or at the
9 request or suggestion of any candidate or any authorized
10 committee or agent of such candidate."

11 The investigation of the -- your deposition then
12 centered around whether or not this ad was placed with
13 cooperation of Mr. Short's principal campaign committee.

14 THE WITNESS: I see.

15 MR. JOHANSEN: I might read from the Definitions of
16 Independent Expenditure in the Commission's Regulations,
17 Title 8 -- I'm sorry, Title 11, Section 109.1, where it
18 defines independent expenditures, it says that that means an
19 expenditure by a person for a communication expressly advo-
20 cating the election or defeat of a clearly identified candi-
21 date which is not made with the cooperation or with the prior
22 consent of or in consultation with or at the request or sugges-
23 tion of a candidate or any agent or authorized committee of
24 such candidate.

25 THE WITNESS: I see.

1 Am I clear then in assuming that the testimony is
2 that of a witness in an investigation?

3 MR. JOHANSEN: Yes.

4 THE WITNESS: Is it a customary procedure for the
5 Commission to notify such witnesses about the ongoing
6 process of the investigation, either as to its resolution,
7 abandonment or suit of some sort?

8 MR. JOHANSEN: We will certainly notify you. We
9 will make a report to the Commission, and the Commission then
10 will consider our report, and we will notify you after the
11 Commission does that.

12 THE WITNESS: Do you know -- do you have any idea of
13 how long that might take?

14 MR. JOHANSEN: I really don't know. I can't tell you
15 for sure.

16 THE WITNESS: And finally, is it customary procedure
17 at all or is it possible to obtain a copy of the testimony
18 offered here today?

19 MR. JOHANSEN: You can have a copy of the testimony.

20 THE WITNESS: How is that made possible?

21 MR. JOHANSEN: You should contact the Court Reporter.

22 THE WITNESS: All right. Thank you.

23 MR. JOHANSEN: Thank you.

24 (A discussion was held off the
25 record.)

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MR. JOHANSEN: As you've indicated today here that you were the person who was primarily responsible for the advertisement.

We will send you a letter indicating the Commission's finding and what the -- the purpose of the investigation so that you can have that and you can make any response to the letter that you wish.

THE WITNESS: Even besides this testimony?

MR. JOHANSEN: Even besides this testimony.

THE WITNESS: All right. Very good. Very good.

Thank you.

1 STATE OF MINNESOTA)
2 COUNTY OF RAMSEY) ss.

3
4 Be it known that I took the deposition of LEO J.
5 TIBESAR on the 20th day of June, 1979, at Minneapolis, MN.;

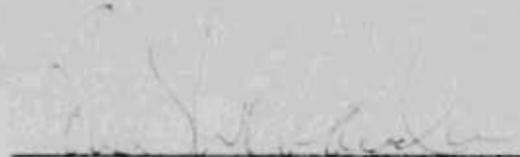
6 That I was then and there a Notary Public in and
7 for the County of Ramsey, State of Minnesota, and that by
8 virtue thereof I was duly authorized to administer an oath;

9 That the witness before testifying was by me first
10 duly sworn to testify the whole truth and nothing but the
11 truth relative to said cause;

12 That the testimony of said witness was recorded in
13 shorthand by myself and transcribed into typewriting under
14 my direction, and that the deposition is a true and correct
15 record of the testimony given by the witness to the best of
16 my ability;

17 That I am not related to any of the parties hereto
18 nor interested in the outcome of the action.

19 DATED: St. Paul, Minnesota, this 13th day of July,
20 1979.

21
22 
23 Todd S. Wicklander
24
25

WE TRUST BOB SHORT

- To sponsor a HUMAN LIFE AMENDMENT and oppose public funding for abortion. (MCCL Newsletter, Nov. 1978)
- To resist diluting his advocacy of JUSTICE FOR THE UNBORN, unlike his I-R Opponent, David Durenberger, who appeared to risk such weakness by hosting GLORIA STEINEM and the DFL Feminist Caucus at his home in 1976. (St. Paul Sunday *Pioneer Press*, September 17, 1978)
- To provide consistent and UNCOMPROMISING LEADERSHIP for the protection of human life, unlike his I-R opponent who is courting the DFL Feminist Caucus. (The *Wanderer*, October 26, 1978)
- To raise his voice in the Senate for ALL THE ISSUES THAT RESPECT LIFE and promote justice for the powerless.
- To avoid costly and dangerous programs for social engineering.

endorsement by AMERICANS FOR DEMOCRATIC ACTION.
(St. Paul Sunday *Pioneer Press*, October 1, 1978)

- To be a TRUE AND LASTING FRIEND of the unborn, the elderly, the handicapped, ethnic minorities, and stable family life. (Short has donated free office space to St. Paul Birthright for three years.)

TRUST SHORT — VOTE FOR LIFE

Carol Wold — *Democratic National Committeewoman*

Kay Hatfield

J. Buford Johnson

Bill Eagen

—Members of the DFL

State Executive Committee

and *DFL Statewide Pro-Life National Delegates and Alternates*

to the 1976 Democratic National Convention
and the 1978 Democratic Mid-Term Conference

Fiore Palarine
Leo Lalonde
Rep. **Steve Wenzel**
Ed Sosnick
Barney Bischoff

Kevin Powers
Mary Ann Kuharski
Erma Craven
John Suel
Joe Adderly

Mary Prio
Anna Leyler
Paula Campbell
Jo Schirber
Lois Weitolln

Don Wozniak
Leo Tibesar Jr. †
J. Buford Johnson
Char Bates

PAID ADVERTISEMENT — at regular advertising rates. Prepared and authorized by the above named signatories for and on behalf of Bob Short, candidate for the U.S. Senate. No candidates have authorized this ad. Kevin Powers, Treas., DFL Co. Bd. B., St. Paul, MN 55117

79 JUL 26 AM 9:35

RECEIVED
FEDERAL ELECTION
COMMISSION

903270

91710312311

ASSOCIATED REPORTERS
 Midland Bank Building
 MINNEAPOLIS, MINNESOTA 55401

TO MR GARY TCHANSEN
 SPECIAL ASSISTANT GENERAL
 COUNSEL
 FEDERAL ELECTION COMMISSION
 1335 K STREET N.W.
 WASHINGTON, DC 20463

FEDERAL ELECTION COMMISSION

RE: MUR B18
EMPLOYERS OF BOB SHORT
COMPANIES COMMITTEE

DEPOSITION OF: JOHN ANGELL

Minneapolis, Minnesota

June 21, 1979

TRANSCRIPT OF PROCEEDINGS

TODD S. WICKLANDER
ASSOCIATED REPORTERS
MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401
TELEPHONE 335-0119

31010712312

APPEARANCES

PRESENT:

GARY JOHANSEN, SPECIAL ASSISTANT
GENERAL COUNSEL

WILLIAM C. OLMAKER, GENERAL COUNSEL

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

FOR THE RESPONDER:

FRANK J. WALE
O'CONNOR & HANNON
26th Floor, IDS Tower
80 South 8th Street
Minneapolis, Minnesota 55402

1 Deposition of JOHN ANGELL, taken pursuant to
2 agreement, in Minneapolis, Minnesota, at the hour of 10:20
3 o'clock a.m., on the 21st day of June, 1979, before Todd B.
4 Wicklander, Notary Public in and for the County of Ramsey,
5 State of Minnesota, at the request of the Federal Election
6 Commission in the above-entitled cause.

7 (The witness was previously
8 sworn.)

9 JOHN ANGELL

10 produced as a witness on behalf of the
11 Federal Election Commission, who had been
12 previously sworn, was examined and testified
13 as follows:

14 EXAMINATION

15 BY MR. JOHANSEN:

16 Q Mr. Angell, I think that you have testified previously
17 that you were a treasurer of the Democrats, Republicans and
18 Independents for a Pro-life Senate Committee?

19 A That's right.

20 Q And I think you indicated previously that when you
21 became treasurer of that committee, you did so at the request
22 of your wife, and it was involved with opening up a post
23 office box?

24 A That's my recollection, yes.

25 Q When you became treasurer, did you realize that you

1 would have certain duties and responsibilities as a treasurer
2 of an organization?

3 A Well, I had some realization, I guess, but when you
4 say "duties and responsibilities", I was totally unaware of
5 anything about the Federal Election laws or anything like
6 that.

7 Q During any time that you were treasurer of the
8 organization, did you ever make an endeavor to familiarize
9 yourself with the Federal Election Laws?

10 A No.

11 Q The Commission by letter dated December 21, 1978,
12 sent to you certain interrogatories and requested you to
13 answer those interrogatories.

14 What did you do when you received that letter?

15 A Let's see, I think I was asked about that last time,
16 and my recollection is that I turned the letter over to I
17 believe Fred Gates.

18 Q Why did you -- why did you turn it over to Mr. Gates?

19 A Because I did not know the answers -- the answers to
20 the questions in the letter, and I assume that he would have
21 the answers for, you know, to them or could obtain them
22 easier than I could.

23 Q Why did you make that assumption?

24 A Because Fred Gates had been -- most of the things that
25 I had done as treasurer, or I guess all of the things just

1 about that I had done as treasurer or signed were given to me
2 by Fred Gates.

3 He'd come over to my office and I'd sign them, and I
4 assume that he had a more intimate knowledge of what was
5 required by those questions.

6 Q So, basically all of your dealings with the committee
7 were dealings with Mr. Gates?

8 A That's true.

9 Q Do you recall if you had any discussions with Mr.
10 David O'Steen regarding your duties as treasurer?

11 A I recall no discussions really with anybody relative
12 to my "duties" as treasurer.

13 I may have talked to Dave O'Steen about one thing or
14 another, but in terms of, you know, my duties as treasurer,
15 I never -- I don't recall talking to him.

16 Q What were your -- you said you did have discussions
17 with Mr. O'Steen?

18 A Well, I may have talked to him about how the -- you
19 know, the campaign is going, or I had contact with him.

20 I don't know when or what we talked about exactly, but I
21 suppose generally the election and things of that nature.

22 Q Did Mr. O'Steen ever bring you checks to sign?

23 A I don't recall. He could well have, but I really
24 don't recall whether he did or not.

25 Q Do you recall if you just signed a number of checks

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1 and handed them over to Mr. O'Steen?

2 A I may well have, either Mr. O'Steen or Fred Gates,
3 one or the other.

4 Q Do you understand that the act, the Federal Election
5 Campaign Act makes a treasurer liable for the activities of
6 a committee?

7 A No, I do not.

8 Q I might point out to you that that's the case, and
9 that if you ever decide to be a treasurer of another
10 committee involved with a Federal Election, you might take
11 care to --

12 A I appreciate that now. As I understand it, the
13 Federal Election Laws are quite extensive and quite a body
14 of law, and I don't know whether you'd have other advice in
15 that regard.

16 Would you advise hiring an attorney before one even gets
17 into something like running or being a treasurer or working
18 on a campaign, a Federal campaign or -- I suppose that would
19 be advisable almost, too.

20 Q I don't know about working, volunteering for a
21 campaign, but I think if you were going to be a treasurer of
22 a committee, it would be advisable to seek Counsel.

23 A Yeah, I can see that now.

24 MR. JOHANSEN: I have no further questions.

25 MR. WADE: I have one question.

EXAMINATION

BY MR. WALK:

Q Mr. Angell, it was your understanding at the time, was it not, when you undertook to be the treasurer of BRIPS, that BRIPS was an affiliated organization with the principal campaign committee of Mr. Short?

A That's my understanding.

MR. WALK: All right. No further questions.

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STATE OF MINNESOTA }
COUNTY OF RANSBY } SH.

Be it known that I took the deposition of JOHN
ANGELL on the 21st day of June, 1979, at Minneapolis, MN.

