



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20461

THIS IS THE END OF MUR # 921

Date Filmed 9/18/79 Camera No. --- 2

Cameraman SPC

72040153007

FEDERAL ELECTION COMMISSION

Duplicates of Letters

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 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 Donaldson
date July 16, 1979

FEC 9-21-77

79010133009

60051010007

1114 921

PS Form 3811, Nov. 1977

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

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

2. ARTICLE ADDRESSED TO:
Ed. Muesc

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

4. DATE OF DELIVERY: 7/19/79

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

★GPO: 1977-9-249-88

M4R 921

PS Form 3811, Apr. 1977

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

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

2. ARTICLE ADDRESSED TO:
E. Scott Royce

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

4. DATE OF DELIVERY: ES Royce

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

★GPO: 1977-0-249-596



FEDERAL ELECTION COMMISSION

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

July 13, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Ed Meese
9001 Grossmont Boulevard
La Mesa, California 92041

Re: MUR 921

Dear Mr. Meese:

On July 11, 1979, the Commission determined to take no further action against your client, John M. Laxalt, in regard to the above-captioned matter.

Accordingly, the file has been closed.

Sincerely,

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

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

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

July 13, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. E. Scott Royce
1236 S. Taylor Street, Apt. A
Arlington, Va. 22204

Re: MUR 921

Dear Mr. Royce:

On July 11, 1979, the Commission determined to take no further action against Mr. John M. Laxalt in connection with the above-captioned matter. Accordingly, the file has been closed.

Should additional information come to your attention which you believe indicates a violation of the Act, please contact me.

Sincerely,

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

William C. Oldaker
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
DATE: JUNE 28, 1979
SUBJECT: OBJECTION - MUR 921 - Memorandum from OGC
dated 6-25-79. Received in OCS
6-25-79, 5:33

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

Commissioner Friedersdorf submitted an objection at
10:29, June 28, 1979, thereby placing MUR 921 on the
Executive Session Agenda for July 10, 1979.

79010153013

June 25, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 921

Please have the attached Memo distributed to the
Commission on a 28 hour tally basis.

Thank you.

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FEDERAL ELECTION COMMISSION

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

June 25, 1979

MEMORANDUM TO: The Commission

FROM: William C. Oldaker
General Counsel *W.C.O.*

SUBJECT: MUR 921 - John M. Laxalt

On April 19, 1979, the Commission found reason to believe that John M. Laxalt may have violated 2 U.S.C. § 438(a)(4) and 11 CFR § 104.13. The Commission voted to send the letter attached to the General Counsel's report subject to certain amendments, such as placing the words "may have" before the word "violated." This letter, dated April 24, 1979, was delivered to the respondent on April 30, 1979.

After telephone conversations with Mr. Laxalt and his attorney, Mr. Ed Meese of La Mesa, California, this office received a written response on May 29, 1979, (see Attachment I). In his letter, Mr. Meese stated that:

"In response to your letter of 24 April 1979, you are advised that at no time has Mr. Laxalt committed any act which is in violation of 2 U.S.C. Section 438(a)(4) or 11 C.F.R. Section 104.13."

It should be noted that this response does not specifically answer the questions posed by the Commission in its letter of April 24, 1979. Because of this, we attempted to contact Mr. Meese. He returned our telephone calls on May 31, 1979, and stated that this was as extensive an answer that he would give on behalf of his client.

ANALYSIS

It has come to the attention of this office that Mr. Laxalt was at the Commission on a number of occasions just prior to the January 29, 1979, article in the Washington Post. Documents in the Public Records Office

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indicate that Mr. Laxalt personally requested computer E-index* printouts. These requests were transmitted to Data Systems for processing on January 4th, 8th, 10th and 25th (see Attachment II). The number of states from which candidates' E-indexes were requested was twenty (20), the same number of states from which contributions are needed for a presidential candidate to receive federal matching funds. Also Public Records personnel recall that Mr. Laxalt made copies of reports and remember receiving payments from him for these copies during the month of January, 1979.

In light of these facts and because an ample opportunity has been afforded the respondent to answer the Commission's questions and he has failed to do so, we recommend that an order to answer interrogatories be issued to Mr. Laxalt to determine: 1) the purpose of his visits; and 2) whether any information which he may have obtained from reports and statements filed with the Commission has been used to solicit contributions.

RECOMMENDATION

1. Issue an order to the respondent John Laxalt to answer interrogatories.
2. Send the attached letter and questions.

* E-indexes show the microfilm locations of all disclosure documents filed by or on behalf of a candidate.

70010153016

Attachment I
MUR 921

ED MEESE
ATTORNEY AT LAW
9001 GROSSMONT BOULEVARD
LA MESA, CALIFORNIA 92041
(714) 461-0331

19 MAY 29 AM 10.02

May 25, 1979

902586

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

Re: Your file MUR 921

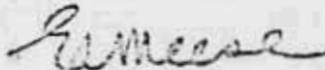
Dear Mr. Tow:

Pursuant to our telephone conversation, the undersigned is representing John M. Laxalt in regard to the Federal Election Commission inquiry, MUR 921.

In response to your letter of 24 April 1979, you are advised that at no time has Mr. Laxalt committed any act which is in violation of 2 U.S.C. Section 438(a)(4) or 11 C.F.R. Section 104.13.

I trust that this will conclude the matter. If any further information should be needed please contact me at the above address. It is understood that any further communication should be directed to me rather than to my client.

Sincerely,



Ed Meese

EM:jf

cc: Mr. John M. Laxalt

72040153017

Smith	H8TX05011	
Glenn	H6IX04042	given to data
Rippen	H8PA17019	on Jan. 25 th , 77
Geack	H6TX08019	
Hamilt	H8IN09024	
Barback	H8CA23020	
Gresh	H8CA33177	received from
Cochran	H6MS04026	data on
Mattera	H8CA42020	Jan. 26 th , 77
Hopkins	H8KY06040	1977
Smith	H8IA06010	
Sander	H8OH22023	

J. LAXALT - 546-2240

THOS. PAUKEN - TEXAS 5

FRANK S. GLENN - TEXAS 4

THOS. RIPPEN - PA 17

NICK GEARHACK - TEXAS 8

FRANK HAMILTON, JR. - INDIANA 9

JOS. F. BARBACK - CA 23

WAYNE GRIFHAN - CA 33

THAD COCHRAN - MISS. SENATE

LAURENCE MATTERA - CA 42

LARRY HOPKINS - KY 6

WILLIS JUNKER - IOWA 6

RICHARD SANDER - OHIO 22

JOHN LAXALT - 506-2210

7 elements 1-7-77
F. L. G. 11

- DAN HUGHES #8NH01012 New Hampshire 1
- ED GUERNEY #8F109250 Florida 9
- WM. DANNEMEYER #8CA 37024 Calif. 39
- AL CARDENAS #8FL111019 Florida 14
- RICK BENNETT #8WA03016 Wash. 3
- DANIEL O'KEEFE #8CA1013 Calif. 13
- THOS. P. BOWLES, JR. Georgia 5
#801105031

received from data
on the 9th, 79
(January)

9
0
0
0

J. LAXALT - 546-2240

Light 11/11/11

REX HIME - CAL. 4 *11/11/11*

DAN THOMAS - PA 14 *11/11/11*

EUGENE KANE - PA 7 *11/11/11*

JOHN HERRITY - VA 8 *11/11/11*

JULIAN GARRETT - IOWA 5 *11/11/11*

*received from date
for 11/11/11*

72010153920

BATCH RUN REQUEST FORM

Committee Index

NAME: JOHN LAXALT

DATE: JAN. 3, '78

ADDRESS: _____

INDEX TYPE: E

PHONE: 546-2240

Laxalt

*received from [unclear]
on Jan 11/78*

*****PLEASE BE SURE THAT YOU COPY THE CORRECT IDENTIFICATION NUMBER. "E" INDEXES (CANDIDATE INDEXES OF SUPPORTING DOCUMENTS) REQUIRE THE CANDIDATE I.D. NUMBER (for example H8TX02347). "C" INDEX (COMMITTEE INDEX OF DISCLOSURE DOCUMENTS) REQUIRES THE COMMITTEE I.D. NUMBER (for example C00024687).

