



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1076

Date Filmed 6/16/80 Camera No. --- 2

Cameraman GPC



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 27, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Secretary
Charleston County Democratic Party
Post Office Box 576
Charleston, South Carolina 29402

RE: MUR 1076 (79)

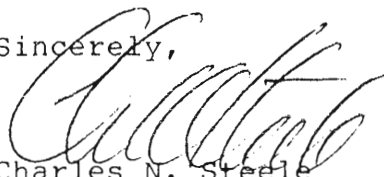
Dear Mr. Robson:

This is to acknowledge receipt of FEC Forms 1 and 3 on March 25, 1980 and advise you of the Commission's determination in this matter. Commission staff, in numerous communications over the past several months, has maintained that your Committee is a political committee with registration and reporting requirements under sections 433 and 434 of the Federal Election Campaign Act of 1971, as amended. In this connection, the Commission has determined that your submission of March 25, 1980 has satisfied those requirements.

Accordingly, the Commission on May 23, 1980 decided to take no further action in this matter and to close the file. This matter will become part of the public record after 30 days.

If you have any questions, please contact Daniel J. Blessington, the attorney assigned to this matter, at 202/523-4039.

Sincerely,


Charles N. Steele
General Counsel

cc: Richard H. Wallace



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Secretary
Charleston County Democratic Party
Post Office Box 576
Charleston, South Carolina 29402

RE: MUR 1076 (79)

Dear Mr. Robson:

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Sincerely,

Charles N. Steele
General Counsel

cc: Richard H. Wallace

00492650

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Charleston County Democratic) MUR 1076
Party)

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on May 23, 1980, the Commission decided by a vote of 5-0 to take the following actions regarding MUR 1976:

1. Take no further action against the Charleston County Democratic Party in connection with violations of 2 U.S.C. §§ 433 and 434.
2. Close the file.
3. Approve and send the letter as attached to the General Counsel's Report dated May 20, 1980.

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

Attest:

5/23/80

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of the Commission Secretary: 5-21-80, 11:11
Circulated on 48 hour vote basis: 5-21-80, 4:00

0040192651

May 21, 1980

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 1076

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

80040192652

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

80 MAY 21 AM: 11

In the Matter of)
) MUR 1076 (79)
Charleston County Democratic)
Party)

GENERAL COUNSEL'S REPORT

Background and Summary of Commission Action

00049192653
The Charleston County Democratic Party ("Committee") entered into an agreement with the 1976 Democratic Presidential Campaign Committee, Inc. ("Campaign Committee") which provided that the Committee would be paid \$2500 to perform Get-Out-The-Vote ("GOTV") services in behalf of the Campaign Committee. The Committee received and expended the funds, but never registered with nor reported to the Commission. On May 23, 1979, the Reports Analysis Division ("RAD") sent the Committee a surface violation letter concerning its responsibilities under 2 U.S.C. § 433 and § 434. (Attachment I).

After the Committee's receipt of the surface violation letter, RAD staff explained the Committee's registration and reporting requirements in several telephone conversations with an official of the Democratic Party of South Carolina ("State Party") 1/ The Committee, however, did not register and report at this time.

In a letter dated August 14, 1979, the Commission notified the Committee that it had found reason to believe that the Committee may have violated 2 U.S.C. § 433 and § 434. (Attachment 2). The Executive Director of the State Party thereafter responded in the Committee's behalf, stating that the Committee was "informed and believed to be true that the contract received from the Carter Campaign would relieve them [sic] of any financial disclosure to the Federal Election Commission." (Attachment 3).

RAD referred the matter to the Office of General Counsel on November 6, 1979; and, on November 27, 1979, the Commission

1/ Officials of the State Party volunteered their services to the Committee in its dealings with the Commission.

authorized letters to be sent to the Committee and State Party which indicated that registration and reporting requirements would be satisfied by submitting the forms prescribed by the Commission. (Attachments 4 and 5).

In a letter received at the Commission on December 31, 1979, the Committee's Secretary and GOTV Coordinator stated he would need additional time to respond to General Counsel's letter. After additional assurances and delays, the Committee submitted FEC Forms 1 and 3 on March 25, 1980. (Attachments 6 and 7).