That I was then and there a Notary Public in and
for the County of Ransby, State of Minnesota, and that by
virtue thereof I was duly authorized to administer an oath;

That the witness before testifying had been
previously sworn to testify the whole truth and nothing
but the truth relative to said cause;

That the testimony of said witness was recorded in
shorthand by myself and transcribed into typewriting under
record of the testimony given by the witness to the best
of my ability;

That I am not related to any of the parties hereto
nor interested in the outcome of the action.

DATED at St. Paul, Minnesota, this 14th day of
July, 1979.


Todd S. Vicklander

FEDERAL ELECTION COMMISSION

RE: MUR 818
EMPLOYEES OF BOB SKORE
COMPANIES COMMITTEE.

DEPOSITION OF: KRISTINE KREMER

Minneapolis, Minnesota

June 21, 1979

TRANSCRIPT OF PROCEEDINGS

TODD S. WICKLANDER
ASSOCIATED REPORTERS
MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401
TELEPHONE 335-0119

91740112351

APPENDIX

PRESENT:

GARY JOHANSEN, SPECIAL ASSISTANT
GENERAL COUNSEL

WILLIAM C. OLDAKER, GENERAL COUNSEL

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

FOR THE DEPOSED:

FRANK J. WALSH
O'CONNOR & HANNON
30th Floor, IDS Tower
80 South 8th Street
Minneapolis, Minnesota 55402

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1 our H & D business.

2 Q Do you know Bob Short?

3 A Yes, I do.

4 Q How do you know him?

5 A I worked on his campaign.

6 Q When did you begin working on his campaign?

7 A Shortly after the State DFL Convention.

8 Q Do you recall when that was?

9 A I think the convention was the 3rd and 4th of July --
10 it was either the first weekend in June or the first weekend
11 in July, and then like a week later, I volunteered to work on
12 his campaign.

13 Q Why did you decide to volunteer to work on his
14 campaign?

15 A Because I didn't want to support Fraser.

16 Q Why was that?

17 A We have differing opinions on many issues.

18 Q What did you do as a volunteer for Mr. Short?

19 A Well, first of all, I just called in when they had
20 a toll free number and called in and said I would help when
21 they needed help in my area, and then shortly before our
22 county fair, they called and said they needed some people to
23 help set up their booth.

24 They had reserved a space. So, I volunteered to help
25 organize some people for that.

1 Q What did you do at the county fair?
2 A Just handed out stickers and brochures.
3 Q Did you ever come to Minneapolis to work for Mr.
4 Short's campaign?
5 A No, the work I did was all in our area.
6 Q Did you ever draft any type of issue papers for Mr.
7 Short?
8 A No.
9 Q Did you ever assist the Short principal campaign
10 committee on pro-life issues?
11 A No.
12 Q You were never involved with that?
13 A I was involved with the committee that I was chair-
14 ing, but as far as working with their basic committee, no,
15 I never did.
16 Q Do you know David O'Steen?
17 A Yes, I do.
18 Q How do you know him?
19 A Through the pro-life organization in Minnesota.
20 Q What organization is that?
21 A Minnesota Citizens Concerned for Life.
22 Q Are you a member of that organization?
23 A Yes, I am.
24 Q Did Mr. O'Steen ever contact you regarding the pro-
25 life issue as it concerned Mr. Short's campaign?

1 A Let's see, I think that -- okay.

2 I -- basically yes on that.

3 We had talked very informally, I think it was either
4 late July or early August, sometime after the State Conven-
5 tion, and I said, you know, I felt that something should be
6 done to encourage pro-lifers in the State to be aware of
7 the issues, you know, the differing opinions of the candidates,
8 and I said, you know, leaflet drop or whatever would be
9 available, I said I would be willing to help with that, and
10 that was just informal, and so that is where it was left.

11 Q Did Mr. O'Steen indicate that the campaign committee
12 of Mr. Short was going to do such a thing, drop leaflets?

13 A No -- as far as pro-life was concerned?

14 Q Yes.

15 A No.

16 Q Did he give you any indication as to what Mr. Short's
17 campaign was going to do as far as pro-life was concerned?

18 A No, no.

19 Q Did you ever talk to anyone else associated with the
20 principal campaign committee concerning what Mr. Short was
21 going to do regarding the pro-life issues?

22 A No.

23 Q You said that you were a chairman of an organization
24 or a committee?

25 A Democrats, Republicans and Independents United for a

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1 Pro-life Senate.

2 Q Can you tell me how that committee was formed?

3 A Well, that followed through on kind of the informal
4 conversation David and I had had earlier, and I told him that
5 if he needed any work or any assistance, if something concrete
6 came up, I would be happy to help him as far as supporting
7 pro-life candidates, in particular Bob Short, because I felt
8 that that was a key seat that we wanted to gain, and sometime
9 later he called me and said, asked me what I thought about
10 forming a committee.

11 Q Do you recall if this is in July or August?

12 A Well, wait a second.

13 It was late -- it was in August. It was not in July.
14 No, it was in August.

15 Q Okay.

16 A And they had -- they asked me about the name of it,
17 and I said, "Gee, that sounded pretty good," and then they
18 said, "Well, how would you like to be a chairman?"

19 And I asked them what that entails, and I said that
20 sounded fine. I didn't mind doing that.

21 Q Okay. Let me ask you a question: You said, "They".
22 Who was it that called you back?

23 A Well, I used "They" all the time. It was David that
24 called.

25 Q David called you back again?

1 A Yes.

2 Q Do you recall when in August it was that he called
3 you?

4 A It was late in -- very late in August. I know we
5 were gone for most of August, and he called late in August.

6 Q Do you know why David called you in particular?

7 A I guess because he felt like he needed a chairman,
8 and he knew I was interested in it, and that I probably
9 would do some work for him.

10 Q Did he give you -- indicate to you what the committee
11 was going to do, what the purpose of the committee was?

12 A Oh, the purpose was to distribute literature explain-
13 ing the two candidates' stands or else support a pro -- it
14 was just a pro-life flyer supporting Bob Short.

15 Q Did you discuss with Mr. O'Steen any other people
16 that were associated with this committee that he was form-
17 ing?

18 A Oh, he asked me whether I had any contacts in the
19 area who we could depend on for sending like the bulk of
20 the literature, and then they would distribute it and every-
21 thing, so that we came up with names like that.

22 Q But --

23 A Is that what you meant?

24 Q Well, that's what he had asked you to do in your
25 area?

1 A Right.

2 Q Did he ever mention anyone in Minneapolis or anywhere

3 else that was involved in the formation of this committee?

4 A I don't believe so, not anyone in particular.

5 Q Did you get the impression that this was just David

6 O'Steen's idea?

7 A No, I didn't get the impression because I knew that

8 there were other pro-lifers interested in doing it, too,

9 but as far as pinpointing someone, there's a lot of pro-lifers

10 involved, and I don't know, you know, exactly who I would

11 pinpoint.

12 Q When he talked to you on the phone, did he indicate

13 that this committee that he was forming was connected to

14 Mr. Short's principal campaign committee?

15 A No.

16 Q Do you know who Fred Gates is?

17 A Yes.

18 Q How do you know him?

19 A Because I talked with Fred when they were making

20 arrangements for Mr. Short to come to see --

21 Q This was before Mr. O'Steen called you regarding the

22 committee?

23 A That was around the county fair, the second weekend

24 in July.

25 Q Was David O'Steen also present at the time when you

1 had your county fair?
2 A In Thief River?
3 Q Yes.
4 A No.
5 Q Did you speak to Mr. Gates about the pro-life issue?
6 A No.
7 Q When Mr. O'Steen phoned you, did he tell you that
8 any brochures or literature had already been made up or
9 whether or not any brochures --
10 A No, when I talked to him, it hadn't gone to the
11 printers yet.
12 Q But you talked to him about a possible piece of
13 literature?
14 A We discussed the Iowa piece that had been used.
15 I've never seen it, but I'm kind of familiar with it.
16 Q What piece is that?
17 A It's the one with the little baby, "This guy wants
18 you to vote."
19 Q Did Mr. O'Steen say where he got that piece?
20 A No.
21 Q Do you know Darla St. Martin?
22 A Yes, I do.
23 Q How do you know her?
24 A Through M.C.C.L.
25 Q Do you know John Angeli?

1 A Yes.

2 Q How do you know Mr. Angell?

3 A He was the attorney that testified for a group of
4 citizens in Thief River Falls at one of our hospital board
5 meetings.

6 Q When Mr. O'Steen contacted you, did he tell you if
7 there were going to be any other offices of the committee?

8 A Well, we had to have -- I knew that we had to have
9 a treasurer, and he mentioned that John probably would con-
10 sent to that.

11 Q He told you that John Angell would -- it was his
12 understanding that John Angell would consent to be treasurer
13 of the committee?

14 A He thought that probably John would. I'm not real
15 sure when the call came up and when he contacted him, but
16 when I did realize that we needed, you know, to file all
17 these forms, he said, "We have to have a treasurer do that."

18 Q And you don't -- you don't recall, though, specific-
19 ally when this conversation took place?

20 A No.

21 Q Was it middle August, early August, late August?

22 A No, no, it was late August or -- it must have been
23 late August.

24 Q Did Mr. O'Steen indicate to you any other people that
25 were going to be involved with the committee?

1 A Not to my knowledge.

2 Q Did he say whether or not Mr. Gates was going to be
3 involved with the Committee?

4 A No.

5 Q Did he say whether or not he had conferred with Mr.
6 Gates regarding the formation of this committee?

7 A No.

8 Q Did he say whether or not he had conferred with Brian
9 Short regarding the formation of this committee?

10 A I don't believe so.

11 Q Did he say if he had conferred with anyone regarding
12 the formation of this committee?

13 A Not to my knowledge.

14 I really -- I'm really sorry, but I don't remember any-
15 thing like that.

16 Q Is there anything else about the telephone conversa-
17 tion that you can remember?

18 A No.

19 Q After this phone call with Mr. O'Steen, what further
20 did you do for the pro-life committee?

21 A I helped with the literature drop.

22 Q And that was all you did?

23 A There was, let's see, that was before the general
24 election that I -- never mind.

25 I think before the election, yeah, it was the general

1 election because it was Durenberger. I came down and did some
2 radio spots like the day before the election, did some radio
3 spots to counteract an ad that had been put in the paper.

4 Q Was that for the Democrats, Independents for a Pro-
5 life Senate Committee?

6 A Yes.

7 Q Who contacted you to do the radio advertisement?

8 A Well, I had seen the ad, the ad in the paper that was
9 kind of questioning the credibility of the Democrats,
10 Republicans, you know, that organization. So, I said, "Isn't
11 there something that we can do about this? You know, it
12 really is very slanderous."

13 And they said, "Well, it really is up to you," and they
14 said, "What about some radio spots?"

15 And I said, "Okay. Fine."

16 Q You said that Mr. O'Steen indicated to you that the
17 purpose of the committee, the pro-life for Senate committee,
18 was to send out some literature on the pro-life issue.

19 Did you ever ask Mr. O'Steen where the committee was
20 going to get the money to do that?

21 A No.

22 Q Did you ever wonder where the committee was going to
23 get the funding to distribute this literature?

24 A I've worked in pro-life for quite awhile, and when
25 something needs to be done, you do it, and then you kind of

1 figure out how you're going to pay for it later.

2 I figured it would be from donations, but as far as
3 sound financial backing, no.

4 Q Did Mr. O'Steen ever tell you where you might get
5 the funding to distribute this literature?

6 A He said they were looking to find funding for it,
7 but nothing had been set up definitely.

8 Q Did he say anything about what possibilities there
9 might be for funding?

10 A I think when I finally found out where the funding
11 was coming from, it was pretty much set up, and that was
12 right around the time it was ready to go to the printers.

13 Q You said when you found out where the funding was
14 going to come from. Who did you find that out from?

15 A David.

16 Q And this was in the subsequent phone conversation?

17 A Yes.

18 Q I thought you said earlier that after the initial
19 conversation, you had spoken to David?

20 MR. WALZ: I think that misstates the record,
21 Counsel.

22 You didn't ask her if she spoke to him subsequently.
23 You asked her if she did anything further in connection with
24 the organization.

