



August 30, 2000

RECEIVED
FEDERAL ELECTION
COMMISSION
OFFICE OF LEGAL
SEP 11 2 46 PM '00

Jeffrey S. Jordan
Supervisory Attorney
Federal Election Commission
999 E St, NW
Washington, DC 20463

Re: MUR 5073

Dear Mr. Jordan:

This letter is in response to complaint MUR 5073 filed by the National Republican Congressional Committee against my campaign committee, Susan Davis for Congress.

This complaint is frivolous and should be dismissed on the following two grounds:

1. In the photographs, the NRCC alleges that I am using non-federal funds to promote my federal campaign. In fact, the photograph depicts a parade in my Assembly District (The Linda Vista Multicultural Parade) in which I have marched with volunteers as a local office holder for several years now. The parade took place in my Assembly district and I was invited to participate as the local Assemblyperson. Given that members of the State Assembly are required to use state campaign funds for visibility at parades and other public events, it is perfectly fitting that we used the signs we did.

I believe this is consistent with your advisory opinion 1999-11 which states, "The Commission has concluded that events in which Federal officeholders participate in their capacities as officeholders are not for the purpose of influencing a Federal election simply because the officeholders may be candidates for election to Federal office."

My Congressional campaign has spent over \$4,707.48 on signs (see attached receipts) and I can assure you that we have no intention of indicating to voters that I am running for the Assembly when, in fact, I am running for Congress.

2. With regard to the defaced Susan Davis for Assembly sign attached to complaint, I cannot give a detailed explanation since the complaint comes with no background on where the sign came from or who defaced it. I can only say that there are a few "Susan Davis for Assembly" signs leftover from my past campaigns in the possession of some supporters. On occasion overzealous individuals use those signs as material for homemade signs showing their support of my new campaign. These individuals act out of their own volition without any encouragement from the Congressional Committee. These signs are their property and I have no control over their actions. I do not believe this has occurred on a large scale and I can assure you that my committee prefers and encourages supporters to use the professionally made, new "Susan Davis for Congress" signs.

P.O. Box 84049 • San Diego, California 92138

Ph: (858) 616-6448 • FAX (858) 616-6456

Paid for and authorized by Susan Davis for Congress, Carolyn Witt, Treasurer



11 SEP 11 2000

It is for these reasons that I ask you to dismiss this frivolous complaint. Quite simply, the NRCC's complaint provides neither adequate evidence nor motive to indicate that I am engaged in "an effort to mislead the public." I am running for Congress and, believe me, I want the public to be aware of it.

If you need further information regarding this or another matter, please do not hesitate to contact me at 858-616-6448.

Thank you for your attention and consideration.

Sincerely,


Susan A. Davis

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858-616-6448

pr promotions of Maryland

P.O. box 34407
Beltsville, Maryland 20827
tel: 1-800-628-8414
fax: (301) 340-2001

PURCHASE ORDER

TO: _____

REPRESENTATIVE Mack Hill

SOLD TO

PRINT FIRM NAME

Susan Davis for Congress

DATE OF ORDER 8/2/00

ADDRESS

P.O. Box 87049

CUSTOMER'S ORDER NO. _____

CITY

San Diego

STATE Calif.

ZIP CODE 92138

SHIP ON OR ABOUT ASAP

TYPE OF BUSINESS _____

FOR IMMEDIATE USE FOR USE ON OR ABOUT _____

SHIP VIA Best way

ADDITIONAL SHIPPING OR HANDLING INSTRUCTIONS

Susan Davis for Congress
6545 Balboa Avenue
San Diego, California 92111
Attn: Ms. Jeannette Lawrence

BASE OF SALE:

OPEN ACCOUNT NEW OLD
SUBMIT CREDIT INFORMATION ON REVERSE SIDE FOR
NEW ACCOUNTS

PAID IN FULL Except Freight
MAKE ALL CHECKS PAYABLE ONLY TO COMPANY #

C.O.D. - LESS DEPOSIT OF \$ 300.00 1334

QUANTITY	ITEM NUMBER	SIZE OR COLOR	DESCRIPTION OR TITLE	PRICE	AMOUNT
3000		22x28	One Color Post-Scard to Produce Two 14 x 22 Horizontal Images		2200 -
3000	5981		Wire Frames	49¢	1470 -

IF ANY EXTRA CHARGES ARE NECESSARY, MAKE SURE THEY ARE CLEARLY STATED ON ORDER TO AVOID DELAY IN PROCESSING

TOTAL AMOUNT OF ORDER - F.O.B. FACTORY

3670 -

THIS ORDER IS SUBJECT TO CONDITIONS PRINTED ON REVERSE SIDE HEREOF:

PRINT BUYER'S NAME Jeannette Lawrence

✓ SIGNATURE per phone 8/2/00 TITLE _____

PLEASE PRINT AD COPY BELOW - Keep it short for best appearance and effectiveness

SPECIAL INSTRUCTIONS

CUSTOMER'S STATIONERY MUST ALWAYS ACCOMPANY ORDER TO AVOID ERRORS IN PRINTING. ARRANGEMENT OF COPY AND SIZE AND STYLE OF TYPE IS LEFT TO DISCRETION OF FACTORY UNLESS OTHERWISE STATED ON THIS ORDER. PROOFS ON SPECIAL REQUEST ONLY. SPECIFY COLOR ONLY IF CHOICE IS AVAILABLE.

Identical to previous order except it will be
Reduced just enough to fit
Mask for Rep Proof

AD COPY AND INSTRUCTIONS CORRECT

BUYER'S INITIALS _____

pr promotions
of maryland

P.O. Box 34407
Bethesda, Maryland 20827
tel: 1-800-638-6414
fax: (301) 340-2031

INVOICE

TO: Susan Davis For Congress
P.O. Box 84049
San Diego, California 92138-4049
Attn: Ms. Jennette Lawrence

DATE 7 February 2000
INVOICE # 30847
RE: YOUR P.O.# _____
RE: OUR ORDER # M-44965
DATE SHIPPED 2/2/00
SHIPPED VIA FEDERAL EXPRESS SAVER

TERMS: Net payable upon receipt
of invoice.

<u>Quantity Ordered</u>	<u>Item No.</u>	<u>Description</u>	<u>Unit Cost</u>	<u>Amount</u>
500		One Color Double Sided Yard Signs		\$900.00
		Freight		137.48
		Less Deposit		-900.00

TOTAL AMOUNT DUE: \$ 137.48

Please make checks payable to PR Promotions as above.

*OVERDUE BALANCES ARE SUBJECT TO A 1% FINANCE CHARGE PER MONTH

Thank You for Your Valued Business!

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