Evidence and Analysis

The Committee registered as a political committee on FEC Form 1 (Attachment 6). It also submitted the Form 3 Summary Page marked "Termination Report" ^{2/} (Attachment 7). The report does not include any figures but refers to the previous letter from the Executive Director of the State Party. (Attachment 3). That letter indicates that the questioned \$2500 was deposited in the Committee's GOTV account which already contained \$6570 from local candidates, and gives a breakdown of total GOTV expenditures.

It is the position of the Office of General Counsel that the Committee's submission of FEC Form 1 satisfies the registration requirement of 2 U.S.C. § 433; and that the information contained in the letter of November 1, 1979, coupled with the submission of FEC Form 3, brings the Committee into substantial compliance with the reporting requirements of 2 U.S.C. § 434.

The Office of General Counsel, therefore, recommends that the matter be closed. Such recommendation is consistent with prior Commission action in MURs 968 and 1073, in which the Commission decided in similar circumstances to take no further action and to close the file.

^{2/} Lines 1-3 indicate some confusion on how the form is to be filled out.

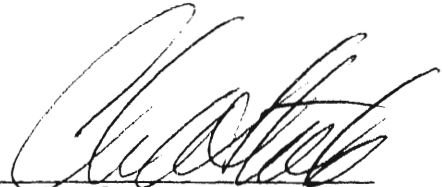
Recommendations

1. Take no further action against the Charleston County Democratic Party in connection with violations of 2 U.S.C. §§ 433 and 434.

2. Close the file.

3. Approve and send attached letter.

20 May 1980
Date


Charles N. Steele
General Counsel

Attachments

1. Surface violation letter of May 23, 1979
2. Reason to believe notification of August 14, 1979
3. Letter from State Party of November 1, 1979
4. General Counsel letter to Committee of November 29, 1979
5. General Counsel letter to State Party of November 29, 1979
6. FEC Form 1
7. FEC Form 3
8. Letter to Franklin Robson

00047192655



FEDERAL ELECTION COMMISSION

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

May 23, 1979

ATTACHMENT 1.

P192

Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees who wish to comply with the Federal Election Campaign Act. Our review of the expenditures reported by the 1976 Democratic Presidential Campaign Committee indicates that your organization may have made expenditures which total in excess of \$1,000 during the calendar year. Enclosed is a copy(s) of the report(s) in which your expenditure(s) is listed.

The Act defines "political committee" to mean any organization, or other group of persons which receives contributions or makes expenditures (which includes contributions to Federal candidates and committees supporting Federal candidates), aggregating in excess of \$1,000 during a calendar year. It would appear that your organization may qualify as a "political committee" subject to registration, reporting, and contribution limitation requirements of the Act.

If you agree that your organization is a political committee, please submit a Statement of Organization on FEC Form 1, in accordance with 2 U.S.C. 433. In addition, your committee will be required to file disclosure reports in accordance with 2 U.S.C. 434 on FEC Form 3.

If you agree that your organization has made contributions or expenditures which qualify you as a "political committee", but you do not wish to be considered as a "political committee", you must request refund(s) from the candidate(s) and/or political committee(s) to which you have contributed. As an alternative, political committees to which you made contributions may transfer all or part of the contributions to accounts which are not used to influence Federal elections. Refunds or transfers must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year.

If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit a statement which would clarify this matter for the public record. We have also enclosed relevant informational materials and forms for the registration of and reporting by the political committee. Please examine the enclosed materials.

~~09499657~~

Attachment 2



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 14, 1979

Treasurer
Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, South Carolina 29250

Dear Treasurer:

On May 23, 1979, you were notified that you may have made contributions to a political committee which raised problems under 2 U.S.C. 433 and 434.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 433 and 434.

The Commission will take no action against you until you have had a reasonable opportunity to respond to this letter. This response should be mailed to the Commission within fifteen (15) days from the date of this letter.

If you have responded to the above or you require additional information, please contact Alva Smith, our Reports Analyst assigned to you on our toll free number (800)424-9530. Our local number is (202) 357-0023.