25 THE WITNESS: That's what I understood, because I did

1 speak with David several times, but I did not do anything
2 further for it really.

3 BY MR. JOHANSEN:

4 Q When you spoke with -- you spoke with David on the
5 subsequent occasions, what did you discuss?

6 A How it was coming as far as contacts for distribution
7 of literature.

8 We sent out a notice to area contacts saying, you know,
9 we encourage them to support Bob Short and what reasons, and
10 that type of thing.

11 Q Did you ask David then in these subsequent conversa-
12 tions where the funding was?

13 A I didn't ask him. He brought it up when I guess it
14 was finally decided.

15 Q What did he say?

16 A He said it looked like they might possibly get some
17 funding through the Bob Short campaign.

18 Q Do you know when that conversation took place?

19 A It was probably in the early part of September.

20 Let me think now, I have to figure out the dates.

21 It may have been the second -- I think it was the second
22 week in September.

23 Q In your initial conversation with Mr. O'Steen, did he
24 ever indicate to you that he thought he would be able to
25 get funding from the principal campaign committee of Mr. Short?

1 A No, no. He said he wasn't sure how he was going to
2 pay for it, which was pretty par for the course.

3 Q When he told you in his later conversations that he
4 was going to get the \$40,000 from Mr. Short's campaign
5 committee, did you ever ask him how that occurred, how he was
6 able to do that?

7 A No.

8 Q Did you ever make any contributions to the pro-life
9 for Senate committee?

10 A I don't believe so, no.

11 Q Have you spoken to anyone in preparation for your
12 testimony here today?

13 A Just Frank.

14 Q You never spoke to Mr. O'Steen?

15 A No. I called David to find out if he could pick me
16 up at the airport, but that's the only time I spoke with him.

17 Q Did you talk about the pro-life for Senate committee
18 when you called him?

19 A No. All I said was that I remember so little, I'm
20 not going to be much help.

21 Q Did David say anything to you?

22 A No.

23 Q Did you ever receive any letters from the -- either
24 David or anyone associated with the principal campaign
25 committee concerning the pro-life committee --

1 A No.

2 Q -- concerning the possible formation of such a
3 committee?

4 A No.

5 Q Concerning pro-life issues?

6 A No. I asked the Short campaign for an issues packet,
7 but that's the only communication that I had on any of the
8 issues.

9 Q The literature that was produced by the pro-life
10 committee, the leaflet, did David ever discuss with you that
11 leaflet and what should be in it, what it should contain,
12 what it should say?

13 A We went over some ideas that would be in the leaflet
14 because I didn't want my name on it if I didn't know what was
15 in it, and David and I have very similar ideas on pro-life
16 issues, and we pretty much agree with whatever was brought
17 up.

18 Q Was that during your first conversation with David,
19 the telephone conversation when you went over the leaflet?

20 A We didn't go over the leaflet the first time.

21 We went over some ideas that we'd like to see presented,
22 but as far as the formation of the leaflet, there was nothing
23 definite the first time I talked with him about it.

24 Q Did he ever indicate to you whether or not Mr.
25 Gates had some suggestions as to the form of the leaflet or

1 what should be said in the leaflet?

2 A No.

3 MR. JOHANSEN: I have no further questions.

4 MR. WALK: I have a couple.

5 EXAMINATION

6 BY MR. WALK:

7 Q Kris, are you appearing here in response to a sub-
8 poena, are you not?

9 A Right.

10 Q And the Federal Election Commission under the sub-
11 poena required you to come from Thief River Falls to
12 Minneapolis for this deposition?

13 A Right.

14 Q In connection with that subpoena, you were asked to
15 bring any documents in your possession relating to the
16 activities of the pro-life organization with which you were
17 treasurer, and have you looked through your records at home?

18 A Yes.

19 Q And did you bring anything with you?

20 A I have one thing. I have a copy of the news release.

21 MR. WALK: That is what we call volunteering informa-
22 tion.

23 THE WITNESS: It's in response to this ad (indicating).

24 MR. JOHANSEN: Let me ask one other question.

25 Let me introduce as Government Exhibit Number 1 a

1 letter to, "Dear Pro-life Leader," signed by Kris Kremer.

2 (Government Exhibit 1 marked
3 for identification)

4 FURTHER EXAMINATION

5 BY MR. JOHANSEN:

6 Q Do you recognize this document (indicating)?

7 A Yes, I do.

8 Q When was that prepared?

9 A I found it the other night. I don't know the date
10 on it.

11 It was prepared probably like the first couple days in
12 September, and it was sort of a contact for our contacts.

13 Q Did you write the letter?

14 A In parts. I worked on it with David.

15 Q Did David tell you what the letter was going to be
16 used for?

17 A Yes.

18 Q What was it going to be used for?

19 A Mailed to the contacts who would be receiving the
20 flyers.

21 Q And you said that this was prepared sometime in the
22 first part of September?

23 A As far as I can recall. I can't be exact on it
24 because I just don't remember.

25 (A discussion was held off the
record.)

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1 MR. JOHANSEN: Let me introduce as Government Exhibit
2 Number 2 a flyer which states, "This little guy wants you to
3 vote in the September 12th Primary," that was produced by the
4 pro-life Senate committee.

5 (Government Exhibit 2 marked
6 for identification)

7 BY MR. JOHANSEN:

8 Q Do you recognize this document (indicating)?

9 A Yes.

10 Q What is it?

11 A This is the flyer that was prepared to distribute.

12 Q On the flyer there is a disclaimer.

13 Did David ever indicate to you what that disclaimer was
14 for?

15 A You have to have disclaimers on it -- I'm not real
16 familiar with all the rules, but I know you have to have a
17 disclaimer whenever you have a piece of literature put out by
18 a committee.

19 Q How do you know that?

20 A I don't know. I mean, I'm just aware of that. I
21 don't know how I know it.

22 Q There is nothing on the piece of literature that
23 states that the pro-life committee was authorized by Senator
24 Short's principal campaign committee. Do you know why that
25 was?

1 A Well, it was a committee separate from the campaign
2 committee.

3 Q But the pro-life committee was authorized by Mr.
4 Short's principal campaign committee; is that not correct?

5 MR. WALZ: Object to the extent it requires a legal
6 conclusion.

7 You may answer.

8 THE WITNESS: The committee was authorized by Bob
9 Short; is that what you're saying?

10 MR. JOHANSEN: Yes.

11 THE WITNESS: I don't believe so.

12 BY MR. JOHANSEN:

13 Q It was connected to Bob Short's committee; correct?

14 A Not from the beginning.

15 Q How do you know that?

16 A It's just my understanding that it was not --- it did
17 not originate in Bob Short's campaign.

18 Q When this flyer was put out, was it connected with
19 Bob Short's principal campaign committee at that time?

20 A To my knowledge, it was only connected financially,
21 and that was -- this was prepared before finances were
22 secured.

23 Q Do you know -- did anyone -- do you know of any reason
24 why on that piece of literature it does not state that the
25 pro-life committee was authorized or connected with Mr.

1 Short's campaign?

2 A I have no idea.

3 MR. JOHANSEN: Let me introduce for Government Exhibit
4 Number 3 a letter dated November 6th, 1978, from Kris Kreser.

5 (Government Exhibit 3 marked
6 for identification)

7 MR. JOHANSEN: And also attached to that Exhibit is
8 a newspaper article stating, "Four Good Reasons to Stop
9 Short."

10 BY MR. JOHANSEN:

11 Q Are you familiar with that letter?

12 A It's not a letter. It's a news release that was
13 taped for the radio station. That's my copy.

14 Q The third paragraph of that release says, "Our
15 committee is a perfectly honest, ethical and legal affiliated
16 committee."

17 Do you know what that means?

18 A To my knowledge, affiliated is when you have some-
19 thing to do with another campaign committee or any other
20 committee, and we were affiliated in that we received fund-
21 ing from them.

22 Q If you're affiliated with Mr. Short's campaign
23 committee, why didn't you put that on the leaflet that was
24 distributed?

25 MR. WALZ: Well, I object to that, Counsel.

1 We've gone over that before, and it's argumentative,
2 and it's objectionable as requiring legal conclusions, and
3 she's answered the question.

4 MR. JOHANSEN: I think the witness is going to say
5 something.

6 Would you like to answer?

7 THE WITNESS: What I said before is: This flyer was
8 prepared before we received funding from the Short campaign
9 (indicating).

10 MR. JOHANSEN: I have no further questions.

11 MR. WALE: I have no further questions.

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1 STATE OF MINNESOTA }
2 COUNTY OF RAMSEY } ss.

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4 Be it known that I took the deposition of KRISTINE
5 KREMER ON THE 21st day of June, 1979, at Minneapolis, MN.;

6 That I was then and there a Notary Public in and
7 for the County of Ramsey, State of Minnesota, and that by
8 virtue thereof I was duly authorized to administer an oath;

9 That the witness before testifying was by me first
10 duly sworn to testify the whole truth and nothing but the
11 truth relative to said cause;

12 That the testimony of said witness was recorded in
13 shorthand by myself and transcribed into typewriting under
14 my direction, and that the deposition is a true and correct
15 record of the testimony given by the witness to the best of
16 my ability;

17 That I am not related to any of the parties hereto
18 nor interested in the outcome of the action.

19 DATED: At St. Paul, Minnesota, this 16th day of
20 July, 1979.

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Dear Pro-Life Leader,

Both the Wall Street Journal and the Washington Post have identified the Short/Fraser DFL primary election campaign in Minnesota as one of the most significant races in the nation for the pro-life issue this year. The Wanderer has exercised its rarely used editorial prerogative to endorse Bob Short and has urged its readers throughout the nation to call friends and relatives in Minnesota and urge them to vote in the DFL primary for Bob Short!

As the Wall Street Journal article says, the stakes in this campaign "could be considerable. . . impressive electoral victories could tip the balance in this fight and either ignite or doom the uphill struggle for a constitutional amendment."

We know pro-lifers across the state have been working long hours already, but the final effort in these last days could tip the balance in what appears to be a very close race.

There are several ways you can help, and if everyone does help in these ways Fraser will be defeated.

Here's what you can do:

- 1) Try to see that every pro-lifer in your area is called so that they know how important it is to vote in the DFL primary Sept. 12 for Bob Short.
- 2) Write letters to the editor to all of the local papers. Get your friends and relatives to write letters. The enclosed sample letters or any parts of them can be used, or you can write your own.
- 3) Distribute a pro-life, pro-Short piece of literature to pro-life groups and persons in your community. To help with this call:

- Cong. District 1. Rachel Bliss (612) 738-1482
- Cong. District 2. Eileen Angell (612) 920-9427
- Cong. District 3. Judy Mannella (612) 560-4290
- Cong. District 4. Rita Ryan (612) 489-6707
- Mike Sindt (612) 463-2024
- Cong. District 5. Bill McGuire (612) 927-6825
- Cong. District 6. Rachel Bliss (612) 738-1482
- Cong. District 7. Lois Woitalla (218) 277-3524
- Jim & Kris Kremer (218) 681-2946
- Cong. District 8. Leo LaLonde (218) 229-3535

In Life,

Kris Kremer

Kris Kremer, Chairman
Democrats, Republicans, and Independants United for a Pro-Life Senate

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INFORMATION FOR CALLS TO FELLOW PRO-LIFERS

THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY, TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES



ROBERT SHORT

- ★ Bob Short will actively support and work for a Human Life Amendment to end abortion and protect human life.
- ★ Bob Short will oppose the use of tax dollars to pay for abortions.
- ★ Bob Short will oppose the use of tax dollars to fund "research" where living babies that survive abortion are used as experimental subjects.



DONALD FRASER

- Fraser supports the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.
- Fraser has always voted to use tax dollars to pay for abortions.
- Fraser voted to allow tax dollars for "research" where living babies that survive abortion are used as experimental subjects.

