



# FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 1071

Date Filmed 5/16/80 Camera No. --- 2

Cameraman GRC

FEDERAL ELECTION COMMISSION

Memorandum to Charles Steele 3/19/80

The above-described material was removed from this file pursuant to the following exemption provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

- |  |   |
|--|---|
| <input type="checkbox"/> (1) Classified Information                                | <input type="checkbox"/> (6) Personal privacy                             |
| <input type="checkbox"/> (2) Internal rules and practices                          | <input type="checkbox"/> (7) Investigatory files                          |
| <input type="checkbox"/> (3) Exempted by other statute                             | <input type="checkbox"/> (8) Banking Information                          |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents                         |   |

Signed Beverly B. Brown

date 4/3/80

Show to whom and date delivered \_\_\_\_\_  
 Show to whom, date and address of delivery \_\_\_\_\_  
**RESTRICTED DELIVERY** \_\_\_\_\_  
 Show to whom and date delivered \_\_\_\_\_  
**RESTRICTED DELIVERY** \_\_\_\_\_  
 Show to whom, date, and address of delivery \$ \_\_\_\_\_  
 (CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO  
 Mr. M. Stanton Evans  
 422 First St., S.E.  
 Wash., D.C. 20003

1. ARTICLE DESCRIPTION		
REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	9-1-1 26	

(Always obtain signature of addressee or agent)

I have received the article described above

S. JOHNSON ☒ Author ☐ Anti-claim agent

POSTMARK

© 2000 Blackwell Science Ltd, *Journal of Internal Medicine* 247: 385–391

~~X~~

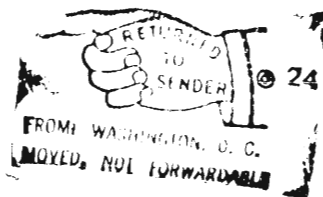
CLERK'S  
INITIALS

100 UNKNOWN PG 1078-272  
MURKIN B. Brown

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

Official Business

Penalty for Private Use \$300



Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D.C. 20003

POSTAGE AND FEES PAID



CERTIFIED

4141338



MEMORANDUM

TO: THE FILE  
THROUGH: ELISSA GARR / JAMIE SHUTACK  
FROM: BEVERLY BROWN  
SUBJECT: MUR 1071 - Postal return  
Letter to M. Stanton Evans

---

April 11, 1980

The letter addressed to Mr. M. Stanton Evans at:

422 First Street, S.E.  
Washington, D.C. 20003

should be remailed to him at the following address:

600 Pennsylvania Ave. S.E.  
Washington, D.C. 20003

The letter should be sent certified.

16606101000

1. **STICKER** - Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

The following service is requested (check one):

☒ Show to whom and date delivered \_\_\_\_\_

☐ Show to whom, date, and address of delivery \_\_\_\_\_

☐ RESTRICTED DELIVERY  
Show to whom and date delivered \_\_\_\_\_

☐ RESTRICTED DELIVERY  
Show to whom, date, and address of delivery \$ \_\_\_\_\_

(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO**  
Mr. J. Curtis Henge  
7600 Old Springhouse Rd.  
McClean, VA 22102

3. **ARTICLE DESCRIPTION**

REGISTERED NO. \_\_\_\_\_ CERTIFIED NO. 444339 INSURED NO. \_\_\_\_\_

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☒ Authorized agent  
G. Henge

4. **DATE OF DELIVERY** \_\_\_\_\_

5. **POSTMARK**  
APR 27 1980  
CLEM  
INITIALS

6. **UNABLE TO DELIVER BECAUSE** \_\_\_\_\_

MUR-1071

B. Brown



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 31, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. J. Curtis Herge  
7600 Old Springhouse Road  
McClean, VA 22102

Re: MUR 1071

Dear Mr. Herge:

On November 27, 1979, the Commission found reason to believe that your client, the American Conservative Union, may have violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 and 2 U.S.C. §441a(f) by accepting an excessive contribution. However, in that it appears that the American Conservative Union made best efforts to retain a detailed and exact accounting of contributions aggregating in excess of \$100 by virtue of its standard business practices, and, in view of the Committee's demonstrated attempts to locate the missing contributor information, the Commission has determined to take no further action against your client regarding a violation of 2 U.S.C. §432(c)(2). Furthermore, after considering information you provided and other evidence available, the Commission has determined to take no further action against the American Conservative Union as to a violation of 2 U.S.C. §441a(f). Accordingly, the Commission intends to close its file in this matter.

This matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles N. Steele", is written over the typed name.

Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. J. Curtis Herge  
7600 Old Springhouse Road  
McClellan, VA 22102

Re: MUR 1071

Dear Mr. Herge:

On November 27, 1979, the Commission found reason to believe that your client, the American Conservative Union, may have violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 and 2 U.S.C. §441a(f) by accepting an excessive contribution. However, in that it appears that the American Conservative Union made best efforts to retain a detailed and exact accounting of contributions aggregating in excess of \$100 by virtue of its standard business practices, and, in view of the Committee's demonstrated attempts to locate the missing contributor information, the Commission has determined to take no further action against your client regarding a violation of 2 U.S.C. §432(c)(2). Furthermore, after considering information you provided and other evidence available, the Commission has determined to take no further action against the American Conservative Union as to a violation of 2 U.S.C. §441a(f). Accordingly, the Commission intends to close its file in this matter.

This matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

65 3/28/80



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 31, 1980

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D.C. 20003

Re: MUR 1071

Dear Mr. Evans:

On November 27, 1979, the Commission found reason to believe that you may have violated 2 U.S.C. §441a(a) (1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above captioned matter. However, after considering information you provided and other evidence available, the Commission determined to take no further action and close its file in this matter.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles N. Steele". The signature is fluid and cursive.

Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D.C. 20003

Re: MUR 1071

Dear Mr. Evans:

On November 27, 1979, the Commission found reason to believe that you may have violated 2 U.S.C. §441a(a) (1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above captioned matter. However, after considering information you provided and other evidence available, the Commission determined to take no further action and close its file in this matter.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

LR 3/22/80

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
American Conservative ) MUR 1071  
Union )  
M. Stanton Evans )

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on March 25, 1980, the Commission decided by a vote of 6-0 to take the following actions regarding MUR 1071:

1. Take no further action against the American Conservative Union regarding a violation of 2 U.S.C. §§432(c)(2) and 441a(f).
2. Take no further action against M. Stanton Evans regarding a violation of 2 U.S.C. §441a(f).
3. Approve and send the letters as attached to the General Counsel's Report dated February 29, 1980.
4. Close the file on these matters.

Attest:

3/27/80  
Date

*Marjorie W. Emmons*  
Marjorie W. Emmons  
Secretary to the Commission

Report signed: 3-17-80  
Received in Office of the Commission Secretary: 3-17-80, 11:48  
Circulated on 48 hour vote basis: 3-17-80, 4:00  
Objection filed. Objection Withdrawn.

March 17, 1980

MEMORANDUM TO: Marjorie W. Emmons  
FROM: Elissa T. Garr  
SUBJECT: MUR 1071

Please have the attached General Counsel's Report on  
MUR 1071 distributed to the Commission on a 48 hour tally  
basis. Thank you.

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BEFORE THE FEDERAL ELECTION COMMISSION  
February 29, 1980

MAR 17 11:48

In the Matter of )  
 )  
American Conservative ) MUR 1071  
Union )  
M. Stanton Evans )

GENERAL COUNSEL'S REPORT

On November 27, 1979, the Commission found reason to believe that the American Conservative Union violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 and 2 U.S.C. §441a(f) by accepting an excessive contribution. The Commission also found reason to believe that M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount in excess of \$5,000 to a multicandidate committee. These determinations were based on findings made during the audit of the American Conservative Union.

SUMMARY OF ALLEGATIONS AND COMMISSION ACTION

1) Recordkeeping

During the audit of the American Conservative Union (herein referred to as "the Committee" or "ACU"), the auditors noted that the Committee failed to maintain records of 93 contributions, totalling \$33,665.00, each in excess of or aggregating in excess of \$100. After the committee had received an allowance of 60 days in which to produce the documentation, the Commission found reason to believe on November 27, 1979, that the Committee violated 2 U.S.C.

§432(c)(2) by failing to retain records of contributions aggregating in excess of \$100.

On January 2, 1980, Mr. J. Curtis Herge, Counsel for the American Conservative Union, responded to the above allegation. (See Attachment #1) In his response, Mr. Herge attempts to demonstrate that no further action should be taken against ACU in that: 1) ACU established a system which included the gathering of data, the processing of data on computer, the reporting of the data as required by law, and the routine storage of the source material; and 2) the transposition of the data onto computer tapes should be sufficient to comply with the requirements of 2 U.S.C. §432 (c)(2).

According to Mr. Herge, the standard operating procedure during the period when ACU was subject to the FECA, 1/ consisted of sending prospective contributors a solicitation, a reply envelope and form for completion by the contributor. The forms, which requested the information contemplated by Section 432 (c)(2) of the Act, were received by ACU, compared with the information provided on the contributor check, and were then forwarded to Anagram Corporation (located in Springfield, Virginia) where the information was processed onto computer tapes.

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1/ Mr. Herge states that from the date of its organization until July 15, 1979, ACU existed as an unincorporated association. On that date ACU, the unincorporated association, was liquidated and dissolved. ACU, as it presently exists, is a corporation organized and existing under and by virtue of the District of Columbia Nonprofit Corporation Act. (See Exhibit A). As ACU is no longer involved in federal activity and presently exists as the District of Columbia Nonprofit Organization, ACU denies responsibility for the activities alleged in this MUR.

The computer then produced a receipt which was sent to the contributor, aggregated contributions, and produced a print-out on Schedule A of FEC Form 3 which was used by ACU in preparing its reports to the Commission. The original reply forms were returned to ACU where they were transported to a warehouse maintained by Security Storage Co. (Washington, D.C.).<sup>2/</sup>

Affidavits signed by Mrs. Karola A. Sommer Beck, and Mr. Ross L. Whealton (Executive Director of ACU), attest to the fact that a search of the reply forms located at Security Storage Co. was conducted on several occasions, but failed to produce the missing materials. <sup>3/</sup> (See Exhibits C & B). This failure is explained in that historical documents of ACU had been stored at the Security Storage Co. for approximately ten years, the employees of the storage company placed the storage containers wherever there was available space, and the labels on many of the containers had peeled off.

In further evidence to demonstrate that contributor data was kept as a standard business practice, Mr. Herge submits that contributor reply forms relevant to the period from October 1, 1976 through December 31, 1976 and relating to

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<sup>2/</sup> Letters and affidavits from the Anagram Corporation and Mrs. Karola A. Sommer Beck (responsible for opening contributor mail, sending contributor reply forms to Anagram Corporation, and the subsequent shipment of the contributor reply forms to Security Storage Co.) confirm the above procedures. See Exhibits B & C).

<sup>3/</sup> According to Mr. Herge, four employees of ACU devoted an aggregate of 26 man-hours to a search of the records.

contributions of less than \$50.00 per contributor for the period January 1, 1977 through March 31, 1977 were produced for the Audit Division during their field examination. In addition, Mr. Herge has submitted copies of the receipts mailed by ACU or Anagram Corporation to 32 contributors, each of whom contributed in excess of \$50.00 during the period from January 3, 1977 through January 24, 1977 and during the period from March 7, 1977 through April 1, 1977.<sup>4/</sup> (See Exhibits E & F) These receipts were produced manually by ACU prior to January 6, 1977 and thereafter by computer from data taken from the contributor reply forms. According to Mr. Herge, this was the same computer that produced the contributor information on Schedule A of FEC Form 3.

In closing, Mr. Herge states the following:

It is suggested, therefore, that because Section 432(c)(2) does not mandate the preservation of contributor reply forms, but only the maintenance of a "detailed and exact account of" certain contributor information, the requirements of the Act were satisfied and amply complied with by the compilation of that information onto the computer and the reproduction by the computer of that information on Schedule A of FEC Form 3. In any event, ACU made every reasonable effort to preserve the contributor reply forms and its present inability to locate and produce those forms is not due to its negligence.

Finally, Mr. Herge offers to reconstruct the required data by sending positive confirmation letters to the contributors in question.

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<sup>4/</sup> These receipts were located at Security Storage Co. on December 13, 1979.

ANALYSIS

In that it appears that the American Conservative Union made best efforts to retain a detailed and exact accounting of contributions aggregating in excess of \$100 by virtue of its standard business practices outlined above, and, in view of the Committee's demonstrated attempts to locate and produce the missing contributor information, the Office of General Counsel recommends that the Commission accept this activity as evidence of good faith that the Committee did retain the required records and take no further action with regard to this matter.

2) Excessive Contribution

During the audit of the American Conservative Union, the auditors noted that the Committee received a \$1,000 excessive contribution from Mr. M. Stanton Evans for the calendar year 1976. A review of the Committee's reports revealed a loan from this individual of \$5,000 received on June 4, 1976 and a \$1,000 loan received on December 31, 1976.

On November 27, 1979, the Commission found reason to believe that the American Conservative Union violated 2 U.S.C. §441a(f) by accepting an excessive contribution. In addition, the Commission found reason to believe that M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount in excess of \$5,000 to a multicandidate committee.

On December 31, 1979, the Office of General Counsel received a response from Mr. M. Stanton Evans regarding the above allegation. (See Attachment #2). According to Mr. Evans,

after examining bank records for 1976 and the three months ensuing, no evidence could be found of a check for \$1,000 issued to the ACU in December 1976.

In addition, on January 4, 1980, Mr. Herge, Counsel for ACU, submitted daily accounting sheets, deposit slips, and bank statements for 1976. An analysis of these documents fails to reflect the receipt of another loan of \$1,000 from M. Stanton Evans in 1976. Mr. Herge states that the Committee is prepared to amend its report to eliminate reference to the loan.

#### ANALYSIS

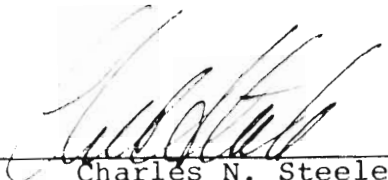
In that it appears that Mr. M. Stanton Evans may have never made the additional loan of \$1,000 to the ACU and we have no evidence of the making or accepting of the loan except for what the Committee now indicates is erroneous reporting, the Office of General Counsel recommends that the Commission take no further action against M. Stanton Evans with regard to the 2 U.S.C. §441a (a)(1)(C) finding and take no further action against ACU with regard to the 2 U.S.C. §441a(f) finding.

#### RECOMMENDATIONS

1. Take no further action against the American Conservative Union regarding a violation of 2 U.S.C. §§432(c)(2) and 441a(f).
2. Take no further action against M. Stanton Evans regarding a violation of 2 U.S.C. §441a(f).

3. Approve and send the attached letters.
4. Close the file on these matters.

17 March 1980  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel

Enclosures

Attachment #1 with Exhibits A through E  
Attachment #2

Letters 2

all 11995

ATTACHMENT #1  
**SEDAM & HERGE**  
A PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW  
7600 OLD SPRINGHOUSE ROAD  
MCLEAN, VIRGINIA 22102

RECEIVED  
FEDERAL ELECTION  
COMMISSION

GLENN J. SEDAM, JR.  
J. CURTIS HERGE

(703) 821-1000

180 JAN 10 AM 9:51  
1700 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20006  
(202) 821-1000  
TELEX 89-8386 (AEMPOWER WHEN)  
TWX 710-828-0533 (TELEREP 800)

THOMAS M. DAVIS, III  
JOHN J. FLOOD (D.C. ONLY)  
MICHAEL D. HUGHES  
ROBERT R. SPARKS, JR.

January 2, 1980

Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

905682

Re: American Conservative Union  
MUR 1071

Dear Members of the Commission:

This letter is submitted on behalf of our client, American Conservative Union, in response to the letter from the General Counsel of the Federal Election Commission, dated November 29, 1979, and addressed to Mr. James C. Roberts, Treasurer of American Conservative Union, in which it was reported that the Federal Election Commission has found reason to believe that American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically, it was reported that, because American Conservative Union has been unable to provide certain original contributor source data to the Audit Division of the Federal Election Commission, American Conservative Union may have violated the provisions of Section 432(c)(2) of the Act. In addition, it was reported that, because Mr. M. Stanton Evans may have made certain loans to American Conservative Union (the sum of \$5,000.00 on June 4, 1976 and the sum of \$1,000.00 on December 31, 1976), American Conservative Union may have violated the provisions of Section 441a(f) of the Act. You have numbered this matter MUR 1071.

American Conservative Union welcomes this opportunity to respond in detail to the described allegations and to be of assistance to the Commission in its investigation of this matter. We are confident that, upon analysis, the Commission will conclude that no further formal action should be taken against American Conservative Union.

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RECEIVED  
FEDERAL ELECTION  
COMMISSION



Federal Election Commission  
January 2, 1980  
Page Two

General Background

By letter, dated March 20, 1979, the Audit Division of the Federal Election Commission notified Mr. James C. Roberts, Treasurer of American Conservative Union (hereinafter "ACU"), that an examination would be conducted of the financial records of ACU for the period from January 1, 1977 through the present. The Assistant Staff Director for the Audit Division was thereupon informed that Mr. Roberts is no longer the Treasurer of ACU and that, in accordance with 2 U.S.C. 433(c), ACU had filed a termination report as of March 31, 1977. As a consequence, the examination of the financial records of ACU was confined to the period from January 1, 1977 through March 31, 1977. The matters herein under review were brought to the attention of the Commission as a result of that examination.

It is relevant that the Commission take note of the fact that ACU terminated its status as a political committee as of March 31, 1977. That action was taken as a consequence of a determination made by the Board of Directors of ACU, following the general election in 1976, that the objects and purposes of ACU could be more effectively achieved as an organization described in Section 501(c)(4) of the Internal Revenue Code. At all times subsequent thereto, ACU has conducted its activities as an organization described in Section 501(c)(4) of the Internal Revenue Code and not as a political committee as described in the Act. The organization and operational status of ACU was reviewed and discussed by the Commission at its meetings on September 28, 1978 and November 16, 1978, in connection with the issuance of AO 1978-56 dated November 20, 1978.

From the date of its organization until July 15, 1979, ACU existed as an unincorporated association. On that date, ACU, the unincorporated association, was liquidated and dissolved. ACU, as it presently exists, is a corporation organized and existing under and by virtue of the District of Columbia Nonprofit Corporation Act. A copy of the Articles of Incorporation of ACU is attached hereto as Exhibit A. ACU, the District of Columbia Nonprofit Corporation, has not formed a political committee, or a separate segregated fund, as permitted under the Act.

Federal Election Commission  
January 2, 1980  
Page Three

Mr. James C. Roberts, who had been the Treasurer of ACU, the unincorporated association, left its employ subsequent to the filing of the termination report. ACU, the unincorporated association, no longer exists. It is suggested, therefore, that ACU, the District of Columbia Nonprofit Corporation, is not the entity responsible for the activities alleged in MUR 1071 and that the Commission should conclude that no further formal action should be taken against ACU, the District of Columbia Nonprofit Corporation. \*

While the respondent herein, ACU, the District of Columbia Nonprofit Corporation, denies responsibility for the activities alleged in MUR 1071 and respectfully challenges the jurisdiction and authority of the Federal Election Commission to take formal action against it by reason of such activities, it submits the following factual statements and legal arguments to assist the Commission in its analysis of this matter. (For the sake of convenience, no further distinction is made in this letter between ACU, the unincorporated association, and ACU, the District of Columbia Nonprofit Corporation.)

American Conservative Union Complied  
With the Requirements of 2 U.S.C. 432(c)(2)

In paragraph A of its Audit Findings and Recommendations, the Audit Division of the Federal Election Commission observed that the termination report filed by ACU, covering the period from January 1, 1977 through March 31, 1977, disclosed 93 contributions, each in excess of or aggregating in excess of \$100.00. Certain documentation relevant to those contributors, as specified in Section 432(c)(2) of the Act, could not be produced for review by the Audit Division by reason of the fact that the 1977 records of ACU were in storage and could not be located. The specific audit finding and recommendation as to this matter were as follows:

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\* To conclude otherwise would require the resolution of a number of complex legal issues. For example, is it proper under the circumstances for one legal entity to respond on behalf of a different entity; who has the authority to execute amended registration statements, or a conciliation agreement, if such were necessary; can one entity be responsible for the acts of a different entity?

Federal Election Commission  
January 2, 1980  
Page Four

#### Recordkeeping of Contributions

Section 432(c)(2) of Title 2 of the United State Code requires the treasurer of a political committee to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50.00, together with the date and amount thereof and, if a person's contributions aggregate more than \$100.00, the account shall include the occupation and principal place of business (if any).

The Committee's report disclosed 93 contributions, each in excess of or aggregating in excess of \$100.00. During the course of the audit it was determined that the Committee failed to maintain records for these contributions.

A Committee official stated that the contribution records were originally maintained, including letters which were sent to those contributors acknowledging the receipt of the contribution. However, the 1977 records are now in storage and the Committee has been unable to locate them.

#### Recommendation

The Audit staff recommends that the Committee obtain the contribution records and provide them for our review within 30 days of receipt of this letter.

It is the position of ACU that, during the period under review and during the previous periods when ACU was subject to the Act, a detailed and exact account of the information required under Section 432(c)(2) was compiled and kept. While the account data was kept, certain contributor reply forms have been partially lost or misplaced while under the custody and control of a bailee, Security Storage Co. Failure to produce data, which has been lost or misplaced while under the dominion and control of another and not because of its negligence, does not constitute a violation of the Act. Furthermore, it is the position of ACU that its computerized reporting system was designed and maintained to satisfy the requirements of the Act.

Federal Election Commission  
January 2, 1980  
Page Five

During the period under review and during the previous periods when ACU was subject to the Act, ACU received its contributions in response to solicitations made through massive direct-mail programs. Standard operating procedure consisted of sending prospective contributors a solicitation, a reply envelope and a form, for completion by the contributor, which requested the information contemplated by Section 432(c)(2) of the Act. Upon the receipt by ACU of such contributions, the envelopes were opened; the checks were extracted; the dates, amounts and sources of the checks were compared with the data on the reply forms to assure accuracy; and, the checks were deposited. The contributor reply forms were then forwarded to Anagram Corporation (presently located at 6560 Backlick Road, Springfield, Virginia), where the contributor information was processed directly from the reply forms onto computer tapes. The computer then produced a receipt, \* which was sent to the contributor, it aggregated contributions and it produced a print-out on Schedule A of FEC Form 3 which was used by ACU in preparing its reports to the Commission. Thereupon, the original contributor reply forms were returned by Anagram Corporation to ACU, from where they were then transported on a monthly (or similar periodic) basis to a warehouse maintained by Security Storage Co., 1701 Florida Avenue, Washington, D.C., 20009. Enclosed herewith as Exhibit B is a letter from Anagram Corporation to ACU, confirming the described procedure.

The employee of ACU who was responsible for opening contributor mail, sending the contributor reply forms to Anagram Corporation and the subsequent shipment of the contributor reply forms to Security Storage Co., was Mrs. Karola A. Sommer Beck. Exhibit C is an affidavit of Mrs. Beck, in which she confirms having had that responsibility during the period under review and during the previous periods when ACU was subject to the Act. Mrs. Beck explains in the affidavit that the materials routinely stored at Security Storage Co. included the return envelopes, the contributor reply forms and carbon copies of the receipts sent to contributors. The contents of the storage containers were identified with gummed labels, many of which have since peeled off over the years, making present identification of the contents difficult.

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\* The automatic production of the receipts by Anagram Corporation commenced on January 6, 1977. Prior to that date, the receipts were prepared and mailed by ACU.

Federal Election Commission  
January 2, 1980  
Page Six

In preparation for the field examination by the Audit Division and on several separate occasions thereafter, employees of ACU conducted an exhaustive search of the materials at Security Storage Co. in an effort to locate the contributor reply cards. The Audit Division will confirm that that search resulted in the production of the contributor reply forms relevant to the period from October 1, 1976 through December 31, 1976; and, the contributor reply forms relating to contributions of less than \$50.00 per contributor for the period from January 1, 1977 through March 31, 1977. Thus, it can be amply demonstrated that such contributor data was gathered and kept as a standard business practice.

The inability to locate the contributor reply forms relating to the 93 contributions each in excess of \$100.00 which were received during the period from January 1, 1977 through March 31, 1977 may also be explained by reference to the affidavit from Mrs. Beck. It is there explained that ACU has been storing historical documents at Security Storage Co. for approximately ten years; that the material stored at Security Storage Co. by ACU is not segregated from materials stored therein by other customers of Security Storage Co.; that, as materials are periodically sent by ACU to Security Storage Co. for storage, the employees of Security Storage Co. place the storage containers wheresoever there may be available space at the time; and, that when a particular shipment by ACU to Security Storage Co. consists of more than one container, such containers are not necessarily placed contiguous to each other by Security Storage Co. Thus, when considered in light of the fact that the identifying gummed labels on many of the containers have peeled off, the difficulty in locating specific materials can be easily understood.