Sincerely,

Thomas E. Harris

Commissioner

Certified Mail:
Return Receipt Requested

ATTACHMENT 3

P142

RECEIVED
FEDERAL ELECTION
COMMISSION

79 NOV 5 AM 10:30



Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29250 • Phone (803) 793-7198

November 1, 1979

FEDERAL ELECTION COMMISSION
 ATTENTION: Mr. Orlando B. Potter
 1325 K Street, N.W.
 Washington, D. C. 20463

Dear Mr. Potter:

In response to your letter of May 23, 1979 (3SD2-79-38), the following is a brief explanation of the ultimate disposition and events surrounding the receipt by the Charleston County Democratic Party of \$2,500 from the 1976 Democratic Presidential Campaign Committee (Carter Campaign).

The Charleston County Party was asked to provide certain Get Out The Vote support for the Carter Campaign in 1976. They were asked to provide cars and drivers on election day, and were informed and believed to be true that the contract they received from the Carter Campaign would relieve them of any financial disclosure to the Federal Election Commission.

The Charleston County Democratic Party does not now and to my knowledge has never filed as a federal committee, nor established separate checking accounts for federal receipts and disbursements. They therefore, subsequently deposited the \$2,500 check into their G.O.T.V. checking account which contained other funds (\$6,570) from other candidates running in local elections.

With these funds, a committee appointed by the County Party spent \$8,900 for the G.O.T.V. effort, and returned \$170 to the County Democratic Party's operating account. Distribution of this money was made in the following manner.

Automobiles (57 at \$30)	\$ 1,710.00
Workers (154 at \$20)	3,080.00
Printing	166.40
Food (211 at \$2)	422.00
Total	<u>\$ 5,378.40</u>

In addition, \$3,521.60 was distributed on election day to approximately 24 precincts for cars, runners and food by the G.O.T.V. Committee.

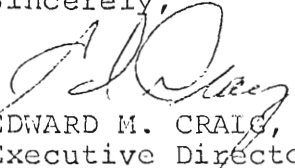
3.
P.2 of 2

Mr. Orlando B. Potter
November 1, 1979
Page 2.

This information was obtained from the Charleston County Democratic Party and it's G.O.T.V. Coordinator, Franklin Robson after much effort and investigation. It is extremely difficult to reconstruct expenditures since there were a number of people involved in the effort and it has been almost three years since the expenditures took place. The individuals involved have indicated that the above is to the best of their knowledge the disposition of the funds in questions.

In light of the above, I request that your office accept this letter in response to y our inquiry with the understanding that in the future the Charleston County Party, if involved in federal elections, will file as a federal committee, account for their receipts and disbursements as such and file a proper report.

Sincerely,


EDWARD M. CRAIG, JR.
Executive Director

EMCJr:nwj

00040192660

ATTACHMENT 4
P1012



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Esquire
GOTV Coordinator
105 Broad Street
Charleston, SC 29402

Re: MUR 1076 (79)

Dear Mr. Robson:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976.

The Commission has been corresponding with Mr. Edward M. Craig, Jr., the Executive Director of the Democratic Party of South Carolina, in connection with this matter. Mr. Craig has stated that you were the GOTV Coordinator in 1976 for the Charleston County Party.

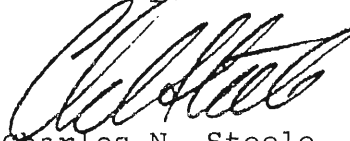
To apprise you of the Commission's view of your county party's responsibilities, under the Federal Election Campaign Act of 1971, as amended, we are attaching a copy of a letter being sent to Mr. Craig. Since you may be able to assist in this matter, we are also enclosing registration and reporting forms. If you are able to supply the necessary information, we would appreciate your submission of the completed forms within ten days of your receipt of this letter.

We note that the Commission has already found reason to believe that the Charleston County Party may be in violation of sections 433 and 434 of the Act for failing to register and report.

4.
P242

If you have any questions, you may contact Lester Scall,
the attorney assigned to this matter, at (202) 523-4166.

Sincerely,



Charles N. Steele
Acting General Counsel

Enclosures

00000192662

ATTACHMENT 5

P. 1 of 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charleston County Democratic Party
c/o Mr. Edward M. Craig, Jr.,
Executive Director
Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Re: MUR 1076 (79)

Dear Mr. Craig:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976. The matter has been referred to the Office of General Counsel and is now numbered MUR 1076. Please refer to this number in future correspondence.

In this connection, the Commission has considered your letter of November 1, 1979 and the various telephone conversations between Commission staff, and you and other party officials.

