

STATEMENT OF ORGANIZATION

(See reverse side for instructions)

AOR 2001-19
SUPPLEMENT &
BACKGROUND

| | |
|--|--|
| 1. (a) NAME OF COMMITTEE IN FULL <input type="checkbox"/> (Check if name is changed) OAKLAND DEMOCRATIC CAMPAIGN COMMITTEE | 2. DATE 11-23-01 |
| (b) Number and Street Address <input checked="" type="checkbox"/> (Check if address is changed) P.O. BOX 423 | 3. FEC Identification Number C00040857 |
| (c) City, State and ZIP Code TROY MI 48099-0423 | 4. Is This Report An Amendment? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |

5. TYPE OF COMMITTEE (Check one)

- (a) This committee is a principal campaign committee. (Complete the candidate information below.)
 - (b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)
- | | | | |
|-------------------|-----------------------------|---------------|----------------|
| Name of Candidate | Candidate Party Affiliation | Office Sought | State/District |
|-------------------|-----------------------------|---------------|----------------|
- (c) This committee supports/opposes only one candidate _____ and is NOT an authorized committee. (name of candidate)
 - (d) This committee is a SUBORDINATE committee of the DEMOCRATIC Party. (National, State or subordinate) (Democratic, Republican, etc.)
 - (e) This committee is a separate segregated fund.
 - (f) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund or a party committee

| 6. Name of Any Connected Organization or Affiliated Committee | Mailing Address and ZIP Code | Relationship |
|---|-------------------------------------|--------------|
| SEE ATTACHED | P.O. BOX 423 TROY, MI 48099-0423 | SEE ATTACHED |

Type of Connected Organization
 Corporation Corporation w/o Capital Stock Labor Organization Membership Organization Trade Association Cooperative

| 7. Custodian of Records: Identify by name, address (phone number -- optional) and position of the person in possession of committee books and records. | | |
|--|-----------------|-------------------|
| Full Name | Mailing Address | Title or Position |

| 8. Treasurer: List the name and address (phone number -- optional) of the treasurer of the committee; and the name and address of any designated agent (e.g., assistant treasurer). | | |
|---|-----------------|-------------------|
| Full Name | Mailing Address | Title or Position |
| DAVID T. WOODWARD JR. | P.O. BOX 423 | TREASURER |

| 9. Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds. | |
|--|--|
| Name of Bank, Depository, etc. | Mailing Address and ZIP Code |
| FIRST FEDERAL OF MICHIGAN | 2225 EIGHTEEN MILE RD. STERLING HEIGHTS, MI 48314 |

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

| | | |
|---|----------------------------|-------------------------|
| TYPE OR PRINT NAME OF TREASURER DAVID T. WOODWARD | SIGNATURE OF TREASURER | DATE 11-23-01 |
|---|----------------------------|-------------------------|

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 5437g. ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

For further information contact:
 Federal Election Commission
 Toll-free 800-424-9530
 Local 202-219-3420

FEC FORM 1
(revised 4/87)

RECEIVED
FEDERAL ELECTION COMMISSION

2001 DEC 12 11 56 AM '01

TO: MR. MARSHALL I
 FAX TRANSMITTAL MEMO 7672
 FEDERAL ELECTION COMMISSION
 OFFICE OF LEGAL COUNSEL
 202-419-0130

FROM: GARY L. HUNT
 OAKLAND DEMOCRATIC CAMPAIGN COMM.
 11-23-01

OAKLAND DEMOCRATIC CAMPAIGN COMMITTEE
COMMITTEE ID #C 003 10957
NOVEMBER 23, 2001
ATTACHMENT TO AMENDED STATEMENT OF ORGANIZATION
FEDERAL ELECTION COMMISSION