Nevertheless, in an effort to be responsive to the Commission and in the evident belief that the contributor reply forms could be located, four employees of ACU devoted an aggregate of approximately twenty-six man-hours to a search for the records at Security Storage Co. As explained in the enclosed affidavit from Mr. Ross L. Whealton, the present Executive Director of ACU, submitted as Exhibit D, Mrs. Beck and Miss Cary Steadman each spent three hours searching for the records in preparation for the field examination by the Audit Division. Subsequently, Mrs. Beck and Miss Wendy E. Grassley each spent four hours searching for the records in August, following the receipt of the findings and recommendations of the Audit Division. Finally, on December 13, 1979, Miss Grassley and Mr. Mark Holtkamp each spent in excess of six hours searching for the mislaid records.

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It is suggested that this activity should be accepted as evidence of the good faith efforts made by ACU to locate the contributor reply forms and as evidence of the good faith belief that such forms exist.

While the original contributor reply cards for the 93 contributions in question could not be located, contributor reply forms relating to contributions of less than \$50.00 per contributor were located and produced for examination by the Audit Division. Logic dictates that the contributor reply forms relating to the 93 contributions of more than \$50.00 were placed in a separate container or containers. As additional evidence of the fact that such contributor information was compiled, there is submitted herewith as Exhibit E copies of the receipts mailed by ACU or Anagram Corporation to thirty-two contributors, each of whom contributed in excess of \$50.00, during the period from January 3, 1977 through January 24, 1977 and during the period from March 7, 1977 through April 1, 1977. \* It will be recalled that those receipts were produced manually by ACU prior to January 6, 1977, and thereafter by computer from data taken from the contributor reply forms. It was that same computer that produced the contributor information contained on Schedule A of FEC Form 3 in the termination report which is the subject of this inquiry.

It is suggested, therefore, that because Section 432(c)(2) does not mandate the preservation of contributor reply forms, but only the maintenance of a "detailed and exact account of" certain contributor information, the requirements of the Act were satisfied and amply complied with by the compilation of that information onto the computer and the reproduction by the computer of that information on Schedule A of FEC Form 3. In any event, ACU made every reasonable effort to preserve the contributor reply forms and its present inability to locate and produce those forms is not due to its negligence.

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\* These receipts were located at Security Storage Co. on December 13, 1979. Copies of receipts mailed between January 24, 1977 and March 7, 1977 could not be located.

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Page Eight

The record is clear that ACU has been prepared, with the approval of the Commission, to reconstruct the original source data which has been lost or misplaced. At the conclusion of the field examination by the Audit Division on May 17, 1979, ACU offered to reconstruct the data by writing to the contributors in question. This offer was repeated in its letters to the Audit Division dated September 11, 1979 and October 31, 1979. While no response was received to those offers, the Audit Division nevertheless permitted ACU to write to those contributors who had not disclosed their occupation, principal place of business or mailing address at the time they sent in their contributions. That data was reconstructed to the satisfaction of the Audit Division and, as a result, that subject is not before the Commission for review.

It will be noted that the Internal Revenue Code contains certain analogous requirements for the maintenance of documents and records relative to tax and information returns. 2 U.S.C. 6001. As in the case of the Act, the requirements contained in the Internal Revenue Code are designed to provide the applicable agency with the ability to confirm the accuracy of self-assessing methods of reporting. If the Internal Revenue Service finds that adequate records were not maintained by a taxpayer, it may impose a fine under 26 U.S.C. 6653 if there is also a finding that the taxpayer underassessed his liability. Nevertheless, a taxpayer may overcome a penalty assessment if he shows that he was not negligent in failing to keep the records. Therefore, under analogous doctrine, unless the Internal Revenue Service determines that there was fraudulent intent to destroy the records - in which case criminal prosecution would begin, the Service will look to the evidence presented by the taxpayer and, if that is insufficient, then reconstruct, or permit the reconstruction of, evidence or records.

In summary, it can be amply demonstrated that ACU established a system which included the gathering of the data; the processing of the data on computer; the reporting of the data as required by law; and, the routine storage of the original source material. It is submitted that the transposition of the data onto computer tapes should be sufficient to comply with the requirements of Section 432(c)(2)

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of the Act. In any event, there has been no allegation that the reported information was erroneous, that the contributor reply forms were destroyed with fraudulent intent or that the inability of ACU to produce the materials almost three years hence has been due to its negligence. Clearly, ACU has demonstrated that no further action should be taken against it in connection with this matter, although it reiterates its willingness to attempt to reconstruct the lost or misplaced data by writing to each of the contributors in question.

American Conservative Union  
Did Not Accept Loans from Mr. Evans in  
Violation of the Limit Imposed by the Act

With respect to the second matter under review, it has been suggested that ACU may have violated the provisions of Section 441a(f) of the Act by accepting a loan of \$5,000.00 from Mr. M. Stanton Evans on June 4, 1976 and an additional \$1,000.00 from Mr. Evans on December 31, 1976. In paragraph B of its Audit Finding and Recommendations, the Audit Division reported the following:

Excessive Contributions

Section 441a(a)(1)(C) of Title 2 of the United States Code states, in part, that no person shall make contributions to any multi-candidate political committee in any calendar year which, in the aggregate, exceed \$5,000.00.

Section 431(e)(1)(A) of Title 2 of the United States Code states, in part, that a contribution means a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office.

Section 441(a)(f) of Title 2 of the United States Code states, in part, that no candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section.



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A review of the Committee's debt and obligation schedule included in its January 31, 1977 report revealed a \$12,250 debt outstanding to one individual. The Committee's report disclosed that a portion of this debt was comprised of a \$5,000 loan received on June 4, 1976 and a \$1,000 loan received on December 31, 1976. (Foot-note of the Audit Division: The balance of the loan was received prior to May 11, 1976, the date the \$5,000 yearly limitation for individual contributions went into effect.) According to the reported receipt dates the Committee was in receipt of a \$1,000 excessive contribution for the calendar year 1976.

The Committee provided the Audit staff with a schedule indicating that the loan reported on June 4, 1976 was received on April 1, 1976 and the loan reported on December 31, 1976 was received on January 31, 1977. \* The 1976 bank records were not available at the time of the audit since the audit covered the period January 1, 1977 through March 31, 1977.

#### Recommendation

The Audit staff recommends that the Committee provide for our review copies of the receipted deposit tickets (if a copy of the receipted deposit ticket is not available then a copy of the deposit ticket and bank statement) containing the two loans in question within 30 days of receipt of this letter.

It is the position of ACU that, of the two loans in question, ACU never received the \$1,000.00 loan from Mr. Evans and that, therefore, there was no violation of Section 441a(f) of the Act.

Since the conclusion of the field examination by the Audit Division, ACU located among its records in storage its daily accounting sheets for 1975, 1976 and 1977, daily deposit receipts and its bank statements. \*\* An analysis of those documents reflects the receipt of the loan of \$5,000.00

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\* The April 1, 1976 and January 31, 1977 dates were not provided to the Audit Division by ACU for the purposes stated. Mr. Evans made only one loan to ACU in 1976 and 1977 and that was the \$5,000.00 loan on June 4, 1976.

\*\* These records were also located at Security Storage Co. on December 13, 1979.

Federal Election Commission  
January 2, 1980  
Page Eleven

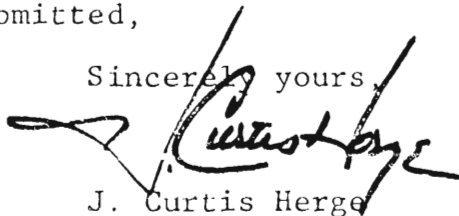
from Mr. Evans on June 4, 1976. Copies of the deposit receipts and applicable bank statements for June and December, 1976, are attached as Exhibit F. An analysis of these and the other documents which were located in storage fails to reflect the receipt of another loan from Mr. Evans in 1976 or in the first quarter of 1977. Upon information and belief, Mr. Evans has corresponded directly with the Commission, confirming the fact that he has no record of having made the alleged second loan of \$1,000.00. ACU invites the Commission to direct its Audit Division to review the described documentation and apologizes that that material was not available at the time of the field examination. Upon confirmation by the Audit Division that the alleged second loan of \$1,000.00 was not received by ACU, ACU is prepared to amend its termination report to eliminate reference to that loan.

Conclusion

Based upon the foregoing, it has been demonstrated that there is no reasonable cause to believe that ACU, the unincorporated association, may have violated Section 432(c)(2) or Section 441a(f) of the Act. As stated, however, ACU, the District of Columbia Nonprofit Corporation, is prepared to assist the Commission in completing the record by requesting contributors to reconstruct the contributor reply forms if necessary; and, by permitting the Audit Division to review the recently located accounting data to confirm the fact that the alleged second loan of \$1,000.00 from Mr. Evans was not received.

Respectfully submitted,

Sincerely yours,



J. Curtis Herge

enclosures

( Exhibit F was too voluminous to include in the General Counsel's Report. However, this exhibit is on file and available for review in the Office of General Counsel)

EXHIBIT A

Office of Recorder of Deeds

CORPORATION DIVISION

WASHINGTON



This is to certify that the pages attached hereto constitute a full, true, and complete copy of CERTIFICATE AND ARTICLES OF INCORPORATION OF AMERICAN CONSERVATIVE UNION, AS RECEIVED AND FILED JUNE 28, 1979.

as the same appears of record in this office.

In Testimony Whereof.

I have hereunto set my hand and caused the seal of this office to be affixed, this

the 28th day of

JUNE A. D. 1979

PETER S. RIDLEY,

Recorder of Deeds, D. C.

By

*John M. Doty*  
Assistant Superintendent of Corporations, D. C.

J-61632

17191017

OFFICE OF RECORDER OF DEEDS, D. C.

Corporation Division  
Sixth and D Streets, N. W.  
Washington, D. C. 20001

CERTIFICATE

THIS IS TO CERTIFY that all provisions of the District of Columbia  
Non-profit Corporation Act have been complied with and ACCORD-  
INGLY this Certificate of Incorporation

is hereby issued to the AMERICAN CONSERVATIVE UNION

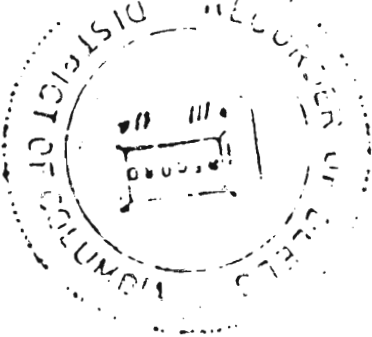
as of the date hereinafter mentioned.

Date June 28, 1979

PETER S. RIDLEY,  
Recorder of Deeds, D. C.

*John M. Duty*  
John M. Duty

Assistant Superintendent of Corporations



ARTICLES OF INCORPORATION  
OF  
AMERICAN CONSERVATIVE UNION

TO: The Recorder of Deeds, D. C.  
Washington, D. C.

We, the undersigned natural persons of the age of twenty-one years or more, acting as incorporators of a corporation under Title 29, Chapter 10, of the Code of Laws of the District of Columbia, the District of Columbia Nonprofit Corporation Act, adopt the following Articles of Incorporation for such corporation:

FIRST: The name of the corporation is: AMERICAN CONSERVATIVE UNION.

SECOND: The period of duration of the corporation is perpetual.

THIRD: The objects and purposes of the corporation, which is not formed for pecuniary profit or financial gain, shall be exclusively to serve the public interest and to promote the general social welfare by fostering and developing among the people of the United States of America, on a nonpartisan basis, a greater understanding and awareness of the tenets set forth in the Constitution of the United States and the Declaration of Independence to the end that the individual citizen shall understand, preserve and defend his or her inherent rights, liberties and responsibilities and cherish the principles upon which the Republic was founded.

FILED JUN 28 1979

BY *[Signature]*

To achieve these objects and purposes, the corporation shall conduct conferences, seminars and other public events from time to time at which members of the general public and representatives of government may meet in a body for an exchange of views on the American system of constitutional government, the free enterprise system, the deleterious affects of a regulated economy, the values of patriotism and the necessity to maintain the national sovereignty of the United States. The corporation shall also report and disseminate the results of its research, studies and conferences for educational purposes; and, promote and develop cooperation among similar organizations created to lessen the burden of government and to promote the social welfare of individuals by vigorously defending human and civil rights secured by law.

For the accomplishment of these purposes and without, in any particular, limiting the generality of the foregoing, the corporation shall have the power to own, operate, print, publish, manage and distribute such films, books, magazines, papers, and other literature for the dissemination and exchange of information as will further the objects and purposes of the corporation; to purchase, lease or otherwise acquire, and hold, own, use and operate, or mortgage or otherwise encumber, or sell, real and personal property as may be necessary to carry out the objects and purposes of the corporation; to receive and maintain a fund or funds of real or personal property, or both, and, subject to the restrictions and

limitations hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively in furtherance of the objects and purposes of the corporation.

No part of the net earnings of the corporation shall inure to the benefit of any member, director or officer of the corporation, or any private individual (except that reasonable compensation may be paid for goods or services rendered to or for the corporation affecting one or more of its purposes). The corporation shall not participate in, nor intervene in (including the publication or distribution of statements) any political campaign on behalf of, or in opposition to, any candidate for public office.

FOURTH: The corporation shall have members, who shall be citizens of the United States who voluntarily support the objects and purposes of the corporation, and who shall become members upon the completion of an application form, the payment of dues as shall be fixed and determined by the Board of Directors and upon acceptance of the application by the National Chairman. Each member in good standing shall have the right to receive and enjoy such privileges as may be prescribed under rules and regulations adopted from time to time by the Board of Directors.

FIFTH: The provisions for the regulation of the internal affairs of the corporation and the manner of the election or appointment of directors shall be provided in the By-laws of the corporation.

SIXTH: Upon the dissolution of the corporation or the winding up of its affairs, the assets of the corporation shall be distributed exclusively to organizations which would then qualify under the provisions of Sections 501(c)(3) of 501(c)(4), or successor Section, of the Internal Revenue Code and the Regulations thereunder as they now exist or as they may hereafter be amended. No member, director or officer of the corporation, or any private individual, shall be entitled to share in the distribution or division of any of the corporate assets on dissolution of the corporation.

SEVENTH: The address, including street and number, of the initial registered office of the corporation is 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003; and, the name of its initial registered agent at such address is Frances Griffin.

EIGHTH: The number of directors constituting the initial Board of Directors is thirty-one (31) and the names and addresses, including street and number, of the persons who are to serve as the initial directors until the first annual meeting or until their successors be elected and qualified are:

<u>Names</u>	<u>Addresses</u>
Robert E. Bauman	2443 Rayburn House Office Building Washington, D.C. 20515
Thomas S. Winter	422 First Street, S.E. Washington, D. C. 20003
Mickey Edwards	1223 Longworth House Office Building Washington, D. C. 20515
John L. Ryan	102 Forest Boulevard Indianapolis, Indiana 46240



Steven D. Symms	2244 Rayburn House Office Building Washington, D. C. 20515
John M. Ashbrook	1436 Longworth House Office Building Washington, D. C. 20515
C. Lee Barron	Corral, Idaho 83322
Jeffrey Bell	640 West State Street Trenton, New Jersey 08618
Jameson G. Campaigne, Jr.	236 Forest Park Place Ottawa, Illinois 61350
John Chamberlain	855 North Brooksvale Road Cheshire, Connecticut 06410
Leroy D. Corey	2507 Loma Cedar Falls, Iowa 50613
Philip M. Crane	1035 Longworth House Office Building Washington, D. C. 20515
Ronald B. Dear	2516 Commonwealth Houston, Texas 77006
Donald J. Devine	3311 Camden Street Wheaton, Maryland 20902
M. Stanton Evans	600 Pennsylvania Avenue, S.E. Washington, D. C. 20003
Jake Garn	4203 Dirksen Senate Office Building Washington, D. C. 20510
Alan M. Gottlieb	1601 114th Avenue, S.E. Bellevue, Washington 98004
Richard Harvey	Post Office Box 446 Tyler, Texas 75701
Jesse Helms	4213 Dirksen Senate Office Building Washington, D. C. 20510
Daniel Joy	7566 Biltmore Drive Sarasota, Florida 33581
Jeffrey D. Kane	144-156 Fore Street Portland, Maine 04101
Barbara A. Keating	39 Hillcrest Avenue Larchmont, New York 10538
David A. Keene	814 South Lee Street Alexandria, Virginia 22314

Paul Laxalt

326 Russell Senate Office Building  
Washington, D. C. 20510

James A. Linen, IV.

333 East Grace Street  
Richmond, Virginia 23219

John T. McCarty

Golden, Colorado 80401

James McClure

5229 Dirksen Senate Office Building  
Washington, D. C. 20510

Daniel Oliver

299 Park Avenue  
New York, New York 10017

Stefan T. Possony

1370 Mortclair Way  
Los Altos, California 94022

Phyllis Schlafly

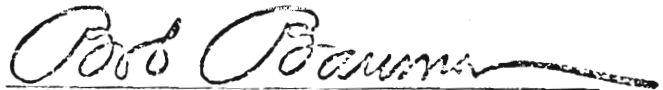
Fairmount  
Alton, Illinois 62002

Tom R. Van Sickle

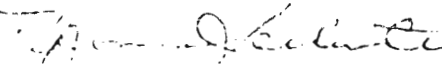
Post Office Box 820  
Scottsdale, Arizona 85252

NINTH: The names and addresses, including street  
and number, of each incorporator are:

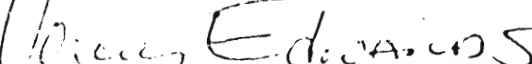
<u>Names</u>	<u>Addresses</u>
Robert E. Bauman	2443 Rayburn House Office Building Washington, D. C. 20515
Thomas S. Winter	422 First Street, S.E. Washington, D.C. 20003
Mickey Edwards	1223 Longworth House Office Building Washington, D. C. 20515



Robert E. Bauman



Thomas S. Winter



Mickey Edwards

DATED: May 21, 1979

CHIEF OF BUREAU  
DISTRICT OF COLUMBIA

SS:

I, William Johnson, a Notary Public,  
hereby certify that on the 10 day of June, 1979,  
personally appeared before me ROBERT E. BAUMAN, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.



William Johnson

Notary Public

My Commission Expires June 30, 1983

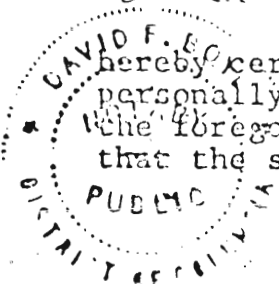
Notary Public, Dist. of Columbia  
Commission Expires June 30, 1983

My commission expires:

DISTRICT  
OF COLUMBIA

SS:

I, David F. Boyd, a Notary Public,  
hereby certify that on the 10 day of June, 1979,  
personally appeared before me THOMAS S. WINTER, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.



David F. Boyd

Notary Public

My commission expires: My Commission Expires June 30, 1983

CITY OF WASHINGTON )  
DISTRICT OF COLUMBIA )

SS:

I, Elynn G. Haidox, a Notary Public,  
hereby certify that on the 10 day of June, 1979,  
personally appeared before me MICKEY EDWARDS, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.

Elynn G. Haidox

Notary Public

My commission expires:



Elynn G. Haidox  
Notary Public, Dist. of Columbia  
Commission Expires Sept 15, 1981

**A N A G R A M**

*Corporation*

ESTABLISHED 1964

(703) 451-8271 OR 451-8980

---

KEY BUILDING • 6560 BACKLICK ROAD • SPRINGFIELD, VIRGINIA 22150

2 January 1980

To Whom It May Concern:

This is to attest that, for the time in question (January 1, 1977 - March 31, 1977), all contributions to ACU were keyed here and maintained on our computers; however, it is impossible at this point in time to determine which particular data entry operator handled these records.

The relationship of Anagram Corporation and the American Conservative Union is that of a vendor and his customer.

Sincerely yours,

ANAGRAM CORPORATION

By

*Chauncey D. Seefeldt*  
Chauncey D. Seefeldt  
Executive Vice-President

CDS:ds

EXHIBIT C

FEDERAL ELECTION COMMISSION

-----  
In the Matter of :  
AMERICAN CONSERVATIVE UNION : MUR 1071  
An Unincorporated :  
Association :  
-----

District of Columbia ) ss.:  
)  
)

KAROLA A. SOMMER BECK, being duly sworn on the  
3rd day of January, 1980, deposes and says:

1. That she is an employee of AMERICAN CONSERVATIVE UNION, a District of Columbia Nonprofit Corporation, having its offices and principal place of business at 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003.

2. That she, of her own knowledge, is familiar with the request made by the Audit Division of the Federal Election Commission to provide for review the contribution records relative to 93 contributions, each in excess of or aggregating in excess of \$100.00, received by AMERICAN CONSERVATIVE UNION, an unincorporated political committee, during the period between January 1, 1977 and March 31, 1977, inclusive (hereinafter "the records").

3. That, during the period between January 1, 1977 and March 31, 1977, she was employed by AMERICAN CONSERVATIVE UNION, the unincorporated political committee, having been employed by that committee in 1967.

4. That, during the period between January 1, 1977 and March 31, 1977 and during the previous periods when AMERICAN CONSERVATIVE UNION, the unincorporated political committee, was subject to the provisions of the Federal Election Campaign Act of 1971, as amended, she was responsible for the receipt and processing of contributions to said committee.

5. That the standard operating procedure established and followed by AMERICAN CONSERVATIVE UNION, the unincorporated political committee, during the time period set forth in paragraph 4, hereof, for the receipt and processing of contributions thereto included the following:

(a) Contributions were received in response to direct-mail solicitations made at periodic intervals;

(b) Such contributions were received through the mails in reply envelopes which included forms, completed by the contributors, eliciting the information contemplated by Section 432(c)(2) of the Act;

(c) Such return envelopes were opened by your deponent; the checks were extracted; the dates, amounts and sources of the checks were compared with the data on the reply forms to assure accuracy; daily tally sheets were compiled; and, the checks were deposited;

(d) The contributor reply forms and reply envelopes were forwarded by your deponent to Anagram Corporation, where the contributor information was processed from the reply forms onto computer tape;

(e) Among other things, the computer of Anagram Corporation thereupon produced receipts, which were mailed directly to the contributors; \* and, it produced print-outs of aggregated contributions which were used in the reports filed with the Federal Election Commission;

(f) Following the processing of the contributor information onto computer tape, the reply forms, reply envelopes and carbons of the receipts were returned to your deponent by Anagram Corporation;

---

\* The automatic production of the receipts by Anagram Corporation commenced on January 6, 1977. Prior to that date, the receipts were prepared manually and mailed by ACU.

(g) The contributor reply forms, reply envelopes and carbons of the receipts were placed in various storage containers by your deponent and, on a regular basis, were transported to a warehouse maintained by Security Storage Co., 1701 Florida Avenue, Washington, D.C. 20009.

6. That, to the best of your deponent's knowledge and recollection, the foregoing described procedure was followed during the period from January 1, 1977 through March 31, 1977, as it was during periods prior and subsequent thereto.

7. That your deponent would have a recollection of any deviation from the foregoing described procedure in view of the fact that such procedure had been in force and effect for a substantial period of time.

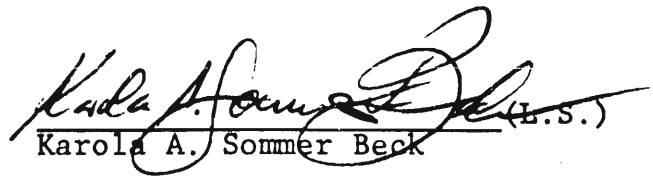
8. That your deponent has reason to believe that the foregoing described procedure was followed during the period from January 1, 1977 through March 31, 1977, because the contributor reply forms relating to contributions received of less than \$50.00 during that time period have been located in storage; because carbons of the receipts mailed to thirty-two contributors, each of whom contributed in excess of \$50.00 during that time period, have been located in storage; and, because the contributor information was supplied by Anagram corporation for inclusion in the termination report filed by the committee for the period in question.

9. That AMERICAN CONSERVATIVE UNION, the unincorporated association, had stored historical documents at Security Storage Co. (hereinafter "Security") for approximately ten years, but that the material so stored was not segregated from materials stored at Security by other customers of Security.

10. That the storage containers delivered to Security by the committee were and are scattered in diverse locations within the Security warehouse, depending on available space.

11. That many of the identifying gummed labels placed on the storage containers delivered to Security by the committee have peeled off, making difficult the location of such containers and the identification of the contents of located containers.