Based on the information already supplied us, it appears that the Charleston County Party would satisfy the registration and reporting requirements of the Federal Election Campaign Act of 1971, as amended, by submitting the forms prescribed by the Commission. A complete report showing no outstanding debts and obligations could also serve as a termination report for federal activity. Since you stated that the funds received by Charleston were placed in its GOTV account which contained funds from local elections, such report should contain a statement of the beginning cash on hand and the source of the other funds, as well as a statement of the disposition of any residual funds. To assist you in this regard, we are enclosing registration and reporting forms.

5
242

Turning now to your request that your November 1, 1979 letter serve as a substitution for the Charleston Committee's registration and reporting requirement under the Act, we note the following. While we appreciate the difficulty you may have in reconstructing expenses, such alternative is not consistent with what has been required of other committees in similar circumstances. Therefore, prior to this office determining what recommendation it should make to the Commission in this regard, we would want to consider your written responses, or those of the responsible individuals in Charleston, to the following:

1. In connection with each expenditure described in your November 1, 1979 letter, state how the various amounts were apportioned, if at all, between the presidential and non-presidential candidates.
2. Provide the best information available regarding the dates of each expenditure and the person or entity to whom made.
3. State whether the GOTV checking account contained any contributions from corporations and unions and, if so, the amounts of such contributions.

As the Commission has already found reason to believe that the Charleston County Party may be in violation of the Act for failure to register and report, we ask that you respond within ten days of your receipt of this letter.

We are sending a copy of this letter to Mr. Franklin Robson whom you had identified as the GOTV Coordinator in Charleston.

The attorney now assigned to this matter is Lester Scall. If you or Mr. Robson have any questions, you may reach him at (202) 523-4166.

Sincerely,


Charles N. Steele
Acting General Counsel

Enclosure

cc. Franklin E. Robson, Esq.
105 Broad Street
Charleston, SC 29402

00492664

July 1976

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463Statement of Organization
For a Political Committee

Supporting any candidate(s) for federal office and anticipating contributions or expenditures in excess of \$1,000 in any calendar year in support of such candidate(s).

(See Reverse Side For Instructions.)

RECEIVED ATTACH. 6
FEDERAL ELECTION COMMISSION
P143

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Committee (in full) ☐ Check if name or address is changed (Get-Out-The-Vote Committee) Charleston County Democratic Party	2 Identification Number MUR 1076 (79)
(b) Address (number and street) Post Office Box 576	3 Date March 21, 1980
(c) City, State and ZIP code Charleston, S. C. 29402	4 Is this an amended statement ☐ Yes ☒ No If "YES" FILL IN ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one:

- ☐ (a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate)
a candidate for _____ in the _____ Election
(Federal office sought) (Year of election)
to be held in the State of _____
(State in which election is held)
- (THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION FOR EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)
- ☐ (b) This committee is supporting only one candidate, and is authorized by _____ (Name of Candidate)
to receive contributions and make expenditures with respect to the _____ Election(s)
(General, Primary, Runoff, etc.)
held in _____, and will file all reports and statements with the candidate's principal campaign
(Year of election in State)
committee, _____
(Full name of principal campaign committee)
- (ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION.) (FEC FORM 2a)
- ☐ (c) This committee supports only one candidate _____ (Name of Candidate) but is not an authorized committee.
- ☐ (d) This committee supports more than one Federal candidate and is not a party committee.
- ☒ (e) This committee is a _____ County _____ committee of the _____ Democratic _____ Party.
(National, State, county, city) (Democratic, Republican, etc.)

6 Names of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship
Get-Out-The-Vote Committee of the Charleston County Democratic Party	Post office Box 576, Charleston, S. C. 29402	Ad Hoc Committee

If the registering political committee has identified a "connected organization" above, please indicate type of organization:

- ☐ Corporation ☐ Labor organization ☐ Membership organization ☐ Trade association ☐ Cooperative
☐ Corporation without capital stock ☒ Other (please specify) Ad Hoc Committee

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Name of Committee

same

7 Area, Scope and Jurisdiction of Committee:

- (a) Will this committee operate in more than one State? ☐ Yes ☒ No
(b) Will it operate on a statewide basis in one State? ☐ Yes ☒ No
(c) Will it primarily support candidates seeking State or local office? ☒ Yes ☐ No
(d) Will it support or does it anticipate supporting directly or indirectly, candidates for Federal office in excess of \$1,000 in a calendar year? ☒ Yes ☐ No

