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December 10, 1992

VIA FACSIMILE

**Jonathan Lavine
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463**

**Supplement To
AOR 1992-41**

*11th
02 Nov 10 11:14:00*

Re: Advisory Opinion Request AOR 1992-41

**ADVISORY OPINION REQUEST
Request for Additional Information**

On behalf of Insurance Coalition of America ("INCA") we are writing in response to your phone call of December 8, 1992 seeking additional information and documents relating to INCA's letter of November 17, 1992 (the "November 17 Letter") which provided further information in support of INCA's advisory opinion request (Letter dated October 21, 1992 (the "AOR").

QUESTIONS PRESENTED

- 1) Do all directors of INCA stand for re-election on an annual basis?
- 2) What does the term "effective membership date" mean as used in response 1 of the "Other Information Requested" section of the November 17 Letter?
- 3) What are INCA's procedures with respect to members who elect the one dollar per month cash value deduction method for dues payment, but who then terminate their membership prior to payment of an amount equal to the \$25 lump sum lifetime membership fee.

RESPONSES

1) It has been the practice of INCA that each director stands for re-election on an annual basis. Article V of INCA's Bylaws governs the Board of Directors. While the phrase in .

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December 10, 1992

Page 2

Section 5.02 which refers to the "Directors that are to be elected" [emphasis added] may be somewhat unclear on this point, it is the intent (and it has been INCA's practice) that each director is subject to re-election on an annual basis.

2) As used in the November 17 Letter "effective membership date" means the date when an application for membership in INCA has become effective. That occurs when a signed application form is received, either with payment of membership dues or instruction to deduct the dues under the monthly cash value deduction plan. The completion of processing takes from three to five days.

3) INCA is currently in the process of adopting a policy for members who terminate policies pursuant to which dues are paid via the monthly payment plan. There has been a small percentage of such persons in the past (less than 5% of the membership) and INCA has continued their membership to this point. INCA is preparing for Board action a new policy whereby such persons would be required to pay the \$25 lump sum amount or their membership in INCA will be terminated. Until receipt of the \$25 payment such persons would be deleted from the INCA mailing list and thus receive no solicitations from INCA-PAC.

I hope the foregoing has been responsive to your request for additional information. If you have further questions pertaining to this matter please call me at (415) 442-1692 or Michael M. Moore, also of this firm, at (415) 442-1136.

Very truly yours,



Jon C. Parry

cc: Michael M. Moore, Esq.
Debra Depue