12. That, on two separate occasions, your deponent spent an aggregate of approximately seven hours at Security searching for the requested contributor reply forms, but such forms were not located.

  
Karola A. Sommer Beck (L.S.)

Sworn to before me,  
a Notary Public, this  
3rd day of  
June, 1980.

  
Notary Public



**EXHIBIT D**

FEDERAL ELECTION COMMISSION

In the Matter of

AMERICAN CONSERVATIVE UNION

MUR 1071

An Unincorporated  
Association

District of Columbia

**SS.:**

ROSS L. WHEALTON, being duly sworn on the  
day of January, 1980 deposes and says:

1. That he is the Executive Director of AMERICAN CONSERVATIVE UNION, a District of Columbia Non-profit Corporation, having its offices and principal place of business at 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003.

2. That he is and has been Executive Director of the said AMERICAN CONSERVATIVE UNION at all times since the commencement of the field audit by the Audit Division of the Federal Election Commission, the results of which audit gave rise to the matters herein under review (MUR 1071).

3. That the employees of the said AMERICAN CONSERVATIVE UNION are subject to his direction and control in the discharge of their respective duties on behalf of the said AMERICAN CONSERVATIVE UNION.

4. That he, of his own knowledge, is familiar with the request made by the Audit Division of the Federal Election Commission to provide for review the contribution records relative to 93 contributions, each in excess of

or aggregating in excess of \$100.00, received by AMERICAN CONSERVATIVE UNION, an unincorporated political committee, during the period between January 1, 1977 and March 31, 1977, inclusive (hereinafter "the records").

5. That the efforts to locate the records (interpreted to be forms completed by the contributors of the said 93 contributions containing the data set forth in 2 U.S.C. 432(c)(2)) was conducted by employees of AMERICAN CONSERVATIVE UNION, the District of Columbia Nonprofit Corporation, under his direction and control.

6. That, following notification of the fact that the field audit would be conducted by the Audit Division of the Federal Election Commission and in an effort to produce the records for examination, two employees of the said AMERICAN CONSERVATIVE UNION, KAROLA A. SOMMER BECK and CARY STEADMAN, each spent approximately three hours at Security Storage Co., 1701 Florida Avenue, Washington, D.C. (hereinafter "Security") searching for the records.

7. That, in August, 1979, in a continuing effort to locate the records, two employees of the said AMERICAN CONSERVATIVE UNION, the said KAROLA A. SOMMER BECK and WENDY E. GRASSLEY, each spent approximately four hours at Security searching for the records.

8. That, on December 13, 1979, following the finding by the Federal Election Commission of reason to believe that AMERICAN CONSERVATIVE UNION, the unincorporated political committee, may have violated 2 U.S.C. 432(c)(2), two employees of AMERICAN CONSERVATIVE UNION, a District of Columbia Nonprofit Corporation, the said WENDY E. GRASSLEY and MARK HOLTKAMP, each spent approximately six hours at Security searching for the records.

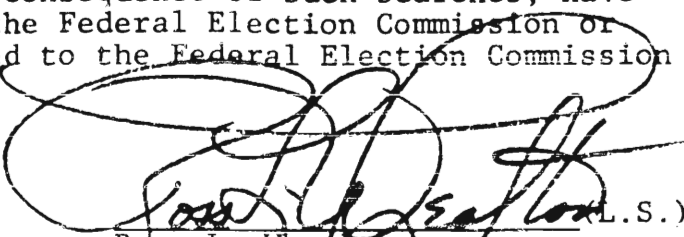
9. That each of the said four employees of the said AMERICAN CONSERVATIVE UNION conducted a thorough examination of storage containers at Security which could be identified as belonging to AMERICAN CONSERVATIVE UNION, difficulty being encountered by the fact that storage containers belonging to AMERICAN CONSERVATIVE UNION are not located in a specific area at Security, but are commingled with storage containers owned by others.

10. That the aforescribed search and examination was unsuccessful and the records were not located.

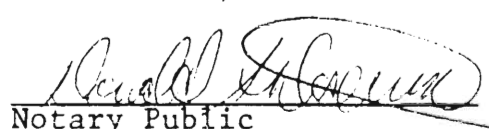
11. That, upon your deponent's information and belief (such information being provided by JAMES C. ROBERTS, the Executive Director of AMERICAN CONSERVATIVE UNION, the unincorporated political committee, during the period between January 1, 1977 and March 31, 1977; and, by the said KAROLA A. SOMMER BECK, the employee of AMERICAN CONSERVATIVE UNION, the unincorporated political committee during the aforesaid period responsible for the processing and storage of the records), the records were stored at Security.

12. That, notwithstanding the belief that the records were stored at and are located at Security, employees of the said AMERICAN CONSERVATIVE UNION also searched for the records in diverse other locations, including the offices of the said AMERICAN CONSERVATIVE UNION, but such searches were unsuccessful and the records were not located.

13. That all other financial, accounting data and documents relevant to the matters under review in MUR 1071, which were located as a consequence of such searches, have been made available to the Federal Election Commission or have been fully disclosed to the Federal Election Commission as having been located.

  
Ross L. Wheaton (L.S.)

Sworn to before me,  
a Notary Public, this  
30<sup>th</sup> day of  
January, 1980.

  
Notary Public

**EXHIBIT E**



**AMERICAN CONSERVATIVE UNION**

422 First Street, S.E.

Washington, D. C. 20003 1/17/77

Your contribution of \$ \_\_\_\_\_ has been received with deep appreciation.  
Please accept our most sincere thanks.

1000 1/17/77  
Washington, DC 20003

**M. STANTON EVANS**  
Chairman

(This is one of thirty-two receipts submitted by the Committee. The remaining receipts are on file and available for review in the Office of General Counsel)

10016

9 1 0 3 3

NO. 167959  
01-12-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR EFREN ZIMBALIST JR  
4750 ENCINO AVE  
ENCINO CA

91316

(This is one out of thirty-two receipts submitted by the  
Committee. The remaining receipts are on file and available  
for review in the Office of General Counsel)

ATTACHMENT #2

GCC#  
11971

M. Stanton Evans 600 Pennsylvania Ave., S.E., Suite 207 Washington, D.C. 20003 (202) 546-6561

RECEIVED  
FEDERAL ELECTION  
COMMISSION

'79 DEC 31 AM 8:59

December 28, 1979

Mr. Charles N. Steele  
Acting General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

985510

Re: Mur 1071

Dear Mr. Steele:

This is in reply to your letter of November 29, 1979, which was forwarded to me at my current address shortly before Christmas.

Since receiving your letter, I have examined my bank records for the period in question. I can find no check for \$1,000 to ACU issued in December, 1976, nor do my bank statements for that month or the three months ensuing reflect a check for this amount clearing my account.

While at a distance of three years the details of that time are a trifle indistinct, I would conclude from this search that the report of a \$1,000 loan from me to ACU on December 31, 1976, is in error.

Sincerely,

M. Stanton Evans

MSE:sk



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D.C. 20003

Re: MUR 1071

Dear Mr. Evans:

On November 27, 1979, the Commission found reason to believe that you may have violated 2 U.S.C. §441a(a) (1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above captioned matter. However, after considering information you provided and other evidence available, the Commission determined to take no further action and close its file in this matter.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. J. Curtis Herge  
7600 Old Springhouse Road  
McClellan, VA 22102

Re: MUR 1071

Dear Mr. Herge:

On November 27, 1979, the Commission found reason to believe that your client, the American Conservative Union, may have violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 and 2 U.S.C. §441a(f) by accepting an excessive contribution. However, in that it appears that the American Conservative Union made best efforts to retain a detailed and exact accounting of contributions aggregating in excess of \$100 by virtue of its standard business practices, and, in view of the Committee's demonstrated attempts to locate the missing contributor information, the Commission has determined to take no further action against your client regarding a violation of 2 U.S.C. §432(c)(2). Furthermore, after considering information you provided and other evidence available, the Commission has determined to take no further action against the American Conservative Union as to a violation of 2 U.S.C. §441a(f). Accordingly, the Commission intends to close its file in this matter.

This matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

If you have any questions, please direct them to Beverly Brown at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *g*  
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *me*  
DATE: JANUARY 14, 1980  
SUBJECT: MUR 1071 - Interim Investigative  
Report dated 1-10-80; Received  
in OCS 1-11-80, 9:59

The above-named Document was circulated to the Commission on a 24-hour no-objection basis at 2:00, January 11, 1980.

There were no objections to the Interim Investigative Report at the time of the deadline.

January 11, 1980

MEMORANDUM TO: Marjorie W. Emmons  
FROM: Jane Colgrove  
SUBJECT: MUR 1071

Please have the attached Interim Investigative Report on MUR 1071 distributed to the Commission on a 24 hour no-objection basis.

Thank you.

00010191040

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

80 JAN 11 A 9: 50

BEFORE THE FEDERAL ELECTION COMMISSION

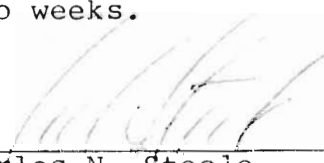
In the Matter of )  
 )  
American Conservative Union ) MUR 1071  
M. Stanton Evans )

INTERIM INVESTIGATIVE REPORT

On November 27, 1979, the Commission found reason to believe that the American Conservative Union violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 and 2 U.S.C. §441a(f) by accepting an excessive contribution. The Commission also found reason to believe that M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount in excess of \$5000 to a multicandidate committee.

The Office of General Counsel has just received responses from the American Conservative Union and M. Stanton Evans. We are in the process of analyzing the responses and will make a final report to the Commission in two weeks.

10 2 1980  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Charles N. Steele  
General Counsel

**SEDAM & HERGE**

A PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

7600 OLD SPRINGHOUSE ROAD

McLEAN, VIRGINIA 22102

(703) 821-1000

GLENN J. SEDAM, JR.  
J. CURTIS HERGE

THOMAS M. DAVIS, III  
JOHN J. FLOOD (D.C. ONLY)  
MICHAEL D. HUGHES  
ROBERT R. SPARKS, JR.

RECEIVED  
FEDERAL ELECTION  
COMMISSION

80 JAN 10 AM 9:51  
1700 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20006  
(202) 821-1000  
TELEX 89-8388 (AEMPOWER WHEN)  
TWX 710-628-0533 (TELEREP 800)

January 2, 1980

Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

005686

Re: American Conservative Union  
MUR 1071

Dear Members of the Commission:

This letter is submitted on behalf of our client, American Conservative Union, in response to the letter from the General Counsel of the Federal Election Commission, dated November 29, 1979, and addressed to Mr. James C. Roberts, Treasurer of American Conservative Union, in which it was reported that the Federal Election Commission has found reason to believe that American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically, it was reported that, because American Conservative Union has been unable to provide certain original contributor source data to the Audit Division of the Federal Election Commission, American Conservative Union may have violated the provisions of Section 432(c)(2) of the Act. In addition, it was reported that, because Mr. M. Stanton Evans may have made certain loans to American Conservative Union (the sum of \$5,000.00 on June 4, 1976 and the sum of \$1,000.00 on December 31, 1976), American Conservative Union may have violated the provisions of Section 441a(f) of the Act. You have numbered this matter MUR 1071.

American Conservative Union welcomes this opportunity to respond in detail to the described allegations and to be of assistance to the Commission in its investigation of this matter. We are confident that, upon analysis, the Commission will conclude that no further formal action should be taken against American Conservative Union.

60 : 010 7 01

General Background

By letter, dated March 20, 1979, the Audit Division of the Federal Election Commission notified Mr. James C. Roberts, Treasurer of American Conservative Union (hereinafter "ACU"), that an examination would be conducted of the financial records of ACU for the period from January 1, 1977 through the present. The Assistant Staff Director for the Audit Division was thereupon informed that Mr. Roberts is no longer the Treasurer of ACU and that, in accordance with 2 U.S.C. 433(c), ACU had filed a termination report as of March 31, 1977. As a consequence, the examination of the financial records of ACU was confined to the period from January 1, 1977 through March 31, 1977. The matters herein under review were brought to the attention of the Commission as a result of that examination.

It is relevant that the Commission take note of the fact that ACU terminated its status as a political committee as of March 31, 1977. That action was taken as a consequence of a determination made by the Board of Directors of ACU, following the general election in 1976, that the objects and purposes of ACU could be more effectively achieved as an organization described in Section 501(c)(4) of the Internal Revenue Code. At all times subsequent thereto, ACU has conducted its activities as an organization described in Section 501(c)(4) of the Internal Revenue Code and not as a political committee as described in the Act. The organization and operational status of ACU was reviewed and discussed by the Commission at its meetings on September 28, 1978 and November 16, 1978, in connection with the issuance of AO 1978-56 dated November 20, 1978.

From the date of its organization until July 15, 1979, ACU existed as an unincorporated association. On that date, ACU, the unincorporated association, was liquidated and dissolved. ACU, as it presently exists, is a corporation organized and existing under and by virtue of the District of Columbia Nonprofit Corporation Act. A copy of the Articles of Incorporation of ACU is attached hereto as Exhibit A. ACU, the District of Columbia Nonprofit Corporation, has not formed a political committee, or a separate segregated fund, as permitted under the Act.

Federal Election Commission  
January 2, 1980  
Page Three

Mr. James C. Roberts, who had been the Treasurer of ACU, the unincorporated association, left its employ subsequent to the filing of the termination report. ACU, the unincorporated association, no longer exists. It is suggested, therefore, that ACU, the District of Columbia Nonprofit Corporation, is not the entity responsible for the activities alleged in MUR 1071 and that the Commission should conclude that no further formal action should be taken against ACU, the District of Columbia Nonprofit Corporation. \*

While the respondent herein, ACU, the District of Columbia Nonprofit Corporation, denies responsibility for the activities alleged in MUR 1071 and respectfully challenges the jurisdiction and authority of the Federal Election Commission to take formal action against it by reason of such activities, it submits the following factual statements and legal arguments to assist the Commission in its analysis of this matter. (For the sake of convenience, no further distinction is made in this letter between ACU, the unincorporated association, and ACU, the District of Columbia Nonprofit Corporation.)

American Conservative Union Complied  
With the Requirements of 2 U.S.C. 432(c)(2)

In paragraph A of its Audit Findings and Recommendations, the Audit Division of the Federal Election Commission observed that the termination report filed by ACU, covering the period from January 1, 1977 through March 31, 1977, disclosed 93 contributions, each in excess of or aggregating in excess of \$100.00. Certain documentation relevant to those contributors, as specified in Section 432(c)(2) of the Act, could not be produced for review by the Audit Division by reason of the fact that the 1977 records of ACU were in storage and could not be located. The specific audit finding and recommendation as to this matter were as follows:

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\* To conclude otherwise would require the resolution of a number of complex legal issues. For example, is it proper under the circumstances for one legal entity to respond on behalf of a different entity; who has the authority to execute amended registration statements, or a conciliation agreement, if such were necessary; can one entity be responsible for the acts of a different entity?

Recordkeeping of Contributions

Section 432(c)(2) of Title 2 of the United State Code requires the treasurer of a political committee to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50.00, together with the date and amount thereof and, if a person's contributions aggregate more than \$100.00, the account shall include the occupation and principal place of business (if any).

The Committee's report disclosed 93 contributions, each in excess of or aggregating in excess of \$100.00. During the course of the audit it was determined that the Committee failed to maintain records for these contributions.

A Committee official stated that the contribution records were originally maintained, including letters which were sent to those contributors acknowledging the receipt of the contribution. However, the 1977 records are now in storage and the Committee has been unable to locate them.

Recommendation

The Audit staff recommends that the Committee obtain the contribution records and provide them for our review within 30 days of receipt of this letter.

It is the position of ACU that, during the period under review and during the previous periods when ACU was subject to the Act, a detailed and exact account of the information required under Section 432(c)(2) was compiled and kept. While the account data was kept, certain contributor reply forms have been partially lost or misplaced while under the custody and control of a bailee, Security Storage Co. Failure to produce data, which has been lost or misplaced while under the dominion and control of another and not because of its negligence, does not constitute a violation of the Act. Furthermore, it is the position of ACU that its computerized reporting system was designed and maintained to satisfy the requirements of the Act.

During the period under review and during the previous periods when ACU was subject to the Act, ACU received its contributions in response to solicitations made through massive direct-mail programs. Standard operating procedure consisted of sending prospective contributors a solicitation, a reply envelope and a form, for completion by the contributor, which requested the information contemplated by Section 432(c)(2) of the Act. Upon the receipt by ACU of such contributions, the envelopes were opened; the checks were extracted; the dates, amounts and sources of the checks were compared with the data on the reply forms to assure accuracy; and, the checks were deposited. The contributor reply forms were then forwarded to Anagram Corporation (presently located at 6560 Backlick Road, Springfield, Virginia), where the contributor information was processed directly from the reply forms onto computer tapes. The computer then produced a receipt, \* which was sent to the contributor, it aggregated contributions and it produced a print-out on Schedule A of FEC Form 3 which was used by ACU in preparing its reports to the Commission. Thereupon, the original contributor reply forms were returned by Anagram Corporation to ACU, from where they were then transported on a monthly (or similar periodic) basis to a warehouse maintained by Security Storage Co., 1701 Florida Avenue, Washington, D.C., 20009. Enclosed herewith as Exhibit B is a letter from Anagram Corporation to ACU, confirming the described procedure.

The employee of ACU who was responsible for opening contributor mail, sending the contributor reply forms to Anagram Corporation and the subsequent shipment of the contributor reply forms to Security Storage Co., was Mrs. Karola A. Sommer Beck. Exhibit C is an affidavit of Mrs. Beck, in which she confirms having had that responsibility during the period under review and during the previous periods when ACU was subject to the Act. Mrs. Beck explains in the affidavit that the materials routinely stored at Security Storage Co. included the return envelopes, the contributor reply forms and carbon copies of the receipts sent to contributors. The contents of the storage containers were identified with gummed labels, many of which have since peeled off over the years, making present identification of the contents difficult.

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\* The automatic production of the receipts by Anagram Corporation commenced on January 6, 1977. Prior to that date, the receipts were prepared and mailed by ACU.



In preparation for the field examination by the Audit Division and on several separate occasions thereafter, employees of ACU conducted an exhaustive search of the materials at Security Storage Co. in an effort to locate the contributor reply cards. The Audit Division will confirm that that search resulted in the production of the contributor reply forms relevant to the period from October 1, 1976 through December 31, 1976; and, the contributor reply forms relating to contributions of less than \$50.00 per contributor for the period from January 1, 1977 through March 31, 1977. Thus, it can be amply demonstrated that such contributor data was gathered and kept as a standard business practice.

The inability to locate the contributor reply forms relating to the 93 contributions each in excess of \$100.00 which were received during the period from January 1, 1977 through March 31, 1977 may also be explained by reference to the affidavit from Mrs. Beck. It is there explained that ACU has been storing historical documents at Security Storage Co. for approximately ten years; that the material stored at Security Storage Co. by ACU is not segregated from materials stored therein by other customers of Security Storage Co.; that, as materials are periodically sent by ACU to Security Storage Co. for storage, the employees of Security Storage Co. place the storage containers wheresoever there may be available space at the time; and, that when a particular shipment by ACU to Security Storage Co. consists of more than one container, such containers are not necessarily placed contiguous to each other by Security Storage Co. Thus, when considered in light of the fact that the identifying gummed labels on many of the containers have peeled off, the difficulty in locating specific materials can be easily understood.

Nevertheless, in an effort to be responsive to the Commission and in the evident belief that the contributor reply forms could be located, four employees of ACU devoted an aggregate of approximately twenty-six man-hours to a search for the records at Security Storage Co. As explained in the enclosed affidavit from Mr. Ross L. Whealton, the present Executive Director of ACU, submitted as Exhibit D, Mrs. Beck and Miss Cary Steadman each spent three hours searching for the records in preparation for the field examination by the Audit Division. Subsequently, Mrs. Beck and Miss Wendy E. Grassley each spent four hours searching for the records in August, following the receipt of the findings and recommendations of the Audit Division. Finally, on December 13, 1979, Miss Grassley and Mr. Mark Holtkamp each spent in excess of six hours searching for the mislaid records.

It is suggested that this activity should be accepted as evidence of the good faith efforts made by ACU to locate the contributor reply forms and as evidence of the good faith belief that such forms exist.

While the original contributor reply cards for the 93 contributions in question could not be located, contributor reply forms relating to contributions of less than \$50.00 per contributor were located and produced for examination by the Audit Division. Logic dictates that the contributor reply forms relating to the 93 contributions of more than \$50.00 were placed in a separate container or containers. As additional evidence of the fact that such contributor information was compiled, there is submitted herewith as Exhibit E copies of the receipts mailed by ACU or Anagram Corporation to thirty-two contributors, each of whom contributed in excess of \$50.00, during the period from January 3, 1977 through January 24, 1977 and during the period from March 7, 1977 through April 1, 1977. \* It will be recalled that those receipts were produced manually by ACU prior to January 6, 1977, and thereafter by computer from data taken from the contributor reply forms. It was that same computer that produced the contributor information contained on Schedule A of FEC Form 3 in the termination report which is the subject of this inquiry.

It is suggested, therefore, that because Section 432(c)(2) does not mandate the preservation of contributor reply forms, but only the maintenance of a "detailed and exact account of" certain contributor information, the requirements of the Act were satisfied and amply complied with by the compilation of that information onto the computer and the reproduction by the computer of that information on Schedule A of FEC Form 3. In any event, ACU made every reasonable effort to preserve the contributor reply forms and its present inability to locate and produce those forms is not due to its negligence.

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\* These receipts were located at Security Storage Co. on December 13, 1979. Copies of receipts mailed between January 24, 1977 and March 7, 1977 could not be located.

The record is clear that ACU has been prepared, with the approval of the Commission, to reconstruct the original source data which has been lost or misplaced. At the conclusion of the field examination by the Audit Division on May 17, 1979, ACU offered to reconstruct the data by writing to the contributors in question. This offer was repeated in its letters to the Audit Division dated September 11, 1979 and October 31, 1979. While no response was received to those offers, the Audit Division nevertheless permitted ACU to write to those contributors who had not disclosed their occupation, principal place of business or mailing address at the time they sent in their contributions. That data was reconstructed to the satisfaction of the Audit Division and, as a result, that subject is not before the Commission for review.

It will be noted that the Internal Revenue Code contains certain analogous requirements for the maintenance of documents and records relative to tax and information returns. 2 U.S.C. 6001. As in the case of the Act, the requirements contained in the Internal Revenue Code are designed to provide the applicable agency with the ability to confirm the accuracy of self-assessing methods of reporting. If the Internal Revenue Service finds that adequate records were not maintained by a taxpayer, it may impose a fine under 26 U.S.C. 6653 if there is also a finding that the taxpayer underassessed his liability. Nevertheless, a taxpayer may overcome a penalty assessment if he shows that he was not negligent in failing to keep the records. Therefore, under analogous doctrine, unless the Internal Revenue Service determines that there was fraudulent intent to destroy the records - in which case criminal prosecution would begin, the Service will look to the evidence presented by the taxpayer and, if that is insufficient, then reconstruct, or permit the reconstruction of, evidence or records.

In summary, it can be amply demonstrated that ACU established a system which included the gathering of the data; the processing of the data on computer; the reporting of the data as required by law; and, the routine storage of the original source material. It is submitted that the transposition of the data onto computer tapes should be sufficient to comply with the requirements of Section 432(c)(2)

Federal Election Commission  
January 2, 1980  
Page Nine

of the Act. In any event, there has been no allegation that the reported information was erroneous, that the contributor reply forms were destroyed with fraudulent intent or that the inability of ACU to produce the materials almost three years hence has been due to its negligence. Clearly, ACU has demonstrated that no further action should be taken against it in connection with this matter, although it reiterates its willingness to attempt to reconstruct the lost or misplaced data by writing to each of the contributors in question.

American Conservative Union  
Did Not Accept Loans from Mr. Evans in  
Violation of the Limit Imposed by the Act

With respect to the second matter under review, it has been suggested that ACU may have violated the provisions of Section 441a(f) of the Act by accepting a loan of \$5,000.00 from Mr. M. Stanton Evans on June 4, 1976 and an additional \$1,000.00 from Mr. Evans on December 31, 1976. In paragraph B of its Audit Finding and Recommendations, the Audit Division reported the following:

Excessive Contributions

Section 441a(a)(1)(C) of Title 2 of the United States Code states, in part, that no person shall make contributions to any multi-candidate political committee in any calendar year which, in the aggregate, exceed \$5,000.00.

Section 431(e)(1)(A) of Title 2 of the United States Code states, in part, that a contribution means a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office.

Section 441(a)(f) of Title 2 of the United States Code states, in part, that no candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section.