Line Item 6

Name of any Connected Organization or Affiliated Committee

- 1) ODCC Executive Committee
Special Charity Game Tickets
Depository: First Federal of MI Acct. #3390 239 313
- 2) ODCC Executive Committee Bingo
Depository: First Federal of MI Acct. #3090 290 102
- 3) ODCC Executive Committee
Progressive Jackpot
Depository: First Federal of MI Acct. #3390 012 035
- 4) Oakland Democratic Campaign Committee
Special Charity Game Tickets
Depository: First Federal of MI Acct. #3090 239 517
- 5) Oakland Democratic Campaign Committee Bingo
Depository: First Federal of MI Acct. #3090 290 005
- 6) Oakland Democratic Campaign Committee
Progressive Jackpot
Depository: First Federal of MI Acct. #3390 013 236

Mailing Address for all accounts:
P.O. Box 423, Troy, MI 48099-0423

Relationship

Bingo accounts for the direct deposit of weekly bingo game receipts.

FEC AMENDED STATEMENT OF ORGANIZATION - NOVEMBER 2001

893E 5545 1000 0474 0002 7000

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only No Insurance Coverage Provided)

| | | |
|-----------------------------------|---------|---------------|
| POSTAGE | \$ 0.34 | UNIT 125-0905 |
| CERTIFIED Fee | 2.10 | |
| Return Receipt Fee (if requested) | 1.50 | |
| Postage & Fees | 3.94 | 12/03/01 |

Clerk: KDCS1

TO: FEDERAL ELECTION COMMISSION
434 E STREET N.W.
WASHINGTON D.C. 20463

2000 WL 33400198

(Cite as: 2000 WL 33400198 (Mich.App.))

Page 1

Only the Westlaw citation is currently available.

NOTICE: THIS IS AN UNPUBLISHED OPINION. SEE MI R A MCR 7.215 FOR RULES REGARDING THE USE AND CITATION OF UNPUBLISHED OPINIONS.

Court of Appeals of Michigan.

SIXTEENTH CONGRESSIONAL DISTRICT DEMOCRATIC COMMITTEE, Sixteenth Congressional District Democratic Executive Committee, Christopher E. Smith, Metro Wayne Democratic Club, B.I.N.G.O., and Cliff Johnson, Plaintiffs-Appellees,

v.

COMMISSIONER OF THE BUREAU OF STATE LOTTERY, and BUREAU OF STATE LOTTERY, Defendants-Appellants.

No. 213764.

Nov. 21, 2000.

Before: NEFF, P.J., and TALBOT and J.B. SULLIVAN [FN*], JJ.

FN* Former Court of Appeals judge, sitting on the Court of Appeals by assignment.

MEMORANDUM.

*1 Defendants appeal as of right from the trial court's order granting summary disposition to plaintiffs pursuant to MCR 2.116(C)(10) on their claims for declaratory and injunctive relief. We reverse.

Defendants argue on appeal that the trial court erred in concluding that the pending referendum on 1994 PA 118 left the Legislature without authority to enact 1995 PA 275, and that defendants' refusal to issue plaintiffs bingo licenses in reliance on 1995 PA 275 was therefore unlawful. In Reynolds v. Bureau of State Lottery, 240 Mich.App 84; 610 NW2d 597 (2000), this issue was recently resolved contrary to the trial court's ruling in the present case. We are bound by Reynolds pursuant to MCR 7.215(H)(1). The trial court's ruling is therefore reversed.

In light of our resolution, we need not address defendant's remaining issues.

Reversed.

END OF DOCUMENT



STATE OF MICHIGAN
John Engler, Governor
BUREAU OF STATE LOTTERY
101 E. Hillsdale, Box 30023, Lansing, Michigan 48909
Phone (517)335-5600 Fax (517)335-5651
www.state.mi.us/milottery
James E. Kipp, Acting Commissioner



September 24, 2001

*Certified
Return Receipt Requested*

Notice of Intent to Commence Formal Proceedings

Gary L. Kohut
Democratic Executive Comm Oakland Co
2414 John R #A203
Troy, Michigan 48083

ID 103099 / A03099

Dear Mr. Kohut:

Because of a recent ruling by the Michigan Supreme Court, organizations which fall within the definition established for a "committee", within the Michigan Campaign Finance Act, are specifically ineligible for licensure under Act 382 of the Public Acts of 1972 (Bingo Act), as amended.