79010153021

CANDIDATE OR COMMITTEE NAME

I.D. NUMBER

TOM RICHEY

H8A202029

GALE M. CRONK

H8MI07013

KIRBY HOLMES

H8MI12013

BILL BARNSTEAD

H6MA08067

LES MOWERY

H6TX06039

ERIC SEASTRAND

H8CA16016

HERB HOODWIN

H8FL15016

BILL BAKER

H8MO04022

TED JACOB

H8PA18017

ROLAND BYRD

H6MS02048

DON GOEDEKE

H8CA38028

DAN MACKINNON

H8CT06011

CHAS WANNAMAKER

H8SC01033

DAVID VOLK

H8SD01030

LEO BERMAN

H6TX24040

Logged 3:30 1/3/78

no do to be sent up - me



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John Laxalt
c/o Ed Meese, Esquire
9001 Grossmont Boulevard
La Mesa, California 92041

Re: MUR 921

Dear Mr. Meese,

This will acknowledge the receipt on May 29, 1979, of your response to our letter of April 24, 1979.

In our letter, we advised your client, Mr. John Laxalt, that the Commission had found reason to believe that he may have violated Section 438(a)(4) of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431 et seq. and 11 C.F.R. § 104.13. We requested that Mr. Laxalt submit answers to a number of questions relating to these possible violations.

In your response, you stated that at no time has Mr. Laxalt committed an act in violation of 2 U.S.C. § 438 (a)(4) or 11 C.F.R. § 104.13.

In a telephone conversation on May 31, 1979, we requested from you more specific answers to our questions. You stated that this was as extensive a response as you would give on behalf of Mr. Laxalt.

Federal law provides that the Commission need only find reason to believe that a violation has occurred before initiating an investigation into that apparent violation. The Commission then is under a duty to afford the respondent a reasonable opportunity to demonstrate that no action should be taken against him.

1979 53022

- 2 -

Because you have not taken advantage of that opportunity, the Commission now orders Mr. Laxalt to answer the enclosed questions. An Order issued pursuant to 2 U.S.C. § 437d(a)(1) is attached.

The attorney assigned to this matter is Christopher Y. Tow. Please contact him at (202) 523-4057 if you have any questions.

Sincerely,

William C. Oldaker
General Counsel

Attachments

- (1) Order
- (2) Questions

7120 1 2 1 5 3 0 2 3



FEDERAL ELECTION COMMISSION

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

AUTHORIZATION TO ISSUE ORDER

The Commission hereby authorizes the issuance of an Order in connection with MUR 921 for the respondent John M. Laxalt to answer interrogatories.

Robert O. Tiernan
Chairman

Thomas E. Harris
Commissioner

Max L. Friedersdorf
Vice Chairman

John W. McGarry
Commissioner

Joan D. Aikens
Commissioner

Vernon W. Thomson
Commissioner

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UNITED STATES OF AMERICA
FEDERAL ELECTION COMMISSION

In the Matter of)
)
John M. Laxalt) MUR 921

ORDER

TO: Mr. John Laxalt
c/o Ed Meese, Esquire
9001 Grossmont Boulevard
La Mesa, California 92041

79010153025
PURSUANT to the authority set forth in Section 437d(a)(1) of Title 2, United States Code, and in furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby orders you to submit written answers to the attached interrogatories. The answers must be submitted under oath, within ten (10) days of your receipt of this Order, to the Federal Election Commission, 1325 K Street, N.W., Washington, D.C. 20463, Attention: Office of General Counsel.

WHEREAS, the Chairman of the Federal Election Commission has hereunto set his hand at Washington, D.C. on this the
day of 1979.

Robert O. Tiernan
Chairman

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

FEDERAL ELECTION COMMISSION

Mr. John M. Laxalt

MUR 921

QUESTIONS

In the "PostScript" column of the January 29, 1979, edition of The Washington Post, the following was reported:

"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

Laxalt, brother of Sen. Paul Laxalt (R-Nev.) and Washington representative of Ronald Reagan's California-based issues group, Citizens for the Republic, pronounced the effort "worth it. We'll have a lot of proven contributors."

Sen. Laxalt is busy organizing a separate campaign committee for Reagan.

Your presence in the Public Records Office of the Federal Election Commission several times during the month of January, 1979, specifically on or around January 4th, 8th, 10th, and 25th, has been confirmed through Commission records which list the computer printouts requested by you and through Commission personnel who assisted you. This information provides corroboration for the substance of the newspaper article.

In light of these facts, please furnish answers to the following questions:

1. Please state the dates when you were in the Public Records Office of the Federal Election Commission during the month of January, 1979, and indicate whether the above dates coincide with your records.

2. Please state whether you requested computer printouts from Commission personnel during your visits to the Public Disclosure Office of the Federal Election Commission. Please state the dates when you requested this information from Commission personnel.

3. From January 1, 1979, to the present, were you or are you presently involved in any fundraising activities? If so, please state the name and address of the political candidate or political committee for whom you were or are presently engaged in such fundraising activities.

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4. Were your visits to the Federal Election Commission and requests for computer printouts made in connection with such fundraising activities? If so, please explain how the information from these computer printouts was utilized by you in your fundraising activities.

5. Did you use the information obtained from these computer printouts for any other purposes? If so, please explain how the information from these computer printouts was utilized by you for these other purposes.

79010153027

600#
10223

ED MEESE
ATTORNEY AT LAW
9001 GROSSMONT BOULEVARD
LA MESA, CALIFORNIA 92041
(714) 461-0331

RECEIVED
FEDERAL ELECTION
COMMISSION

79 MAY 29 AM 10:02

May 25, 1979

902526

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

Re: Your file MUR 921

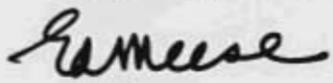
Dear Mr. Tow:

Pursuant to our telephone conversation, the undersigned is representing John M. Laxalt in regard to the Federal Election Commission inquiry, MUR 921.

In response to your letter of 24 April 1979, you are advised that at no time has Mr. Laxalt committed any act which is in violation of 2 U.S.C. Section 438(a)(4) or 11 C.F.R. Section 104.13.

I trust that this will conclude the matter. If any further information should be needed please contact me at the above address. It is understood that any further communication should be directed to me rather than to my client.