A review of the Committee's debt and obligation schedule included in its January 31, 1977 report revealed a \$12,250 debt outstanding to one individual. The Committee's report disclosed that a portion of this debt was comprised of a \$5,000 loan received on June 4, 1976 and a \$1,000 loan received on December 31, 1976. (Foot-note of the Audit Division: The balance of the loan was received prior to May 11, 1976, the date the \$5,000 yearly limitation for individual contributions went into effect.) According to the reported receipt dates the Committee was in receipt of a \$1,000 excessive contribution for the calendar year 1976.

The Committee provided the Audit staff with a schedule indicating that the loan reported on June 4, 1976 was received on April 1, 1976 and the loan reported on December 31, 1976 was received on January 31, 1977. \* The 1976 bank records were not available at the time of the audit since the audit covered the period January 1, 1977 through March 31, 1977.

#### Recommendation

The Audit staff recommends that the Committee provide for our review copies of the receipted deposit tickets (if a copy of the receipted deposit ticket is not available then a copy of the deposit ticket and bank statement) containing the two loans in question within 30 days of receipt of this letter.

It is the position of ACU that, of the two loans in question, ACU never received the \$1,000.00 loan from Mr. Evans and that, therefore, there was no violation of Section 441a(f) of the Act.

Since the conclusion of the field examination by the Audit Division, ACU located among its records in storage its daily accounting sheets for 1975, 1976 and 1977, daily deposit receipts and its bank statements. \*\* An analysis of those documents reflects the receipt of the loan of \$5,000.00

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\* The April 1, 1976 and January 31, 1977 dates were not provided to the Audit Division by ACU for the purposes stated. Mr. Evans made only one loan to ACU in 1976 and 1977 and that was the \$5,000.00 loan on June 4, 1976.

\*\* These records were also located at Security Storage Co. on December 13, 1979.

Federal Election Commission  
January 2, 1980  
Page Eleven

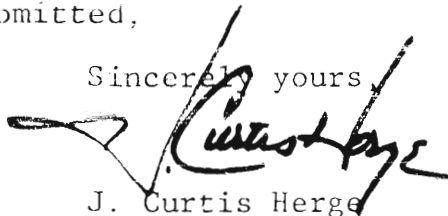
from Mr. Evans on June 4, 1976. Copies of the deposit receipts and applicable bank statements for June and December, 1976, are attached as Exhibit F. An analysis of these and the other documents which were located in storage fails to reflect the receipt of another loan from Mr. Evans in 1976 or in the first quarter of 1977. Upon information and belief, Mr. Evans has corresponded directly with the Commission, confirming the fact that he has no record of having made the alleged second loan of \$1,000.00. ACU invites the Commission to direct its Audit Division to review the described documentation and apologizes that that material was not available at the time of the field examination. Upon confirmation by the Audit Division that the alleged second loan of \$1,000.00 was not received by ACU, ACU is prepared to amend its termination report to eliminate reference to that loan.

Conclusion

Based upon the foregoing, it has been demonstrated that there is no reasonable cause to believe that ACU, the unincorporated association, may have violated Section 432(c)(2) or Section 441a(f) of the Act. As stated, however, ACU, the District of Columbia Nonprofit Corporation, is prepared to assist the Commission in completing the record by requesting contributors to reconstruct the contributor reply forms if necessary; and, by permitting the Audit Division to review the recently located accounting data to confirm the fact that the alleged second loan of \$1,000.00 from Mr. Evans was not received.

Respectfully submitted,

Sincerely yours,

A handwritten signature in dark ink, appearing to read "J. Curtis Herge", is written over the typed name. The signature is stylized with a large, sweeping initial "J" and a long, horizontal stroke extending to the right.

J. Curtis Herge

enclosures

EXHIBIT A

Office of Recorder of Deeds

CORPORATION DIVISION

WASHINGTON



This is to certify that the pages attached hereto constitute a full, true, and complete copy of CERTIFICATE AND ARTICLES OF INCORPORATION OF AMERICAN CONSERVATIVE UNION, AS RECEIVED AND FILED JUNE 28, 1979.

as the same appears of record in this office.

In Testimony Whereof,

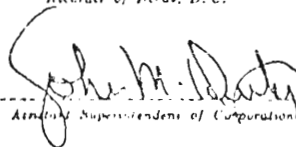
I have hereunto set my hand and caused the seal of this office to be affixed, this

the 28th day of

JUNE A. D. 1979

PETER S. RIDLEY,

Recorder of Deeds, D. C.

By    
Assistant Superintendent of Corporations, D. C.

J-62628

00010191053

OFFICE OF RECORDER OF DEEDS, D. C.

Corporation Division  
Sixth and D Streets, N. W.  
Washington, D. C. 20001

CERTIFICATE

THIS IS TO CERTIFY that all provisions of the District of Columbia  
Non-profit Corporation Act have been complied with and ACCORD-  
INGLY this Certificate of Incorporation

is hereby issued to the AMERICAN CONSERVATIVE UNION

as of the date hereinafter mentioned.

Date June 28, 1979

PETER S. RIDLEY,  
Recorder of Deeds, D. C.

*John M. Duty*  
John M. Duty  
Assistant Superintendent of Corporations



00010191054



FILED FEE  
FILING FEE 2.00 /  
\$12.00

ARTICLES OF INCORPORATION  
OF  
AMERICAN CONSERVATIVE UNION

TO: The Recorder of Deeds, D. C.  
Washington, D. C.

We, the undersigned natural persons of the age of twenty-one years or more, acting as incorporators of a corporation under Title 29, Chapter 10, of the Code of Laws of the District of Columbia, the District of Columbia Nonprofit Corporation Act, adopt the following Articles of Incorporation for such corporation:

FIRST: The name of the corporation is: AMERICAN CONSERVATIVE UNION.

SECOND: The period of duration of the corporation is perpetual.

THIRD: The objects and purposes of the corporation, which is not formed for pecuniary profit or financial gain, shall be exclusively to serve the public interest and to promote the general social welfare by fostering and developing among the people of the United States of America, on a nonpartisan basis, a greater understanding and awareness of the tenets set forth in the Constitution of the United States and the Declaration of Independence to the end that the individual citizen shall understand, preserve and defend his or her inherent rights, liberties and responsibilities and cherish the principles upon which the Republic was founded.

FILED JUN 28 1979

EY *[Signature]*



00191057

limitations hereinafter set forth, to use and apply the whole or any part of the income therefrom and the principal thereof exclusively in furtherance of the objects and purposes of the corporation.

No part of the net earnings of the corporation shall inure to the benefit of any member, director or officer of the corporation, or any private individual (except that reasonable compensation may be paid for goods or services rendered to or for the corporation affecting one or more of its purposes). The corporation shall not participate in, nor intervene in (including the publication or distribution of statements) any political campaign on behalf of, or in opposition to, any candidate for public office.

FOURTH: The corporation shall have members, who shall be citizens of the United States who voluntarily support the objects and purposes of the corporation, and who shall become members upon the completion of an application form, the payment of dues as shall be fixed and determined by the Board of Directors and upon acceptance of the application by the National Chairman. Each member in good standing shall have the right to receive and enjoy such privileges as may be prescribed under rules and regulations adopted from time to time by the Board of Directors.

FIFTH: The provisions for the regulation of the internal affairs of the corporation and the manner of the election or appointment of directors shall be provided in the By-laws of the corporation.

SIXTH: Upon the dissolution of the corporation or the winding up of its affairs, the assets of the corporation shall be distributed exclusively to organizations which would then qualify under the provisions of Sections 501(c)(3) of 501(c)(4), or successor Section, of the Internal Revenue Code and the Regulations thereunder as they now exist or as they may hereafter be amended. No member, director or officer of the corporation, or any private individual, shall be entitled to share in the distribution or division of any of the corporate assets on dissolution of the corporation.

SEVENTH: The address, including street and number, of the initial registered office of the corporation is 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003; and, the name of its initial registered agent at such address is Frances Griffin.

EIGHTH: The number of directors constituting the initial Board of Directors is thirty-one (31) and the names and addresses, including street and number, of the persons who are to serve as the initial directors until the first annual meeting or until their successors be elected and qualified are:

<u>Names</u>	<u>Addresses</u>
Robert E. Bauman	2443 Rayburn House Office Building Washington, D.C. 20515
Thomas S. Winter	422 First Street, S.E. Washington, D. C. 20003
Mickey Edwards	1223 Longworth House Office Building Washington, D. C. 20515
John L. Ryan	102 Forest Boulevard Indianapolis, Indiana 46240

Steven D. Synms	2244 Rayburn House Office Building Washington, D. C. 20515
John M. Ashbrook	1436 Longworth House Office Building Washington, D. C. 20515
C. Lee Barron	Corral, Idaho 83322
Jeffrey Bell	640 West State Street Trenton, New Jersey 08618
Jameson G. Campaigne, Jr.	236 Forest Park Place Ottawa, Illinois 61350
John Chamberlain	855 North Brooksville Road Cheshire, Connecticut 06410
Leroy D. Corey	2507 Loma Cedar Falls, Iowa 50613
Philip M. Crane	1035 Longworth House Office Building Washington, D. C. 20515
Ronald B. Dear	2516 Commonwealth Houston, Texas 77006
Donald J. Devine	3311 Camden Street Wheaton, Maryland 20902
M. Stanton Evans	600 Pennsylvania Avenue, S.E. Washington, D. C. 20003
Jake Garn	4203 Dirksen Senate Office Building Washington, D. C. 20510
Alan M. Gottlieb	1601 114th Avenue, S.E. Bellevue, Washington 98004
Richard Harvey	Post Office Box 446 Tyler, Texas 75701
Jesse Helms	4213 Dirksen Senate Office Building Washington, D. C. 20510
Daniel Joy	7566 Biltmore Drive Sarasota, Florida 33581
Jeffrey D. Kane	144-156 Fore Street Portland, Maine 04101
Barbara A. Keating	39 Hillcrest Avenue Larchmont, New York 10538
David A. Keene	814 South Lee Street Alexandria, Virginia 22314

Tom R., Van Sickle

Post Office Box 820  
Scottsdale, Arizona 85252

1223 Longworth House Office Building  
Washington, D. C. 20515

Mickey Edwards

16-

CITY OF WASHINGTON  
DISTRICT OF COLUMBIA

SS:

I, William Johnson, a Notary Public,  
hereby certify that on the 1st day of July, 1979,  
personally appeared before me ROBERT E. BAUMAN, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.

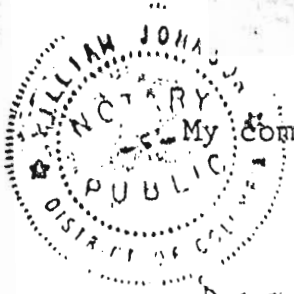
William Johnson

Notary Public

William Johnson

Notary Public, Dist. of Columbia  
Commission Expires Sept. 30, 1981

My commission expires:



DISTRICT OF COLUMBIA

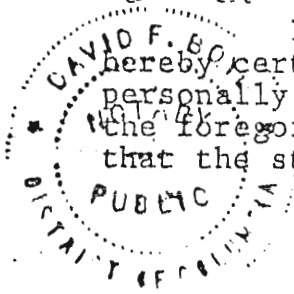
SS:

I, David F. Boyd, a Notary Public,  
hereby certify that on the 1st day of June, 1979,  
personally appeared before me THOMAS S. WINTER, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.

David F. Boyd

Notary Public

My commission expires: My Commission Expires June 30, 1983



CITY OF WASHINGTON  
DISTRICT OF COLUMBIA

SS:

I, Elwyn G. Haidor, a Notary Public,  
hereby certify that on the 1st day of JUNE, 1979,  
personally appeared before me MICKEY EDWARDS, who signed  
the foregoing document as an incorporator, and he averred  
that the statements therein contained are true.

Elwyn G. Haidor

Notary Public

My commission expires:

Elwyn G. Haidor  
Notary Public, Dist. of Columbia  
Commission Expires Sept. 30, 1981





EXHIBIT B

**A N A G R A M**

*Corporation*

ESTABLISHED 1964

(703) 451-8271 OR 451-8800

KEY BUILDING • 6560 BACKLICK ROAD • SPRINGFIELD, VIRGINIA 22150

2 January 1980

To Whom It May Concern:

This is to attest that, for the time in question (January 1, 1977 - March 31, 1977), all contributions to ACU were keyed here and maintained on our computers; however, it is impossible at this point in time to determine which particular data entry operator handled these records.

The relationship of Anagram Corporation and the American Conservative Union is that of a vendor and his customer.

Sincerely yours,

ANAGRAM CORPORATION

By *Chauncey D. Seefeldt*  
Chauncey D. Seefeldt  
Executive Vice-President

CDS:ds



EXHIBIT C

FEDERAL ELECTION COMMISSION

-----  
In the Matter of :  
AMERICAN CONSERVATIVE UNION : MUR 1071  
An Unincorporated :  
Association :  
-----

District of Columbia ) ss.:  
)

KAROLA A. SOMMER BECK, being duly sworn on the  
3rd day of January, 1980, deposes and says:

1. That she is an employee of AMERICAN CONSERVATIVE UNION, a District of Columbia Nonprofit Corporation, having its offices and principal place of business at 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003.

2. That she, of her own knowledge, is familiar with the request made by the Audit Division of the Federal Election Commission to provide for review the contribution records relative to 93 contributions, each in excess of or aggregating in excess of \$100.00, received by AMERICAN CONSERVATIVE UNION, an unincorporated political committee, during the period between January 1, 1977 and March 31, 1977, inclusive (hereinafter "the records").

3. That, during the period between January 1, 1977 and March 31, 1977, she was employed by AMERICAN CONSERVATIVE UNION, the unincorporated political committee, having been employed by that committee in 1967.

4. That, during the period between January 1, 1977 and March 31, 1977 and during the previous periods when AMERICAN CONSERVATIVE UNION, the unincorporated political committee, was subject to the provisions of the Federal Election Campaign Act of 1971, as amended, she was responsible for the receipt and processing of contributions to said committee.

5. That the standard operating procedure established and followed by AMERICAN CONSERVATIVE UNION, the unincorporated political committee, during the time period set forth in paragraph 4, hereof, for the receipt and processing of contributions thereto included the following:

(a) Contributions were received in response to direct-mail solicitations made at periodic intervals;

(b) Such contributions were received through the mails in reply envelopes which included forms, completed by the contributors, eliciting the information contemplated by Section 432(c)(2) of the Act;

(c) Such return envelopes were opened by your deponent; the checks were extracted; the dates, amounts and sources of the checks were compared with the data on the reply forms to assure accuracy; daily tally sheets were compiled; and, the checks were deposited;

(d) The contributor reply forms and reply envelopes were forwarded by your deponent to Anagram Corporation, where the contributor information was processed from the reply forms onto computer tape;

(e) Among other things, the computer of Anagram Corporation thereupon produced receipts, which were mailed directly to the contributors; \* and, it produced print-outs of aggregated contributions which were used in the reports filed with the Federal Election Commission;

(f) Following the processing of the contributor information onto computer tape, the reply forms, reply envelopes and carbons of the receipts were returned to your deponent by Anagram Corporation;

---

\* The automatic production of the receipts by Anagram Corporation commenced on January 6, 1977. Prior to that date, the receipts were prepared manually and mailed by ACU.

(g) The contributor reply forms, reply envelopes and carbons of the receipts were placed in various storage containers by your deponent and, on a regular basis, were transported to a warehouse maintained by Security Storage Co., 1701 Florida Avenue, Washington, D.C. 20009.

6. That, to the best of your deponent's knowledge and recollection, the foregoing described procedure was followed during the period from January 1, 1977 through March 31, 1977, as it was during periods prior and subsequent thereto.

7. That your deponent would have a recollection of any deviation from the foregoing described procedure in view of the fact that such procedure had been in force and effect for a substantial period of time.

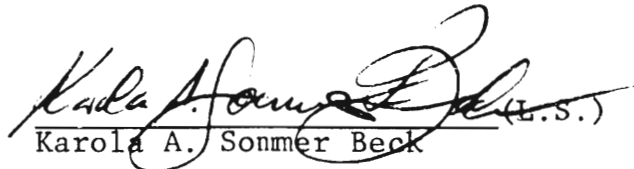
8. That your deponent has reason to believe that the foregoing described procedure was followed during the period from January 1, 1977 through March 31, 1977, because the contributor reply forms relating to contributions received of less than \$50.00 during that time period have been located in storage; because carbons of the receipts mailed to thirty-two contributors, each of whom contributed in excess of \$50.00 during that time period, have been located in storage; and, because the contributor information was supplied by Anagram corporation for inclusion in the termination report filed by the committee for the period in question.

9. That AMERICAN CONSERVATIVE UNION, the unincorporated association, had stored historical documents at Security Storage Co. (hereinafter "Security") for approximately ten years, but that the material so stored was not segregated from materials stored at Security by other customers of Security.

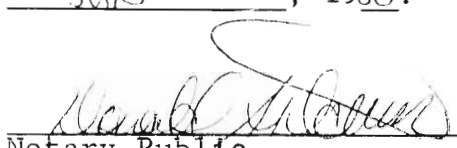
10. That the storage containers delivered to Security by the committee were and are scattered in diverse locations within the Security warehouse, depending on available space.

11. That many of the identifying gummed labels placed on the storage containers delivered to Security by the committee have peeled off, making difficult the location of such containers and the identification of the contents of located containers.

12. That, on two separate occasions, your deponent spent an aggregate of approximately seven hours at Security searching for the requested contributor reply forms, but such forms were not located.

  
Karola A. Sommer Beck (L.S.)

Sworn to before me,  
a Notary Public, this  
3rd day of  
JAN, 1980.

  
Notary Public

9 9 0 1 6 1 0 6 6

EXHIBIT D

FEDERAL ELECTION COMMISSION

-----  
In the Matter of :  
AMERICAN CONSERVATIVE UNION : MUR 1071  
An Unincorporated :  
Association :  
-----

District of Columbia ) ss.:  
)

ROSS L. WHEALTON being duly sworn on the  
day of January, 1980, deposes and says:

1. That he is the Executive Director of AMERICAN CONSERVATIVE UNION, a District of Columbia Non-profit Corporation, having its offices and principal place of business at 316 Pennsylvania Avenue, S.E., Washington, D.C. 20003.

2. That he is and has been Executive Director of the said AMERICAN CONSERVATIVE UNION at all times since the commencement of the field audit by the Audit Division of the Federal Election Commission, the results of which audit gave rise to the matters herein under review (MUR 1071).

3. That the employees of the said AMERICAN CONSERVATIVE UNION are subject to his direction and control in the discharge of their respective duties on behalf of the said AMERICAN CONSERVATIVE UNION.

4. That he, of his own knowledge, is familiar with the request made by the Audit Division of the Federal Election Commission to provide for review the contribution records relative to 93 contributions, each in excess of

20040101067

or aggregating in excess of \$100.00, received by AMERICAN CONSERVATIVE UNION, an unincorporated political committee, during the period between January 1, 1977 and March 31, 1977, inclusive (hereinafter "the records").

5. That the efforts to locate the records (interpreted to be forms completed by the contributors of the said 93 contributions containing the data set forth in 2 U.S.C. 432(c)(2)) was conducted by employees of AMERICAN CONSERVATIVE UNION, the District of Columbia Nonprofit Corporation, under his direction and control.

6. That, following notification of the fact that the field audit would be conducted by the Audit Division of the Federal Election Commission and in an effort to produce the records for examination, two employees of the said AMERICAN CONSERVATIVE UNION, KAROLA A. SOMMER BECK and CARY STEADMAN, each spent approximately three hours at Security Storage Co., 1701 Florida Avenue, Washington, D.C. (hereinafter "Security") searching for the records.

7. That, in August, 1979, in a continuing effort to locate the records, two employees of the said AMERICAN CONSERVATIVE UNION, the said KAROLA A. SOMMER BECK and WENDY E. GRASSLEY, each spent approximately four hours at Security searching for the records.

8. That, on December 13, 1979, following the finding by the Federal Election Commission of reason to believe that AMERICAN CONSERVATIVE UNION, the unincorporated political committee, may have violated 2 U.S.C. 432(c)(2), two employees of AMERICAN CONSERVATIVE UNION, a District of Columbia Nonprofit Corporation, the said WENDY E. GRASSLEY and MARK HOLTKAMP, each spent approximately six hours at Security searching for the records.

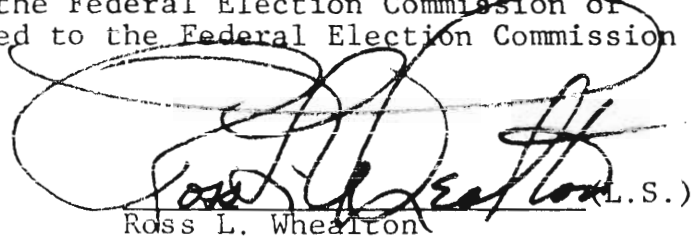
9. That each of the said four employees of the said AMERICAN CONSERVATIVE UNION conducted a thorough examination of storage containers at Security which could be identified as belonging to AMERICAN CONSERVATIVE UNION, difficulty being encountered by the fact that storage containers belonging to AMERICAN CONSERVATIVE UNION are not located in a specific area at Security, but are commingled with storage containers owned by others.

10. That the aforescribed search and examination was unsuccessful and the records were not located.

11. That, upon your deponent's information and belief (such information being provided by JAMES C. ROBERTS, the Executive Director of AMERICAN CONSERVATIVE UNION, the unincorporated political committee, during the period between January 1, 1977 and March 31, 1977; and, by the said KAROLA A. SOMMER BECK, the employee of AMERICAN CONSERVATIVE UNION, the unincorporated political committee during the aforesaid period responsible for the processing and storage of the records), the records were stored at Security.

12. That, notwithstanding the belief that the records were stored at and are located at Security, employees of the said AMERICAN CONSERVATIVE UNION also searched for the records in diverse other locations, including the offices of the said AMERICAN CONSERVATIVE UNION, but such searches were unsuccessful and the records were not located.

13. That all other financial, accounting data and documents relevant to the matters under review in MUR 1071, which were located as a consequence of such searches, have been made available to the Federal Election Commission or have been fully disclosed to the Federal Election Commission as having been located.

  
Ross L. Wheaton (L.S.)

Sworn to before me,  
a Notary Public, this  
30<sup>th</sup> day of  
January, 1980.

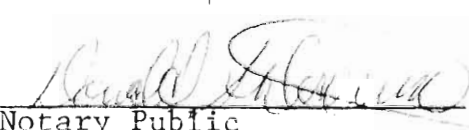
  
Notary Public

EXHIBIT E



AMERICAN CONSERVATIVE UNION

422 First Street, S.E.  
Washington, D. C. 20003

Your contribution of \$ ..... has been received with deep appreciation.  
Please accept our most sincere thanks.

M. STANTON EVANS  
Chairman

0 4 0 1 6 1 0 0 0 0





AMERICAN CONSERVATIVE UNION INV 1075-11

422 First Street, S.E.

Washington, D. C. 20003 1/4/77 aln

Your contribution of \$ ..... has been received with deep appreciation.  
Please accept our most sincere thanks.

Mr. & Mrs. Earl L. Brennan, Jr.  
34 Touraine Rd  
Grosse Pointe Woods, MI 48236

M. STANTON EVANS  
Chairman

1 7 0 1 6 1 0 0 0 0



AMERICAN CONSERVATIVE UNION 101 1010101

422 First Street, S.E.

Washington, D. C. 20003 1/10/17 811

Your contribution of \$..... has been received with deep appreciation.  
Please accept our most sincere thanks.