By enactment of Act 275 of the Public Acts of 1995, Section 103(6) of the Bingo Act was amended to create specific exclusions from the definitions for qualified organizations eligible for licensure: "Qualified organization does not include a candidate committee, political committee, political party committee, ballot question committee, independent committee, or any other committee as defined by, and organized pursuant to the Michigan campaign finance act, Act No. 388 of the Public Acts of 1976, being sections 169.201 to 169.282 of the Michigan Compiled Laws."

As you may know, several affected licensees subsequently filed legal challenges to the validity of this amendment. As a result, in February 1998, the Bureau of State Lottery was ordered by a Wayne County Circuit Court Judge to continue licensing political committees during the pendency of the litigation (Sixteenth Congressional District Democratic Committee, et al v. Bureau of State Lottery). In 2000, the Court of Appeals issued decisions in two cases, one reversing the Wayne County Circuit Court and upholding the validity of Act 275 of the Public Acts of 1995 and the other affirming a Barry County Circuit Court decision upholding the validity of the statute. However, those decisions did not impact the Wayne County Circuit Court directive due to attempts to appeal to the Michigan Supreme Court.

Because of the foregoing events, the Bureau of State Lottery's ability to implement Act 275 of the Public Acts of 1995 has, until recently, been precluded. However, on March 27, 2001, the Michigan Supreme Court, in Sixteenth Congressional District Democratic Committee, et al v. Bureau of State Lottery, denied an application for leave to appeal; thereafter, on August 28, 2001, the court denied a motion for reconsideration. The August 28, 2001, order had the effect of implementing the earlier decisions by the Court of Appeals, which confirmed the validity of the challenged statute.

Democratic Executive Comm Oakland Co
September 24, 2001
Page 2

ID 103099 / A03099

According to records of the Bureau, the current and/or previous bingo license applications submitted by your organization indicate that it falls within the definition of a "committee" under the Michigan Campaign Finance Act (Act 388 of the Public Acts of 1976, as amended). As a result of Act 275 of the Public Acts of 1995, such committees are no longer eligible for licensure under the Bingo Act.

Compliance Meeting

Since the Bingo Act specifically prohibits the licensure of committees, your organization is no longer eligible to hold a bingo license. You are advised that the Administrative Procedures Act, Act 306 of the Public Acts of 1969, as amended, [MCL 24.201 et. seq.], provides an informal opportunity for your organization to demonstrate compliance with lawful requirements for licensure. A compliance meeting has been scheduled for 1:00 p.m. on Friday, October 19, 2001, at our offices at 101 East Hillsdale, Lansing, Michigan. If your organization or its counsel fail to appear at the meeting, you will be considered to have waived your right to a compliance meeting and formal proceedings to terminate the bingo license issued to your organization will go forward.

Should you choose to voluntarily surrender your license, please sign, date, and return the enclosed agreement and we will cancel the scheduled compliance meeting.

If you have any questions, please contact me at (517) 335-5781.

Sincerely,



Robert S. Blessing
Licensing Director
Charitable Gaming Division

RSB:law

c: Michael Petersen, Deputy Commissioner
Michael Stafford, Assistant Attorney General

Enclosures

2000 WL 33400198

Page 1

(Cite as: 2000 WL 33400198 (Mich.App.))

Only the Westlaw citation is currently available.

NOTICE: THIS IS AN UNPUBLISHED OPINION. SEE MI R A MCR 7.215 FOR RULES REGARDING THE USE AND CITATION OF UNPUBLISHED OPINIONS.

Court of Appeals of Michigan.

SIXTEENTH CONGRESSIONAL DISTRICT DEMOCRATIC COMMITTEE, Sixteenth Congressional District Democratic Executive Committee, Christopher E. Smith, Metro Wayne Democratic Club, B.I.N.G.O., and Cliff Johnson, Plaintiffs-Appellees,

v.

COMMISSIONER OF THE BUREAU OF STATE LOTTERY, and BUREAU OF STATE LOTTERY, Defendants-Appellants.

No. 213764.

Nov. 21, 2000.