8 (a) List by name, address, office sought, and party affiliation, any candidate for Federal office that this committee is supporting:

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
Carter/Mondale Campaign	on file		

(b) List by name, address, office sought, and party affiliation, any candidate(s) for any other public office(s) that this committee is supporting (unless the committee is supporting the entire ticket of a party as indicated in line 9)

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party

9 If this committee is supporting the entire ticket of a party, give name of party ► Democratic

10 Identify by name, address and position, the person in possession of committee books and records:

Full name	Mailing address and ZIP code	Title or position
Franklin E. Robson, Secretary Patricia Stokes, Treasurer	same	

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Statement of Organization for a Committee

(Page 3)

6.
P. 343

Name of Committee

same

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name

Mailing address and ZIP code

Title or position

Cecil D. Clay, Chairman

same

12 Does this committee plan to stay in existence beyond the current calendar year? ☐ Yes ☒ No
If "Yes" for how long? ☐

13 In the event of dissolution, what disposition will be made of residual funds?
used in appropriate County Democratic Party activities

14 List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.

Mailing address and ZIP code

C & S National Bank

Charleston, S. C.

15 List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to USC 439(a)):

Report title

Dates required

Name and position of recipient

Mailing address and ZIP code

Election Report
S. C. State Democratic
Party

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

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

Charleston County Democratic Party

By: The Get-Out-The-Vote Committee By: Julius Shley

March 21, 1980

(Signature of Treasurer)

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. § 437g or § 441j (see instructions)

For further
information
contact:

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

**FEC FORM 3
REVISED**

January, 1978
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**REPORT OF RECEIPTS AND EXPENDITURES
FOR A CANDIDATE OR COMMITTEE
SUPPORTING CANDIDATE(S) FOR
NOMINATION OR ELECTION TO FEDERAL OFFICE**

(Except for Candidates or Committees Receiving Federal Matching Funds)

Attachment 7

RECEIVED
FEDERAL ELECTION
COMMISSION

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1980 MAR 25 AM 10:19

1 Carter/Mondale Campaign

Name of Candidate or Committee (in full)

on file

Address (number and street)

on file

City, State and ZIP Code

☐ Check if address is different than previously reported.

2 I.D. No. on file

Candidate/Committee

3 on file

Office Sought, State/District (if applicable)

Year of Election 1976

4 Type of Report (check appropriate boxes)

☐ April 10 Quarterly Report

☐ Tenth day report preceding _____ election
(primary, general or convention)

☒ Termination Report

☐ July 10 Quarterly Report

on _____ in the State of _____
(date)

☐ Amendment for:

☐ October 10 Quarterly Report

☐ Thirtieth day report following _____ election
(primary, general or convention)

(which report)

☐ January 31 Annual Report

☐ Monthly Report _____
(month)

on _____ in the State of _____
(date)

This is a report for

☐ Primary Election

☒ General Election

☐ Primary and General

☐ Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES

(Figures may be rounded to nearest dollar.)

5 Covering Period _____ Through _____	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 19 _____		\$ _____
7 Cash on hand at beginning of reporting period _____	\$ see attached letter dated November 1, 1979	
8 Total receipts (from line 19) _____	from Edward M. Craig, Jr., Executive	
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B) _____	Director, South Carolina State Democratic	
9 Total expenditures (from line 25) _____	Party	\$ _____
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a) _____	\$ _____	\$ _____
11 Value of contributed items on hand to be liquidated (Attach itemized list) _____ \$ _____	\$ _____	\$ _____
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C) _____	\$ _____	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C) _____	\$ _____	

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

March 21, 1980

(Date)

Charleston County Democratic Party
by: The Get-Out-The-Vote Committee

(Typed Name of Treasurer or Candidate)

Franklin S. Kahn
(Signature of Treasurer or Candidate)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. Section 437g, or Section 441j (see reverse side of form).

For further
information,
Contact:

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

or call 800/424-9530

Approved by GAO
8-187620 (R0506)
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used.

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Secretary
Charleston County Democratic Party
Post Office Box 576
Charleston, South Carolina 29402

RE: MUR 1076 (79)

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Accordingly, the Commission on , 1980 decided to take no further action in this matter and to close the file. This matter will become part of the public record after 30 days.