Sincerely,



Ed Meese

EM:jf

cc: Mr. John M. Laxalt

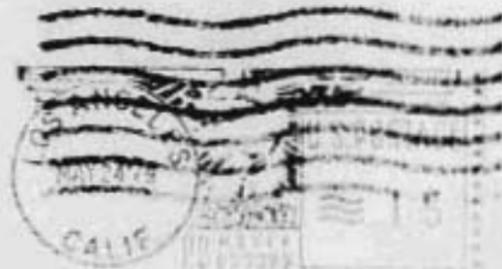
79040153028

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ED MEESE

ATTORNEY AT LAW

9001 GROSSMONT BOULEVARD
LA MESA, CALIFORNIA 92041



79 MAY 29 AM 10:02

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

RECEIVED
FEDERAL ELECTION
COMMISSION



FEDERAL ELECTION COMMISSION

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

April 24, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John M. Laxalt
Crystal Square Apartment House
1515 South Jefferson Davis Highway
Arlington, Virginia 22202

Re: MUR 921

Dear Mr. Laxalt:

The Federal Election Commission has received a complaint which alleges that you may have committed certain violations of the Federal Election Campaign Act of 1971, as amended (hereafter the "Act"). We have numbered this matter MUR 921. Upon review of the complaint, the Commission has found reason to believe that the matters alleged therein state a possible violation of 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13. Specifically, it appears that you may have inspected, copied or otherwise obtained information from reports and statements filed with the Commission for the apparent purpose of soliciting contributions. This is prohibited under 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

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

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



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

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

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

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Questions

7170049153031

7170049153031

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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

2. ARTICLE ADDRESSED TO:
 John M. Laxalt

3. ARTICLE DESCRIPTION:
 REGISTERED NO. | CERTIFIED NO. | INSURED NO.
 | 943470 | |

(Always obtain signature of addressee or agent)

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

4. DATE OF DELIVERY: 4-30-79
 POSTMARK: APR 30 1979 WASHINGTON VA

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: VIS SLERK'S INITIALS

404 187-5-1000

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John M. Laxalt
Crystal Square Apartment House
1515 South Jefferson Davis Highway
Arlington, Virginia 22202

Re: MUR 921

Dear Mr. Laxalt:

The Federal Election Commission has received a complaint which alleges that you may have committed certain violations of the Federal Election Campaign Act of 1971, as amended (hereafter the "Act"). We have numbered this matter MUR 921. Upon review of the complaint, the Commission has found reason to believe that the matters alleged therein state a possible violation of 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13. Specifically, it appears that you may have inspected, copied or otherwise obtained information from reports and statements filed with the Commission for the apparent purpose of soliciting contributions. This is prohibited under 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

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

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

7 9 0 4 0 1 5 3 0 3 2

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

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

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

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Questions

CT/cah
4/20/79

79010153033

FEDERAL ELECTION COMMISSION

Mr. John M. Laxalt

MUR 921

QUESTIONS

In the "PostScript" column of the January 29, 1979, edition of The Washington Post, the following was reported:

"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

Laxalt, brother of Sen. Paul Laxalt (R-Nev.) and Washington representative of Ronald Reagan's California-based issues group, Citizens for the Republic, pronounced the effort "worth it. We'll have a lot of proven contributors."

Sen. Laxalt is busy organizing a separate campaign committee for Reagan.

1. Is this article substantially correct? Were you in fact at the Federal Election Commission as stated in the article? If you were, please furnish the following information:
 - a) The dates when you were at the Commission;
 - b) The purpose of the visits; and
 - c) Whether any information, from reports and statements filed with the Commission which you may have obtained, has been used to solicit contributions.

7 9 0 4 0 1 5 3 0 3 4

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
John M. Laxalt)

MUR 921

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, certify that on April 19, 1979, the Commission took the following actions in MUR 921:

1. Determined by a vote of 5-1 to amend Line One of Part 1 of the recommendation contained in the General Counsel's April 10, 1979 report by inserting the words, "may have," before the word, "violated."

Commissioners Aikens, Harris, McGarry, Thomson, and Tiernan voted affirmatively. Commissioner Friedersdorf dissented.

2. Determined by a vote of 4-2 to adopt the recommendations of the General Counsel, as amended, thus taking the following actions:

- a. Find reason to believe that John M. Laxalt may have violated 2 U.S.C. §438(a)4 and 11 C.F.R. §104.13.

- b. Send the letter attached to the General Counsel's April 10, 1979 report, subject to amendment to conform it to the above action.

Commissioners Harris, McGarry, Thomson, and Tiernan voted affirmatively. Commissioners Aikens and Friedersdorf dissented.

Attest:

4/24/79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

79010153035



FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *mwe*
DATE: APRIL 12, 1979
SUBJECT: OBJECTION - MUR 921 - First General
Counsel's Report dated 4-10-79;
Received in OCS 9-10-79, 11:30

The above-named document was circulated on a 48 hour vote basis at 3:00, April 10, 1979.

Commissioner Friedersdorf submitted an objection at 10:54, April 12, 1979, thereby placing MUR 921 on the Executive Session Agenda for April 19, 1979.

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April 10, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 921

Please have the attached First General Counsel's Report on MUR 921 distributed to the Commission on a 48 hour tally basis.

Thank you.

70040153037

FEDERAL ELECTION COMMISSION

FIRST GENERAL COUNSEL'S REPORT

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

DATE AND TIME OF TRANSMITTAL
BY OGC TO COMMISSION APR 10 1979

MUR NO. 09208 10 011: 30
DATE COMPLAINT RECEIVED
BY OGC 2-22-79

STAFF MEMBER(S) Tow

COMPLAINANT'S NAME: E. Scott Royce

RESPONDENT'S NAME: John M. Laxalt

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

INTERNAL REPORTS CHECKED:

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

This complaint (see Attachment I) was received from a Mr. E. Scott Royce of Arlington, Virginia. Mr. Royce included a copy of a Washington Post newspaper article printed on January 29, 1979. The article stated that John M. Laxalt was "poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." John Laxalt, reportedly the Washington representative of Ronald Reagan's Citizens for the Republic, was also quoted as saying the effort was "worth it. We'll have a lot of proven contributors." John Laxalt's brother, Senator Paul Laxalt (R-Nev.), is "busy organizing a separate campaign committee for Reagan," according to the Post.

The complaint cites 2 U.S.C. § 438(a)(4) which although generally provides for public inspection and copying of reports and statements filed with the Commission, also asserts, "That any information copied from such reports and statements shall not be sold or utilized by any person for the purposes of soliciting contributions or for any commercial purpose."

Also cited is 11 C.F.R. § 104.13 which states that, "Any information copied, or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission ... shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose."

79010153038

The inference which can be drawn from this newspaper article is that John Laxalt had copied or otherwise obtained information from reports and statements on file with the Commission for the purpose of soliciting contributions.

In light of these facts, we recommend that the Commission find reason to believe that John M. Laxalt violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

RECOMMENDATION

1. Find reason to believe that John M. Laxalt violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.
2. Send the attached letter.