Before: NEFF, P.J., and TALBOT and J.B. SULLIVAN [FN*], JJ.

FN* Former Court of Appeals judge, sitting on the Court of Appeals by assignment.

MEMORANDUM.

*1 Defendants appeal as of right from the trial court's order granting summary disposition to plaintiffs pursuant to MCR 2.116(C)(10) on their claims for declaratory and injunctive relief. We reverse.

Defendants argue on appeal that the trial court erred in concluding that the pending referendum on 1994 PA 118 left the Legislature without authority to enact 1995 PA 275, and that defendants' refusal to issue plaintiffs bingo licenses in reliance on 1995 PA 275 was therefore unlawful. In Reynolds v. Bureau of State Lottery, 240 Mich.App 84; 610 NW2d 597 (2000), this issue was recently resolved contrary to the trial court's ruling in the present case. We are bound by Reynolds pursuant to MCR 7.215(H)(1). The trial court's ruling is therefore reversed.

In light of our resolution, we need not address defendant's remaining issues.

Reversed.

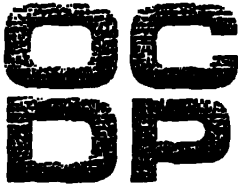
END OF DOCUMENT

FROM : OAKLAND CO DEMOCRATIC PARTY

FAX NO. : 248 584 1020

Dec. 10 2001 11:38AM P7

7000 1670 0011 3993 3063



**OAKLAND COUNTY
DEMOCRATIC PARTY**

P.O. Box 423
Troy, MI 48099-0423

Phone: 248-584-0510
Fax: 248-584-1020



November 13, 2001

Bureau of State Lottery
Licensing Division
Charitable Gaming Division
101 E. Hillsdale
Lansing, MI 48933

Re: Organization ID #102814
Organization ID #103099

Enclosed please find the Qualified Organization Information Change Form requesting name changes for the bingo licenses referenced above.

Your cooperation in forwarding revised licenses for both bingos with the amended name changes as soon as possible would be greatly appreciated.

Thank you for your attention to this very important matter.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'Gary Kohut'.

Gary Kohut

E9LE EBPE T100 0291 0002

| U.S. Postal Service | |
|--|---------|
| CERTIFIED MAIL RECEIPT | |
| (Domestic Mail Only, No Insurance Coverage Provided) | |
| LANSING, MI 48933 | |
| Postage | \$ 0.34 |
| Certified Fee | 2.10 |
| Return Receipt Fee (Endorsement Required) | 1.50 |
| Restricted Delivery Fee (Endorsement Required) | |
| Total Postage & Fees | \$ 3.94 |

| | |
|---------------------------------|-------------------------|
| Sent To | BUREAU OF STATE LOTTERY |
| Street, Apt. No., or PO Box No. | 101 E. HILLSDALE |
| City, State, ZIP+4 | LANSING MI 48933 |

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Received by (Please Print Clearly) _____ B. Date of Delivery _____</p> <p>C. Signature _____ <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X _____</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No If YES, enter delivery address below: _____</p> |
| <p>1. Article Addressed to:</p> <p>BUREAU OF STATE LOTTERY LICENSING DIVISION CHARITABLE GAMES DIVISION 101 E. HILLSDALE LANSING, MI 48933</p> <p>NOV 20 2001 POST OFFICE BOX 2000 LANSING, MICHIGAN 48908</p> | <p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered Mail <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p> |
| <p>2. Article Number (Copy from service label)</p> <p>0000 1670 0011 3993 3763</p> | <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes <input type="checkbox"/> No</p> |



MICHIGAN LOTTERY
 CHARITABLE GAMING DIVISION
 101 E HILLSDALE, BOX 50023
 LANSING, MICHIGAN 48909
 (517) 325 5780
 www.state.mi.us/milottery

QUALIFIED ORGANIZATION INFORMATION CHANGE
 Authority: Act 382 of the Public Acts of 1972, as amended.