If you have any questions, please contact Daniel J. Blessington, the attorney assigned to this matter, at 202/523-4039.

Sincerely,

Charles N. Steele
General Counsel

cc: Richard H. Wallace



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE

FROM: MARJORIE W. EMMONS/MARGARET CHANEY *me*

DATE: APRIL 4, 1980

SUBJECT: MUR 1076 - Interim Investigative Report #2
dated 4-2-80; Received in OCS
4-2-80, 3:33

The above-named document was circulated to the Commission on a 24 hour no-objection basis at 11:00, April 3, 1980.

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

00049199670

April 2, 1980

MEMORANDUM TO: Marjorie W. Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 1076

Please have the attached Interim Invest Report
distributed to the Commission. Thank you.

80040192671

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

In the Matter of)
)
Charleston County Democratic)
Party)

MUR 1076 (79)

80 APR 2 P 3: 38

INTERIM INVESTIGATIVE REPORT #2

On August 14, 1979, the Commission found reason to believe that the Charleston County Democratic Party ("Committee") violated 2 U.S.C. §§ 433 and 434. The matter was referred to the Office of General Counsel on November 6, 1979, and the Commission authorized letters to be sent on November 27, 1979.

In Report #1, we indicated that a Committee official had agreed to register and report, but that he needed additional time. After a delay of several weeks, that official reported to General Counsel staff on March 14, 1980 that the required forms had been filled out and signed, and would be in our possession within a few days.

After evaluating the materials, this office expects to make recommendations within 10 days.

2 N. 1080
Date


Charles N. Steele
General Counsel

REPORTS ANALYSIS REFERRAL UPDATE

*ORIGIN: Audit/RAD

DATE April 2, 1980

ANALYST Alva Smith *AS*

TO: Office of General Counsel
ATTENTION: Dan Blessington

TEAM CHIEF Bobby Werfel *BW*

THROUGH: STAFF DIRECTOR *DP*

COMPLIANCE REVIEW Carroll Bowen *CB*

FROM: ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *DP*

MUR No. 1076

DATE OF ORIGINAL REFERRAL 11/6/79

**PURPOSE:

Attached is a copy of the Statement of Organization from Charleston County Democratic Party and the Summary Page marked termination. The Summary Page was entered in the computer system as a Year End Termination Report covering the period 1/1/76 through 12/31/76 with no receipts, expenditures or statistics.

The Summary Page refers to a letter dated November 1, 1979 from Edward M. Craig. This letter was not attached when received by the Reports Analysis Division. The letter, however, is enclosed in the original referral and has not been placed on the public record.

OUTCOME: (if applicable)

*Commission unit which initiated original Referral (e.g. AUDIT/RAD/OGC).

**INFORMATION, or RESULTS OF RAD ACTION, as appropriate.

0040192673

300 # 819

Statement of Organization For a Political Committee

Supporting any candidate(s) for federal office and anticipating contributions or expenditures in excess of \$1,000 in any calendar year in support of such candidate(s).

(See Reverse Side For Instructions.)

OK To File
J.S.
RECEIVED
FEDERAL ELECTION
COMMISSION

80 MAR 25 AM 9:40

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Committee (in full) ☐ Check if name or address is changed (Get-Out-The-Vote Committee) Charleston County Democratic Party	2 Identification Number MUR 1076 (79)
(b) Address (number and street) Post Office Box 576	3 Date March 21, 1980
(c) City, State and ZIP code Charleston, S. C. 29402	4 Is this an amended statement ☐ Yes ☒ No If "YES" FILL IN ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one:

☐ (a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate)
a candidate for _____ in the _____ Election
(Federal office sought) (Year of election)
to be held in the State of _____
(State in which election is held)
(THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION FOR EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)

☐ (b) This committee is supporting only one candidate, and is authorized by _____ (Name of Candidate)
to receive contributions and make expenditures with respect to the _____ Election(s)
(General, Primary, Runoff, etc.)
held in _____, and will file all reports and statements with the candidate's principal campaign
(Year of election in State)
committee, _____
(Full name of principal campaign committee)
(ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION.) (FEC FORM 2a)

☐ (c) This committee supports only one candidate _____ but is not an authorized committee.
(Name of Candidate)

☐ (d) This committee supports more than one Federal candidate and is not a party committee.