101 1010101  
101 1010101

M. STANTON EVANS  
Chairman

101 1010101

NO. 167959  
01-12-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR EFREN ZIMBALIST JR  
4750 ENCINO AVE  
ENCINO CA

91316

2 4 0 1 6 1 0 1 0 0 0

NO. 167301  
01-13-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR R B MASTERSON III  
BOX 13  
GUTHRIE TX

79236

NO. 167302

P 20 0 1 1

00040191075

NO. 168828  
01-18-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MRS ERMA A WILSON  
BOX 95  
CLARKSBURG CA

95612

0010191076

Vol 9 75  
01-14-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR CHARLEY BARTLETT  
1414 E BRYAN  
SAPULPA, OK

74066

000191077

NO. 168556  
01-24-77

YOUR CONTRIBUTION OF \$\*1000. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR JOHN R CAHILL  
425 CALIFORNIA ST  
SAN FRANCISCO CA

94104

MR  
CAHILL

DU  
EX

10 11 00 078

NO. 167070  
01-24-77

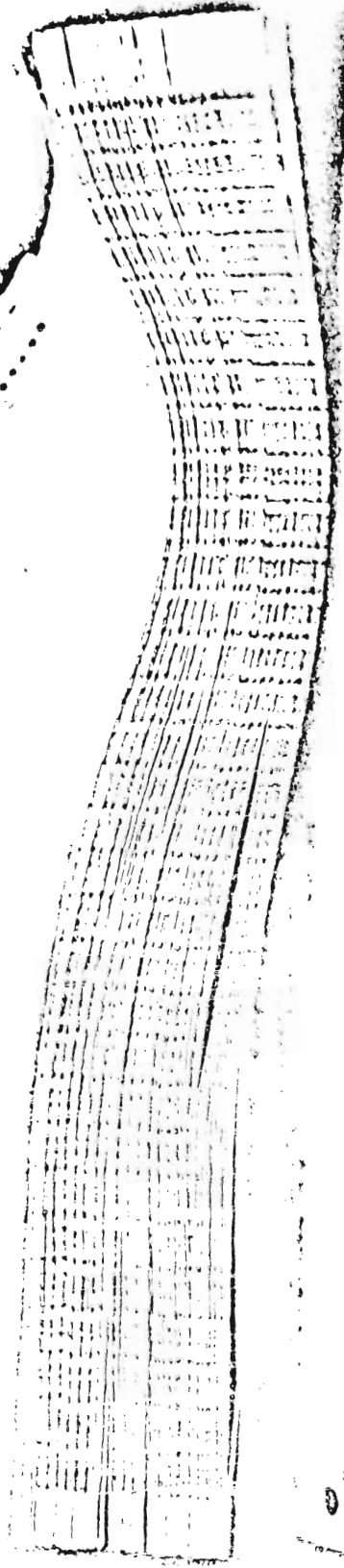
YOUR CONTRIBUTION OF \$\*\*200. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR & MRS E O COBB JR  
4909 LAKAWANA  
DALLAS TX

75247



040191079



NO. 165558  
01-24-77

YOUR CONTRIBUTION OF \$\*\*500. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR BROADUS S. COMPERE  
PO BOX 364  
FLORENCE MS

39073

0047191080

NO. 164561  
01-24-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR FRANK G DARLINGTON  
24 WINDING RD  
LEETSDALE PA

15056

000091031

NO. 167036  
01-24-77

HAS BEEN RECEIVED WITH  
YOUR CONTRIBUTION OF \$\*500. PLEASE ACCEPT OUR MOST SINCERE THANKS.  
DEEP APPRECIATION.

MR ROY GUFFEY  
1116 ONE ENERGY SQUARE  
4925 GREENVILLE AVE  
DALLAS TX

75206

NO. 165794  
01-24-77

YOUR CONTRIBUTION OF \$\*\*500. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR HAROLD P RANSBURG  
PO BOX 88220  
INDIANAPOLIS IN

46208

2801610100

NO. 168528  
01-24-77

YOUR CONTRIBUTION OF \$\*1000. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR EDWIN A SEIPP JR  
49 TUSCALOOSA AVE  
ATHERTON CA

94025

U  
M

28010000

NO. 166382  
01-24-77

YOUR CONTRIBUTION OF \$\*\*300. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR BEN T SHAW  
113 PEORIA AVE  
DIXON IL

61021

480191084

NO. 176407  
03-07-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR R E KELLOGG  
P O DRAWER 10  
EVERTON AR

72633

5801611000

NO. 176204  
03-08-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MRS MARTHA F CLOYD  
1049 JACKSON ST  
ST CHARLES MO

63301

980101000



NO. 173962  
03-08-77

YOUR CONTRIBUTION OF \$\*\*250. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.  
MRS B LAUER LEONARDI  
BOX 33  
LAKEVILLE CT

06039

78016106000

NO. 174307  
03-08-77

YOUR CONTRIBUTION OF \$200. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR E T TURNER  
RD  
SYOSSET NY

11791

88016104000

NO. 176726  
03-09-77

YOUR CONTRIBUTION OF \$\*1000. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR JOSEPH COORS  
100 CASTLE ROCK DR  
GOLDEN CO

80401

NO. 175435  
03-10-77

YOUR CONTRIBUTION OF \$\*1000. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR CLAYTON J BRUNKER  
PO BOX 400  
TROY OH

45373

06010101000

NO. 175092  
03-10-77

YOUR CONTRIBUTION OF \$\*\*300, HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR FRANK BUTTERWORTH  
920 S OCEAN BLVD  
LANTANA FL

33460

160101000

NO. 173993  
03-10-77

DEEP APPRECIATION. YOUR CONTRIBUTION OF \$\*\*500. HAS BEEN RECEIVED WITH  
PLEASE ACCEPT OUR MOST SINCERE THANKS.

06820

MR J J MORSHMAN JR  
40 BRIDLE TRAIL  
DARIEN CT

NO. 173994

2601610100

NO. 176317  
03-11-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR W H ELSE  
2195 NORTHRIDGE DRIVE  
FAIRBURY NE

66352

260100000

NO. 177486  
03-11-77

YOUR CONTRIBUTION OF \$\*\*190. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR CLIFF RODGERS  
5440 ST HELENA HIGHWAY  
NAPA CA 94558

160161000



NO. 176673  
03-14-77

YOUR CONTRIBUTION OF \*\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR MWJ PRODUCING CO  
413 1ST NATL BK BLDG  
MIDLAND TX

79701

5601610100

NO. 177506  
03-15-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MRS MARJORIE DUPUICH  
1015 GLENDORA AVE  
OAKLAND CA

94602

9601610PCCO

NO. 176239

NO. 176239  
03-17-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MR P TRS JACK L HART  
RT 6  
COLUMBIA MO

65201

260161000

NO. 176135  
03-17-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

DR H FRANK HOLMAN MD  
302 PADDOCK RD  
BELLEVILLE IL

62223

860

03-17-77

VI  
R/

NO. 175101  
03-21-77

YOUR CONTRIBUTION OF \$\*\*200. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.  
COL J HENDERSON BROCK  
208 22 ST NE  
BRADENTON FL

33505

NO. 175101

660161000

NO. 176864  
03-24-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.

MS HAZEL G CARRIDE  
1524 YAKIMA SW  
ALBUQUERQUE NM

87105

001101100

NO. 176647  
04-01-77

YOUR CONTRIBUTION OF \$\*\*100. HAS BEEN RECEIVED WITH  
DEEP APPRECIATION. PLEASE ACCEPT OUR MOST SINCERE THANKS.  
MR & MRS ST JOHN GARWOOD  
1802 SAN GABRIEL ST  
AUSTIN TX

78701

1011610100

# UNION 1ST

Union First National Bank of Washington

## CHECKING ACCOUNT STATEMENT

*June 1976*

ACCOUNT NUMBER

026 101 7

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

SHEET

1

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS.  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

### TRANSACTION CODE EXPLANATION

CK CHECK CM CREDIT MEMO  
DM DEBIT MEMO DP DEPOSIT  
RT CHECK RETURNED ES LIST POST  
SC SERVICE CHARGE

CHECKS AND OTHER DEBITS					DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	
6/01	CK	6.95	CK	14.00			26,634.47
6/01	CK	31.50	CK	91.07			
6/01	CK	94.15	CK	173.61			
6/01	CK	252.75	CK	260.63			
6/01	CK	1,548.83	CK	2,000.00			22,160.98
6/02					DP	1,081.00	
6/02	CK	21.85	CK	35.37	DP	12,603.78	
6/02	CK	59.50	CK	65.43			
6/02	CK	126.01	CK	191.09			34,765.58
6/02	CK	580.93					
6/03	CK	147.19	CK	190.16			
6/03	CK	500.00	CK	715.05			
6/03	CK	897.60	CK	3,000.00			23,658.13
6/03	CK	5,657.40			DP	1,408.35	
6/04					DP	3,334.41	
6/04	DP	15,000.00	CK	26.25	DP	5,000.00	
6/04	CK	34.65	CK	59.92			
6/04	CK	195.05	CK	200.00			
6/04	CK	239.54	CK	349.00			
6/04	CK	544.70	CK	875.00			
6/04	CK	926.31	CK	3,672.50			11,278.92
6/07	CK	68.19	CK	70.00			
6/07	CK	99.82	CK	101.30			
6/07	CK	147.19	CK	156.38			
6/07	CK	173.61	CK	252.75			
6/07	CK	5,000.00	CK	10,000.00	RT	10,000.00	4,790.32
6/08					DP	1,652.93	
6/08							

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS CREDITS	NUMBER OF CHECKS DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
				6/30/76
YOUR BALANCE AS SHOWN ON LAST STATEMENT	TOTAL AMOUNT DEPOSITS AND CREDITS	TOTAL AMOUNT CHECKS AND DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE

Washington, D.C. 20005

*JDP*



# UNION 1ST

Union First National Bank of Washington

## CHECKING ACCOUNT STATEMENT

ACCOUNT NUMBER

026 101 7

SHEET

2

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

### TRANSACTION CODE EXPLANATION

CK - CHECK CM - CREDIT MEMO  
DM - DEBIT MEMO DP - DEPOSIT  
AT - CHECK RETURNED LS - LIST POST  
SC - SERVICE CHARGE

CHECKS AND OTHER DEBITS				DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	
6/08	DM	7.50	DM	15.00	DP <del>10,220.50</del> *	15,227.91
6/08	CK	32.22	CK	75.32		
6/08	CK	191.09	CK	387.03		
6/08	CK	1,147.04				
6/09	CK	9.40	CK	11.75		
6/09	CK	58.50	CK	121.12		13,044.20
6/09	CK	349.94	CK	533.00		
6/09	CK	1,100.00				11,465.98
6/10	CK	500.00	CK	1,078.22		
6/11					DP <del>1,208.00</del> *	18,634.63
6/11					DP <del>1,795.50</del> *	
6/11					DP <del>6,002.00</del> *	
6/11	CK	10.50	CK	19.15	CM 5.00	
6/11	CK	48.00	CK	94.15		17,280.47
6/11	CK	195.05	CK	1,475.00		
6/14	CK	18.21	CK	19.15		
6/14	CK	63.00	CK	85.19		
6/14	CK	187.72	CK	262.55		
6/14	CK	718.34				15,767.66
6/15	CK	25.73	CK	37.66		
6/15	CK	63.00	CK	130.96		
6/15	CK	138.73	CK	191.09		
6/15	CK	200.00	CK	217.00		
6/15	CK	508.54			DP <del>990.00</del> *	7,089.40
6/16					DP <del>3,696.65</del> *	
6/16	CK	132.24	CK	141.85		
6/16	CK	1,490.82	CK	1,600.00		
6/16	CK	10,000.00				
6/17	CK	88.30	CK	431.95		

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS CREDITS	NUMBER OF CHECKS DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
				6/30/76
YOUR BALANCE AS SHOWN ON LAST STATEMENT	TOTAL AMOUNT OF DEPOSITS AND OTHER CREDITS	TOTAL AMOUNT OF CHECKS AND OTHER DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE

Washington, D. C. 20005



Union First National Bank of Washington

CHECKING  
ACCOUNT  
STATEMENT

ACCOUNT NUMBER

026 101 7

SHEET

3

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS.  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

TRANSACTION CODE EXPLANATION

CK - CHECK CM - CREDIT MEMO  
DP - DEPOSIT EP - DEPOSIT  
AT - CHECK RETURNED TO DEBIT POST  
SC - SERVICE CHARGE

CHECKS AND OTHER DEBITS				DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	
6/17	CK	500.00	CK	562.35		5,506.80
5/18				DP ✓ -214.00X		
6/18				DP ✓ -1,897.50X		
6/18				DP ✓ -3,078.50X		
6/18	CK	46.42	CK	94.15	CM 1.00	
6/18	CK	94.15	CK	126.84		
6/18	CK	195.05	CK	262.55		
6/18	CK	887.67				8,990.97
6/21	CK	35.00	CK	81.00		
6/21	CK	85.19	CK	105.00		
6/21	CK	191.09	CK	209.30		
6/21	CK	250.00				8,034.39
6/22				DP X 891.30X		
6/22	CK	36.75	CK	94.15	DP X 1,807.00X	
6/22	CK	105.00	CK	187.72		
6/22	CK	195.93	CK	315.00		
6/22	CK	1,408.46	CK	1,595.73		
5/22	CK	8,000.00				1,206.05-
6/23	CK	10.97	CK	75.00		1,292.02-
6/24	CK	10.00	CK	29.98		
6/24	CK	3,191.50				4,523.50-
6/25				DP ✓ .15.00X		
6/25				DP X .383.00X		
6/25				DP X .722.00X		
6/25	CK	10.50	CK	20.00	DP ✓ 5,826.10X	
6/25	CK	79.52	CK	94.15		
6/25	CK	830.96				1,387.47
6/28	CK	94.15	CK	153.51		
6/28	CK	187.72	CK	191.09		

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS-CREDITS	NUMBER OF CHECKS-DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
				6/30/76
YOUR BALANCE AS SHOWN ON LAST STATEMENT	TOTAL AMOUNT OF DEPOSITS AND OTHER CREDITS	TOTAL AMOUNT OF CHECKS AND OTHER DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE

# UNION 1ST

Union First National Bank of Washington

## CHECKING ACCOUNT STATEMENT

ACCOUNT NUMBER

026 101 7

SHEET

4

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

### TRANSACTION CODE EXPLANATION

CK - CHECK CM - CREDIT MEMO  
DM - DEBIT MEMO DP - DEPOSIT  
RT - CHECK RETURNED AS LIST POST  
SC - SERVICE CHARGE

CHECKS AND OTHER DEBITS				DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT
6/23	CK	262.55				498.45
6/27	CK	35.67	CK	56.49		
6/29	CK	85.19	CK	310.53		
6/29	CK	330.00	CK	385.47		704.90-

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS CREDITS	NUMBER OF CHECKS DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
5/28	23	136	9,405	6/30/76
YOUR BALANCE AS SHOWN ON LAST STATEMENT	TOTAL AMOUNT OF DEPOSITS AND OTHER CREDITS	TOTAL AMOUNT OF CHECKS AND OTHER DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE
25,634.47	63,833.52	91,172.89	.00	704.90-

Washington, D. C. 20003

JUN 1 - 1976

Contrib:	\$	9,927.90
Reg. Sale:	.	2.00
Omega 356-572	\$	2,673.88
<hr/>		
DEP:	\$	12,603.78
<hr/>		

JUN 2 - 1976

Contrib:	\$	856.00
Omega 362:	.	225.00
<hr/>		
DEP:	\$	1,081.00
<hr/>		

601161106

AMERICAN CONSERVATIVE UNION

10 210 192 0 251 0177

JUN 5 1976

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

DATE		19	
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE		COLLARS CENTS	
CURRENCY			
COIN			
TOTAL	1 00		
CASH			
CHECKS	1,080 00		
1			
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Item Count	1,081 00		
Bank Use Only			
REMARKS			

AMERICAN CONSERVATIVE UNION

10 210 192 0 251 0177

JUN 1 1976

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

DATE		19	
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE		COLLARS CENTS	
CURRENCY			
COIN			
TOTAL	8 00		
CASH			
CHECKS	12,575 78		
1			
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Item Count	12,583 78		
Bank Use Only			
REMARKS			

CUSTOMER'S COPY 1610100

CUSTOMER'S COPY

JUN 3 - 1976

Contin'd.

\$ 1,405.00

Stan f<sup>2</sup> d vol.

3.35

Деп.:

8' 1,408.35

JUN 4 - 1976

Continued:

\$ 3,237.00

Fed. Text Ref:

97. 41

DEP:

4 3,334. 41

JUN 4 - 1976

loan from Stan Evans to ALL \$ 5,000.00

[illegible]

0 1 9 1 0 9

FOR DEPOSIT TO CHECKING ACCOUNT SUB  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

CURRENCY		DOLLARS	CENTS
COIN			
TOTAL CASH		4	00
CHECKS <small>LIST EACH SEPARATELY</small>			
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Item Count		1,401	55
Bank Use Only			

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

10540-00044 0 214 0178 01

TELLER'S COPY

0 1 9 1 0 9

FOR DEPOSIT TO CHECKING ACCOUNT SUB  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

CURRENCY		DOLLARS	CENTS
COIN			
TOTAL CASH		2	00
CHECKS <small>LIST EACH SEPARATELY</small>			
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Item Count		3,334	41
Bank Use Only			

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION JUN 4 - 1976  
10540-00044 0 214 0178 01

TELLER'S COPY

JUN 7 - 1976

Contrib.: \$ 10,220.50

DEP.: \$ 10,220.50

JUN 8 - 1976

Contrib.: \$ 1,002.00

Omega 381-344 " 650.93

DEP.: \$ 1,652.93

0040191110



DATE \_\_\_\_\_ 19\_\_\_\_  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

CURRENCY		DOLLARS	CENTS
CASH			
CHECKS			
TOTAL			
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TOTAL			

Item Count

André Gide

WATER

**AMERICAN CONSERVATIVE UNION**

JUN 7 9 32 AM '64

005401000041 0 256 0000 01

ADD S.B.#015173  
CUSTOMER'S COPY

CUSTOMER'S COPY

40

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1980 701 0

1980 701 0

17-00000-5  
9/15 - 9/20/91

AMERICAN CONSISTENT BROTHERHOOD

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CURRENCY		COLLARD CENTS	
COIN			
TOTAL CASH	3	0	0
CHECKS	1,649	93	
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29			
30			
Item Count	1,652	93	
Item Description			

THE UNIVERSITY OF MICHIGAN LIBRARY

JUN 9 - 1976

Cont'n'b. :	\$ 1,203.00
"Fine Print" Sale	5.00
DEP. :	\$ 1,208.00

JUN 10 1976

Cont'n'b. :	\$ 1,595.50
Stan E. Exp. Ref. :	200.00
DEP. :	\$ 1,795.50

JUN 11 1976

Cont'n'b. :	\$ <del>1,202.00</del> 1800
S.M. Davis & Assoc. }	
Advertising Refund }	\$ 4,000.00
Mich. Cons. Union }	
Re. imbursement }	\$ 200.00
DEP. \$	\$ 6,002.00

ENDORSED

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

CURRENCY	DOLLARS	CENTS
COIN		
TOTAL CASH	3	00
CHECKS	1,792	50
1		
2		
3		
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5		
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7		
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TOTAL	1,795	80
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

JUN 10 1976

5 15

0540-000000

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01

CUSTOMER'S COPY

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

CURRENCY	DOLLARS	CENTS
COIN		
TOTAL CASH	11	00
CHECKS	1,197	00
1		
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26		
27		
28		
29		
30		
TOTAL	1,208	00
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

JUN 9 - 1976

0540-000000

0 20 0 0 0 0

01

CUSTOMER'S COPY

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

CURRENCY	DOLLARS	CENTS
COIN		
TOTAL CASH	12	00
CHECKS	5,990	00
1		
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TOTAL	6,002	00
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

JUN 11 1976

0540-000000

0 20 0 0 0 0

01

CUSTOMER'S COPY

JUN 14 1976

Contrib:	\$	2,588.05
S.M. Davis - adutsny Ref.	"	10.00
Omega 349	"	450.00
Omega 385, 375-373	"	648.60

---

DEP. : \$ 3,696.65

---

JUN 15 1976

Contrib:	\$	<del>942.00</del>	<del>930.00</del>
Reg. Sale:	"	14.00	
Ex by N. Metrolmas Ref.:	\$	46.00	
DEP. :	\$	990.00	

004019114

DATE \_\_\_\_\_  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

LOCATIONS DOLLARS CENTS

CURRENCY

COIN

TOTAL

CASH

CHECKS

1

2

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37

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39

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41

CURRENCY

COIN

TOTAL

CASH

CHECKS

1

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41

CURRENCY

COIN

TOTAL

CASH

CHECKS

1

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CURRENCY

COIN

TOTAL

CASH

CHECKS

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CURRENCY

COIN

TOTAL

CASH

CHECKS

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CURRENCY

COIN

TOTAL

CASH

CHECKS

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CURRENCY

COIN

TOTAL

CASH

CHECKS

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37

JUN 16 1976

Cont'n'd:	\$	212.00	
Reg. Sale:	1	<del>2.00</del>	2.00
DEP.:	\$	<del>215.00</del>	214.00

JUN 17 1976

Cont'n'd:	\$	1,897.50	
DEP.:	\$	1,897.50	

JUN 18 1976

Cont'n'd:	\$	2,472.00	
Reg. Sale:	"		21.50
Omega 383-368	"		585.00
DEP.:	\$	3,078.50	

6  
1  
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041710117

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY		
COIN		
TOTAL CASH		
CHECKS		
1		
2		
3		
4		
5		
6		
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8		
9		
10		
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23		
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25		
26		
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29		
30		
TOTAL		3,078 50
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

100540-00004 0 201 017 01

CUSTOMER'S COPY

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY		
COIN		
TOTAL CASH		
CHECKS		
1		
2		
3		
4		
5		
6		
7		
8		
9		
10		
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27		
28		
29		
30		
TOTAL		1,897 50
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

100540-00004 0 201 017 01

CUSTOMER'S COPY

DATE 19  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY		
COIN		
TOTAL CASH		
CHECKS		
1		
2		
3		
4		
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8		
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28		
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30		
TOTAL		214 00
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

100540-00004 0 201 017 01

CUSTOMER'S COPY

JUN 16 1976

JUN 21 1976

Contrib.:	\$	1,657.00
Omega:	1	150.00
<hr/>		
DEP.:	\$	1,807.00

JUN 26 1976

Contrib.:	566.25
Lloyds Assoc. Ref.	48.80
Alpha Assoc. Paymt	276.25
<hr/>	
DEP.	891.30

0010191118



019191

DATE 01/19/19

FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY		
COIN		
TOTAL CASH	15	00
CHECKS		
1	1,792	00
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
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30		
TOTAL	1,807	00
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION. THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

AMERICAN CONSERVATIVE UNION

01/19/19

01/19/19

01/19/19

01

CUSTOMER'S COPY

01/19/19

DATE 01/19/19

FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY	891	30
COIN		
TOTAL CASH		
CHECKS		
1	891	30
2		
3		
4		
5		
6		
7		
8		
9		
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26		
27		
28		
29		
30		
TOTAL	891	30
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION. THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

AMERICAN CONSERVATIVE UNION

01/19/19

01/19/19

01/19/19

01

CUSTOMER'S COPY

6-23-76

Contrib.: \$ 5,826.10

DEP.: \$ 5,826.10

6-24-76

Contrib.: \$ 383.00

DEP.: \$ 383.00

6-25-76

Contrib.: \$ 397.00

Alpha Assoc.: " 325.00

DEP.: \$ 722.00

6-25-76

Contrib.: \$ 15.00

DEP.: \$ 15.00

6-28-76

Contrib.: \$ 1,366.50

Anti Comm. Crusade " 149.00

DEP.: \$ 1,515.00

100 100

DATE 6/25/76  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY	1	00
COIN	-	-
TOTAL CASH	1	00
CHECKS	721	00
17 UNIONIST 2 WASH. D.C.		
JUN 25 1976		
TOTAL 722 00		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

AMERICAN CONSERVATIVE UNION

100 100

100 100 0000 0 25 0176 01

CUSTOMER'S COPY

100 100

DATE 6/25/76  
FOR DEPOSIT TO CHECKING ACCOUNT SUBJECT TO VERIFICATION AND THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY	1	00
COIN	-	-
TOTAL CASH	1	00
CHECKS	13	00
17 UNIONIST 2 WASH. D.C.		
JUN 25 1976		
TOTAL 13 00		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK

AMERICAN CONSERVATIVE UNION

100 100

100 100 0000 0 25 0176 01

CUSTOMER'S COPY

0 3 9 4 7 1 9 | 2 2

DATE 6/24 1976  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY	19	00
COIN	—	—
TOTAL CASH	19	00
CHECKS	364	00
1		
2		
3		
4		
5		
6		
7		
8		
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DEPOSIT	383	00
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

10 1940-000012 0 251 017 01

CUSTOMER'S COPY

1976

DATE June 23 1976  
FOR DEPOSIT TO CHECKING ACCOUNT SUB-  
JECT TO VERIFICATION AND THE PROVISIONS  
OF THE UNIFORM COMMERCIAL CODE

DOLLARS		CENTS
CURRENCY	4	00
COIN	—	—
TOTAL CASH	4	00
CHECKS	5822	10
1		
2		
3		
4		
5		
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DEPOSIT	5826	10
Item Count		
Bank Use Only		

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION, THE PROVISIONS OF THE UNIFORM COMMERCIAL CODE AND THE RULES AND REGULATIONS OF THIS BANK.