PLEASE PRINT

Complete this form and return to the address listed above to change the information on the Regular Bingo License Application currently on file with the Michigan Lottery.

| | | |
|---|---|---|
| Organization Name OAKLAND DEMOCRATIC CAMPAIGN COMM. | Telephone Number (248) 584-0510 | Effective Date of Change 11-02-01 |
| | | Organization I.D. Number 102814 |

ORGANIZATION LOCATION ADDRESS:

| | | | | | |
|---|--------|----------|---|--------|----------|
| CURRENT Organization Location Address: | | | CHANGE Organization Location Address To: | | |
| Street | | | Street | | |
| City | County | ZIP Code | City | County | ZIP Code |

MAILING ADDRESS:

| | | | |
|--|----------|--|----------|
| CURRENT Organization Mailing Address: | | CHANGE Organization Mailing Address To: | |
| Street | | Street | |
| City | ZIP Code | City | ZIP Code |

ADD THESE ORGANIZATION OFFICERS:

List the name, home address, and telephone numbers for each organization officer added.

| | | |
|-------|-----------------------|-----------------------|
| Name | Street | Home Telephone () |
| Title | City, State, ZIP Code | Work Telephone () |
| Name | Street | Home Telephone () |
| Title | City, State, ZIP Code | Work Telephone () |
| Name | Street | Home Telephone () |
| Title | City, State, ZIP Code | Work Telephone () |
| Name | Street | Home Telephone () |
| Title | City, State, ZIP Code | Work Telephone () |

Attach additional sheets if necessary

REMOVE THESE ORGANIZATION OFFICERS:

List the name and title for organization officers to be removed.

| | |
|------|-------|
| Name | Title |
| Name | Title |
| Name | Title |

Attach additional sheets if necessary

| | | | |
|--|--------------------------------------|-----------------------|-------------------------|
| Signature of Principal Officer of the Organization <i>Gary L. Konut</i> | Printed Name GARY L. KONUT | Title CHAIR | Date 11-13-01 |
|--|--------------------------------------|-----------------------|-------------------------|

PLEASE MAKE A COPY OF THE COMPLETED FORM FOR YOUR RECORDS

The Michigan Lottery will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, qualified disability or political belief in its activities or in its hiring or employment practices.



COMPLETION Required
 PENALTY Violation of rules



MICHIGAN LOTTERY CHARITABLE GAMING DIVISION 101 E HILLSDALE, BOX 30023 LANSING, MICHIGAN 48908 (317) 335-5780 www.state.mi.us/milottery

QUALIFIED ORGANIZATION INFORMATION CHANGE Authority: Act 382 of the Public Acts of 1972, as amended

PLEASE PRINT

Complete this form and return to the address listed above to change the information on the Regular Bingo License Application currently on file with the Michigan Lottery

Organization Name: O.D.C. EXECUTIVE COMMITTEE, Telephone Number: (248) 584-0510, Effective Date of Change: 11-02-01, Organization I.D. Number: 103099

ORGANIZATION LOCATION ADDRESS

CURRENT Organization Location Address and CHANGE Organization Location Address To fields with sub-sections for Street, City, County, and ZIP Code.

MAILING ADDRESS

CURRENT Organization Mailing Address and CHANGE Organization Mailing Address To fields with sub-sections for Street, City, and ZIP Code.

ADD THESE ORGANIZATION OFFICERS

List the name, home address, and telephone numbers for each organization officer added.

Table with 3 columns: Name, Address (Street, City, State, ZIP Code), and Telephone (Home, Work). Contains 6 rows of empty fields for officer information.

Attach additional sheets if necessary

REMOVE THESE ORGANIZATION OFFICERS

List the name and title for organization officers to be removed.

Table with 2 columns: Name and Title. Contains 2 rows of empty fields for officer information to be removed.

Attach additional sheets if necessary

Signature of Principal Officer of the Organization, Printed Name: GARY L. HONUT, Title: CHAIR, Date: 11-13-01

PLEASE MAKE A COPY OF THE COMPLETED FORM FOR YOUR RECORDS

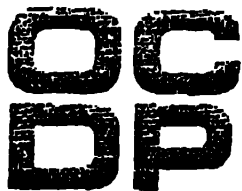
The Michigan Lottery will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, qualified disability or handicap either in its activities or in its hiring or employment practices.