Attachments

1. Copy of complaint with Post article
2. Letter and questions to John Laxalt

79010153039

2/1/68

GCC# 9344

900892

rec'd 2/15/79

Arlington, Va. 22204
February 13, 1979

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

Gentlemen:

Section 437g(a)(1) of the Federal Election Campaign Act (FECA) provides that "Any person who believes a violation of this Act...has occurred may file a complaint with this Commission."

It is my belief that the Citizens for the Republic is in violation of section 438(a)(4) of the FECA and of section 104.13 of the FEC Regulations promulgated to enforce the Act. Specifically, section 438(a)(4) provides that "any information copied" from reports and statements filed with the FEC pursuant to the FECA and available for public inspection "shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose..." Section 104.13 reads, in part: "Any information copied, or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission...shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose."

On January 29, 1979, the WASHINGTON POST's "PostScript" column on page 3 contained comments attributed to John M. Laxalt, reportedly "Washington representative of...Citizens for the Republic," which seem to indicate a violation of the above-noted sections has occurred. The POST reported that Laxalt had been "poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." It then quoted him as saying that this effort was "'worth it. We'll have a lot of proven contributors.'" This statement seems to indicate an intent to violate the Act and FEC Regulations.

A copy of the "PostScript" column cited above is attached to this complaint. I have in my possession the original copy, which is available to you should you request it.

In accordance with FEC Regulations, Section 111, I state that this complaint is not filed "on behalf of or at the request or suggestion of" any candidate.

I may be reached by phone about this complaint either at my home (703-920-3552) or my office (703-573-7016).

79010133040

2/13/79
add/1

I swear that to the best of my knowledge and belief that the statements made in the above complaint are true.

Sincerely yours,

E. Scott Royce

E. Scott Royce

Att.

Sworn to and subscribed before me this 13th

day of February, 1979.

Witness my hand and official seal.

Teresa P. Sifer Notary Public

Commissioned as
Teresa P. Erwin

My Commission Expires January 8, 1980

79040153041

Attachment
MUR 921

P.A 3 1/29/79 WASH. POST Green F:CFTR.

A Connecticut newspaper reporter says he once saw Nelson A. Rockefeller give away his "last dime" to a diamond-bedecked dowager at a Texas dinner.

John Knoble, a staff reporter at the New Haven Register, said the incident occurred in the late 1930s when Rockefeller was at the Shamrock Hotel in Houston to build support for a presidential bid.

Knoble said he was chatting with Rockefeller when an elderly woman wearing "the largest possible diamonds . . . ambled up to Rockefeller and said: 'Give me a dime.'"

Rockefeller, eyeing the glitter around her neck and on her fingers, asked why she would need a dime.

The woman said she'd been given a dime by Rockefeller's grandfather when she was a child and "thought it would be wonderful if another Rockefeller gave me a dime," Knoble recalled.

He said Rockefeller fumbled in his pockets and turned up a nickel and a wallet with bills (the top one for \$1,000)—leaving the woman obviously disappointed.

Then, "with an only slightly pained expression, he reached down to his trouser cuff, opened it, and there sewed in it was a dime," Knoble said.

Rockefeller explained as he handed the coin to the woman that he kept a dime in his cuff "in case I'm mugged and need to telephone. My grandfather's advice."

"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

Laxalt, brother of Sen. Paul Laxalt (R-Nev.) and Washington representative of Ronald Reagan's California-based issues group, Citizens for the Republic, pronounced the effort "worth it. We'll have a lot of proven contributors."

Sen. Laxalt is busy organizing a separate campaign committee for Reagan.

Though another conservative, Rep. Phillip Crane (R-Ind.), has been campaigning hard since announcing his candidacy last Aug. 1, Reagan's people don't take his challenge that seriously. They're more concerned with the almost-certain candidacy of former Republican national chairman and CIA director George Bush, a proven

PostScript



fund-raiser and organizer with broad appeal throughout the GOP

A Maine lawmaker has proposed legislation to have Maine join New Hampshire in holding the first presidential primary each election year.

State Rep. Judy Kany, the bill's sponsor, says "the wording is such that Maine's presidential primary would be held the same day as New Hampshire's, unless New Hampshire holds its the year prior to the election."

Under New Hampshire law, that state holds its primary one week prior to any other presidential primary. Gov. Hugh Gallen says to do otherwise would hurt the Granite State economically.

Kany says that if New Hampshire acts to hold its primary late this year, Maine would follow suit. Maine currently does not hold primaries; nominees are selected at party caucuses.

Kany says her ultimate goal is a six-state New England regional primary.

Detroit is doing it. So are Seattle and Baltimore. The Big Apple has been doing it in a big

way with a multimillion-dollar ad campaign—"I Love New York."

And now comes image-conscious Boston, whose mayor, Kevin White, plans to tout the benefits of his city along the theme "Nobody Does It Like You, Boston."

Coincidentally, the estimated \$300,000 ad contract is expected to be awarded, without public advertising, to the Boston firm Hill, Knowlton, Connors and Cosmopoulos—the agency that has helped White win election over the past two years. The mayor will be seeding a fourth term this year—at the height of the new ad campaign.

State Sen. Joseph Timilty, an unannounced mayoral candidate, commented acidly: "It's a nice way to start the campaign early."

In her first Senate speech last week, L. Kassebaum (R-Kan.) urged adoption of a year limit on terms in office.

Sen. William Proxmire (D-Wis.), who interrupted his speech so that Kassebaum could address the chamber, praised her remarks. But, noting his 21 years of service, he said he could not agree with her.

Kassebaum recommended that senators be limited to two terms of six years each and House members to six terms of two years each.

Robert Thorne, dismissed as assistant secretary of energy, says DOE is "an undisciplined, poorly led organization." Deputy Secretary John S. Gandy and Under Secretary Dale Myers often complain that "we're 100 degrees" apart from the Nucleonics Week reporter Steve Weinberger.

Thus, he said, program people were frustrated and suffered from poor morale for the abilities of Secretary James R. Schlesinger. Thorne, a career government employee, said, "Energy supply is much more important and difficult to accomplish than to sit with your feet up on a coffee table and be analytic and idealize about things."

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FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John M. Laxalt
Crystal Square Apartment House
1515 South Jefferson Davis Highway
Arlington, Virginia 22202

Re: MUR 921

Dear Mr. Laxalt:

The Federal Election Commission has received a complaint which alleges that you committed certain violations of the Federal Election Campaign Act of 1971, as amended (hereafter the "Act"). We have numbered this matter MUR 921. Upon review of the complaint, the Commission has found reason to believe that the matters alleged therein state a violation of 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13. Specifically, it appears that you have inspected, copied or otherwise obtained information from reports and statements filed with the Commission for the apparent purpose of soliciting contributions. This is prohibited under 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

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

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

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



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

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

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Questions

70010153044

FEDERAL ELECTION COMMISSION

Mr. John M. Laxalt

MUR 921

QUESTIONS

In the "PostScript" column of the January 29, 1979, edition of The Washington Post, the following was reported:

"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

Laxalt, brother of Sen. Paul Laxalt (R-Nev.) and Washington representative of Ronald Reagan's California-based issues group, Citizens for the Republic, pronounced the effort "worth it. We'll have a lot of proven contributors."

Sen. Laxalt is busy organizing a separate campaign committee for Reagan.