AMERICAN CONSERVATIVE UNION

10 1940-000012 0 251 017 01

CUSTOMER'S COPY

# UNION 1ST

Union First National Bank of Washington

December, 1976

## CHECKING ACCOUNT STATEMENT

ACCOUNT NUMBER

026 101 7

SHEET

1

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

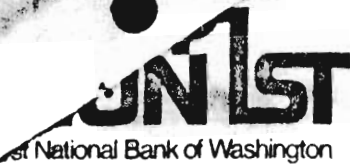
PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

### TRANSACTION CODE EXPLANATION

CK - CHECK CM - CREDIT MEMO  
DM - DEBIT MEMO DP - DEPOSIT  
RT - CHECK RETURNED LS - LIST POST  
SC - SERVICE CHARGE

CHECKS AND OTHER DEBITS				DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT
12/01					DP	445.00
12/01					DP	759.00
12/01					DP	1,187.00
12/02	CK	30.00	CK	30.74		
12/02	CK	60.00				
12/02					DP	1,142.00
12/03	CK	34.00	CK	45.77	DP	1,202.57
12/03	CK	141.54	CK	1,032.51		
12/06	CK	203.23				
12/07					DP	977.00
12/07	CK	20.71	CK	147.19	DP	16,158.69
12/07	CK	195.05	CK	332.50		
12/07	CK	1,000.00	CK	1,168.61		
12/07	CK	1,400.00	CK	4,290.00		
12/08	CK	850.99				
12/09	CK	96.15	CK	200.00		
12/09	CK	250.00	CK	256.89		
12/09	CK	256.89	CK	256.89		
12/09	CK	1,000.00	CK	1,200.00		
12/10					DP	1,859.00
12/10	CK	924.42			DP	3,753.00
12/12	CK	50.00	CK	203.23		
12/13	CK	209.43	CK	209.43		
12/13	CK	220.64				
12/14					DP	355.00
12/14	CK	.60	CK	255.00	DP	8,335.04
12/14	CK	256.89	CK	1,718.80		
12/14	CK	2,000.00	CK	2,590.00		
12/14	CK	3,470.25				
						16,578.47

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS-CREDITS	NUMBER OF CHECKS-DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
				12/31/76
YOUR BALANCE AS SHOWN ON LAST STATEMENT	TOTAL AMOUNT OF DEPOSITS AND OTHER CREDITS	TOTAL AMOUNT OF CHECKS AND OTHER DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE



CHECKING  
ACCOUNT  
STATEMENT

ACCOUNT NUMBER

026 101 7

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

SHEET

2

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS.  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

TRANSACTION CODE EXPLANATION

CA CHECK CM CREDIT MEMO  
DM DEBIT MEMO DP DEPOSIT  
RT CHECK RETURNED LS LIST POST  
SC SERVICE CHARGE

CHECKS AND OTHER DEBITS				DEPOSITS AND CREDITS		BALANCE
DATE	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT	TRANS CODE	AMOUNT
12/15	CK	166.08	CK	2,525.73		13,882.66
12/16	DM	100.00	CK	1,000.00		12,782.66
12/17				DP	591.00	
12/17				DP	1,000.00	
12/17				DP	1,591.50	
12/17	CK	44.70	CK	100.00	DP	1,877.50
12/17	CK	190.02	CK	195.05		
12/17	CK	665.86	CK	1,000.00		
12/17	CK	1,000.00	CK	1,454.07		13,192.36
12/20	CK	203.23	CK	275.00		
12/20	CK	511.00	CK	1,095.26		
12/20	CK	1,230.00				9,877.77
12/21				DP	989.50	
12/21				DP	7,918.63	
12/21	CK	64.80	CK	1,000.00	CM	9.50
12/22	CK	3,000.00				17,730.60
12/22				DP	1,693.00	14,730.60
12/22				DP	1,814.50	
12/22	CK	10.00	CK	150.00	CM	10.00
12/23	CK	195.05	CK	210.00		
12/23	CK	700.00	CK	1,400.00		
12/23	CK	1,400.40				14,182.65
12/24	CK	25.00	CK	150.29		
12/24	CK	209.43	CK	209.43		
12/24	CK	296.89	CK	413.28		12,878.33
12/27	DM	5.00	CK	296.89		12,576.44
12/28	CK	13.50	CK	203.23		12,359.71
12/29	CK	15.00	CK	139.99		
12/29	CK	139.99	CK	1,803.25		

DATE OF LAST STATEMENT	NUMBER OF DEPOSITS/CREDITS	NUMBER OF CHECKS/DEBITS	AVERAGE BALANCE	DATE OF THIS STATEMENT
				12/31/76
TOTAL AMOUNT OF DEPOSITS AND OTHER CREDITS	TOTAL AMOUNT OF CHECKS AND OTHER DEBITS	SERVICE CHARGE	BALANCE AS OF THIS STATEMENT DATE	

## National Bank of Washington

026 101 7

3

EXAMINE AND REPORT ANY  
DIFFERENCE WITHIN TEN DAYS.  
SEE FORM FOR BALANCING  
YOUR STATEMENT ON BACK

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

CA	CHECK	CM	CREDIT MEMO
DM	DEBIT MEMO	DP	DEPOSIT
RT	CHECK RETURNED	LS	LIST POST
	SC		SERVICE CHARGE

1950

1,583.92      57,765.93      - 55,519.72      -      .00      5,239.13

Washington, D. C. 20005

NOV 26 1976

Contrib. \$ 4,329.00

DEP. \$ 4,329.00

NOV 29 1976

Contrib. \$ 3,319.72  
Reg. Sale . 7.00  
Omega 343 . 160.00  
Stam E. Exp. Ref. . 224.00

DEP. \$ 3,710.72

2,523.72

NOV 29 1976

1,187.00 \*

NOV 30 1976

3,710.72

NOV 30 1976

445.00

\*

Contrib. \$ ~~445.00~~

DEP. \$ ~~445.00~~ 445.00

DEC 1 - 1976

Contrib. \$ 759.00 \*

DEP. \$ 759.00



DATE  
ADDRESS  
ACCOUNT  
TO THE  
CREDIT

AMERICAN CONSERVATIVE UNION

NOV 30 1978

UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0051000040 0 254 0174 01

CURRENCY	DOLLARS	CENTS
1	6	00
COIN		
LIST CHECKS SINGLE BY BANK NUMBER	439	00
2		
3		
4		
5		
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20		
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22		
23		
TOTAL DEPOSIT	445	00
FOR BANK'S USE ONLY	TOTAL ITEMS	

DATE  
ADDRESS  
ACCOUNT  
TO THE  
CREDIT

AMERICAN CONSERVATIVE UNION

NOV 30 1978

UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0051000040 0 254 0174 01

CURRENCY	DOLLARS	CENTS
1	1	00
COIN		
LIST CHECKS SINGLE BY BANK NUMBER	757	00
2		
3		
4		
5		
6		
7		
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10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
TOTAL DEPOSIT	757	00
FOR BANK'S USE ONLY	TOTAL ITEMS	

DATE  
ADDRESS  
ACCOUNT  
TO THE  
CREDIT

AMERICAN CONSERVATIVE UNION

NOV 30 1978

UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0051000040 0 254 0174 01

CURRENCY	DOLLARS	CENTS
1	117	00
COIN		
LIST CHECKS SINGLE BY BANK NUMBER	1160	00
2		
3		
4		
5		
6		
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23		
TOTAL DEPOSIT	1177	00
FOR BANK'S USE ONLY	TOTAL ITEMS	

4216000

DATE  
COUNT  
OF

AMERICAN CONSERVATIVE UNION

DEC 2 - 1976

UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0054000041 0 251 0174 01

CURRENCY	DOLLARS	CENTS
COIN		
LIST CHECKS SINGLE BY BANK NUMBER	1142	00
1		
2		
3		
4		
5		
6		
7		
8		
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10		
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21		
22		
23		
TOTAL DEPOSIT	1142	00
FOR BANK'S USE ONLY	TOTAL ITEMS	

DATE  
COUNT  
OF

AMERICAN CONSERVATIVE UNION

DEC 2 - 1976

UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0054000041 0 251 0174 01

CURRENCY	DOLLARS	CENTS
COIN	5	00
LIST CHECKS SINGLE BY BANK NUMBER	1177	57
1		
2		
3		
4		
5		
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12		
13		
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23		
TOTAL DEPOSIT	1202	57
FOR BANK'S USE ONLY	TOTAL ITEMS	

CITY  
ADDRESS  
OF  
ACCOUNT

DATE

19

CURRENCY

COIN

ONE CHECKS ONLY  
BY BANK NUMBER

DOLLARS

CENTS

523 72

AMERICAN CONSOLIDATED UNION  
NOV 29 1976

UNION

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND  
TO THE RULES AND REGULATIONS OF THIS BANK

01 0 1976 0170

FOR BANK'S USE ONLY	TOTAL ITEMS	TOTAL
		523 72
		DEPOSIT
		TOTAL
		23
		22
		21
		20
		19
		18
		17
		16
		15
		14
		13
		12
		11
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		9
		8
		7
		6
		5
		4
		3
		2
		1

CITY  
ADDRESS  
OF  
ACCOUNT

DATE

19

CURRENCY

COIN

ONE CHECKS ONLY  
BY BANK NUMBER

DOLLARS

CENTS

514 00

AMERICAN CONSOLIDATED UNION  
NOV 29 1976

UNION

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND  
TO THE RULES AND REGULATIONS OF THIS BANK

01 0 1976 0170

FOR BANK'S USE ONLY	TOTAL ITEMS	TOTAL
		514 00
		DEPOSIT
		TOTAL
		23
		22
		21
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		3
		2
		1

DEC 2 - 1976

Contrib: \$ 1,142.00

DEP: \$ 1,142.00 ★

DEC 3 - 1976

Contrib: \$ 1,091.62

Reg. Sale: " 1.35

Stauffer's Stock divd: " 3.60

Stan E / Exp. Ref. : }  
Wilmington College } " 106.00

DEP: \$ 1,202.57 ★

9-4-0-1-2-1-3-0

DEC 6 - 1976

Cont'n'b: 8 15,803. 30  
Phone Ref.:  
from K.C. Conv. : v 355. 39

DEPOSIT: \$ 16,158. ~~72~~ 69 \*

DEC 7 - 1976

Cont'n'b: \$ 977.00

DEP.: \$ 977.00 \*

9 1 1 3 2

		DOLLARS		CENTS
CURRENCY		9	77	00
COIN				
US CHECKS SINGLE BY BANK NUMBER		1	70	00
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23				
TOTAL DEPOSIT		9	77	00
FOR BANK'S USE ONLY		TOTAL ITEMS		

AMERICAN CONSTITUTIONAL UNION

DEC 7 - 1976

UNRECORDED

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

00510-0004

0 268 0170

01

9 1 1 3 2

		DOLLARS		CENTS
CURRENCY		14	58	69
COIN				
US CHECKS SINGLE BY BANK NUMBER		1	44	00
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23				
TOTAL DEPOSIT		14	58	69
FOR BANK'S USE ONLY		TOTAL ITEMS		

AMERICAN CONSTITUTIONAL UNION

UNRECORDED

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

00510-0004

0 268 0170

01

FOR  
CREDIT  
TO THE  
ACCOUNT  
OF

DATE

CURRENCY		DOLLARS	CENTS
		16	00
COIN			
LIST CHECKS SEPARATELY BY BANK NUMBER			
1		3	737 00
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23			
TOTAL DEPOSIT		3,753	00
FOR BANK'S USE ONLY		TOTAL ITEMS	

AMERICAN CONSERVATIVE UNION

DEC 10 1976

UNION  
AMERICAN CONSERVATIVE UNION

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0051000004

0 251 017

01

AMERICAN CONSERVATIVE UNION

CURRENCY		DOLLARS	CENTS
		13	00
COIN			
LIST CHECKS SEPARATELY BY BANK NUMBER			
1		1	876 00
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23			
TOTAL DEPOSIT		1,876	00
FOR BANK'S USE ONLY		TOTAL ITEMS	

AMERICAN CONSERVATIVE UNION

DEC 8 - 1976

UNION  
AMERICAN CONSERVATIVE UNION

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

0051000004

0 251 017

01

AMERICAN CONSERVATIVE UNION

DEC 8 - 1976

Cont'n'd: \$ 1,899 - \*

DEP: \$ 1,899 -

DEC 9 - 1976

Cont'n'd: \$ 2,416.00

DEP: \$ 2,416.00

DEC 10 1976

Cont'n'd: \$ 1,327.00

Battle Line Sale: 10.00

DEP: \$ 1,337.00

DEPOSITED AS ONE:

\$ 3,753.00

\*

00010191134



DEC 13 1976

Contrib:	\$	5,2 <sup>73</sup> <del>8</del> .50
Battle Line Sale	.	10.00
Omega 395,402,413	,	3,051.54

---

DEP: \$ 8,335.04 \*

---

DEC 14 1976

Contrib: \$ 355.00

---

DEP: \$ 355.00 \*

---

0004019136

CURRENCY		DOLLARS	CENTS
CURRENCY		13	00
COIN		-	
LIST CHECKS SINGLY BY BANK NUMBER		322	04
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TOTAL DEPOSIT		3,325	04
FOR BANK'S USE ONLY		TOTAL ITEMS	

AMERICAN CONSERVATIVE UNION

DEC 13 1953

UNIONIST  
UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

00540-000040 0 264 0170 04

AMERICAN CONSERVATIVE UNION

CURRENCY		DOLLARS	CENTS
CURRENCY		3	00
COIN		-	
LIST CHECKS SINGLY BY BANK NUMBER		322	04
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TOTAL DEPOSIT		3,325	04
FOR BANK'S USE ONLY		TOTAL ITEMS	

AMERICAN CONSERVATIVE UNION

DEC 13 1953

UNIONIST  
UNIONIST

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

00540-000040 0 264 0170 04

AMERICAN CONSERVATIVE UNION

DEC 15 1976

Contrib: \$ 591.00 \*

DEP: \$ 591.00

DEC 16 1976

Contrib: \$ 1,590.50

Reg. Sale: 1.00

DEP: \$ 1,591.50 \*

DEC 17 1976

Contrib: \$ 1,877.50 \*

DEP: \$ 1,877.50





45 603 EYE CASE  
45 703 20:20 BUFF

DEC 17 1976

	1	2	3
1	J.C. Roberts Loan to ACU	DEF 8	1,000.00
2			
3	<del>ERT Repayment</del>	<del>4</del>	<del>1,200.00</del>
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5		DEF 3	2,200.00
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60040191140

DATE \_\_\_\_\_  
FOR CREDIT TO THE ACCOUNT OF \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
CITY \_\_\_\_\_

AMERICAN CONSTITUTION UNION

12-17-76

10510000041

0 261 0 271

0 2

THIS DEPOSIT IS ACCEPTED SUBJECT TO REGULATION AND TO THE RULES AND REGULATIONS OF THE BANK

CURRENCY	
COIN	
LIST CHECKS SEPARATELY BY BANK NUMBER	
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23	
TOTAL DEPOSIT	
FOR BANK'S USE ONLY	TOTAL ITEMS

DEC 20 1976

Contrib:

\$

5,854.50

Gift Subscription Sales

"

85.00

Omega 417

\$

1,979.13

DEP.:

7,918.63\*

DEC 21 1976

Contrib:

\$

974.50

Gift Subscription Sale

"

15.00

DEP.:

\$

989.50 \*

DATE		19	
FOR CREDIT TO THE ACCOUNT OF		DOLLARS	CENTS
CURRENCY		34	00
COIN			
LIST CHECKS SEPARATELY BY BANK NUMBER		188	463
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TOTAL	DEPOSIT	7,918	63
TOTAL ITEMS			
PER BANK'S USE ONLY			

AMERICAN CONSERVATIVE UNION

12-20-76

UNION

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE RULES AND REGULATIONS OF THIS BANK

[illegible]



DE 11/23 1976  
 Co. Sub: \$ 1,663.00  
 Gif Sub: 10.00  
 Subscription Sub: 20.00

D. Sub: \$ 1,693.00 ~~✱~~

DE 11/23 1976  
 Co. Sub: \$ 1,804.50  
 Gif Sub: 10.00  
 Subscription Sub:

D. Sub: \$ 1,814.50 ~~✱~~

00101143

DATE		DOLLARS		CENTS	
CURRENCY		5	00		
COIN					
LIST CHECKS AND BY BLUE NUMBER					
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23					
TOTAL		1693	00		
DEPOSIT					
FOR BANK'S USE ONLY		TOTAL ITEMS			

AMERICAN COUNCIL ON UNIONS

12-22-76

**CONCRETE**  
Quality First, Always. Guaranteed.

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND  
TO THE RULES AND REGULATIONS OF THIS BANK

00540-900012

0 251 01781

03

资料来源:作者根据《中国统计年鉴》(1995—2004)整理。

CURRENCY		COIN		LIST CHECKS SINGLE BY BANK NUMBER		TOTAL ITEMS	
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23							
TOTAL						TOTAL ITEMS	
DEPOSIT						TOTAL ITEMS	

THE UNIVERSITY OF CHICAGO PRESS

$$11 = 2 \cdot 5 + 7 \cdot 1$$

... ..

THIS DEPOSIT IS ACCEPTED SUBJECT TO VERIFICATION AND  
TO THE RULES AND REGULATIONS OF THIS BANK

1550-1551

2 363 0125

93

12-24-76

Contrib: \$ 814.00  
Gift Subscription Sale: 5.00

---

DEP: \$ 819.00

---

12-27-76

Contrib: \$ 1,496.00  
Reg. Sale: 5.00  
Gift Subscription Sale: 40.00

---

DEP: \$ 1,541.00

---

12-28-76

Contrib: \$ 372.00

---

DEP: \$ 372.00

---

12-29-76

Contrib: \$ 765.50

---

DEP: \$ 765.50

---

ALL DEP. together on one  
slip

Total: \$ 3,497.50

★

0010101146

FOR CREDIT TO THE ACCOUNT OF		DATE		19	
		POSTAGE	CENTS		
CURRENCY	✓	15	00		
COIN					
LIST CHECKS ENTER BY BANK NUMBER				482	50
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23					
TOTAL		2407		50	
DEPOSIT		2407		50	
FOR BANK'S USE ONLY		TOTAL ITEMS			

AMERICAN SAVINGS BANK UNION

12-29-76

005120000000

0 254 P120

01

THIS RECEIPT IS ACCEPTED SUBJECT TO VERIFICATION AND TO THE ACTS AND REGULATIONS OF THIS BANK

EXCELLENCE IN SERVICE

DEC 30 1970

Contrib: \$ 564.00 \*

DE P.: \$ 564.00 \*

2008年12月15日 星期二 12:00:00

031191149

MAILED

**SEDAM & HERGE**

ATTORNEYS AT LAW  
7600 OLD SPRINGHOUSE ROAD  
MCLEAN, VIRGINIA 22102

**To:**

Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Attention of Beverly Brown  
Office of the General Counsel

**FIRST CLASS MAIL**

BCC#  
11971

M. Stanton Evans 600 Pennsylvania Ave., S.E., Suite 207 Washington, D.C. 20003 (202) 546-6561

RECEIVED

FEDERAL ELECTION  
COMMISSION

'79 DEC 31 AM 8:59

December 28, 1979

Mr. Charles N. Steele  
Acting General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

005510

Re: Mur 1071

Dear Mr. Steele:

This is in reply to your letter of November 29, 1979, which was forwarded to me at my current address shortly before Christmas.

Since receiving your letter, I have examined my bank records for the period in question. I can find no check for \$1,000 to ACU issued in December, 1976, nor do my bank statements for that month or the three months ensuing reflect a check for this amount clearing my account.

While at a distance of three years the details of that time are a trifle indistinct, I would conclude from this search that the report of a \$1,000 loan from me to ACU on December 31, 1976, is in error.

Sincerely,

M. Stanton Evans

MSE:sk

004919150





Mr. Charles N. Steele  
Acting General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

66 P W 12 77 72

800#  
11827

**SEDAM & HERGE**  
A PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW  
7600 OLD SPRINGHOUSE ROAD  
McLEAN, VIRGINIA 22102

RECEIVED  
FEDERAL ELECTION  
COMMISSION

(703) 821-1000

'79 DEC 7 AM 11:50

1700 PENNSYLVANIA AVENUE, N.W.  
WASHINGTON, D.C. 20006  
(202) 821-1000  
TELEX 89-8388 (AEMPOWER WHEN)  
TWX 710-828-0533 (TELEREP 800)

GLENN J. SEDAM, JR.  
J. CURTIS HERGE  
  
THOMAS M. DAVIS, III  
JOHN J. FLOOD (D.C. ONLY)  
MICHAEL D. HUGHES  
ROBERT R. SPARKS, JR.

December 6, 1979

Charles N. Steele, Esquire  
Acting General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

0:52

Attention of Beverly Brown

Re: American Conservative Union  
MUR 1071

Dear Mr. Steele:

This letter is written in acknowledgement of the receipt of your letter to American Conservative Union, dated November 29, 1979, in which it was reported that the Federal Election Commission has found reason to believe that American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended. You have numbered this matter "MUR 1071."

Enclosed herewith, for your file, is a copy of a letter from American Conservative Union, addressed to the undersigned, confirming the fact that this firm has been engaged to represent it in this matter. Please be advised, however, that American Conservative Union is not a political committee as defined in the Federal Election Campaign Act of 1971, as amended, and that this appearance may not be deemed to be an admission that the Federal Election Commission has jurisdiction over this matter. While American Conservative Union will respond to your letter, as requested, American Conservative Union reserves the right to challenge the jurisdiction of the Federal Election Commission over this matter.

11:10 2 000 87

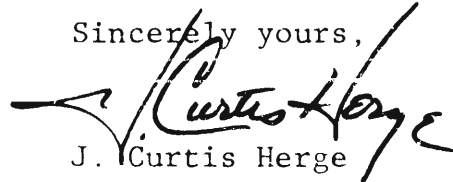
72 11 1979

00010191152

Charles N. Steele, Esquire  
December 6, 1979  
Page Two

This will also serve to confirm my conversation over the telephone with Beverly Brown, the staff member assigned to this matter, at which time I advised her that the factual materials for the response are being accumulated and that we anticipate being in a position to submit the response to you by December 29, 1979.

Sincerely yours,

  
J. Curtis Herge

cc: American Conservative Union  
enclosure

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Member of Congress, Maryland

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Stanley L. Packer, Ph.D.

Editor, The American Conservative

Editor, The American Conservative

Editor, The American Conservative

Editor, The American Conservative

Editor, The American Conservative

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Editor, The American Conservative

Editor, The American Conservative

# The American Conservative Union

316 Pennsylvania Ave., S.E.  
Washington, DC 20003  
(202) 546-6555

December 3, 1979

Mr. J. Curtis Herge  
SEDAM & HERGE  
7600 Old Springhouse Road  
McLean, Virginia 22101

Dear Curt,

This will confirm that the American Conservative Union has engaged you to represent us in connection with MUR # 1071 before the Federal Election Commission.

Sincerely,

Ross L. Whealton  
Executive Director

RLW/weg

RECEIVED

DEC 6 1979

SEDAM & HERGE

ATTORNEYS AT LAW

100 OLD SPRINGHOUSE ROAD

MCLEAN, VIRGINIA 22101

13 DEC 7 11 11 55

Charles N. Steele, Esquire  
Acting General Counsel  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Evans:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that you may have violated §441a(a)(1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act"). This section of the Act makes it unlawful for an individual to make contributions to any multi-candidate committee in any calendar year which, in the aggregate, exceed \$5000. Specifically, it appears that you made an excessive contribution to the American Conservative Union on December 31, 1976. Section 431(e)(1)(A) of the Act defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office. A review of the Committee's reports reveals a loan of \$5000 received from you on June 4, 1976, and an additional \$1000 loan received on December 31, 1976. As these contributions exceed \$5000 in the aggregate for the calendar year 1976, you may have violated 2 U.S.C. §441a(a)(1)(C).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.

Mr. M. Stanton Evans  
Page Two

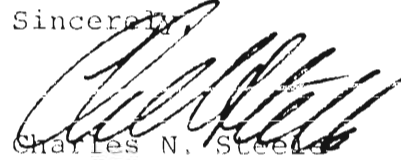
Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Beverly Brown, the staff member assigned to this matter, at (202) 523-4529.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Sincerely,

  
Charles N. Steele  
Acting General Counsel

PS Form 3811, April 1977

1. SENDER Complete items 1, 2, and 3. Add your address on the reverse. RETURN TO space on reverse.

2. ARTICLE ADDRESSED TO

3. ARTICLE DESCRIPTION  
REGISTERED NO. CERTIFIED NO. INSURED NO.

4. I have received the article described above.  
SIGNATURE ☐ Addressee ☐ Authorized agent

5. ADDRESS (complete only if requested)  
DATE OF DELIVERY 12/7/79

6. UNABLE TO DELIVER BECAUSE

CLERKS INITIALS

POSTMARK  
DEC 7 1979  
WASHINGTON, DC

10-08 CHL 11-08 CHL

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

BB 11/29/79



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Evans:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that you may have violated §441a(a)(1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act"). This section of the Act makes it unlawful for an individual to make contributions to any multi-candidate committee in any calendar year which, in the aggregate, exceed \$5000. Specifically, it appears that you made an excessive contribution to the American Conservative Union on December 31, 1976. Section 431(e)(1)(A) of the Act defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office. A review of the Committee's reports reveals a loan of \$5000 received from you on June 4, 1976, and an additional \$1000 loan received on December 31, 1976. As these contributions exceed \$5000 in the aggregate for the calendar year 1976, you may have violated 2 U.S.C. §441a(a)(1)(C).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.