COMPLETION Required. PENALTY: Violation of rules

BSL-CG-1516(R12/59)

'000 16'10 0011 3443 3181'



DUPLICATE

Gary L. Kohut, Chair...Rose Quintana, Vice-Chair...Don Jackson, Vice-Chair...Martha Blom, Vice-Chair...Gregory Miles, Vice-Chair...Debbie Goldberg, Corresponding Secretary...Rose Christoph, Recording Secretary...David Woodward, Treasurer...Charlie Gross, 8th District Vice-Chair...Sigrid Grace, 9th District Vice-Chair...Vicki Barnett, 11th District Chair...Marilyn Stephan, 12th District Vice-Chair...Dick Long, Officer-at-Large...Sylvia Stern, Officer-at-Large...Bill Cahalan, Officer-at-Large...Marie Donigan, Officer-at-Large...Michael Kohut, Officer-at-Large...Odessa McClellan, Officer-at-Large...Joseph Stetz, Officer-at-Large.

**OAKLAND COUNTY
DEMOCRATIC PARTY**

P.O. Box 423
Troy, MI 48099-0423

Phone: 248-584-0410
Fax: 248-584-1020

November 2, 2001

Mr. E. Michael Stafford
Assistant Attorney General
Lottery and Racing Division
1 Michigan Avenue, Suite 300
P.O. Box 30217
Lansing, MI 48909

Re: Organization ID #102814
Organization ID #13099

Dear Mr. Stafford:

I have enclosed copies of:

- 1) Our 2000 year end Federal Election Commission report;
- 2) Our 2000 year end campaign finance report to the Michigan Secretary of State.

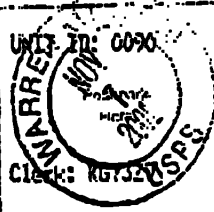
Our reports to the Federal Election Commission will show that all bingo proceeds went into our federal account and our campaign finance report to the Michigan Secretary of State will show that no bingo funds were deposited in the State committee account. They are two separate committees.

In reviewing this matter following our hearing, I believe it is appropriate for us to clarify the names of our state committee and clarify the the license holder names on our bingo licenses and records. We have therefore enclosed the appropriate qualified organization information change form for both bingo licenses. We are also sending a name change request form to the Secretary of State's office for our state committee.

I hope that the enclosed records will leave no doubt with the Bureau that our federal committee is qualified to hold bingo licenses.

UNITED STATES POSTAL SERVICE
CERTIFIED MAIL RECEIPT
(Domestic Mail Only - No Insurance Coverage Provided)

LAWSING, MI 48909

| | | |
|--|----------------|--|
| Postage | \$ 1.49 | UNIT ID: 0090  Clerk: RGTJ20SPS 11/07/01 |
| Certified Fee | 2.10 | |
| Return Receipt Fee (Endorsement Required) | 1.50 | |
| Restricted Delivery Fee (Endorsement Required) | | |
| Total Postage & Fees | \$ 5.09 | |

787E EBPE T100 Q19T 0002

Rec'd By: **MR. MICHAEL STAFFORD**
 Street, Apt. No., or PO Box No.: **P.O. BOX 30217**
 City, State, ZIP+4: **LANSING MI 48909**

PS Form 3811, July 1999

| SENDER: COMPLETE THIS SECTION | COMPLETE THIS SECTION ON DELIVERY |
|--|---|
| <ul style="list-style-type: none"> Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. | <p>A. Received by (Please Print Clearly) _____ B. Date of Delivery _____</p> |
| <p>1. Article Addressed to:</p> <p>MR. E. MICHAEL STAFFORD ASSISTANT ATTORNEY GENERAL LOTTERY & RACING DIVISION 1 MICHIGAN AVE, # 300 P.O. BOX 30217 LANSING, MI 48909</p> | <p>C. Signature _____ <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>YES - enter delivery address below: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>GARY SCHEFFER <i>Gary Scheffer</i> MAIL & DELIVERY SERVICES AGENT FOR STATE OF MICHIGAN</p> <p>NOV - 8 - 2001</p> |
| <p>2. Article Number (Copy from service label) 7000 1670 0011 3993 31787</p> | <p>3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p>POST OFFICE BOX 30217 Receipt for Merchandise LANSING MICHIGAN 48909</p> <p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p> |
| <p>PS Form 3811, July 1999</p> | <p>Domestic Return Receipt 102505-00-14-0852</p> |

