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April 30, 2015

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OFFICE OF
COUNSEL

BY HAND AND EMAIL (kcollins@fec.gov)

Jeff S. Jordan
Assistant General Counsel
Office of Complaints Examination
and Legal Administration
Federal Election Commission
999 E Street, NW
Washington, DC 20436
Attention: Kim Collins, Paralegal

Re: **Response of Jeffrey Epstein to Federal Election
Commission Complaint Number MUR 6921**

Dear Mr. Jordan:

I write on behalf of my client, Jeffrey Epstein, in response to allegations of Mr. Christopher M. Marston in the above referenced complaint, filed with the Federal Election Commission (the "Commission") on March 2, 2015 (the "Complaint"), that Mr. Epstein and others may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). For the reasons provided below and in his attached statement, Mr. Epstein respectfully maintains that his contributions complied with the contribution limits imposed under the Act, and denies that he engaged in any violation of the Act. Mr. Epstein also wishes to inform the Commission that upon learning of the allegations made in the Complaint, Mr. Epstein promptly secured the refund of all of his committee contributions alleged to have been used to exceed the contribution limits imposed under the Act.

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Specifically, Mr. Marston alleged in his Complaint that then Congressional candidate, Gwendolyn Beck, and her associate, Ginger Vuich, established and controlled two political action committees, called Coalition of Independent Voices in Congress ("CIVIC") and Eagles Party PAC ("EPP" and together with CIVIC, the "PACs"), and that these PACs were financed almost entirely by Mr. Epstein and one other contributor. Mr. Marston alleges that Mr. Epstein and each of the PACs separately contributed \$2,600 to Ms. Beck's campaign committee, the Committee to Elect Gwendolyn Beck (the "Campaign Committee"), and the other contributor contributed an additional \$2,500 to the Campaign Committee, making total alleged contributions to the Campaign Committee from these four sources \$10,300. He further claims that Mr. Epstein and the other contributor, whether knowingly or unknowingly, through the management of the PACs by Ms. Beck, exceeded the contribution limits under the Act. Based on his allegations, Mr. Marston believes the PACs should be viewed as affiliated committees so that the \$5,200 in combined contributions of the PACs to the Campaign Committee should be determined to have exceeded the \$2,600 contribution limit for affiliated committees. Alternatively, he claims that the contributions by the PACs should be viewed as contributions made by Mr. Epstein and the other contributor through "straw donors" in an attempt to circumvent their respective individual campaign limits, so that combined contributions to the Campaign Committee from all four sources are determined to be "well in excess of the \$5,200 that would result from each [of Mr. Epstein and the other contributor] contributing the \$2,600 allowed by law."

These allegations attribute to Mr. Epstein knowledge of and control over the organization, management, fundraising, expenditures and other activities of the PACs that Mr. Epstein simply does not and did not ever possess. As to each PAC, Mr. Epstein confirms in his attached statement that until recently Mr. Epstein was unaware of its management and control structure, the number or identities of or amounts donated by its contributors, the amount of funds it held, its financial needs, plans or projects, the campaigns which it did or expected to support or the nature or amount of such support. This includes Mr. Epstein having no knowledge of whether, when and how much each of the PACs contributed to the Campaign Committee.

Each of Mr. Epstein's personal contributions to the Campaign Committee, CIVIC, and EPP were within the contribution limits specified in 2 U.S.C. §§441a(a)(1)(A) and 441a(a)(1)(C) and was thus lawful under the Act. Until he first became aware of Mr. Marston's allegations in late March 2015, Mr. Epstein had no knowledge of anything to cause him to believe otherwise.

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When Mr. Epstein made his contributions to each of the PACs, he had no knowledge of whether the PACs were "established, financed, maintained or controlled by . . . the same person or group of persons." 11 CFR §110.3(a). Until the allegations in the Complaint were first brought to his attention in late March 2015, Mr. Epstein was unaware of any issue with his contributions on the basis of any such common affiliation.

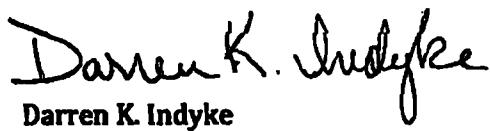
In fact, as soon as Mr. Epstein was informed of the issue, he took immediate steps to secure from each of the PACs the return of the full amount of his contribution. Copies of the refund checks from each PAC for the full amount of Mr. Epstein's contribution are attached hereto.

Having caused each PAC to refund the full amount of Mr. Epstein's contribution, the aggregate contribution that Mr. Epstein can be said to have made to Ms. Beck's campaign, whether directly or indirectly, is \$2,600 which is undeniably within his individual contribution limits under the Act.

In view of the fact that each of Mr. Epstein's contributions were separately lawful under the Act and that at the time he made those contributions, Mr. Epstein had no knowledge of any facts or allegations which would cause him to reach a contrary conclusion, we respectfully submit that there is no basis to assert a violation of the Act against Mr. Epstein. Moreover, the total amount of contributions alleged by Mr. Marston to exceed the applicable limits was \$5,100, and promptly after learning of Mr. Marston's allegations, Mr. Epstein secured from the PACs the full return of contributions equaling twice the amount alleged to have been contributed in violation of the Act. And, in any event, as a result of the PACs' return of Mr. Epstein's contributions, Mr. Epstein's remaining \$2,600 contribution to Ms. Beck's campaign is clearly within specified contribution limits. Under the circumstances, we would respectfully request that the Commission exercise its prosecutorial discretion to decline further action against Mr. Epstein in this matter.

Thank you for your consideration.

Respectfully,


Darren K. Indyke