WHO FUNDS FRASER? The largest for-profit abortion clinic in Minnesota used its newsletter to raise funds for the Fraser campaign. The incorporator of the clinic and his wife each gave the Fraser campaign \$1,000. A major Washington-based pro-abortion lobby group, the National Abortion Rights Action League, gave the Fraser campaign \$2,500.

REPUBLICANS AND INDEPENDENTS... YOU TOO SHOULD PARTICIPATE IN THIS YEAR'S MAJOR PRIMARY ELECTION CONTEST BY VOTING IN THE DFL PRIMARY SEPTEMBER 12. YOU DO NOT HAVE TO DISCLOSE ANY PARTY AFFILIATION BEFORE ENTERING THE VOTING BOOTH. REMEMBER TO VOTE ONLY ON THE DFL SIDE OF THE BALLOT (OR IT WILL NOT BE COUNTED AT ALL). THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

CONF. EXHIBIT 2

(Cremor)

6-21-79

T.S.W.

Your vote in the Primary is **CRUCIAL!**

YOUR VOTE IN THE PRIMARY ELECTION ON TUESDAY, SEPTEMBER 12 WILL HAVE THE IMPACT OF SEVERAL VOTES SINCE IT IS EXPECTED THAT LESS THAN HALF OF THE ELIGIBLE VOTERS WILL GO TO THE POLLS. DON'T PASS UP THIS UNIQUE CHANCE YOU HAVE TO SPEAK OUT FOR THE UNSORN CHILD - VOTE SEPTEMBER 12.



Filed for by the Democrats, Republicans and Independents United for a Pro-life Senate, P.O. Box 19029, Diamond Lake Station, Minneapolis, MN 55419

ADVERTISING COMMITMENT TO
THE PRO-CHOICE MISSION
MICHIGAN, SEPTEMBER 12, 1979

2121011377



**THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY**

Democrats, Republicans
and Independents United
for a Pro-life Senate
P.O. Box 19029
Diamond Lake Station
Mpls. Minn 55419

Vote for the unborn in the Sept. 12 DFL Primary

Unborn children cannot speak for themselves but you can speak for them with your ballot in the DFL Primary, Tuesday, September 12. *YOUR vote can guarantee that the senator elected to fill the term of the late Senator Humphrey will be a man who will stand up and defend the most basic of all human rights—THE RIGHT TO LIFE.*

If BOB SHORT wins the DFL Primary, September 12, then the unborn children will win.

If Fraser wins the DFL Primary, then he is likely to become senator and the unborn children will lose!

THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY, TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES



BOB SHORT

- ★ Bob Short will actively support and work for a Human Life Amendment to end abortion and protect human life.
- ★ Bob Short will oppose the use of tax dollars to pay for abortions.
- ★ Bob Short will oppose the use of tax dollars to fund "research" where living babies that survive abortion are used as experimental subjects.



DONALD FRASER

- Fraser supports the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.
- Fraser has always voted to use tax dollars to pay for abortions.
- Fraser voted against forbidding the use of tax dollars for "research" where living babies that survive abortion are used as experimental subjects.

WHO FUNDS FRASER? The largest for-profit abortion clinic in Minnesota used its newsletter to raise funds for the Fraser campaign. The incorporator of the clinic and his wife each gave the Fraser campaign \$1,000. A mix of Washington-based pro-abortion lobby group, the National Abortion Rights Action League, gave the Fraser campaign \$2,500.

REPUBLICANS AND INDEPENDENTS... YOU TOO SHOULD PARTICIPATE IN THIS YEAR'S MAJOR PRIMARY ELECTION CONTEST BY VOTING IN THE DFL PRIMARY SEPTEMBER 12. YOU DO NOT HAVE TO DECLARE ANY PARTY AFFILIATION BEFORE ENTERING THE VOTING BOOTH. REMEMBER TO VOTE ONLY ON THE DFL SIDE OF THE BALLOT (OR IT WILL NOT BE COUNTED AT ALL). THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

HELP DEFEND THOSE WHO CANNOT DEFEND THEMSELVES

VOTE BOB SHORT

IN THE DFL PRIMARY SEPT. 12

C. OUT. EXHIBIT 3

(Kremer)

6-21-79

TSW

FOR IMMEDIATE RELEASE

November 6, 1978

For Further Information

Contact: Kris Kremer
333-1969

I'm Kris Kremer, and as chairman of the "Democrats, Republicans, and Independents for a Pro-life Senate", I am responding to a group calling themselves "Minnesotans for Honesty in Politics". But if their statements regarding my committee are an example of their own honesty, they are themselves, one of the most dishonest groups of politicians in Minnesota.

Their ad in the Sunday, St. Paul paper is grossly dishonest and a smear attempt to make the public believe there is something wrong or illegal about our committee. Nothing could be further from the truth.

Our committee is a perfectly honest, ethical and legal affiliated committee. The law has specific provisions for affiliated committees and we followed those carefully. As an affiliated committee, we received a financial contribution which was duly reported as required by state law.

All of the facts in our flyer were also documented from the Congressional Record.

The ad even implies that we are not really Democrats, Republicans and Independents. We are in fact, thousands of Democrats, Republicans and Independents working for a pro-life senate, who have given long hours distributing our literature in every corner of the state. Our hours of work and donated manpower are worth many thousands of dollars; more than the dollar contributions to our committee.

The way our committee is being attacked and abused is not only dishonest and unfair to us, but is also rallying Bob Short, one of the most decent and honest men I have personally known.

The entire "Stop Short" campaign seems to lack any real substance or facts. It has resorted to a very dishonest variety of character assassinations.

4 good reasons to



- 1. Short's campaign tactics.** The Minneapolis Star says that Short's "twisted and negative campaign against Rep. Donald Fraser in the DFL primary, one of the worst campaigns in Minnesota's history, reveals his nature." During this campaign a committee claiming to be "Democrats, Republicans, and Independents" issued material attacking Fraser. The Committee reported collecting \$40,035. Thirty-five dollars came from all those "Democrats, Republicans, and Independents." Forty thousand dollars came from Short's campaign funds!

"We cannot believe that Minnesotans are going to vote to send a man to the U.S. Senate who is so unrepresentative of the basic honesty, decency, morality, and forthrightness of the people in our state." (Editorial by former Gov. Elmer L. Anderson, in the Princeton Union-Eagle).

- 2. Short's political history** Short has a long history of challenging DFL-endorsed candidates. In 1946 he ran against the Democratic incumbent congressman — and lost. In 1966 he challenged the endorsed candidate for Lt. Governor — and lost in the general election. In 1970 he sought the DFL endorsement for Governor, tried to call each of the 1200 delegates — and received a grand total of 80 votes. In 1978 he again challenged the endorsed candidate, threatened to block the DFL sample ballot, and has spent over \$1,000,000. Sen. Ted Kennedy has said that the Democrats will keep Short in line if he becomes a senator. Do you believe it?

- 3. Short's campaign finances** "U.S. Senate candidate Robert Short is not only spending more money than any previous candidate for Minnesota public office, but expects to get it back, plus interest." (former Gov. Elmer L. Anderson in Princeton Union-Eagle.) Why should Minnesotans worry about this? Because many politicians, once elected, hold fund-raisers to pay off campaign debts. The influence of a Senator is such that this usually works. This means that Short not only may get back all of his one million or more dollars, but also he may earn over 8% interest.

- 4. Short's labor relations** How does Short treat his employees? Take a look at the Jack Cole-Dixie Highway Company which he owns and runs. The Corporate Report May 1978 tells the story. When the Teamsters organized the Mobile, Alabama plant, three women joined the union in 1975. Short laid off two and called the union leader to demand the third be fired. If not, Short said he would close the plant in 30 days. He did just that. When the union refused to fire the woman, Short is reported to have said: "I locked it up, fired everybody, sold the equipment and terminal and that's the way it is today." It is this same company which failed to honor a contract to pay benefits into the employee pension and health funds in 1975-1977. The total amount owed was over \$700,000. Short lost the case in 1977, appealed it, and lost again. He has yet to obey the court order to pay the delinquent amount. (The news story appeared in the Minneapolis Tribune, 10-21-78).

The only way to stop Short is to vote for his strongest opponent, **DAVID DURENBERGER**

Staying home on election day or writing in Don Fraser's name will not defeat Short.

If you are a strong DFL'er:

There comes a time when principle must stand above party. The DFL can become stronger by an expression now of the principles which made it a great example in our nation of integrity and leadership. Short claims he's "the cutting edge" of the party. If he goes to Washington, he is likely to cut most of the things the party believes in: ERA, environmental controls, consumer protection and national health insurance. With Short as its "cutting edge", the DFL could bleed to death.

If you're an independent voter:

The election is in your hands. Typically you stand for a careful evaluation of all candidates. Read the record and Stop Short by voting for Durenberger.

Minnesotans for Honesty in Politics

Paid for and inserted at regular advertising rates by Minnesotans for Honesty in Politics, P.O. Box 5553, Mpls., MN 55440. Neil Clarke, Chair; Mary Grace Foreman, Treasurer. This advertisement has not been authorized directly or indirectly by any candidate, and no candidate is responsible for the activities of the person or organization paying for it. A copy of the report has been filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C.

FEDERAL ELECTION COMMISSION

-----X
RE: NUR 818
EMPLOYERS OF BOB SHORT
COMPANIES COMMITTEE.
-----X

DEPOSITION OF: EILEEN ANGELL

Minneapolis, Minnesota

June 21, 1979

TRANSCRIPT OF PROCEEDINGS

TODD S. WICKLANDER
ASSOCIATED REPORTERS
MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401
TELEPHONE 335-0119

31010912033

APPEARANCES

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PRESENT: GARY JOHANSEN, SPECIAL ASSISTANT
GENERAL COUNSEL

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

FOR THE DEPONENT: FRANK J. WALE
O'CONNOR & HANNON
38th Floor, IDS Tower
80 South 8th Street
Minneapolis, Minnesota 55402

1 Deposition of BILEEN ANGELL, taken pursuant to
2 agreement, in Minneapolis, Minnesota, at the hour of 10:00
3 o'clock a.m., on the 21st day of June, 1979, before Todd S.
4 Wicklander, Notary Public in and for the County of Ramsey,
5 State of Minnesota, at the request of the Federal Election
6 Commission in the above-entitled cause.

7 (The witness was sworn.)

8
9 BILEEN ANGELL

10 produced as a witness on behalf of the
11 Federal Election Commission, who was first
12 duly sworn, and was examined and testified
13 as follows:

14 EXAMINATION

15 BY MR. JOHANSEN:

16 Q Would you state your name, please.

17 A Bileen Angell.

18 Q And your address?

19 A 4358 Coolidge Avenue South.

20 Q Are you married?

21 A Yes.

22 Q And your husband's name?

23 A John.

24 Q Do you have an occupation?

25 A I'm a housewife.

1 Q Are you here today pursuant to a subpoena issued by
2 the Federal Election Commission?

3 A Yes, but I -- well, I never received it. I know
4 that -- that they wanted to --

5 Q How did you find out that you supposed to appear?

6 A Suzanne called me.

7 Q Are you represented by Counsel?

8 A Yes.

9 Q And who is that?

10 A Frank Walz.

11 Q In the letter that the Federal Election Commission
12 sent to you, which you said that you did not receive, you
13 were asked to produce any documents that you might have con-
14 cerning the - Mr. Short's campaign.

15 Do you have any such documents?

16 A I don't have any.

17 Q And have you made any search for documents?

18 A There's nothing to search for.

19 Q Have you done anything to prepare for this deposi-
20 tion?

21 MR. WALZ: Can we go back to the last question?

22 There was nothing to search for. I think the record
23 should reflect that Mr. Angell was subpoenaed previously, and
24 in connection with the taking of his deposition, he produced
25 the records that he had which consisted essentially, as I can

1 recall, of the letters from the FEC and the responses to the
2 letters from FEC.