1. Is this article substantially correct? Were you in fact at the Federal Election Commission as stated in the article? If you were, please furnish the following information:
 - a) The dates when you were at the Commission;
 - b) The purpose of the visits; and
 - c) Whether any information, from reports and statements filed with the Commission which you may have obtained, has been used to solicit contributions.

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FEDERAL ELECTION COMMISSION

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

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS *MJE luf pc*
DATE: April 3, 1979
SUBJECT: OBJECTION - MUR 921 Received in OCS:
3-30-79, 10:53

The above-named document was circulated on a 48 hour tally vote basis on March 30, 1979 at 4:30. Commissioner Aikens submitted an objection on April 2, 1979 at 4:53 p.m. thereby placing MUR 921 on the Amended Executive Session Agenda for April 5, 1979.

7 0 0 1 0 1 5 3 0 4 6

March 30, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 921

Please have the attached First General Counsel's Report on MUR 921 distributed to the Commission on a 48 hour tally basis.

Thankyou.

79040133047

FEDERAL ELECTION COMMISSION

REC'D
OFFICE OF
COMMISSIONER

FIRST GENERAL COUNSEL'S REPORT

'9 MAR 30 A10: 53

DATE AND TIME OF TRANSMITTAL
BY OGC TO COMMISSION MAR 30 1979

MUR NO. 921
DATE COMPLAINT RECIEVED
BY OGC February 22, 1979

STAFF MEMBER(S) Tow

COMPLAINANT'S NAME: E. Scott Royce

RESPONDENT'S NAME: John M. Laxalt

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

INTERNAL REPORTS CHECKED:

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

This complaint (see Attachment I) was received from a Mr. E. Scott Royce of Arlington, Virginia. Mr. Royce included a copy of a Washington Post newspaper article printed on January 29, 1979. The article stated that John M. Laxalt was "poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." John Laxalt, reportedly the Washington representative of Ronald Reagan's Citizens for the Republic, was also quoted as saying the effort was "worth it. We'll have a lot of proven contributors." John Laxalt's brother, Senator Paul Laxalt (R-Nev.), is "... busy organizing a separate campaign committee for Reagan," according to the Post.

The complaint cites 2 U.S.C. § 438(a)(4) which although generally provides for public inspection and copying of reports and statements filed with the Commission, also asserts, "That any information copied from such reports and statements shall not be sold or utilized by any person for the purposes of soliciting contributions or for any commercial purpose."

Also cited is 11 C.F.R. § 104.13 which states that, "Any information copied, or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission ... shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose."

79040153048

The inference which can be drawn from this newspaper article is that John Laxalt had copied or otherwise obtained information from reports and statements on file with the Commission for the purpose of soliciting contributions.

In light of these facts, we recommend that the Commission find reason to believe that John M. Laxalt violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

RECOMMENDATION

1. Find reason to believe that John M. Laxalt violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.
2. Send the attached letters.

Attachments

1. Copy of complaint with Post article
2. Letter and questions to John Laxalt
3. Letter and questions to Washington Post
4. Letter and questions to Citizens for the Republic

79010153049

See 9207

9 JAN 31 2 1: 54
1236 S. Taylor St., Apt. A
Arlington, Va. 22204
January 30, 1979

Federal Election Commission
1325 K St., NW
Washington, D.C. 20463

000579

Gentlemen:

Section 437g(a)(1) of the Federal Election Campaign Act (FECA) provides that "Any person who believes a violation of this Act...has occurred may file a complaint with this Commission."

It is my belief that the Citizens for the Republic is in violation of section 438(a)(4) of the FECA and of section 104.13 of the FEC Regulations promulgated to enforce the Act. Specifically, section 438(a)(4) provides that "any information copied" from reports and statements filed with the FEC pursuant to the FECA and available for public inspection "shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose..." Section 104.13 reads, in part: "Any information copied, or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission...shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose."

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A copy of the "PostScript" column cited above is attached to this complaint.

In accordance with FEC Regulations, Section 111, I state that this complaint is not filed "on behalf of or at the request or suggestion of" any candidate.

I may be reached by phone about this complaint either at my home (703-920-3552) or my office (703-573-7016).

79010153050

I swear that to the best of my knowledge and belief that the statements made in the above complaint are true.

Sincerely yours,

E. Scott Royce
E. Scott Royce

Att.

7 2 0 1 0 1 5 3 0 5 1

p.A3

7 7 7
1/29/79

WASH.
POST

3 3 2
CVR

F:CFTR

A Connecticut newspaper reporter says he once saw Nelson A. Rockefeller give away his "last dime" to a diamond-bedecked dowager at a Texas dinner.

John Knoble, a staff reporter at the New Haven Register, said the incident occurred in the late 1930s when Rockefeller was at the Shamrock Hotel in Houston to build support for a presidential bid.

Knoble said he was chatting with Rockefeller when an elderly woman wearing "the hugest possible diamonds . . . ambled up to Rockefeller and said: 'Give me a dime.'"

Rockefeller, eyeing the glitter around her neck and on her fingers, asked why she would need a dime.

The woman said she'd been given a dime by Rockefeller's grandfather when she was a child and "thought it would be wonderful if another Rockefeller gave me a dime," Knoble recalled.

He said Rockefeller fumbled in his pockets and turned up a nickel and a wallet with bills (the top one for \$1,000)—leaving the woman obviously disappointed.

Then, "with an only slightly pained expression, he reached down to his trouser cuff, opened it, and there sewed in it was a dime," Knoble said.

Rockefeller explained as he handed the coin to the woman that he kept a dime in his cuff "in case I'm mugged and need to telephone. My grandfather's advice."

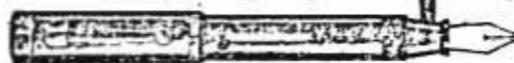
"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

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PostScript



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Under New Hampshire law, that state holds its primary one week prior to any other presidential primary. Gov. Hugh Gallen says to do otherwise would hurt the Granite State economically.

Kany says that if New Hampshire acts to hold its primary late this year, Maine would follow suit. Maine currently does not hold primaries; nominees are selected at party caucuses.

Kany says her ultimate goal is a six-state New England regional primary.

Detroit is doing it so are Seattle and Baltimore. The Big Apple has been doing it in a big

way with a multimillion-dollar ad campaign—"I Love New York."

And now comes image-conscious Boston, whose mayor, Kevin White, plans to tout the benefits of his city along the theme "Nobody Does It Like You, Boston."

Coincidentally, the estimated \$800,000 ad contract is expected to be awarded, without public advertising, to the Boston firm Hill, Holiday, Connors and Cosmopoulos—the agency that has helped White win election over the past 11 years. The mayor will be seeking a fourth term this year—at the height of the new ad campaign.

State Sen. Joseph Timilty, an unannounced mayoral candidate, commented acidly: "It's a nice way to start the campaign early."

In her first Senate speech last week, Nancy L. Kassebaum (R-Kan.) urged adoption of a 12-year limit on terms in office.

Sen. William Proxmire (D-Wis.), who deferred his speech so that Kassebaum could address the chamber, praised her remarks. But, noting his 21 years of service, he said he could not agree with her.

Kassebaum recommended that senators be limited to two terms of six years each and House members to six terms of two years each.