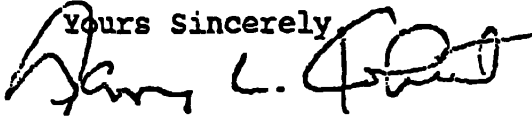
DUPLICATE

Mr. E. Michael Stafford
November 2, 2001
Page 2

As I explained to you in my phone call of October 31, we, following a vote of our officers on October 27, 2001, are going to have Mary Ellen Gurewitz at the Sachs Waldman firm represent us in further proceedings in this matter. I, nonetheless, would like to deal with you directly whenever possible to give you any information you might need or answer any questions you might have. If you would like any written legal argument from us, I can provide you with that as well. I am also willing to discuss with you any other issues you deem appropriate as they arise.

If you have any questions please feel free to contact our office at (248)584-0510 or call me directly at (248)680-8870.

Yours Sincerely,



Gary Kohut

GLK:wr
enc.

Registered

Fax Transmittal Memo 7672

To

MR. MARINELLI

FEDERAL ELECTION COMMISSION

OFFICE OF LEGAL COUNSEL

201-219-0130

Comments

Number of Pages

15

Transmit Date

12-10-01

Time

From

GARY L. KOHUT

Organization

OAKLAND DEMOCRATIC CAMPAIGN COMM.

Originator

248-584-1020

248-584-0510

Original

Disturbed

Destroy

Non-PA

Call for pickup



STATE OF MICHIGAN
 John Engler, Governor
BUREAU OF STATE LOTTERY
 101 E. Hillsdale, Box 30023, Lansing, Michigan 48909
 Phone (517)335-3600 Fax (517)335-3651
 www.state.mi.us/milottery
 James E. Kipp, Acting Commissioner



September 24, 2001

Certified
Return Receipt Requested

Notice of Intent to Commence Formal Proceedings

Gary L. Kohut
Democratic County Committee Oakland Co
2414 John R #A203
Troy, Michigan 48083

ID 102814 / A02814

Dear Mr. Kohut:

Because of a recent ruling by the Michigan Supreme Court, organizations which fall within the definition established for a "committee", within the Michigan Campaign Finance Act, are specifically ineligible for licensure under Act 382 of the Public Acts of 1972 (Bingo Act), as amended.

By enactment of Act 275 of the Public Acts of 1995, Section 103(6) of the Bingo Act was amended to create specific exclusions from the definitions for qualified organizations eligible for licensure: "Qualified organization does not include a candidate committee, political committee, political party committee, ballot question committee, independent committee, or any other committee as defined by, and organized pursuant to the Michigan campaign finance act, Act No. 388 of the Public Acts of 1976, being sections 169.201 to 169.282 of the Michigan Compiled Laws."

As you may know, several affected licensees subsequently filed legal challenges to the validity of this amendment. As a result, in February 1998, the Bureau of State Lottery was ordered by a Wayne County Circuit Court Judge to continue licensing political committees during the pendency of the litigation (Sixteenth Congressional District Democratic Committee, et al v. Bureau of State Lottery). In 2000, the Court of Appeals issued decisions in two cases, one reversing the Wayne County Circuit Court and upholding the validity of Act 275 of the Public Acts of 1995 and the other affirming a Barry County Circuit Court decision upholding the validity of the statute. However, those decisions did not impact the Wayne County Circuit Court directive due to attempts to appeal to the Michigan Supreme Court.