3 MR. JOHANSEN: Okay. Fine.

4 BY MR. JOHANSEN:

5 Q Have you done anything to prepare for this deposition?

6 A No.

7 Q Did you speak to anyone?

8 A I spoke with Mr. Wals.

9 Q Did you speak to anyone connected with the Democrats,
10 Republicans and Independents United for a Pro-life Senate?

11 A I have spoken with my husband. I also spoke with
12 Kris Kremer just this morning.

13 Q What did you speak to your husband about?

14 A I really don't remember. I just -- just the general
15 activity of the organization, I guess.

16 Q And that was this morning when you spoke to him?

17 A Yes.

18 Q How about Kristine Kremer? What did you speak to
19 her about?

20 A Just what the deposition would be this morning.

21 Q Did you discuss anything in particular with Ms. Kremer?

22 A Just her -- her activities as chairman.

23 MR. WALS: I think the record could also reflect
24 this point that due to the lateness of the hour this morning
25 when we all gathered, the record may reflect that Ms. Kremer

1 and Mr. and Mrs. Angell were in my office the same time,
2 and we have a 4-way conversation, and I believe the witness
3 would --

4 Is that the sum and substance of the conversations
5 that you had?

6 THE WITNESS: Right.

7 BY MR. JOHANSEN:

8 Q Do you know Bob Short?

9 A I've never met Bob Short.

10 Q Do you know who he is?

11 A I know who he is.

12 Q Did you ever work on Mr. Short's campaign for Senator
13 from Minnesota?

14 A No, I didn't.

15 Q You never worked for the Short for Senate Committee
16 of Volunteers?

17 A No.

18 Q Are you familiar with the committee called The
19 Democrats, Republicans and Independents United for a Pro-life
20 Senate?

21 A Yes.

22 Q How are you familiar with that organization?

23 A My husband is treasurer of that organization.

24 Q Were you a member of that organization?

25 MR. WALZ: Would you define "membership", Counsel?

1 MR. JOHANSEN: I'm not sure I know if that organiza-
2 tion had members.

3 THE WITNESS: I think we gave a donation.
4 If that makes me a member, I suppose.

5 BY MR. JOHANSEN:

6 Q Do you know if that organization had members?

7 A I'm not aware either way.

8 Q Did you ever do any work for that organization?

9 A No.

10 Q Do you know anything about the formation of the pro-
11 life committee?

12 A You mean DRIPS?

13 Q Yes, if you like to call it that.

14 A I can tell you what my -- my connection with it
15 would be.

16 Q What was your connection?

17 A A friend called and asked me if I would open up a
18 post office box.

19 Q Who was the person that called?

20 A Daria St. Martin.

21 Q What did she tell you when she called?

22 A To the best of my recollection, she said that they
23 were going to form an organization to provide pro-life
24 literature for Bob Short.

25 Q Did she tell you who was going to form this

1 organization?

2 A Not that I remember.

3 Q Did she tell you or name other individuals who were
4 involved in the formation of this organization?

5 A Not that I remember.

6 Q You said that she phoned you and asked you to open up
7 a post office box.

8 Did she tell you why she wanted you to do that?

9 A I believe she did, but I don't recall what the reason
10 was.

11 I remember it had to be done at a fairly early hour the
12 next morning.

13 Q Did she tell you why it had to be done right away the
14 next morning?

15 A Just that it was getting very close to the election,
16 I suppose.

17 Q Did that make any sense to you that it was getting
18 close to the election, so a post office box would have to be
19 opened?

20 A Well, if they wanted an address for the organization,
21 they'd need a post office box.

22 Q Did you ask her why the post office box had to be
23 opened?

24 I may have asked that question. I can't recall.

25 A As an address for the organization.

1 Q How do you know Darla St. Martin?

2 A I've known her for several years through pro-life
3 work.

4 Q Were you a little bit curious about why she would
5 call you up and ask you to open a post office box?

6 A No.

7 Q Why weren't you?

8 A I had been active in pro-life political work in the
9 past, and we had worked together before.

10 Q Did she tell you anything about what the -- this
11 committee, what it was going to do, what its purpose was?

12 A Just what I've said, to distribute pro-life litera-
13 ture.

14 Q And that was the only purpose she explained to you?

15 A Yes.

16 Q Did she indicate to you whether or not literature
17 had already been made up to be distributed?

18 A Not to my recollection, no.

19 Q Did she indicate to you whether or not someone had
20 asked her to phone you?

21 A No.

22 Q As far as you knew, this was Darla St. Martin's own
23 idea to phone you up to ask you to open up the post office
24 box?

25 A She may have indicated that she'd talked about it with

1 other people, but I don't remember.

2 Q What did you do then after the telephone conversation
3 in regard to opening up the box?

4 A At the time it had to be done I couldn't make it to
5 the post office, so I asked my husband to do it.

6 Q Do you recall when the phone conversation took place?

7 A No, I don't.

8 Q Was it -- do you recall what month it was in?

9 A No.

10 Q You don't know if it was in August or September?

11 A No.

12 Q Do you know David O'Steen?

13 A Yes.

14 Q How do you know him?

15 A Through pro-life work.

16 Q Do you know William McGuire?

17 A Yes.

18 Q How do you know that individual?

19 A Through pro-life work.

20 Q Do you know an organization called "The Minnesota
21 Citizens Concerned for Life"?

22 A Yes, I do.

23 Q How do you know about that organization?

24 A I've been active in it since 1972.

25 Q Are you a member of that organization?

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A Yes.

Q Do you know if Mr. O'Steen works for or is a member of that organization?

A I've already said I know him.

Q Does he work for that organization, do you know?

A Yes.

Q Do you know what he does for that organization?

A He's Executive Director.

Q How about Darla St. Martin? Is she a member of the organization?

A Yes, she is.

Q Do you know William McGuire?

A Yes.

Q How do you know him?

A MR. WALKER: You've asked the question, and it's been answered.

MR. JOHANSEN: I'm sorry. I'm sorry.

Excuse me.

BY MR. JOHANSEN:

Q Do you know if Mr. McGuire's a member of the Minnesota Citizens Concerned for Life Organization?

A Yes, he is.

Q After you asked your husband to open up the post office box, do you know if he did so?

A He told me he did.

1 Q When you asked your husband to open up the post
2 office box, did you tell him the name of the organization
3 that he was going to be opening it up for?

4 A Yes.

5 Q And what was the name of that organization?

6 A Democrats, Republicans, Independents for a Pro-life

7 Q For a Pro-life Senate?

8 A For a pro-life Senate, okay.

9 Q Who told you the name of that organization?

10 Was it Miss St. Martin?

11 A Right.

12 Q Do you know how that name was chosen?

13 A No, I don't.

14 Q Did you participate in the activities of the pro-life
15 Senate committee --

16 A No.

17 Q -- at all after you informed your husband or asked
18 your husband to open up the post office box?

19 A I can't recall anything.

20 Q Did you make any contributions to the organization?

21 A I believe John did.

22 Q Did he ever discuss that with you?

23 A I think nothing other than just saying that he did it.

24 Q Was your husband involved in the pro-life Senate
25 committee? Did he do any work for the committee?

1 A I don't know what you mean by "work".
2 He served as treasurer.
3 Q Did he do anything else? Did he help put out the
4 literature?
5 A No.
6 Q Did you help put out the literature?
7 A No.
8 Q Do you know if a Mr. -- do you know a Mr. Gates,
9 Fred Gates?
10 A I believe he came to our house one day. I didn't
11 meet him.
12 Q Do you know for what purpose he came to your house?
13 A I know something in connection with the committee,
14 but I don't know anything specific.
15 Q You were not present when he --
16 A I was upstairs changing diapers or something, I don't
17 know.
18 Q Did he met with your husband?
19 A Yes.
20 Q Was this after the post office box had been opened?
21 A Yes.
22 Q Did he just come to your house once?
23 A That's all I remember.
24 Q Do you know if Mr. O'Steen ever came to your house
25 to talk about the committee's activities?

1 A I couldn't say for sure.

2 Q Did he accompany Mr. Gates?

3 A No.

4 Q Do you know if anyone connected with the Short for
5 Senate Volunteers Committee -- Committee of Volunteers, did
6 anyone connected with that organization come to your house
7 to discuss with either you or your husband the activities
8 of the pro-life committee, other than Mr. Gates?

9 A Not that I recall.

10 Q So, other than Darla St. Martin's phone call to you,
11 you have no idea of how the committee was formed?

12 A That's right.

13 Q Or who formed it?

14 A That's right.

15 Q Or when it was formed?

16 A I don't recollect.

17 Q When Darla St. Martin called you, did she indicate
18 whether or not the committee was formed at that time? Was
19 it an ongoing committee at that date?

20 A No.

21 Q She didn't say one way or the other?

22 A I don't think it was formed at that time.

23 Q What leads you to believe that it wasn't formed?

24 A She said that in order to open up the post office
25 box, I might need to be an officer of the organization, and

1 if so, to put myself down as treasurer.

2 Q From that comment, you're assuming that the committee
3 was not an ongoing organization?

4 A Right.

5 MR. WALK: A fair assumption.

6 BY MR. JOHANSEN:

7 Q Are you familiar with a committee called "Just a
8 Bunch of Plain DFL Folks Who Want Common Sense Government"?

9 A I have read about such in the paper.

10 Q You're only familiar with them through reading about
11 them in the paper?

12 A I haven't had any contact with them, no.

13 Q How about your husband? Do you know if he's had any
14 contact with them?

15 A He's had no contact with them.

16 Q Before this morning, did you ever speak to Kristine
17 Bremer about the activities of the pro-life committee?

18 A No.

19 Q Do you know if she worked for Senator Short in his
20 campaign?

21 A Can't you ask her that?

22 Q Carlson?

23 A Can't you ask her that or --

24 Q I was just curious just as to whether or not you
25 knew if she did or did not work --

1 MR. WALZ: Aside from any comments that you might have
2 heard this morning, do you have any knowledge?

3 THE WITNESS: No, other than what she said this
4 morning.

5 BY MR. JOHANSEN:

6 Q The Commission sent a letter to your husband dated
7 December 21, and he responded to that letter by date of
8 January 25, 1979.

9 Included with the Commission's letter were a number of
10 interrogatories.

11 In his response to the letter, he said the responses to
12 the interrogatories are attached to this letter and have
13 been prepared with the help of a number of others connected
14 with the pro-life committee organization.

15 Were you one of the people that he spoke to in preparing
16 his responses to the interrogatories?

17 A I doubt it, no.

18 MR. WALZ: Counsel, first of all, I think the tran-
19 script of Mr. Ingell's deposition would disclose the fact
20 that Mr. Ingell didn't speak to anybody about the prepara-
21 tion of the responsive letter except Mr. Gates apparently,
22 whatever the transcript shows.

23 His deposition transcript shows that he wasn't the
24 one that went around and spoke to people collecting informa-
25 tion to provide the response to the letter.

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MR. JOHANSEN: If that statement's in Mr. Angell's deposition, I'm not familiar with it.

MR. WALZ: It is.

MR. JOHANSEN: I have no further questions.

MR. WALZ: I have no questions.

1 STATE OF MINNESOTA }
2 COUNTY OF RAMSEY } ss.

3
4 Be it known that I took the deposition of NILEEN
5 ANGELL on the 1st day of June, 1979, at Minneapolis, MN.