Mr. M. Stanton Evans  
Page Two

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The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Beverly Brown, the staff member assigned to this matter, at (202) 523-4529.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Sincerely,

Charles N. Steele  
Acting General Counsel

61159



## FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. James C. Roberts, Treasurer  
American Conservative Union  
316 Pennsylvania Avenue, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Roberts:

Based on the information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically, it appears that the American Conservative Union failed to retain records of contributions aggregating in excess of \$100 for the calendar year 1977. Section 432(c)(2) of the Act requires all political committees to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50, and the date and amount thereof and, if a person's contributions aggregate more than \$100, the account shall include occupation and the principal place of business (if any). As it appears that the American Conservative Union has been unable to provide these records to the Commission's Audit staff, the American Conservative Union may have violated 2 U.S.C. §432(c)(2).

In addition, it appears that the American Conservative Union accepted an excessive contribution from an individual. Section 441a of the Act prohibits a multicandidate committee from accepting a contribution from an individual in any

Mr. James C. Roberts, Treasurer  
Page Two

calendar year which, in the aggregate, exceeds \$5000. Section 431(e)(1)(A) defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election of any person to Federal office. As it appears that on June 4, 1976 the American Conservative Union accepted a loan of \$5000 and on December 31, 1976 accepted an additional loan of \$1000 from M. Stanton Evans, the American Conservative Union may have violated 2 U.S.C. §441a(f).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.

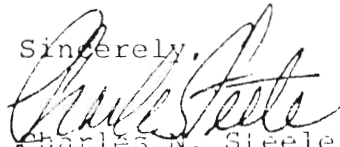
Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Beverly Brown, the staff member assigned to this matter, at (202) 523-4529.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Sincerely,



Charles N. Steele  
Acting General Counsel

cc: Ross L. Whealton, Executive Director

1-4-6-50

• **STANDARD** Complete items 1, 2, and 3.  
Add your address on the **RETURN TO** space on reverse.

1. The following service is requested (check one):  
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 Show to whom date and address of delivery \_\_\_\_\_ C  
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*EBCEHB*

Always obtain signature of addressee or agent)

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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

BB 11/29/79

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. James C. Roberts, Treasurer  
American Conservative Union  
316 Pennsylvania Avenue, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Roberts:

Based on the information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically, it appears that the American Conservative Union failed to retain records of contributions aggregating in excess of \$100 for the calendar year 1977. Section 432(c)(2) of the Act requires all political committees to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50, and the date and amount thereof and, if a person's contributions aggregate more than \$100, the account shall include occupation and the principal place of business (if any). As it appears that the American Conservative Union has been unable to provide these records to the Commission's Audit staff, the American Conservative Union may have violated 2 U.S.C. §432(c)(2).

In addition, it appears that the American Conservative Union accepted an excessive contribution from an individual. Section 441a of the Act prohibits a multicandidate committee from accepting a contribution from an individual in any

0049191163

Mr. James C. Roberts, Treasurer  
Page Two

calendar year which, in the aggregate, exceeds \$5000. Section 431(e)(1)(A) defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election of any person to Federal office. As it appears that on June 4, 1976 the American Conservative Union accepted a loan of \$5000 and on December 31, 1976 accepted an additional loan of \$1000 from M. Stanton Evans, the American Conservative Union may have violated 2 U.S.C. §441a(f).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Beverly Brown, the staff member assigned to this matter, at (202) 523-4529.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Sincerely,

Charles N. Steele  
Acting General Counsel

cc: Ross L. Whealton, Executive Director

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

American Conservative Union )

M. Stanton Evans )

MUR 1071

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 27, 1979, the Commission decided by a vote of 5-0 to take the following actions regarding the above-captioned matter:

1. Find REASON TO BELIEVE that the American Conservative Union violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100.
2. Find REASON TO BELIEVE that the American Conservative Union violated 2 U.S.C. §441a(f) by accepting an excessive contribution.
3. Find REASON TO BELIEVE that M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount in excess of \$5,000 to a multi-candidate committee.
4. Approve the letters attached to the First General Counsel's Report dated November 20, 1979.

Voting for this determination were Commissioners Aikens, Friedersdorf, Harris, McGarry, and Reiche.

Attest:

Date

*Marjorie W. Emmons*  
Marjorie W. Emmons  
Secretary to the Commission

November 21, 1979

MEMORANDUM TO: Marjorie W. Emmons  
FROM: Elissa T. Garr  
SUBJECT: MUR 1071

Please have the attached First GC Report on MUR 1071  
distributed to the Commission on a 48 hour tally basis.

Thank you.

0004019166



FEDERAL ELECTION COMMISSION

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL

BY OGC TO COMMISSION 11-21-79

MUR NO. 1071

STAFF MEMBER(S) Beverly Brown

SOURCE OF MUR: I N T E R N A L L Y G E N E R A T E D

RESPONDENT'S NAME: American Conservative Union  
M. Stanton Evans

RELEVANT STATUTE: 2 U.S.C. §432(c)(2)  
2 U.S.C. §441a(f)  
2 U.S.C. §441a(a)(1)(C)

INTERNAL REPORTS CHECKED: Audit Findings

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was referred to the Office of General Counsel as a result of the Audit Division's findings during the audit of the American Conservative Union.

SUMMARY OF ALLEGATIONS

That the American Conservative Union ("the Committee") violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100 for the calendar year 1977; and 2 U.S.C. §441a(f) by accepting an excessive contribution in violation of the provisions set forth in 2 U.S.C. §441a(a)(1)(C).

That M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount which, in the aggregate for the calendar year, exceeded \$5,000 to a multicandidate committee.

EVIDENCE

Recordkeeping of Contributions

During the audit of the American Conservative Union ("the Committee"), the auditors noted that the Committee failed to maintain records of 93 contributions, totaling \$33,665.00, each in excess of or aggregating in excess of \$100. These contributions were identified in the Committee's first quarterly report for the year 1977.

According to one Committee official, the contributions records were originally maintained, including letters to contributors acknowledging the receipt of their contributions. However, the 1977 records were placed in storage and, at the time of the audit, the Committee was unable to locate them. (Attachment 1, Page 3)

A letter of audit findings and recommendations which resulted from the audit of the American Conservative Union was mailed to the Committee on July 11, 1979. (Attachment 1, Page 2) Said letter, requiring a response within 30 days of its receipt, requested the Committee to provide 1977 records for contributions in excess of \$100. The Committee response, received August 16, 1979, requested an allowance of additional time within which to continue their search for the missing documents. (Attachment 2, Page 1). Subsequently, a 30 day extension was granted, resulting with September 11, as the new response date. On this date, the Committee again responded that they had been unsuccessful in locating the missing materials. (Attachment 3, Page 1)

#### Excessive Contribution

During the audit of the American Conservative Union ("the Committee"), the auditors noted that the Committee received a \$1,000 excessive contribution from M. Stanton Evans for the calendar year 1976. A review of the Committee's reports revealed a loan from this individual of \$5,000 received on June 4, 1976, and a \$1,000 loan received on December 31, 1976.<sup>1/</sup> (Attachments 4 & 5)

In the aforementioned letter of audit findings and recommendations, sent July 11, 1979, the audit staff requested that the Committee provide copies of the receipted deposit tickets and bank statements containing the two loans in question.<sup>2/</sup> On September 11, 1979, the Committee submitted copies of the relative bank statements and deposit tickets. However, the deposit tickets fail to include an itemization of deposited receipts. (Attachment 3) According to the Committee, the original accounting sheets for the loans in question are among the items in storage which they are still unable to locate.

<sup>1/</sup> A review of the Committee's debt and obligation schedule included in its January 31, 1977 report revealed a \$12,250 debt outstanding to M. Stanton Evans. A portion of the debt was comprised of the loans noted here (total \$6,000). The balance of the loan was received prior to May 11, 1976, the date the \$5,000 yearly limitation for individual contributions to a multicandidate committee went into effect.

<sup>2/</sup> The 1976 bank records were not available at the time of the audit since the audit covered the period January 1, 1977 thru March 31, 1977.

## PRELIMINARY LEGAL ANALYSIS

### Recordkeeping of Contributions

2 U.S.C. §432(c)(2) requires the treasurer of a political committee to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50.00, together with the date and amount thereof and, if a person's contributions aggregate more than \$100, the account must include the occupation and principal place of business (if any). As it appears that the American Conservative Union has been unable to provide these records to date, the American Conservative Union may have violated 2 U.S.C. §432(c)(2).

### Excessive Contributions

2 U.S.C. §441a(a)(1)(C) prohibits an individual from making contributions to any multicandidate committee in any calendar year which, in the aggregate, exceed \$5,000.

2 U.S.C. §431(e)(1)(A) defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office.

2 U.S.C. §441a(f) states, in relevant part, that no candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section.

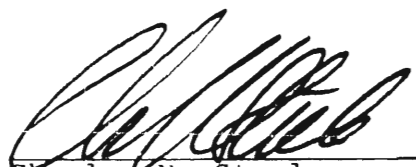
As it appears that on June 4, 1976 the American Conservative Union accepted a loan of \$5,000 and on December 31, 1976 accepted an additional loan of \$1,000 from M. Stanton Evans, the American Conservative Union may have violated 2 U.S.C. §441a(f). Accordingly, Mr. M. Stanton Evans may have violated 2 U.S.C. §441a(a)(1)(C) by making contributions to the American Conservative Union, a multicandidate committee, in the calendar year 1976 which, in the aggregate exceeded \$5,000.

## RECOMMENDATIONS

- 1) Find reason to believe that the American Conservative Union violated 2 U.S.C. §432(c)(2) by failing to retain records of contributions aggregating in excess of \$100.

- 2) Find reason to believe that the American Conservative Union violated 2 U.S.C. §441a(f) by accepting an excessive contribution.
- 3) Find reason to believe that M. Stanton Evans violated 2 U.S.C. §441a(a)(1)(C) by contributing an amount in excess of \$5,000 to a multicandidate committee.
- 4) Approve the attached letters.

20 November 1979  
Date

  
Charles N. Steele  
Acting General Counsel

Attachments  
Audit Referral  
2 Letters

00040191170

A. 580

ATTACHMENT#1  
Page 1



## FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

September 27, 1979

### MEMORANDUM

TO: WILLIAM OLDAKER

THROUGH: ORLANDO B. POTTER *OB.P.*  
STAFF DIRECTOR

FROM: *RC* BOB COSTA/RAY LISI *RL*

SUBJECT: AMERICAN CONSERVATIVE UNION  
("THE COMMITTEE")

Attached is a copy of the letter of audit findings and recommendations which resulted from the audit of the American Conservative Union. (See Attachment I). The letter was mailed to the Committee on July 11, 1979, requiring a response to the recommendations within 30 days. Subsequently, a 30 day extension was granted, resulting with September 11, as the new response date.

Except for the matters noted below, the Committee has complied with the Audit Division's recommendations.

In reference to Finding A, the Committee to date has not located their records for contributions in excess of \$100. Attached are two (2) letters from the Committee, outlining its efforts to comply with the recommendations. (See Attachment II).

We are referring the Committee's non-compliance with Finding A for your consideration.

In reference to Finding B, the Committee submitted for our review on September 11, 1979, copies of the relative bank statements and deposit tickets. However, the deposit tickets do not include an itemization of deposited receipts. (See Attachment III). The Committee reported receiving the excessive contributions in 1976 and without documentation stating otherwise, we can only conclude that the Committee did accept an excessive contribution as reported. Therefore, we are referring this matter to your office for your consideration.

Attachments as stated





FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

July 11, 1979

Mr. James Roberts, Treasurer  
American Conservative Union  
316 Pennsylvania Ave., S.E.  
Washington, D.C. 20003

Dear Mr. Roberts:

The attached is to formally advise you of the findings and recommendations of the Audit staff resulting from the audit of the American Conservative Union. These matters were discussed with Mr. Ross Whealton at the conclusion of the fieldwork in Washington, D.C. on May 17, 1979.

You are requested to comply with the stated recommendations within 30 days of receipt of this letter. After expiration of the 30 day period and receipt of your response, the Audit staff will present a final audit report to the Commission for approval and subsequent public release. Efforts to comply with the recommendations will be noted in the report when presented.

Should you not respond adequately to these recommendations within the time specified above, in accordance with Commission policy, the matter will be referred to the Commission's Office of General Counsel with a recommendation that an order of subpoena be prepared requiring compliance with the staff recommendations.

If you have any questions regarding these matters, please do not hesitate to contact Mr. Raymond Lisi or Ms. Sue Paschen at 523-4155.

Sincerely,

Robert J. Costa  
Assistant Staff Director  
for the Audit Division

Attachment as stated

cc: Mr. Ross Whealton  
Executive Director

CERTIFIED MAIL:  
RETURN RECEIPT REQUESTED



0040191172

Audit Findings and RecommendationsA. Recordkeeping of Contributions

Section 432(c)(2) of Title 2 of the United States Code requires the treasurer of a political committee to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50.00, together with the date and amount thereof and, if a person's contributions aggregate more than \$100.00, the account shall include the occupation and principal place of business (if any).

The Committee's report disclosed 93 contributions, each in excess of or aggregating in excess of \$100. During the course of the audit it was determined that the Committee failed to maintain records for these contributions.

A Committee official stated that the contribution records were originally maintained, including letters which were sent to those contributors acknowledging the receipt of the contribution. However, the 1977 records are now in storage and the Committee has been unable to locate them.

Recommendation

The Audit staff recommends that the Committee obtain the contribution records and provide them for our review within 30 days of receipt of this letter.

B. Excessive Contributions

Section 441a(a)(1)(C) of Title 2 of the United States Code states, in part, that no person shall make contributions to any multi-candidate political committee in any calendar year which, in the aggregate, exceed \$5,000.

Section 431(e)(1)(A) of Title 2 of the United States Code states, in part, that a contribution means a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office.

0040191173

-2-

Section 441(a)(f) of Title 2 of the United States Code states, in part, that no candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section.

A review of the Committee's debt and obligation schedule included in its January 31, 1977 report revealed a \$12,250 debt outstanding to one individual. The Committee's reports disclosed that a portion of this debt was comprised of a \$5,000 loan received on June 4, 1976 and a \$1,000 loan received on December 31, 1976. 1/ According to the reported receipt dates the Committee was in receipt of a \$1,000 excessive contribution for the calendar year 1976.

The Committee provided the Audit staff with a schedule indicating that the loan reported on June 4, 1976 was received on April 1, 1976 and the loan reported on December 31, 1976 was received on January 31, 1977. The 1976 bank records were not available at the time of the audit since the audit covered the period January 1, 1977 thru March 31, 1977.

#### Recommendation

The Audit staff recommends that the Committee provide for our review copies of the receipted deposit tickets (if a copy of the receipted deposit ticket is not available then a copy of the deposit ticket and bank statement) containing the two loans in question within 30 days of receipt of this letter.

---

1/ The balance of the loan was received prior to May 11, 1976, the date the \$5,000 yearly limitation for individual contributions went into effect.

0040191174



C. Preservation of Receipts

Section 432(d) of Title 2 of the United States Code states, in part, that it shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure made by or on behalf of a political committee in excess of \$100.00 in amount, and for any such expenditure in a lesser amount, if the aggregate amount of such expenditures to the same person during a calendar year exceeds \$100.00.

In addition, Section 102.9(c)(4) of Title II of the Code of Federal Regulations states, in part, that when a receipted bill is not available, the treasurer may keep the cancelled check showing payment of the bill; and the bill, invoice or other contemporaneous memorandum of the transaction supplied to the Committee by the payee.

Our review of the Committee's expenditure records disclosed 29 expenditures totaling \$48,827.35 not supported by receipted bills or other contemporaneous memoranda. The unsupported expenditures represent 21.74% of the total dollar amount and 9.35% of the number of expenditures in excess of or aggregating in excess of \$100. A list identifying each expenditure was presented to the Committee.

Subsequent to the initial fieldwork a Committee official presented us with copies of letters sent requesting documentation for 24 of the 29 undocumented expenditures.

Recommendation

The Audit staff recommends that the Committee provide the Audit staff with copies of the supporting documentation received for all undocumented expenditures within 30 days of receipt of this letter.

D. Disclosure of Occupation, Principal Place of Business or Mailing Address

Section 434(b)(2) of Title 2 of the United States Code states, in part, that each report shall disclose the full name and mailing address (occupation and the principal place of business, if any) of each person who has made one or more contributions to or for such committee or candidate within the calendar year in an aggregate amount or value in excess of \$100, together with the amount and date of such contribution.

004019175

During the review of the reports and statements filed by the Committee it was noted that the Committee failed to disclose the occupation, principal place of business or mailing address for 35 contributors, accounting for 27.98% of the dollar amount and 37.63% of the number of contributions in excess of or aggregating in excess of \$100.

#### Recommendation

It is the recommendation of the Audit staff that the Committee obtain the required information and amend its reports to disclose that information or provide evidence of its efforts to obtain the information within 30 days of receipt of this letter. 2/

#### ✓ E. Disclosure of Expenditures

Section 434(b)(9) of Title 2 of the United States Code states, in part, that each report shall disclose the identification of each person to whom expenditures have been made by such committee within the calendar year in an aggregate amount or value in excess of \$100, and the amount, date, and purpose of each expenditure.

The Committee did not itemize 10 expenditures, each in excess of or aggregating in excess of \$100, totaling \$8,681.39. This represents 3.86% of the total dollar amount and 3.22% of the number of expenditures requiring itemization by the Committee.

The Committee was provided with a list of these 10 expenditures and agreed to amend their reports.

#### Recommendation

The Audit staff recommends that the Committee file an amended report itemizing the expenditures within 30 days of receipt of this letter.

---

2/ Additional amendments may be required after reviewing the Committee's contributor records that were not provided for our review during the audit (See Finding A).

✓ F. Disclosure of Debts and Obligations

Section 434(b)(12) of Title 2 of the United States Code requires the disclosure in a continuous manner of debts and obligations owed by or to the Committee until such debts and obligations are extinguished, together with the circumstances and conditions under which any such debt is extinguished and the consideration therefor.

During the course of the audit the following matters relating to loans were noted:

a) The Committee reported a payment of a loan as both an operating expenditure and a loan repayment thereby overstating expenditures by \$300.

b) The Committee reported a \$6,000 loan repayment as \$5,000 thereby understating expenditures by \$1,000.

c) The Committee did not itemize the receipt of a \$5,000 loan nor the subsequent repayment of that loan.

d) The Committee did not itemize the disbursement of a \$5,000 loan nor the receipt of the repayment.

A list identifying each loan and loan repayment was presented to the Committee for amending action.

Recommendation

The Audit staff recommends that the Committee file amended reports within 30 days of receipt of this letter; (a) deleting the \$300 loan repayment from operating expenditures, (b) disclosing the additional \$1,000 of the loan repayment, (c) itemizing the receipt and repayment of the \$5,000 loan, and (d) itemizing the disbursement and the receipt of repayment of the \$5,000 loan.

00040191177

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Author and Lecturer

Phyllis Schlafly

Author

Tom R. Van Sickle

Scottsdale, Arizona

(Title for identification only)

## EXECUTIVE

## DIRECTOR

Ross L. Whealton

# The American Conservative Union

316 Pennsylvania Ave., S.E.  
Washington, DC 20003  
(202) 546-6555

August 10, 1979

Mr. Robert J. Costa  
Assistant Staff Director  
for the Audit Division  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Mr. Costa:

We are writing in response to your letter addressed to Mr. James Roberts, Treasurer, American Conservative Union, dated July 11, 1979, reporting the findings and recommendations of the Audit staff resulting from the audit of American Conservative Union for the period January 1, 1977 through March 31, 1977. In that letter it was requested that American Conservative Union comply with certain stated recommendations prior to the completion of the final audit report. By this letter, we are reporting on the status of the efforts made by American Conservative Union to comply with those recommendations and to request an allowance of additional time within which to complete our work.

The Audit staff recommended that records relative to 93 contributions each in excess of or aggregating in excess of \$100 be provided for review. To date, those records have not been located among the massive amount of historical records presently in storage. Employees of American Conservative Union have been searching the files in storage but, because of the volume of material, have not yet completed the task. This search is continuing.

The Audit staff also recommended that copies of certain receipted deposit tickets, or a copy of a deposit ticket and bank statement, be produced relative to certain loans. That documentation has not yet been located among the historical records of American Conservative Union, although that search is continuing as stated above. In addition, we have written to the bank in which the deposits were made, requesting a reproduction of the relevant documents from its records.

The next recommendation was that American Conservative Union provide the Audit staff with copies of the supporting documentation received relative to certain undocumented expenditures. Enclosed herewith are the original copies of all the responses received to date. Additional responses received after the date of this letter, if any, will be sent to you.

Mr. Robert J. Costa  
August 10, 1979  
Page Two

ATTACHMENT #2 Cont.  
Page 2

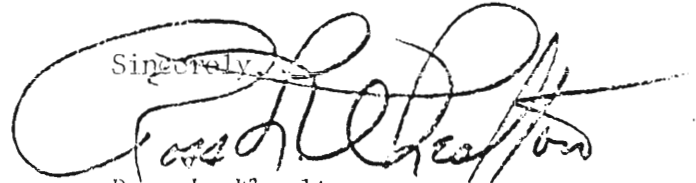
With respect to the disclosure of the occupation, principal place of business or mailing address of 35 contributors who contributed in excess of \$100, it was believed that that information would be located among the contributor records referred to above and which is in storage. Because the search of the historical files has not yet revealed that information, American Conservative Union has written to each of those contributors, requesting the information. Copies of those letters are enclosed and the responses will be sent to you as they arrive.

In Audit Findings and Recommendations E and F, it was recommended that American Conservative Union file certain amendments to its report. Those amendments are enclosed.

In order to provide American Conservative Union with a reasonable opportunity to gather and submit to the Audit staff the balance of the data described above, we request that the deadline for submission be extended one month, or until September 11, 1979.

Your assistance and cooperation would be appreciated and we look forward to receiving your reply.

Sincerely,



Ross L. Whealton  
Executive Director

RLW/pah

Enclosures

0037191179

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*Author*

Tom R. Van Sickle  
*Scottsdale, Arizona*

*(Title for identification only)*

**EXECUTIVE DIRECTOR**

Ross L. Whelan

# The American Conservative Union

316 Pennsylvania Ave., S.E.

Washington, DC 20003

(202) 546-6555

September 11, 1979

Mr. Robert J. Costa  
Assistant Staff Director  
for the Audit Division  
Federal Election Commission  
1325 K Street, N. W.  
Washington, D. C. 20463

Dear Mr. Costa:

We are writing as a follow up to our letter of August 10, 1979. By this letter, we are reporting on the status of the further efforts made by American Conservative Union to comply with the recommendations made by the Audit staff resulting from the audit of American Conservative Union for the period January 1, 1977 through March 31, 1977, as conveyed in your letter of July 11, 1979.

The Audit staff recommended that records relative to 93 contributions each in excess of or aggregating in excess of \$100 be provided for review. Employees of the American Conservative Union have continued to search the records in storage, but have been unsuccessful in locating the requested materials. Would it be acceptable if the American Conservative Union write to the parties in question for the necessary information to reconstruct the records requested by the Audit staff? In the mean time the search will continue.

The Audit staff also recommended that copies of certain receipted deposit tickets, or a copy of a deposit ticket and bank statement, be produced relative to certain loans. Please find the documentation provided by Union First National Bank upon our request of the information. The original accounting sheets for these loans are among the items which we have still failed to locate in our repeated searches of our historical records.

The next recommendation was that American Conservative Union provide the Audit staff with copies of the supporting documentation received relative to certain undocumented expenditures. Enclosed herewith are the original copies of the additional responses received after the date of our letter of August 10, 1979. This should complete the requested materials and information.

With respect to the letters sent to each of those 35 contributors who contributed in excess of \$100, herewith enclosed are the original copies of all the responses received to date. Additional responses

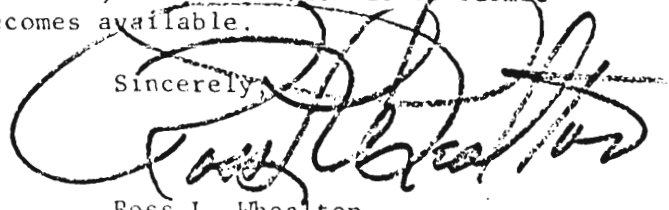
September 11, 1979  
Page Two

received after the date of this letter, if any, will be sent to you.

