



**Arent Fox**  
1050 Connecticut Avenue NW  
Washington DC 20036-5339

**Michael J. Kurman**  
Tel 202/857-6345  
Fax 202/857-6395

**Elliott L. Portnoy**  
Tel 202/775-5736  
Fax 202/857-6395

October 17, 1995

Oct 17 3 31 PM '95

FEDERAL ELECTION  
COMMISSION  
OFFICE OF GENERAL  
COUNSEL

**BY MESSENGER**

Ms Marjorie Emmons  
Commission Secretary  
Federal Election Commission  
999 E Street, N W  
Washington, D C 20463

**Re Politechs' Comments on Draft Advisory Opinion 1995-34**

Dear Ms Emmons

On behalf of Politechs, Inc ("Politechs"), and in accordance with the Federal Election Commission ("Commission") "Notice" dated October 12, 1995, we hereby submit the following comments on draft Advisory Opinion 1995-34 concerning Politechs' provision of 900 number telephone services and affiliated services to Presidential and non-Presidential authorized committees and certain other political committees

1 Politechs requests that the sentence on page 8 at lines 20-22 be corrected to read "Proceeds from credit card contributions will be forwarded to the political committee within ten days of the date the credit card authorization is obtained " As drafted (i.e., "within ten days of the 900-line phone call"), that sentence is currently inconsistent with Politechs' Request for Advisory Opinion (see section E at page 6 "within ten days of the date the credit card authorization is obtained") and with another portion of the draft Advisory Opinion (see page 18 at lines 13-14 "You state that the proceeds will be forwarded to the committee within ten days of the authorization ")

2 As stated in the first paragraph of its Request for Advisory Opinion, Politechs will provide its 900 number services to both Presidential and non-Presidential authorized committees and other political committees (other than separate segregated funds) Footnote #10 at page 20 of the draft Advisory Opinion states that the opinion "does not address any issues that are uniquely related to the duties or requirements of presidential candidates who seek to qualify for primary matching funds or general election financing " Although Politechs understands the rationale for adding such qualifying language (and is familiar with the issues referenced therein), it nevertheless is very concerned that the footnote, as drafted, would be misconstrued by third parties as a restriction against Politechs' provision of 900 number services to the authorized committees of Presidential candidates In order to avoid such misinterpretation, Politechs requests minor clarification of footnote #10 as follows (proposed new language is italicized)

# Arent Fox

Ms Marjorie Emmons

October 17, 1995

Page 2

*While Politechs may provide its 900-line telephone services and affiliated services to both Presidential and non-Presidential authorized committees and certain other political committees as referenced above, this opinion does not address any issues that are uniquely related to the duties or requirements of presidential candidates who seek to qualify for primary matching funds or general election financing See, e.g., 11 CFR 9034.3(c)*

We appreciate this opportunity to submit comments on draft Advisory Opinion 1995-34. If the Commission should require additional information, please do not hesitate to contact the undersigned at any time.

Respectfully submitted,



Michael J. Kurman  
Elliott I. Portnoy

AREN'T FOX KINTNER PLOTKIN & KAHN  
1050 Connecticut Avenue, N W  
Washington, D C 20036-5339  
Telephone 202/857-6345  
202/775-5736

Counsel to Politechs, Inc.

cc Office of General Counsel