6 That I was then and there a Notary Public in and
7 for the County of Ramsey, State of Minnesota, and that by
8 virtue thereof I was duly authorized to administer an oath;

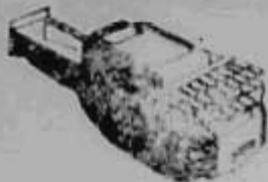
9 That the witness before testifying was by me first
10 duly sworn to testify the whole truth and nothing but the
11 truth relative to said cause;

12 That the testimony of said witness was recorded in
13 shorthand by myself and transcribed into typewriting under
14 my direction, and that the deposition is a true and correct
15 record of the testimony given by the witness to the best of
16 my ability;

17 That I am not related to any of the parties hereto
18 nor interested in the outcome of the action.

19 DATED: At St. Paul, Minnesota, this 14th day of
20 July, 1979.

21
22
23 Todd S. Wicklander
24 Todd S. Wicklander
25



ASSOCIATED REPORTERS
COURT AND CONVENTION REPORTERS
MIDLAND BANK BUILDING
MINNEAPOLIS, MINNESOTA 55401

April 18, 1979

TO: Thomas J. Whitehead RE:
Assistant General Counsel re: MUR 818
1325 K. Street, N.W.
Washington, D.C. 20463

8101021000?

	Court reporting fees for reporting and transcribing the deposition of JOHN ANGELL, taken on 4-11-79, at U.S. Courthouse, Mpls, MN.	\$55.00
--	--	---------

PLEASE MAKE REMITTANCE PAYABLE TO:

Robert W. Riley (SS # 468-40-0674)
647 Midland Bank Bldg.
Minneapolis, Minnesota 55401

FEDERAL ELECTION COMMISSION

RE: MUR B13
 Democrats, Republicans and
 Independents United for a
 Pro-Life Senate Committee.

Deposition of JOHN ANGELL, taken on behalf of the
 Federal Election Commission, pursuant to Subpoena, before
 Robert W. Riley, a notary public in and for the County of
 Washington, State of Minnesota, at B-15, U.S. Courthouse,
 Minneapolis, Minnesota, on Wednesday, the 11th day of April,
 1979, commencing at 10:00 o'clock a.m.

APPEARANCES:

On Behalf of the Federal Election Commission:

Thomas J. Whitehead, Esq.
 Assistant General Counsel
 1325 K. Street, N.W.
 Washington, D.C. 20463

Also present: Suzanne Calahan

On Behalf of John Angell:

Frank J. Walz, Esq.
 Attorney at Law
 845 Northwestern Bank Building
 Minneapolis, Minnesota 55402

FEC deposition exhibit

Marked for ident.

- | | | |
|---|---|---|
| 1 | Angell letter to Gates of
Sep 4, 1978. | 7 |
| 2 | Two-page flyer. | 9 |

* * *

PERMANENT RECORDS SECTION - FEDERAL ELECTION COMMISSION

PROCEEDINGS

JOHN ANGELL,

having been first duly sworn, was examined
and testified as follows:

EXAMINATION BY MR. WHITEHEAD:

Q Would you give your full name and address for the
record, please?

A John Angell, 4358 Coolidge Avenue South, St. Louis
Park, Minnesota.

Q What is your occupation?

A I am an attorney.

Q Your business address?

A 730 Midwest Plaza, Minneapolis.

Q Is that with a firm?

A Yes.

Q What is the firm?

A Lasley, Gaughn, Reid & Stich.

Q Are you here pursuant to a subpoena issued to you
by the Federal Election Commission?

A Yes, I am. I believe that was issued through the
mail.

Q What was your connection with the Democrats,
Republicans and Independents United for a Pro-Life Senate?

A I served as treasurer for that committee.

Q Could you tell us how the Pro-Life Committee, which

1 I will refer to it as, came into existence -- its beginnings,
2 its origins?

3 A Well, my involvement with it was as follows: My
4 wife received a phone call -- I'm not sure from whom, but
5 someone, I think, connected with Minnesota Citizens Concerned
6 for Life, and she was asked to open up a post office box,
7 apparently for a political committee. She could either not
8 get a babysitter or didn't have time to go by this post office,
9 so she asked me to and she told me, "If you have to, you may
10 have to open it as an officer of this committee, and therefore,
11 would you serve as treasurer of the committee?"

12 Q Excuse me for interrupting. Are you talking about
13 the Minnesota Citizens Concern for Life or the Democrats,
14 Republicans and Independents United for a Pro-Life Senate?

15 A I'm talking about the Democrats, Independents
16 and Republicans United for a Pro-Life Senate.

17 Q What is the Minnesota Citizens Concerned for Life
18 Committee?

19 A Minnesota Citizens Concerned for Life is a pro-life
20 organization, and it has been in existence for, I think, a
21 couple of years prior to the 1973 Supreme Court abortion
22 decisions. It's an organization numbering some, I would say
23 from 10 to 15,000 people in Minnesota, as members, and it's
24 an organization that has an executive director. It's a
25 volunteer organization. Volunteer members work for it, and it

1 basically is an organization dedicated to obtaining protection
2 for unborn life and ultimately a constitutional amendment to
3 the Constitution.

4 Q To your knowledge, is it a political committee?

5 A No, it is not.

6 Q If I understand your testimony, your wife was
7 connected with the Minnesota Citizens Concerned for Life?

8 A She was connected. She is a member, a dues-paying
9 member, as an I. She hadn't been very active at the time of
10 the primary, because she was -- I think our second child was
11 either on its way or -- we have one about 18 months old. She
12 had a small child at the time. But she is connected with it,
13 right.

14 Q Is it your testimony that you were asked by your
15 wife to open up a post office box?

16 A Yes. She told me that a post office box should be
17 opened and that she was requested to open it. It may have to
18 be opened in the name of an officer of the -- apparently, the
19 Democrats, Republicans and Independents United for a Pro-Life
20 Senate.

21 Q Did you inquire as to why?

22 A No, I didn't. My only thought was, "Do I have the
23 time to do that," and I was perfectly willing to do it. I
24 had the time. No, I didn't inquire.

25 Q Was your wife a member of the Democrats, Republicans

1 and Independents United for a Pro-Life Senate? What I'm
2 trying to do is connect up the post office box in that name
3 with you, with the committee, and with your wife.

4 A No, I don't think she was a member of any committee
5 at that time.

6 Q How did the name come about?

7 A I don't know. In fact, my recollection isn't clear
8 if there was a name at that time, but I assume if I went to
9 the post office and went to open a post office box, we must
10 have had a name. I am also assuming -- and I don't know this
11 for a fact -- that the name was given to her over the phone.

12 Q By someone connected with the Minnesota Citizens --

13 A I am assuming that. You have to ask her about it.
14 Maybe Dave Osteen would know that, but I am again making
15 another assumption, because this is third-hand.

16 Q Now, after you opened this post office box in the
17 name of the committee or if not in that name, in your name
18 or -- I meant to tell you, we did get some information from
19 the post office.

20 A Is it in my name?

21 (Discussion off the record.)

22 By Mr. Whitehead:

23 Q Do you have any recollection as to the date that
24 you opened this?

25 A No, I have no independent recollection of the date.

1 MR. WALZ: Counsel, could we arrange to make a
2 copy of that for me?

3 MR. WHITEHEAD: Yes.

4 By Mr. Whitehead:

5 Q According to the records which all at the table have
6 seen, obtained from the United States Post Office by subpoena,
7 the application or the service started on August 23, 1978 in
8 the name of Democrats, Republicans and Independents for a Pro-
9 Life Senate. Could you tell us what happened after that --
10 your involvement in the Pro-Life Senate Committee after this
11 particular date?

12 A After that date, and I assume it was not too long
13 after that date, I met with Fred Gates, and it was my first
14 meeting with Fred Gates. It was the first time I had ever
15 met him. I think I knew of his name. I think he came over
16 to my house, and I told him at that time that I was willing
17 to act as the treasurer, and then I think he came to my office
18 with documents at some point after that shortly thereafter,
19 and I signed the documents. It's my understanding that these
20 were organizational documents of some type.

21 Q Do you have any recollection as to dates?

22 A No, I do not. I do know that things happened rather
23 rapidly, and being a trial attorney, I was rather busy myself
24 and doing things. But other than that, I don't know actual
25 dates.

1 came into existence?

2 A No, I don't, as a matter of fact.

3 Q Let's get back to your conversations with Mr. Gates.
4 Was this letter prepared at Mr. Gates' urging, do you recall?

5 A I don't know. I frankly don't know who prepared
6 the letter or who had the input into it. I assume there is
7 someone who does know that. I don't know who that party is.
8 It may be one of the people you're going to be deposing.

9 Q Could it be David Osteen?

10 A It could be. He may know something about it, I
11 don't know.

12 Q Do you know if this letter was mailed to Mr. Gates?

13 A I don't know.

14 Q Mr. Gates has informed us in response to questions
15 that he first became aware of the existence of your committee
16 on September 4th, which is the date of this letter also. He
17 also, in response to questions, said that he had meetings with
18 members of the committee on September 5th.

19 MR. WALZ: Counsel, I don't know what document
20 response from Mr. Gates you are referring to. I don't want
21 my silence here to indicate agreement with your statement.

22 MR. WHITEHEAD: Well, you have those in your
23 possession. There were questions directed to Mr. Gates in
24 connection with this investigation, which he answered,
25 specific questions and specific answers.

1 MR. WALZ: Again, you're telling me something.

2 MR. WHITEHEAD: Fine.

3 By Mr. Whitehead:

4 Q Do you have any recollection of meeting with Mr.
5 Gates on September 5th?

6 A No, I don't. That doesn't mean I didn't meet with
7 him, I just don't have any recollection of it.

8 (FEC Deposition Exhibit 2
9 marked for identification.)

10 By Mr. Whitehead:

11 Q Mr. Angell, I show you a two-page document marked
12 for identification as FEC Exhibit 2, which begins at the top
13 with "Vote for the Unborn in the Sept. 12 DFL Primary." Page
14 2 ends with a picture of a small baby and, "This little guy
15 wants you to vote in the Sept. 12th Primary."

16 I ask you if you are familiar with this.

17 A I have seen it.

18 Q Is this exhibit identical to the mailers or flyers
19 that were distributed by the Pro-Life Senate Committee?

20 A I don't know.

21 Q Were you at all active in the preparation of this
22 mailer?

23 A No, I was not.

24 Q Do you have any idea who was?

25 A I have no definite idea. You may again check with

1 Dave Osteen possibly.

2 Q Are you familiar with the name of Robert Korasail?

3 A No, I am not.

4 Q Are you familiar with a woman by the name of Christine
5 Cramer?

6 A Yes, I am.

7 Q How do you know her?

8 A Christine Cramer is also a member of Minnesota
9 Citizens Concerned for Life. She has been somewhat active
10 in that organization as has her husband. I think I first
11 met Christine Cramer a couple of years ago up in Thief River
12 Falls where she lives, Thief River Falls, Minnesota. I went
13 up there to help with a campaign to stop abortions in a
14 local hospital up there. They had some opening hearings,
15 and I testified. I met Christine and her husband on that
16 occasion, and I have seen her at MCCL conventions, which they
17 have had annually since that time, and that's my acquaintance
18 with her.

19 Q To your knowledge, was she involved with the Pro-
20 Life Committee?

21 A She is the chairman of it, as I understand.

22 Q Did you have dealings with her in your capacity as
23 treasurer of the Pro-Life Committee?

24 A Not really.

25 Q You signed checks for the Pro-Life Committee?

1 A I did sign checks.

2 Q Who authorized the signing of those checks?

3 A I don't know. I authorized them, I guess. What
4 do you mean "Who authorized them?" I don't follow your
5 question.

6 Q Did someone bring you the check to be signed?

7 A Yes.

8 Q For the Pro-Life Committee?

9 A Yes.

10 Q Did you have knowledge of the necessity, if you will,
11 for the check? -- where it was going, what was being done
12 with the money.