Robert Thorne, dismissed as assistant secretary of energy, says DOE is "an undisciplined, poorly led organization." Deputy Secretary John O'Leary and Under Secretary Dale Myers often gave directions that "were 180 degrees" apart, Thorne told Nucleonics Week reporter Steve Wynkoop.

Thus, he said, program people were confused, frustrated and suffered from poor morale. As for the abilities of Secretary James R. Schlesinger, Thorne, a career government employee, said, "Energy supply is much more important and difficult to accomplish than to sit with your feet up on a coffee table and be analytic and intellectualize about things."



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Franklyn C. Nofziger
Executive Vice Chairman
Citizens for the Republic
1253 Seventh Street, Suite 200
Santa Monica, California 90401

Re: MUR 921

Dear Mr. Nofziger:

By this letter, the Federal Election Commission requests that you provide information which will assist it in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission requests information concerning an item in The Washington Post's "PostScript" column which appeared on page A3 of its January 29, 1979, edition (copy attached).

In this connection, we would appreciate your answering the questions listed on the attachment to this letter. We request that your answers be in notarized form and that they be forwarded to the Commission within ten (10) days after your receipt of this letter.

Since this information is being sought in conjunction with an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(3)(B) will prevail. This section of the Act prohibits the making public of any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. Since those under investigation here have not given such consent, the Act requires that the matter remain confidential.



7120153053

- 2 -

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

Sincerely,

William C. Oldaker
General Counsel

Attachments

Questions
Copy of Washington Post article

7/20/01 0153054

FEDERAL ELECTION COMMISSION

Mr. Franklyn Nofziger

MUR 921

QUESTIONS

1. In The Washington Post's "PostScript" column on page A3 of its January 29, 1979, edition (see attachment), it is reported that a Mr. John Laxalt is the Washington, D.C., representative of the Citizens for the Republic. Is this true?
- a) If so, how long has Mr. John Laxalt held this position?
 - b) Is this the correct title of Mr. John Laxalt's position?
 - c) What are Mr. John Laxalt's duties and responsibilities?
 - d) If Mr. John Laxalt is not, as reported, the Washington, D.C., representative of Citizens for the Republic, does Mr. Laxalt hold any other position with Citizens for the Republic?
 - e) Is he presently employed or otherwise associated with Citizens for the Republic?
 - f) Has Mr. John Laxalt ever been employed by or otherwise ever been associated with Citizens for the Republic? If so, please explain.
2. In connection with Mr. John Laxalt's past or present association with Citizens for the Republic, as a paid employee or otherwise:
- a) Has he ever been involved in fundraising activity for Citizens for the Republic? If so, please explain his activities in this regard.
 - b) Has Mr. John Laxalt ever visited the Federal Election Commission to inspect records on file or on microfilm?
 - 1) If so, did you or anyone else connected with Citizens for the Republic request or direct Mr. Laxalt to visit the Federal Election Commission to inspect records on file or on microfilm?
 - 2) For what purpose did Mr. Laxalt inspect these records? Please fully explain.
 - 3) Please furnish the dates of these visits.
 - 4) Please give the names of the candidates and political committees whose records Mr. Laxalt inspected while at the Federal Election Commission and the corresponding dates as to when they were inspected.

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3. Has Mr. Laxalt ever been associated with any other candidates and/or political committees? If so, please give the name(s) of the candidates and political committees.
- a) Was Mr. Laxalt ever involved in any fundraising activity for these candidates and/or political committees? If so, please explain his activities in this regard, including the names of candidates and committees, the types of fundraising activities, the dates and places of the activities.
 - b. Has Mr. Laxalt ever visited the Federal Election Commission to inspect records in connection with his association with these candidates and political committees? If so, answer the following questions:
 - 1) For which candidate or political committee did he do this?
 - 2) State the names of candidates and political committees whose records he inspected while he was at the Federal Election Commission, with corresponding dates as to when these records were inspected.

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FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Mary Lou Lawrence
National Desk
The Washington Post
1150 15th Street, N.W.
Washington, D.C. 20071

Re: MUR 921

Dear Ms. Lawrence:

By this letter, the Federal Election Commission requests that you provide information which will assist it in carrying out its statutory duty of supervising compliance with the Federal Election Campaign Act of 1971, as amended. Specifically, the Commission requests information concerning an item in The Washington Post's "PostScript" column on page A3 of its January 29, 1979, edition (copy attached).

In this connection, we would appreciate your answering the questions listed on the attachment to this letter. We request that your answers be in notarized form and that they be forwarded to the Commission within ten days after your receipt of this letter.

Since this information is being sought in conjunction with an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(3)(B) will prevail. This section of the Act prohibits the making public of any investigation conducted by the Commission without the express written consent of the person with respect to whom the investigation is made. Since those under investigation here have not given such consent, the Act requires that the matter remain confidential.



701010153057

- 2 -

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

Sincerely,

William C. Oldaker
General Counsel

Attachments
Questions
Copy of Washington Post article

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FEDERAL ELECTION COMMISSION

Ms. Mary Lou Lawrence

MUR 921

QUESTIONS

1. Identify the reporter who interviewed John Laxalt and who wrote that section in the "PostScript" column which appeared on page A3 of the January 29, 1979, edition of The Washington Post which begins with "I feel like I've been playing Pong all week" and ends with "Sen. Laxalt is busy organizing a separate campaign committee for Reagan."
2. Explain all circumstances surrounding the interview of John Laxalt including, but not limited to the following:
 - a) Who initiated the interview;
 - b) Where did the interview take place;
 - c) When did the interview take place;
 - d) Who was present during the interview;
 - e) Was any electronic or other device used that recorded the conversation between Mr. Laxalt and the reporter.
3. Please verify the accuracy of the direct quotations in this article from Mr. John Laxalt, who reportedly characterized his efforts at the Federal Election Commission as being "worth it. We'll have a lot of proven contributors."
4. The article states, in part, that John M. Laxalt was ".... poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." In connection with this quote, please supply the following information, if available.
 - a) the date(s) on which Mr. Laxalt was inspecting microfilm records at the Federal Election Commission;
 - b) the names of the "conservative candidates" whose records Mr. Laxalt was inspecting;
 - c) the records being inspected by Mr. Laxalt.

79010133059



FEDERAL ELECTION COMMISSION

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

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. John M. Laxalt
c/o Senator Paul Laxalt
315 Russell Senate Office Building
Washington, D.C. 20510

Re: MUR 921

Dear Mr. Laxalt:

The Federal Election Commission has received a complaint which alleges that you committed certain violations of the Federal Election Campaign Act of 1971, as amended (hereafter the "Act"). We have numbered this matter MUR 921. Upon review of the complaint, the Commission has found reason to believe that the matters alleged therein state a violation of 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13. Specifically, it appears that you have inspected, copied or otherwise obtained information from reports and statements filed with the Commission for the apparent purpose of soliciting contributions. This is prohibited under 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.13.

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

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

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

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



- 2 -

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

Sincerely,

William C. Oldaker
General Counsel

Enclosure
Questions

71 710 149 153061

FEDERAL ELECTION COMMISSION

Mr. John Laxalt

MUR 921

QUESTIONS

In the "Post Script" column of the January 29, 1979, edition of The Washington Post, the following was reported:

"I feel like I've been playing Pong all week," said John M. Laxalt after poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year.