You, of course, have the recommended amendments to its report on file.

American Conservative Union will continue in its efforts to comply with the recommendations of the Audit staff, and will continue to submit material on a regular basis, as it becomes available.

Sincerely,



Ross L. Whealton  
Executive Director

RLW/weg

Enclosures

181610100

August 13, 1979

Mrs. Marian Cuomo  
Union First National Bank  
740-15th Street, N. W.  
Washington, D. C. 20005

Certified # P09 4913134

Dear Mrs. Cuomo;

At the present time the American Conservative Union is undergoing an audit.

Our extensive searches of the American Conservative Union's storage areas for the necessary records has proved fruitless. The American Conservative Union had a checking account with Union First National Bank during the time period covered by the audit. Our account number was 026101-7. I would like to request a photostatic copy of the American Conservative Union's statements for April, May, and June of 1976. Also any deposit slips for \$5000.00 or more during the same period will be required.

A copy of the December of 1976 statement will be necessary, as well as a copy of all deposit slips for \$1000.00 or more.

The American Conservative Union will pay for any expenses incurred by Union First National Bank in dealing with this matter.

Sincerely,

Ross L. Whealton  
Executive Director

RLW/wcg



Page 4

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3-517-904

5043/14\*CTU

STATUTORY CODES, C. 37

CONFIDENTIAL

THE UNIVERSITY OF CHICAGO

GROUP STATEMENTS ON PAGE

AMERICAN CONSERVATIVE LEAGUE

422 FIRST ST SE

WASHINGTON, D.C. 20003

STRICTLY CONFIDENTIAL

PLEASE NOTIFY US IF ANY CHANGE OF ADDRESS

[illegible]

525045

024 101 74

AMERICAN CONSERVATIVE UNION  
442 11271 11 50  
WASHINGTON, D.C. 20001

1-512-201  
NON-SUBSIDIZED  
STANDARD CREDIT

12/11/76

12/11	CK	100.00	CK	1,000.00	12,512.63
12/12	CK	100.00	CK	1,000.00	12,512.63
12/13					
12/14					
12/15	CK	44.70	CK	100.00	
12/16	CK	100.00	CK	100.00	
12/17	CK	100.00	CK	1,000.00	
12/18	CK	100.00	CK	1,000.00	
12/19	CK	100.00	CK	1,000.00	
12/20	CK	100.00	CK	1,000.00	
12/21	CK	100.00	CK	1,000.00	
12/22	CK	100.00	CK	1,000.00	
12/23	CK	100.00	CK	1,000.00	
12/24	CK	100.00	CK	1,000.00	
12/25	CK	100.00	CK	1,000.00	
12/26	CK	100.00	CK	1,000.00	
12/27	CK	100.00	CK	1,000.00	
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12/100	CK	100.00	CK	1,000.00	

12/31/76

WASH. STATE U. LIB.

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ATTACHMENT 3 CONT.







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AMERICAN CONSERVATIVE UNION

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AMERICAN CONSERVATIVE

10-10-1964

[illegible][illegible]

[illegible]



125 N Street, N.W.  
Washington, D.C. 20443

LINE NUMBER 16-2

Full Name, mailing address and ZIP code Conservative Victory Fund 422 First Street S.E. Washington, D.C. 20003	Occupation Affiliated political comm.
Date (month, day, year) 12-31-76	Amount of each receipt this period 2,687.71

M. A. Handling 4226 Sutland Road Sutland, Maryland 20023	Repayment of loan	12-31-76	800.00
--	-------------------	----------	--------

F. M. Brown, routing address and ZIP code M. Stanton Evans 422 First Street S.E. Washington, D. C. 20003	Additional loan 12-31-76	Amount of each receipt (this period) 1,000.00
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First Name, Working Address and ZIP Code	Date (month, day, year)	Amount of each receipt this period

Occupation		Occupational status of business
day, year	received this period	

[illegible]

.....

Read the printed form again and the number only.

Schedule B  
 2024 ELECTION DISBURSEMENT  
 12 R. SQUARE RD.  
 BRIDGEVIEW, MD. 20758  
 (for lines 20, 21, 22, and/or 23 of Form 2845)  
 Campaign Financing, Loans, and Expenses  
 (OMB No. 1545-0047)  
 (Use separate one back)

Name of Candidate or Committee in 2024  
 AMERICAN CONSERVATIVE UNION

Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)
OTC 422 First Street S.E. Washington, D. C.	Loan received	05-12-75	5,000.00
Alton Byrd 422 First Street S.E. Washington, D. C. 20003	Loan received	05-11-75	2,000.00
Thomas Walter 422 First Street S.E. Washington, D. C. 20003	Loan received	05-14-76	2,000.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)
M. Stanton Evans 422 First Street S.E. Washington, D. C. 20003	Loan received	06-03-76	5,000.00
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)
Full Name, mailing address and ZIP code	Purpose of Expenditure	Date (month, day, year)	Amount of each expenditure (use this period)

Subtotal of expenditures this page (omit line 1)  
 Total this period (last page this line number only)

19,000.00

FEDERAL ELECTION COMMISSION

1325 N STREET N.W.  
WASHINGTON, D.C. 20463



CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. M. Stanton Evans  
422 First Street, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Evans:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that you may have violated §441a(a)(1)(C) of the Federal Election Campaign Act of 1971, as amended ("the Act"). This section of the Act makes it unlawful for an individual to make contributions to any multi-candidate committee in any calendar year which, in the aggregate, exceed \$5000. Specifically, it appears that you made an excessive contribution to the American Conservative Union on December 31, 1976. Section 431(e)(1)(A) of the Act defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office. A review of the Committee's reports reveals a loan of \$5000 received from you on June 4, 1976, and an additional \$1000 loan received on December 31, 1976. As these contributions exceed \$5000 in the aggregate for the calendar year 1976, you may have violated 2 U.S.C. §441a(a)(1)(C).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.

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The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Charles N. Steele  
Acting General Counsel

FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463



CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. James C. Roberts, Treasurer  
American Conservative Union  
316 Pennsylvania Avenue, S.E.  
Washington, D. C. 20003

Re: MUR 1071

Dear Mr. Roberts:

Based on the information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission has found reason to believe that the American Conservative Union may have violated certain provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

Specifically, it appears that the American Conservative Union failed to retain records of contributions aggregating in excess of \$100 for the calendar year 1977. Section 432(c)(2) of the Act requires all political committees to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50, and the date and amount thereof and, if a person's contributions aggregate more than \$100, the account shall include occupation and the principal place of business (if any). As it appears that the American Conservative Union has been unable to provide these records to the Commission's Audit staff, the American Conservative Union may have violated 2 U.S.C. §432(c)(2).

In addition, it appears that the American Conservative Union accepted an excessive contribution from an individual. Section 441a of the Act prohibits a multicandidate committee from accepting a contribution from an individual in any

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Mr. James C. Roberts, Treasurer

Page Two

calendar year which, in the aggregate, exceeds \$5000. Section 431(e)(1)(A) defines "contribution" to mean a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election of any person to Federal office. As it appears that on June 4, 1976 the American Conservative Union accepted a loan of \$5000 and on December 31, 1976 accepted an additional loan of \$1000 from M. Stanton Evans, the American Conservative Union may have violated 2 U.S.C. §441a(f).

We have numbered this matter MUR 1071. Please refer to this number in all future correspondence.

Under the Act, you have an opportunity to demonstrate that no action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

The Commission is under a duty to investigate this matter expeditiously. Therefore, your response should be submitted within ten days after your receipt of this notification.

If you have any questions, please contact Beverly Brown, the staff member assigned to this matter, at (202) 523-4529.

This matter will remain confidential in accordance with 2 U.S.C. §437g(a)(3)(B) unless you notify the Commission in writing that you wish the investigation to be made public.

Sincerely,

Charles N. Steele  
Acting General Counsel  
cc: Ross L. Wheaton, Executive Director



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

September 27, 1979

MEMORANDUM

TO: WILLIAM OLDAKER

THROUGH: ORLANDO B. POTTER *OBP*  
STAFF DIRECTOR *ijk*

FROM: *RC* BOB COSTA/RAY LISI

SUBJECT: AMERICAN CONSERVATIVE UNION  
("THE COMMITTEE")

Attached is a copy of the letter of audit findings and recommendations which resulted from the audit of the American Conservative Union. (See Attachment I). The letter was mailed to the Committee on July 11, 1979, requiring a response to the recommendations within 30 days. Subsequently, a 30 day extension was granted, resulting with September 11, as the new response date.

Except for the matters noted below, the Committee has complied with the Audit Division's recommendations.

In reference to Finding A, the Committee to date has not located their records for contributions in excess of \$100. Attached are two (2) letters from the Committee, outlining its efforts to comply with the recommendations. (See Attachment II).

We are referring the Committee's non-compliance with Finding A for your consideration.

In reference to Finding B, the Committee submitted for our review on September 11, 1979, copies of the relative bank statements and deposit tickets. However, the deposit tickets do not include an itemization of deposited receipts. (See Attachment III). The Committee reported receiving the excessive contributions in 1976 and without documentation stating otherwise, we can only conclude that the Committee did accept an excessive contribution as reported. Therefore, we are referring this matter to your office for your consideration.

Attachments as stated



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FEDERAL ELECTION COMMISSION

1325 K STREET N.W.  
WASHINGTON, D.C. 20463

July 11, 1979

Mr. James Roberts, Treasurer  
American Conservative Union  
316 Pennsylvania Ave., S.E.  
Washington, D.C. 20003

Dear Mr. Roberts:

The attached is to formally advise you of the findings and recommendations of the Audit staff resulting from the audit of the American Conservative Union. These matters were discussed with Mr. Ross Whealton at the conclusion of the fieldwork in Washington, D.C. on May 17, 1979.

You are requested to comply with the stated recommendations within 30 days of receipt of this letter. After expiration of the 30 day period and receipt of your response, the Audit staff will present a final audit report to the Commission for approval and subsequent public release. Efforts to comply with the recommendations will be noted in the report when presented.

Should you not respond adequately to these recommendations within the time specified above, in accordance with Commission policy, the matter will be referred to the Commission's Office of General Counsel with a recommendation that an order of subpoena be prepared requiring compliance with the staff recommendations.

If you have any questions regarding these matters, please do not hesitate to contact Mr. Raymond Lisi or Ms. Sue Paschen at 523-4155.

Sincerely,

Robert J. Costa  
Assistant Staff Director  
for the Audit Division

Attachment as stated

cc: Mr. Ross Whealton  
Executive Director

CERTIFIED MAIL:  
RETURN RECEIPT REQUESTED



0040191199

## Audit Findings and Recommendations

### A. Recordkeeping of Contributions

Section 432(c)(2) of Title 2 of the United States Code requires the treasurer of a political committee to keep a detailed and exact account of the identification of every person making a contribution in excess of \$50.00, together with the date and amount thereof and, if a person's contributions aggregate more than \$100.00, the account shall include the occupation and principal place of business (if any).

The Committee's report disclosed 93 contributions, each in excess of or aggregating in excess of \$100. During the course of the audit it was determined that the Committee failed to maintain records for these contributions.

A Committee official stated that the contribution records were originally maintained, including letters which were sent to those contributors acknowledging the receipt of the contribution. However, the 1977 records are now in storage and the Committee has been unable to locate them.

### Recommendation

The Audit staff recommends that the Committee obtain the contribution records and provide them for our review within 30 days of receipt of this letter.

### B. Excessive Contributions

Section 441a(a)(1)(C) of Title 2 of the United States Code states, in part, that no person shall make contributions to any multi-candidate political committee in any calendar year which, in the aggregate, exceed \$5,000.

Section 431(e)(1)(A) of Title 2 of the United States Code states, in part, that a contribution means a gift, subscription, loan, advance, or deposit of money or anything of value made for the purpose of influencing the nomination for election, or election, of any person to Federal office.

Section 441(a)(f) of Title 2 of the United States Code states, in part, that no candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section.

A review of the Committee's debt and obligation schedule included in its January 31, 1977 report revealed a \$12,250 debt outstanding to one individual. The Committee's reports disclosed that a portion of this debt was comprised of a \$5,000 loan received on June 4, 1976 and a \$1,000 loan received on December 31, 1976. 1/ According to the reported receipt dates the Committee was in receipt of a \$1,000 excessive contribution for the calendar year 1976.

The Committee provided the Audit staff with a schedule indicating that the loan reported on June 4, 1976 was received on April 1, 1976 and the loan reported on December 31, 1976 was received on January 31, 1977. The 1976 bank records were not available at the time of the audit since the audit covered the period January 1, 1977 thru March 31, 1977.

#### Recommendation

The Audit staff recommends that the Committee provide for our review copies of the receipted deposit tickets (if a copy of the receipted deposit ticket is not available then a copy of the deposit ticket and bank statement) containing the two loans in question within 30 days of receipt of this letter.

---

1/ The balance of the loan was received prior to May 11, 1976, the date the \$5,000 yearly limitation for individual contributions went into effect.

C. Preservation of Receipts

Section 432(d) of Title 2 of the United States Code states, in part, that it shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure made by or on behalf of a political committee in excess of \$100.00 in amount, and for any such expenditure in a lesser amount, if the aggregate amount of such expenditures to the same person during a calendar year exceeds \$100.00.

In addition, Section 102.9(c)(4) of Title II of the Code of Federal Regulations states, in part, that when a receipted bill is not available, the treasurer may keep the cancelled check showing payment of the bill; and the bill, invoice or other contemporaneous memorandum of the transaction supplied to the Committee by the payee.

Our review of the Committee's expenditure records disclosed 29 expenditures totaling \$48,827.35 not supported by receipted bills or other contemporaneous memoranda. The unsupported expenditures represent 21.74% of the total dollar amount and 9.35% of the number of expenditures in excess of or aggregating in excess of \$100. A list identifying each expenditure was presented to the Committee.

Subsequent to the initial fieldwork a Committee official presented us with copies of letters sent requesting documentation for 24 of the 29 undocumented expenditures.

Recommendation

The Audit staff recommends that the Committee provide the Audit staff with copies of the supporting documentation received for all undocumented expenditures within 30 days of receipt of this letter.

D. Disclosure of Occupation, Principal Place of Business or Mailing Address

Section 434(b)(2) of Title 2 of the United States Code states, in part, that each report shall disclose the full name and mailing address (occupation and the principal place of business, if any) of each person who has made one or more contributions to or for such committee or candidate within the calendar year in an aggregate amount or value in excess of \$100, together with the amount and date of such contribution.

During the review of the reports and statements filed by the Committee it was noted that the Committee failed to disclose the occupation, principal place of business or mailing address for 35 contributors, accounting for 27.98% of the dollar amount and 37.63% of the number of contributions in excess of or aggregating in excess of \$100.

Recommendation

It is the recommendation of the Audit staff that the Committee obtain the required information and amend its reports to disclose that information or provide evidence of its efforts to obtain the information within 30 days of receipt of this letter. 2/

✓ E. Disclosure of Expenditures

Section 434(b)(9) of Title 2 of the United States Code states, in part, that each report shall disclose the identification of each person to whom expenditures have been made by such committee within the calendar year in an aggregate amount or value in excess of \$100, and the amount, date, and purpose of each expenditure.

The Committee did not itemize 10 expenditures, each in excess of or aggregating in excess of \$100, totaling \$8,681.39. This represents 3.86% of the total dollar amount and 3.22% of the number of expenditures requiring itemization by the Committee.

The Committee was provided with a list of these 10 expenditures and agreed to amend their reports.

Recommendation

The Audit staff recommends that the Committee file an amended report itemizing the expenditures within 30 days of receipt of this letter.

---

2/ Additional amendments may be required after reviewing the Committee's contributor records that were not provided for our review during the audit (See Finding A).

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✓ F. Disclosure of Debts and Obligations

Section 434(b)(12) of Title 2 of the United States Code requires the disclosure in a continuous manner of debts and obligations owed by or to the Committee until such debts and obligations are extinguished, together with the circumstances and conditions under which any such debt is extinguished and the consideration therefor.

During the course of the audit the following matters relating to loans were noted:

a) The Committee reported a payment of a loan as both an operating expenditure and a loan repayment thereby overstating expenditures by \$300.

b) The Committee reported a \$6,000 loan repayment as \$5,000 thereby understating expenditures by \$1,000.

c) The Committee did not itemize the receipt of a \$5,000 loan nor the subsequent repayment of that loan.

d) The Committee did not itemize the disbursement of a \$5,000 loan nor the receipt of the repayment.

A list identifying each loan and loan repayment was presented to the Committee for amending action.

Recommendation

The Audit staff recommends that the Committee file amended reports within 30 days of receipt of this letter; (a) deleting the \$300 loan repayment from operating expenditures, (b) disclosing the additional \$1,000 of the loan repayment, (c) itemizing the receipt and repayment of the \$5,000 loan, and (d) itemizing the disbursement and the receipt of repayment of the \$5,000 loan.

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1980  
FEDERAL ELECTION  
COMMISSION

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# The American Conservative Union

316 Pennsylvania Ave., S.E.  
Washington, DC 20003  
(202) 546-6555

August 10, 1979

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Mr. Robert J. Costa  
Assistant Staff Director  
for the Audit Division  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Dear Mr. Costa:

We are writing in response to your letter addressed to Mr. James Roberts, Treasurer, American Conservative Union, dated July 11, 1979, reporting the findings and recommendations of the Audit staff resulting from the audit of American Conservative Union for the period January 1, 1977 through March 31, 1977. In that letter it was requested that American Conservative Union comply with certain stated recommendations prior to the completion of the final audit report. By this letter, we are reporting on the status of the efforts made by American Conservative Union to comply with those recommendations and to request an allowance of additional time within which to complete our work.

The Audit staff recommended that records relative to 93 contributions each in excess of or aggregating in excess of \$100 be provided for review. To date, those records have not been located among the massive amount of historical records presently in storage. Employees of American Conservative Union have been searching the files in storage but, because of the volume of material, have not yet completed the task. This search is continuing.

The Audit staff also recommended that copies of certain receipted deposit tickets, or a copy of a deposit ticket and bank statement, be produced relative to certain loans. That documentation has not yet been located among the historical records of American Conservative Union, although that search is continuing as stated above. In addition, we have written to the bank in which the deposits were made, requesting a reproduction of the relevant documents from its records.

The next recommendation was that American Conservative Union provide the Audit staff with copies of the supporting documentation received relative to certain undocumented expenditures. Enclosed herewith are the original copies of all the responses received to date. Additional responses received after the date of this letter, if any, will be sent to you.

Mr. Robert J. Costa  
August 10, 1979  
Page Two

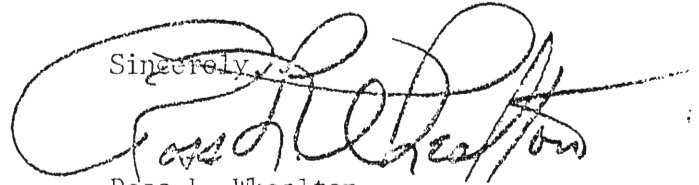
With respect to the disclosure of the occupation, principal place of business or mailing address of 35 contributors who contributed in excess of \$100, it was believed that that information would be located among the contributor records referred to above and which is in storage. Because the search of the historical files has not yet revealed that information, American Conservative Union has written to each of those contributors, requesting the information. Copies of those letters are enclosed and the responses will be sent to you as they arrive.

In Audit Findings and Recommendations E and F, it was recommended that American Conservative Union file certain amendments to its report. Those amendments are enclosed.

In order to provide American Conservative Union with a reasonable opportunity to gather and submit to the Audit staff the balance of the data described above, we request that the deadline for submission be extended one month, or until September 11, 1979.

Your assistance and cooperation would be appreciated and we look forward to receiving your reply.

Sincerely,



Ross L. Whcalton  
Executive Director

RLW/pah

Enclosures

0047191205



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### EXECUTIVE DIRECTOR

Ross L. Whealon

# The American Conservative Union

316 Pennsylvania Ave., S.E.

Washington, DC 20003

(202) 546-6555

September 11, 1979

Mr. Robert J. Costa  
Assistant Staff Director  
for the Audit Division  
Federal Election Commission  
1325 K Street, N. W.  
Washington, D. C. 20463

Dear Mr. Costa:

We are writing as a follow up to our letter of August 10, 1979. By this letter, we are reporting on the status of the further efforts made by American Conservative Union to comply with the recommendations made by the Audit staff resulting from the audit of American Conservative Union for the period January 1, 1977 through March 31, 1977, as conveyed in your letter of July 11, 1979.

The Audit staff recommended that records relative to 93 contributions each in excess of or aggregating in excess of \$100 be provided for review. Employees of the American Conservative Union have continued to search the records in storage, but have been unsuccessful in locating the requested materials. Would it be acceptable if the American Conservative Union write to the parties in question for the necessary information to reconstruct the records requested by the Audit staff? In the mean time the search will continue.

The Audit staff also recommended that copies of certain receipted deposit tickets, or a copy of a deposit ticket and bank statement, be produced relative to certain loans. Please find the documentation provided by Union First National Bank upon our request of the information. The original accounting sheets for these loans are among the items which we have still failed to locate in our repeated searches of our historical records.

The next recommendation was that American Conservative Union provide the Audit staff with copies of the supporting documentation received relative to certain undocumented expenditures. Enclosed herewith are the original copies of the additional responses received after the date of our letter of August 10, 1979. This should complete the requested materials and information.

With respect to the letters sent to each of those 35 contributors who contributed in excess of \$100, herewith enclosed are the original copies of all the responses received to date. Additional responses



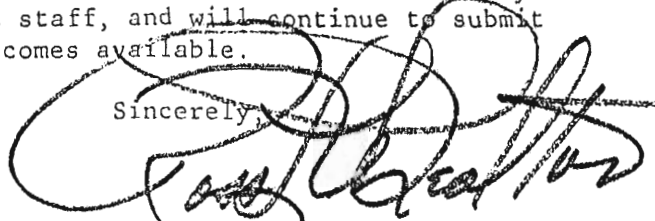
September 11, 1979  
Page Two

received after the date of this letter, if any, will be sent to you.

You, of course, have the recommended amendments to its report on file.

American Conservative Union will continue in its efforts to comply with the recommendations of the Audit staff, and will continue to submit material on a regular basis, as it becomes available.

Sincerely,



Ross L. Whealton  
Executive Director

RLW/weg

Enclosures

0047191207

August 13, 1979

Mrs. Marian Cuomo  
Union First National Bank  
740-15th Street, N. W.  
Washington, D. C. 20005

Certified # P09 4913134

Dear Mrs. Cuomo;

At the present time the American Conservative Union is undergoing an audit.

Our extensive searches of the American Conservative Union's storage areas for the necessary records has proved fruitless. The American Conservative Union had a checking account with Union First National Bank during the time period covered by the audit. Our account number was 026101-7. I would like to request a photostatic copy of the American Conservative Union's statements for April, May, and June of 1976. Also any deposit slips for \$5000.00 or more during the same period will be required.

A copy of the December of 1976 statement will be necessary, as well as a copy of all deposit slips for \$1000.00 or more.

The American Conservative Union will pay for any expenses incurred by Union First National Bank in dealing with this matter.

Sincerely,

Ross L. Whealton  
Executive Director

RLW/weg

00040191208

ACCOUNT  
NUMBER

026 101 7 H

AMERICAN CONSERVATIVE UNION  
422 FIRST ST SE  
WASHINGTON, D.C. 20003

STMT CYCLE 90

3-512-908  
9 DAYS INACTV  
STATION CODE 0117

DIFFERENCE BETWEEN BALANCE  
FOR STATEMENT ON BALANCE

PLEASE NOTIFY US OF ANY CHANGE OF ADDRESS

STMT CYCLE 90  
STMT DATE 12/31/89  
STMT PERIOD 12/01/89 - 12/31/89

12/01				DP	445.00	7,583.92
12/01				DP	799.00	
12/01				DP	1,787.00	9,976.92
12/02	CK	90.00	CK	30.74		9,854.18
12/02	CK	60.00				
12/03				DP	1,142.00	
12/03	CK	34.00	CK	45.37	DP	1,262.37
12/03	CK	141.54	CK	1,032.91		10,944.93
12/06	CK	253.23				10,741.30
12/07				DP	577.00	
12/07	CK	10.71	CK	147.19	DP	16,158.69
12/07	CK	165.05	CK	332.90		
12/07	CK	1,000.00	CK	1,139.41		
12/07	CK	1,400.00	CK	4,790.00		10,222.93
12/08	CK	850.99				13,471.94
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12/11	CK	230.64				18,539.97
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12/11	CK	2,000.00	CK	2,170.00		10,512.41
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