13 A In each instance I think I was told what the check
14 was going to be for, and then I would sign it.

15 Q Who would tell you?

16 A Fred Gates.

17 Q Would you say that you worked closely with Mr.
18 Gates?

19 A I would say that I did not work very closely with
20 Mr. Gates.

21 Q Then who did?

22 A I don't know who did.

23 Q Mrs. Cramer?

24 A I don't know whether she did or not. I would
25 assume she did not, but I don't know.

1 Q How about Mr. Osteen?

2 A I don't know one way or the other.

3 Q Does the Pro-Life Senate Committee have any membership
4 list as such?

5 A Not that I am familiar with.

6 Q Was there any stated purpose for the existence of
7 the committee?

8 A Well, I don't know what you mean by "stated purpose."
9 Do you mean stated in writing?

10 Q Yes.

11 A I had an understanding of the purpose of it. The
12 purpose of it was to elect pro-life candidates, and in this
13 instance to elect Bob Short in the primary. I happen to be
14 a Republican and have worked in the Republican party, and I
15 have done work in fact in the general election for Republican
16 pro-life candidates. The purpose of this committee was to
17 get Bob Short elected in the primary as a pro-life candidate.

18 Q What seat was Bob Short running for? Was he running
19 for the full term or the four-year seat?

20 A I don't recall.

21 MR. WALZ: He ran for the seat which Dave Durenberger
22 was elected.

23 MR. WHITEHEAD: I know that. I was just wondering
24 if he was after the four-year seat or the full term seat.

25 MR. WALZ: I hope that's not material.

1 MR. WHITEHEAD: Well, it has some materiality in
2 connection with the letter which is marked as Exhibit FEC 1,
3 which Mr. Angell says he has no knowledge of whatsoever. The
4 first sentence of that letter reads, "A number of my friends
5 and I have been trying to form a committee, the mission of
6 which would be to educate the voters on the pro-life stands
7 of the two candidates for the four-year Senate seat."

8 By Mr. Whitehead:

9 Q You have no knowledge of writing that particular
10 sentence in this particular letter?

11 A No, I really don't.

12 Q It's mentioned in the next sentence -- and I quote
13 -- "The promoters of this committee come from all political
14 parties, but we share a common concern: The passage of a
15 human life amendment. Therefore, we decided to call this
16 committee 'Democrats, Republicans and Independents United
17 for Pro-Life Senate.'"

18 The word "we" is used in there in connection with
19 calling this committee Democrats, Republicans and Independents
20 United for a Pro-Life Senate. Do you have any knowledge or
21 recollection as to when that decision was made and by whom?

22 A No, I'm sorry I do not.

23 Q The next sentence talks in terms of -- I'm sorry.
24 I quote, "Our plan was to print several hundred thousand
25 pieces of literature and distribute this by direct mail and

1 at gatherings of pro-lifers."

2 Were you involved in the plans to print these several
3 hundred thousand pieces and distribute by direct mail?

4 A No, I was not.

5 Q Who was involved in the plans, to your knowledge?

6 A I don't know. I'm making a guess now, and if you
7 want my guess, I would say it was probably Dave Osteen and
8 maybe Fred Gates. I might say that I don't object to any of
9 this, and maybe somebody told me about it and I didn't object
10 to it, but I just wasn't in the planning or anything
11 like that.

12 Q What I'm trying to understand here is if Mr. Gates
13 was involved in the planning, why was the letter addressed to
14 Mr. Gates on September 4th?

15 A I can't answer that. I don't know whether he was
16 involved in the planning or not. I'm just giving you names
17 you might want to inquire with.

18 Q Were there any meetings held in which you attended?

19 A No, other than the ones I told you about. I did
20 meet with Fred Gates on a couple of occasions, once at my
21 house and once in my office.

22 Q Sometime after August 23rd?

23 A That's my recollection.

24 Q Who was present when you met with Mr. Gates at
25 your house?

1 A My children may have been around. They're like
2 eight years, and at that time I guess about a year old or
3 something. My wife may have or may not have been there, I
4 don't know. I don't recall that she was actually seated and
5 talking. I think she was doing something else if she was
6 there.

7 Q Do you have any recollection of the discussions you
8 had with Mr. Gates at this meeting in your house?

9 A I do recall that I may have told him that I would
10 be a good person to have as treasurer since I am a Republican,
11 and I do have some -- oh, I suppose some people in pro-life
12 circles are acquainted with my name possibly, so I may have
13 mentioned that to him. Other than that, I don't recall what
14 was said. I think it was basically just small talk as far as
15 I can recall.

16 Q Did he approach you in connection with this meeting?

17 A That I don't recall.

18 Q You don't recall --

19 A I don't recall how we got together, whether I told
20 him to come over or somebody else told him to come over or
21 what.

22 Q Or whether that somebody else called you to tell you
23 he was coming over? You don't recall any of it?

24 A No.

25 Q You are a lawyer, Mr. Angell, right?

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1 A Yes.

2 Q Have you had anything, with the exception of this
3 particular matter, in your legal career that pertains to the
4 Federal Election laws or the Federal Election Campaign Act?

5 A Absolutely not.

6 Q I believe your testimony was that you and others
7 were interested in the election of Bob Short in the primary?

8 A That's correct.

9 Q Paragraph 4 of this letter reads, and I quote, "I
10 know that the piece of literature we have designed would be
11 effective. I believe that it would help Bob Short in the
12 general election. However, unless we can get some money,
13 we will not be able to get it out."

14 Do you have any explanation for that?

15 A Which phrase are you talking about?

16 Q I'm talking about the "general election."

17 A It may well be -- again, that language is not mine.
18 It may well be that the thought was to get Bob Short elected
19 in the general election, and not knowing at that time where
20 Durenberger stood on the issue of pro-life, it may be that at
21 that time they didn't know or, I didn't know, or the committee
22 didn't know or whatever. The second thing is that sometimes
23 it turns out that one candidate in the general election is
24 stronger pro-life than the other, so it's balancing. But I
25 can't answer for what that language is, because it really is

1 not my language, and I don't know why it was put in there.

2 Q So you have no knowledge of what this piece of
3 literature referred to in the letter is?

4 A No, I don't.

5 Q Are you familiar with a company called Nordic Press?

6 A No, I am not, although the name is vaguely familiar,
7 but I am not acquainted with it.

8 Q You don't recall signing checks to the payment of
9 Nordic Press?

10 A No, I do not. I should state, though, that I
11 signed checks and where they went.

12 Q To your knowledge, did Mr. Osteen have any business
13 dealings on behalf of the committee with Nordic Press?

14 A I do not know.

15 Q Are you familiar with a company called Mailhouse
16 Incorporated?

17 A I am familiar with them as a direct mail company.
18 I just know what they are, but I am not acquainted with them
19 otherwise.

20 Q You have had no dealings with them?

21 A I have never had any dealings with them. Again,
22 unless I signed a check that went to them or something, but
23 I never had any dealings with them.

24 Q Did you keep any books or records of disbursements
25 as the Pro-Life Senate Committee's treasurer?

1 A No, I didn't.

2 Q They wouldn't be with Mr. Gates' material at the
3 present time?

4 MR. WALZ: I assume they are.

5 By Mr. Whitehead:

6 Q You didn't keep a bookkeeping record of money in,
7 money out?

8 A No, I didn't personally keep one.

9 MR. WALZ: I think this might be an appropriate
10 time to put it on the record that it's my understanding,
11 counsel, that the books and records of the committee known
12 as Democrats, Republicans and Independents United for a
13 Pro-Life Senate are contained with the records of Short's
14 principal campaign committee, which have been delivered to
15 my office, but which I have not had an opportunity to review
16 yet.

17 MR. WHITEHEAD: They are in custody of Mr. Gates?

18 MR. WALZ: They are now in my custody.

19 MR. WHITEHEAD: As part of the principal committee's
20 records, is that it?

21 MR. WALZ: That's my understanding, that they were
22 maintained as records of an affiliated committee.

23 MR. WHITEHEAD: Well, to your knowledge, is not the
24 Short for Senate Committee the principal committee of Mr.
25 Short?

1 MR. WALZ: That's correct.

2 MR. WHITEHEAD: And they are part of those records
3 now?

4 MR. WALZ: They are physically located as part of
5 the campaign records of the Short Committee, which have been
6 delivered to my office.

7 Counsel, I think I should also state for the record
8 that it's my understanding that the checks that we have been
9 talking about -- you have copies of the checks we have been
10 talking about?

11 MR. WHITEHEAD: Yes.

12 MR. WALZ: You got them both in response to an
13 inquiry, and you got them from the bank?

14 MR. WHITEHEAD: Yes.

15 THE WITNESS: I don't have copies of them.

16 MR. WHITEHEAD: Let the record be clear that I was
17 not talking in terms of the check, but I was talking in terms
18 of the actual bookkeeping that went to payment out and bills
19 in and who kept them and that kind of thing, which we do not
20 have, of course.

21 MR. WALZ: It's my understanding that the committee
22 filed reports as required by the FEC regulations and that you
23 have copies of the reports, and if you have copies of the
24 checks and reports, it would be my surmise that you have in
25 essence the records of the committee.

1 By Mr. Whitehead:

2 Q Is it your testimony then that you had no dealings
3 whatsoever, with the exception of signing checks, with either
4 Nordic Press or Mailhouse?

5 A That's correct.

6 Q Did the Pro-Life Committee ever solicit funds or
7 contributions by way of telephone solicitation, letter
8 solicitation or whatever?

9 A I don't know what the Pro-Life Committee did in
10 that regard. I can tell you what I did. I talked to people.
11 "Why don't you put some money in?" And I know I contributed
12 myself.

13 Q Were you the recipient, as treasurer, for this
14 money that came in?

15 A When you say "recipient" --

16 Q Well, the contributions made payable to the
17 committee, did they not come into your hands as treasurer?

18 A I don't know. I assume they must have, and I assume
19 that I would have endorsed the checks as they came in, but I
20 don't have any recollection of that. I would imagine the
21 records would show that, the bank records or something.

22 MR. WHITEHEAD: Let's take a break.

23 (A recess was taken.)

24 By Mr. Whitehead:

25 Q Mr. Angell, did you maintain a daily calendar of

1 meetings and appointments in 1978?

2 A No, I didn't. The only thing is, as a lawyer, I
3 would have a calendar as to what trials we have or what
4 motions we have, that type of thing.

5 Q You don't have a personal desk calendar?

6 A No. We all get a copy of it. It's an appearance
7 type calendar if we have depositions or something, but I
8 don't have an appointment type calendar. My practice isn't
9 a lot of conferences and things. It's either in trial or
10 motions.

11 Q Do you keep one personally?

12 A No, I do not.

13 Q Mr. Angell, on January 25, 1979, a letter from
14 William Oldaker, general counsel of the Federal Election
15 Commission, was sent to you and enclosed was a series of
16 questions.

17 MR. WALZ: Counsel, I think you have misspoken on
18 the date.

19 MR. WHITEHEAD: Well, the date of the letter is
20 January 25th.

21 MR. WALZ: Whose letter?

22 MR. WHITEHEAD: Mr. Oldaker's.

23 MR. WALZ: Excuse me.

24 By Mr. Whitehead:

25 Q This is your response to Mr. Oldaker's question in

1 his letter of December 21, 1978. I did misspeak.

2 You submitted responses to some working questions
3 and attachments or checks plus invoices from Nordic Press and
4 Mailhouse.

5 MR. WALZ: Counsel, again, to clarify the record,
6 the record should reflect that Mr. Angell received two letters
7 dated December 21, 1978 from Mr. Oldaker.

8 By Mr. Whitehead:

9 Q Let me quote from the first sentence of Mr. Angell's
10 letter to Mr. Oldaker of January 25, 1979. "I received your
11 letter dated December 21, 1978. That letter was sent to me
12 at a postal box which has not been used for some time.
13 Consequently, I did not receive your letter until January
14 23, 1979. This response is therefore within the requested
15 ten-day period following receipt."

16 What are the two letters that you referred to?

17 MR. WALZ: One of the letters is captioned "Re:
18 MUR 818," and the other letter is captioned "Re: MUR 812 (78)."
19 Offhand, I would say that by reading the second letter that
20 I described that it would not require a response.

21 MR. WHITEHEAD: The first letter described did
22 require a response. This January 25th letter was the
23 response to that first letter.