Laxalt, brother of Sen. Paul Laxalt (R-Nev.) and Washington Representative of Ronald Reagan's California-based issues group, Citizens for the Republic, pronounced the effort "worth it. We'll have a lot of proven contributors."

Sen. Laxalt is busy organizing a separate campaign committee for Reagan.

- 7 2 0 1 0 1 5 3 0 6 2
1. The first paragraph of the article quotes you as saying, "I feel like I've been playing Pong all week." The second paragraph of the article quotes you as saying the effort was "worth it. We'll have a lot of proven contributors." Please explain all circumstances surrounding these statements attributed to you, including, but not limited to, the following:
 - a) Were these verbatim quotes? If not, are they substantially correct?
 - b) Where were these statements made?
 - c) When were these statements made?
 - d) Who was present when these statements were made?
 - e) Was any electronic or other device used to record these statements?
 - f) Were these statements made in a face to face interview or otherwise, such as by telephone? Please explain the circumstances surrounding the interview, including but not limited to the following:
 - 1) Who initiated the interview;
 - 2) The identity, occupation and employer of the interviewer;
 - 3) The date, time and place of the interview;
 - 4) Who was present during the interview.

- 7 2 0 1 0 1 5 3 0 6 3
2. The first paragraph of the article reports that you were "poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." Is this report accurate or substantially accurate? Were you, in fact, at the Federal Election Commission inspecting records as was reported? If so, please answer the following questions:
 - a) State the dates when you were at the Federal Election Commission inspecting Commission records, "... for names of financial backers of conservative candidates last year."
 - b) State the names of the candidates (and/or political committees) whose records you inspected while you were at the Federal Election Commission, with corresponding dates as to when they were inspected.
 - c) Were you accompanied or assisted by any other person while inspecting these records? If so, please furnish the name, address, occupation and employer of such other person(s). Please state whether this person is presently or has ever been associated with Citizens for the Republic. If so, explain his responsibilities and activities in this regard. Also please state whether this person is presently or has ever been associated with a candidate or any other political committee. If so, name these candidate(s) and political committee(s) and explain his responsibilities and activities in this regard.
 3. The second paragraph of the article reports that you are the brother of Senator Paul Laxalt (R-Nev.). Is this true? If not, are you any relation to Senator Laxalt?
 4. The second paragraph of the article reports that you are the Washington, D.C., representative of Ronald Reagan's California-based issues group, Citizens for the Republic. Is this report accurate or substantially accurate? More specifically, please also answer the following questions:
 - a) Is this the correct title of your position? If not, what is the correct title of your position with Citizens for the Republic? Are you paid a salary and if so, how much do you earn? How often are you paid, for instance, weekly, monthly?
 - b) If you hold a position with Citizens for the Republic, state how long you have held this position.
 - c) What are your duties and responsibilities in this position?

- d) If you do not presently hold any titled and/or salaried position with Citizens for the Republic but are otherwise associated with it, please explain the nature of your association, how long you have been so associated, and your duties, responsibilities, activities and remuneration.
- e) If you presently do not have any connection with Citizens for the Republic, have you in the past held any positions or otherwise been associated with Citizens for the Republic? If so, state the nature of your association with Citizens for the Republic, and the duties, responsibilities and activities surrounding your association with Citizens for the Republic.
- f) Did you ever visit the Federal Election Commission to look at records in connection with either your present or past association with Citizens for the Republic? If so, answer the following question:
- 1) State the names of candidates and political committees whose records you checked while you were at the Federal Election Commission with corresponding dates as to when they were looked up.
- g) Have you at any time been involved with fundraising activity for Citizens for the Republic? If so, please explain your activities in this regard, including the names of the candidates and the committees, types of fundraising activities, dates and places of the activity.
- h) Excluding any past or present association with Citizens for the Republic, are you presently or have you ever been associated with any other political committee and/or candidate? If so, please answer the following questions:
- 1) Name the candidate and/or political committee you were associated with, your duties, responsibilities, and activities, and when you were associated with these candidates or political committees.
 - 2) Were you involved in any fundraising for these candidates and political committees? If so, please explain your activities in this regard including the names of the candidates and the committees, types of fundraising activity, dates, and places of the activities.

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3) Have you ever visited the Federal Election Commission to look at records in connection with your association with these candidates and political committees? If so, answer the following questions:

- (a) For which candidate(s) and political committee(s) did you do this?
- (b) State the names of candidates and political committees whose records you inspected while you were at the Federal Election Commission, with corresponding dates as to when these records were inspected.

5. The third paragraph of the article states that Senator Laxalt is busy organizing a separate campaign committee for Ronald Reagan. Is this correct? If so, please describe the type of committee which is being organized, for instance a multicandidate committee, a principal campaign committee, etc.

- a) Please give the name of the committee and list the names, addresses and occupations of its officers.
- b) Please state whether you are in any way associated with the organization and establishment of such a separate campaign committee.
- c) If you are so associated, please describe your duties, responsibilities, and activities with regard to this separate campaign committee.
- d) Have you ever been involved in any fundraising activity for this separate campaign committee? If so, please explain your activities in this regard, including the names of the candidates and the committees, types of fundraising activities, dates, and places of the activities.
- e) Have you ever visited the Federal Election Commission to inspect records in connection with your association with this separate campaign committee? If so, state the names of candidates and committees whose records you checked while you were at the Federal Election Commission with corresponding dates as to when they were inspected.

6. Have you ever used any information from reports on file with the Federal Election Commission to solicit contributions to the Citizens for the Republic, any other candidate or political committee, or to the separate campaign committee referred to in question number 5? If so, please fully explain the circumstances.

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7. Do you have any plans to use any information acquired from reports on file with the Federal Election Commission? Please fully explain as to how and when you plan to use this information.

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FEDERAL ELECTION COMMISSION

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

February 23, 1979

E. Scott Royce
1236 South Taylor Street
Apartment A
Arlington, Virginia 22204

Dear Mr. Royce:

This is to acknowledge receipt of your complaint of February 13, 1979, alleging violations of the Federal Election Campaign Laws. A staff member has been assigned to analyze your allegations and a recommendation to the Federal Election Commission as to how this matter should be handled will be made shortly. You will be notified as soon as the Commission determines what action should be taken. For your information, we have attached a brief description of the Commission's preliminary procedures for the handling of complaints.

Sincerely,

Hal Ponder
Assistant General Counsel

Enclosure



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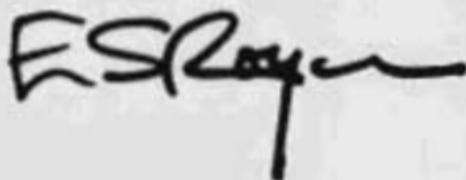
Dear Mr. Ponder:

Thank you for your letter of February 9, which arrived yesterday.

I have retyped my complaint of January 30 and -- as you noted was necessary -- have had it notarized.

I trust that the FEC can now investigate this matter.

Thank you for your assistance.



153068
From

E. Scott Royce

mur 921

ACC# 9344

908892

7209

1236 S. Taylor St., Apt. A
Arlington, Va. 22204
February 13, 1979

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

Gentlemen:

Section 437g(a)(1) of the Federal Election Campaign Act (FECA) provides that "Any person who believes a violation of this Act...has occurred may file a complaint with this Commission."