Because of the foregoing events, the Bureau of State Lottery's ability to implement Act 275 of the Public Acts of 1995 has, until recently, been precluded. However, on March 27, 2001, the Michigan Supreme Court, in Sixteenth Congressional District Democratic Committee, et al v. Bureau of State Lottery, denied an application for leave to appeal; thereafter, on August 28, 2001, the court denied a motion for reconsideration. The August 28, 2001, order had the effect of implementing the earlier decisions by the Court of Appeals, which confirmed the validity of the challenged statute.

Democratic County Committee Oakland Co
September 24, 2001
Page 2

ID 102814 / A02814

According to records of the Bureau, the current and/or previous bingo license applications submitted by your organization indicate that it falls within the definition of a "committee" under the Michigan Campaign Finance Act (Act 388 of the Public Acts of 1976, as amended). As a result of Act 275 of the Public Acts of 1995, such committees are no longer eligible for licensure under the Bingo Act.

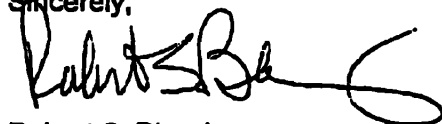
Compliance Meeting

Since the Bingo Act specifically prohibits the licensure of committees, your organization is no longer eligible to hold a bingo license. You are advised that the Administrative Procedures Act, Act 306 of the Public Acts of 1969, as amended, [MCL 24.201 et. seq.], provides an informal opportunity for your organization to demonstrate compliance with lawful requirements for licensure. A compliance meeting has been scheduled for 9:00 a.m. on Friday, October 19, 2001, at our offices at 101 East Hillsdale, Lansing, Michigan. If your organization or its counsel fail to appear at the meeting, you will be considered to have waived your right to a compliance meeting and formal proceedings to terminate the bingo license issued to your organization will go forward.

Should you choose to voluntarily surrender your license, please sign, date, and return the enclosed agreement and we will cancel the scheduled compliance meeting.

If you have any questions, please contact me at (517) 335-5781.

Sincerely,



Robert S. Blessing
Licensing Director
Charitable Gaming Division

RSB:law

c: Michael Petersen, Deputy Commissioner
Michael Stafford, Assistant Attorney General

Enclosures



2000 WL 33400198

Page 1

(Cite as: 2000 WL 33400198 (Mich.App.))

Only the Westlaw citation is currently available.

NOTICE: THIS IS AN UNPUBLISHED OPINION. SEE MI R A MCR 7.215 FOR RULES REGARDING THE USE AND CITATION OF UNPUBLISHED OPINIONS.

Court of Appeals of Michigan.

SIXTEENTH CONGRESSIONAL DISTRICT DEMOCRATIC COMMITTEE, Sixteenth Congressional District Democratic Executive Committee, Christopher E. Smith, Metro Wayne Democratic Club, B.I.N.G.O., and Cliff Johnson, Plaintiffs-Appellees,

v.

COMMISSIONER OF THE BUREAU OF STATE LOTTERY, and BUREAU OF STATE LOTTERY, Defendants-Appellants.

No. 213764.

Nov. 21, 2000.

Before: NEFF, P.J., and TALBOT and J.B. SULLIVAN [FN*], JJ.

FN* Former Court of Appeals judge, sitting on the Court of Appeals by assignment.

MEMORANDUM.

*1 Defendants appeal as of right from the trial court's order granting summary disposition to plaintiffs pursuant to MCR 2.116(C)(10) on their claims for declaratory and injunctive relief. We reverse.

Defendants argue on appeal that the trial court erred in concluding that the pending referendum on 1994 PA 118 left the Legislature without authority to enact 1995 PA 275, and that defendants' refusal to issue plaintiffs bingo licenses in reliance on 1995 PA 275 was therefore unlawful. In Reynolds v. Bureau of State Lottery, 240 Mich.App 84; 610 NW2d 597 (2000), this issue was recently resolved contrary to the trial court's ruling in the present case. We are bound by Reynolds pursuant to MCR 7.215(H)(1). The trial court's ruling is therefore reversed.

In light of our resolution, we need not address defendant's remaining issues.

Reversed.

END OF DOCUMENT