24 MR. WALZ: That's my understanding.
25

1 By Mr. Whitehead:

2 Q Mr. Angell, did you prepare the answers to these?

3 A No, I did not.

4 Q Who prepared them?

5 A Either Fred Gates or someone at his request.

6 Q Did you collect the checks and invoices that were
7 attached -- copies of them?

8 A No, I did not.

9 Q Who did?

10 A I assume that Fred Gates did.

11 Q Did you read the answers to the questions before
12 they were mailed?

13 A I did read the answers to the questions before they
14 were mailed.

15 Q But you had not involved yourself in the preparation
16 of the answers?

17 A No, I did not, nor of the letter.

18 Q Is it your testimony that the letter was put in
19 front of you and you read it and signed it?

20 A Well, I read it and signed it, and as the letter
21 states, I think -- at least I would hope it states that there
22 were other factors in compiling the answers to the questions
23 other than just me, that others were consulted. But I didn't
24 draft the letter. That's correct. I did read it and I signed
25 it.

1 MR. WHITEHEAD: Let's go off the record.

2 (Discussion off the record.)

3 MR. WHITEHEAD: Let the record show that we are
4 adjourning this deposition subject to recall of the witness
5 at a later time.

6 MR. WALZ: Which I trust will be time mutually
7 agreeable with counsel and the witness?

8 MR. WHITEHEAD: Hopefully.

9 THE WITNESS: I will waive the reading and signing
10 of the deposition up to this stage.

11 (The deposition adjourned at 11:00 o'clock, a.m.)

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1 STATE OF MINNESOTA)
) ss.
2 COUNTY OF WASHINGTON)

3 CERTIFICATE

4 Be it known, that I took the foregoing deposition
5 of JOHN ANGELL, pursuant to Notice;

6 That I was then and there a Notary Public in and
7 for the County of Washington, State of Minnesota;

8 That by virtue thereof, I was duly authorized to
9 administer an oath;

10 That the witness was, before testifying, by me
11 first duly sworn to tell the whole truth and nothing but the
12 truth relative to the cause specified;

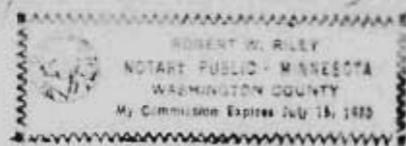
13 That I am not related to any of the parties hereto
14 or interested in the outcome of this action;

15 That the foregoing is a true and complete transcript
16 of the testimony given by the witness; and

17 That the witness waived the reading and signing of
18 his deposition.

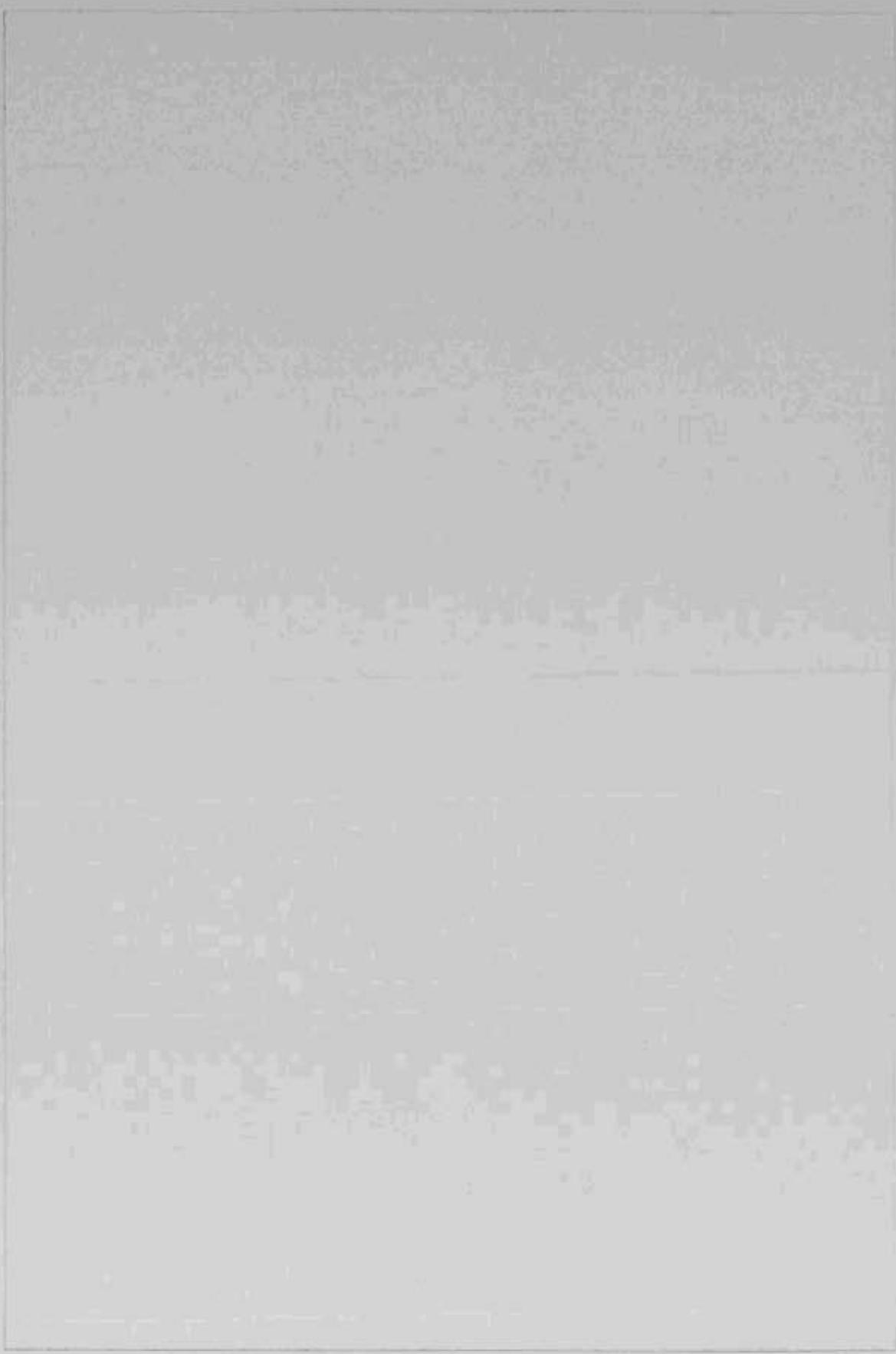
19 WITNESS MY HAND AND SEAL this 15th day of
20 April, 1979.

21 *Robert W. Riley*



MINNESOTA STATE BAR ASSOCIATION

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OFFICE OF THE ATTORNEY GENERAL
STATE OF TEXAS
AUSTIN, TEXAS

Vote for the unborn in the Sept. 12 DFL Primary

Unborn children cannot speak for themselves but you can speak for them with your ballot in the DFL Primary, Tuesday, September 12. *YOUR vote can guarantee that the senator elected to fill the term of the late Senator Humphrey will be a man who will stand up and defend the most basic of all human rights—THE RIGHT TO LIFE.*

If BOB SHORT wins the DFL Primary September 12, then the unborn children will win.

If Fraser wins the DFL Primary, then he is likely to become senator and the unborn children will lose.

THE ELECTION OF A PRO-LIFE SENATOR WILL BE ASSURED IF YOU WILL VOTE IN THE DFL PRIMARY, TUESDAY, SEPT. 12 AND ALSO URGE TWO OR THREE OF YOUR PRO-LIFE FRIENDS AND RELATIVES TO VOTE.

THE CANDIDATES



BOB SHORT

- ★ Bob Short will actively support and work for a Human Life Amendment to end abortion and protect human life.
- ★ Bob Short will oppose the use of tax dollars to pay for abortions.
- ★ Bob Short will oppose the use of tax dollars to fund "research" where living babies that survive abortion are used as experimental subjects.



DONALD FRASER

- Fraser supports the current abortion on demand policy. As a Minneapolis Congressman he worked and testified against the Human Life Amendment.
- Fraser has always voted to use tax dollars to pay for abortions.
- Fraser voted against forbidding the use of tax dollars for "research" where living babies that survive abortion are used as experimental subjects.

WHO FUNDS FRASER? The largest for-profit abortion clinic in Minnesota used its news letter to raise funds for the Fraser campaign. The incorporators of the clinic and his wife each gave the Fraser campaign \$1,000. A major Washington based pro-abortion lobby group, the National Abortion Rights Action League, gave the Fraser campaign \$3,500.

REPUBLICANS AND INDEPENDENTS... YOU TOO SHOULD PARTICIPATE IN THIS YEAR'S MAJOR PRIMARY ELECTION CONTEST BY VOTING IN THE DFL PRIMARY SEPTEMBER 12. YOU DO NOT HAVE TO DECLARE ANY PARTY AFFILIATION BEFORE ENTERING THE VOTING BOOTH. REMEMBER TO VOTE ONLY ON THE DFL SIDE OF THE BALLOT OR IT WILL NOT BE COUNTED AT ALL. THIS DOES NOT OBLIGATE YOU IN THE NOVEMBER GENERAL ELECTION. YOU MAY THEN VOTE FOR ANY CANDIDATE OR PARTY YOU WISH.

HELP DEFEND THOSE WHO CANNOT DEFEND THEMSELVES

VOTE BOB SHORT

IN THE DFL PRIMARY SEPT. 12

Your vote in the Primary is **CRUCIAL!**

YOUR VOTE IN THE PRIMARY ELECTION ON TUESDAY, SEPTEMBER 12 WILL HAVE THE IMPACT OF SEVERAL VOTES SINCE IT IS EXPECTED THAT LESS THAN HALF OF THE ELIGIBLE VOTERS WILL GO TO THE POLLS. DON'T PASS UP THIS UNIQUE CHANCE YOU HAVE TO SPEAK OUT FOR THE UNSORN CHILD - VOTE SEPTEMBER 12.

1992, May 1994
Marilyn Ann Demaris
5200 17th Ave. S.W. #100
Burien, WA 98148
Phone: (206) 835-1111

PLEASE PRINT OR TYPE
YOUR NAME AND ADDRESS
ON THE REVERSE SIDE

Democrats, Republicans
and Independents Unite
for a Pro-life Senate
P.O. Box 19022
Diamond Lake Station
Mpls., Minn. 55419



**THIS LITTLE
GUY WANTS
YOU
TO VOTE
IN THE
SEPT. 12
PRIMARY**

September 4, 1978

Mr. Fred L. Gates
Bob Short for Senate
1011 Marquette Ave.
Minneapolis, Minnesota

REC
DEPT EX 1
R. W. RILEY, RPR

Dear Mr. Gates:

A number of my friends and I have been trying to form a committee, the mission of which would be to educate the voters on the pro-life stands of the two candidates for the four year Senate seat. The promoters of this committee come from all political parties, but we share a common concern: the passage of a human life amendment. Therefore we decided to call this committee "Democrats, Republicans and Independents United for a Pro-Life Senate."

Our plan was to print several hundred thousand pieces of literature and distribute this by direct mail and at gatherings of pro-lifers.

We went ahead with this plan several days ago without giving the financial end of things much thought. The time came to pay the bill and we discovered that we could not raise the money.

I know that the piece of literature we have designed would be effective. I believe that it would help Bob Short in the general election. However, unless we can get some money, we will not be able to get it out.

Do you think that the Bob Short Committee would be interested in helping out? Its only responsibility would be to take care of the printing and distribution costs. We would still supply most of the volunteers necessary to get this material out. As you may realize, those involved in the pro-life movement are long on enthusiasm but short on dollars. Thank you for your consideration.

Sincerely,

John F. Orzell

8101031033

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ASSOCIATED REPORTERS

Midland Bank Building

MINNEAPOLIS, MINNESOTA 55401

TO

THOMAS J. WHITEHEAD
Assistant General Counsel
1325 K. Street, N.W.
Washington, D.C. 20463

FIRST CLASS



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 818 + Depositions

Date Filmed 7/28/01 Camera No. --- 2

Cameraman: [Signature]