It is my belief that the Citizens for the Republic is in violation of section 438(a)(4) of the FECA and of section 104.13 of the FEC Regulations promulgated to enforce the Act. Specifically, section 438(a)(4) provides that "any information copied" from reports and statements filed with the FEC pursuant to the FECA and available for public inspection "shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose..." Section 104.13 reads, in part: "Any information copied, or otherwise obtained, from any report or statement, or copy, reproduction, or publication thereof, filed with the Commission...shall not be sold or utilized by any person for the purpose of soliciting contributions, or any commercial purpose."

On January 29, 1979, the WASHINGTON POST's "PostScript" column on page 3 contained comments attributed to John M. Laxalt, reportedly "Washington representative of...Citizens for the Republic," which seem to indicate a violation of the above-noted sections has occurred. The POST reported that Laxalt had been "poring over microfilm at the Federal Election Commission for names of financial backers of conservative candidates last year." It then quoted him as saying that this effort was "'worth it. We'll have a lot of proven contributors.'" This statement seems to indicate an intent to violate the Act and FEC Regulations.

A copy of the "PostScript" column cited above is attached to this complaint. I have in my possession the original copy, which is available to you should you request it.

In accordance with FEC Regulations, Section 111, I state that this complaint is not filed "on behalf of or at the request or suggestion of" any candidate.

I may be reached by phone about this complaint either at my home (703-920-3552) or my office (703-573-7016).

79040153069

2/13/79
add/1

I swear that to the best of my knowledge and belief that the statements made in the above complaint are true.

Sincerely yours,

E. Scott Royce

E. Scott Royce

Att.

Sworn to and subscribed before me this 13th

day of February, 1979.

Witness my hand and official seal.

Teresa P. Sifer Notary Public

Commissioned as
Teresa P. Erwin

My Commission Expires January 8, 1980

79040153070

p.A3 1/29/79 WASH. 3071
POST Over

F:CFTR

A Connecticut newspaper reporter says he once saw Nelson A. Rockefeller give away his "last dime" to a diamond-bedecked dowager at a Texas dinner.

John Knoble, a staff reporter at the New Haven Register, said the incident occurred in the late 1950s when Rockefeller was at the Shamrock Hotel in Houston to build support for a presidential bid.

Knoble said he was chatting with Rockefeller when an elderly woman wearing "the hugest possible diamonds . . . ambled up to Rockefeller and said: 'Give me a dime.'"

Rockefeller, eyeing the glitter around her neck and on her fingers, asked why she would need a dime.

The woman said she'd been given a dime by Rockefeller's grandfather when she was a child and "thought it would be wonderful if another Rockefeller gave me a dime," Knoble recalled.

He said Rockefeller fumbled in his pockets and turned up a nickel and a wallet with bills (the top one for \$1,000)—leaving the woman obviously disappointed.

Then, "with an only slightly pained expression, he reached down to his trouser cuff, opened it, and there sewed in it was a dime," Knoble said.

Rockefeller explained as he handed the coin to the woman that he kept a dime in his cuff "in case I'm mugged and need to telephone. My grandfather's advice."

☛

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PostScript



fund-raiser and organizer with broad appeal throughout the GOP.

☛

A Maine lawmaker has proposed legislation to have Maine join New Hampshire in holding the first presidential primary each election year.

State Rep. Judy Kany, the bill's sponsor, says "the wording is such that Maine's presidential primary would be held the same day as New Hampshire's, unless New Hampshire holds its the year prior to the election."

Under New Hampshire law, that state holds its primary one week prior to any other presidential primary. Gov. Hugh Gallen says to do otherwise would hurt the Granite State economically.

Kany says that if New Hampshire acts to hold its primary late this year, Maine would follow suit. Maine currently does not hold primaries; nominees are selected at party caucuses.

Kany says her ultimate goal is a six-state New England regional primary.

☛

Detroit is doing it. So are Seattle and Baltimore. The Big Apple has been doing it in a big

way with a multimillion-dollar ad campaign—"I Love New York."

And now comes image-conscious Boston, whose mayor, Kevin White, plans to tout the benefits of his city along the theme "Nobody Does It Like You, Boston."

Coincidentally, the estimated \$800,000 ad contract is expected to be awarded, without public advertising, to the Boston firm Hill, Holiday, Connors and Costinopoulos—the agency that has helped White win election over the past 11 years. The mayor will be seeking a fourth term this year—at the height of the new ad campaign.

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Sen. William Proxmire (D-Wis.), who deferred his speech so that Kassebaum could address the chamber, praised her remarks. But, noting his 21 years of service, he said he could not agree with her.

Kassebaum recommended that senators be limited to two terms of six years each and House members to six terms of two years each.

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Robert Thorne, dismissed as assistant secretary of energy, says DOE is "an undisciplined, poorly led organization." Deputy Secretary John O'Leary and Under Secretary Dale Myers often gave directions that "were 180 degrees" apart, Thorne told Nucleonics Week reporter Steve Wynkoop.

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E. Scott Royce
1236 S. Taylor St., Apt. A
Arlington, Va. 22204



Mr. Hal Ponder, Asst. Genl. Counsel
Federal Election Commission
1325 K Street, NW
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION

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

February 9, 1979

E. Scott Royce
1236 South Taylor Street
Apartment A
Arlington, Virginia 22204

Dear Mr. Royce:

We have received your letter of January 30, 1979, inquiring into the possibility of a violation of the Federal Election Campaign Act of 1971, as amended.

As set forth in 2 U.S.C. section 437g(a)(1), the Commission is not empowered to take action unless complaints are signed, sworn and notarized by the complainant. A copy of your complaint is enclosed.

Please feel free to contact me if you have any further questions.

Sincerely,

A handwritten signature in cursive script that reads "Hal Ponder".

Hal Ponder
Assistant General Counsel

Enclosure

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801 9209

RECEIVED
FEDERAL ELECTION
COMMISSION

19 JAN 31 1236 S. Taylor St., Apt. A
Arlington, Va. 22204
January 30, 1979

Federal Election Commission
1325 K St., NW
Washington, D.C. 20463

000570

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7 9 0 4 0 1 3 3 0 7 4

I swear that to the best of my knowledge and belief that the statements made in the above complaint are true.

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Att.

7 9 0 4 0 1 5 3 0 7 5

p.A3

7 9 0 4 0 1 5 3 0 7 6
1/29/79 WASH.

POST

Over

F:CFTR

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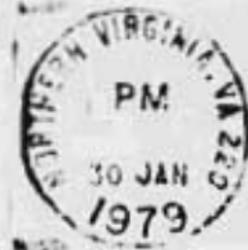
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79040153071

E. Scott Royce
1236 S. Taylor St., Apt. A
Arlington, Va. 22204



Federal Election Commission
1325 K St., NW
Washington, D.C. 20463

JAN 31 11:54

POST OFFICE
ARLINGTON, VA



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20461

THIS IS THE BEGINNING OF MUR # 921

Date Filmed 9/18/79 Camera No. --- 2

Cameraman SPC

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Electoral Commission of the United States of America