☒ (e) This committee is a County committee of the Democratic Party.
(National, State, county, city) (Democratic, Republican, etc.)

6 Names of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship
Get-Out-The-Vote Committee of the Charleston County Democratic Party	Post office Box 576, Charleston, S. C. 29402	Ad Hoc Committee

If the registering political committee has identified a "connected organization" above, please indicate type of organization:

☐ Corporation ☐ Labor organization ☐ Membership organization ☐ Trade association ☐ Cooperative

☐ Corporation without capital stock ☒ Other (please specify) Ad Hoc Committee

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Statement of Organization For a Committee

(Page 2)

Name of Committee

same

7 Area, Scope and Jurisdiction of Committee:

- (a) Will this committee operate in more than one State? ☐ Yes ☒ No
(b) Will it operate on a statewide basis in one State? ☐ Yes ☒ No
(c) Will it primarily support candidates seeking State or local office? ☒ Yes ☐ No
(d) Will it support or does it anticipate supporting directly or indirectly, candidates for Federal office in excess of \$1,000 in a calendar year? ☒ Yes ☐ No

8 (a) List by name, address, office sought, and party affiliation, any candidate for Federal office that this committee is supporting:

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
Carter/Mondale Campaign	on file		

(b) List by name, address, office sought, and party affiliation, any candidate(s) for any other public office(s) that this committee is supporting (unless the committee is supporting the entire ticket of a party as indicated in line 9)

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party

9 If this committee is supporting the entire ticket of a party, give name of party **Democratic**

10 Identify by name, address and position, the person in possession of committee books and records:

Full name	Mailing address and ZIP code	Title or position
Franklin E. Robson, Secretary Patricia Stokes, Treasurer	same	

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

89034159067637

Statement of Organization For a Committee

(Page 3)

Name of Committee

same

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name	Mailing address and ZIP code	Title or position
Cecil D. Clay, Chairman	same	

Does this committee plan to stay in existence beyond the current calendar year? ☐ Yes ☒ No
If "Yes" for how long? ▶

In the event of dissolution, what disposition will be made of residual funds?
used in appropriate County Democratic Party activities

List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.	Mailing address and ZIP code
C & S National Bank	Charleston, S. C.

List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to USC 439(a)):

Report title	Dates required	Name and position of recipient	Mailing address and ZIP code
Election Report S. C. State Democratic Party			

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

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

Charleston County Democratic Party

By: The Get-Out-The-Vote Committee By: *Julian D. [Signature]*

(Signature of Treasurer)

March 21, 1980

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. § 437g or § 441j (see instructions)

For further
information
contact:

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

FEC
DOCUMENT
SEPARATOR

REPORT OF RECEIPTS AND EXPENDITURES
FOR A CANDIDATE OR COMMITTEE
SUPPORTING CANDIDATE(S) FOR
NOMINATION OR ELECTION TO FEDERAL OFFICE

(Except for Candidates or Committees Receiving Federal Matching Funds)

RECEIVED
FEDERAL ELECTION
COMMISSION

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1980 MAR 25 AM 10:19

1 Carter/Mondale Campaign

Name of Candidate or Committee (in full)

on file

Address (number and street)

on file

City, State and ZIP Code

☐ Check if address is different than previously reported.

Year of Election 1976

2 I.D. No. on file

Candidate/Committee

3 on file

Office Sought, State/District (if applicable)

4 Type of Report (check appropriate boxes)

☐ April 10 Quarterly Report

☐ Tenth day report preceding _____ election
(primary, general or convention)

☒ Termination Report

☐ July 10 Quarterly Report

on _____ in the State of _____
(date)

☐ Amendment for:

☐ October 10 Quarterly Report

☐ Thirtieth day report following _____ election
(primary, general or convention)

(which report)

☐ January 31 Annual Report

☐ Monthly Report

(month)

on _____ in the State of _____
(date)

This is a report for

☐ Primary Election

☒ General Election

☐ Primary and General

☐ Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES

(Figures may be rounded to nearest dollar.)

5 Covering Period _____ Through _____	Column A This Period	Column B Calendar Year-To-Date
6 Cash on hand January 1, 19 _____		\$
7 Cash on hand at beginning of reporting period _____	\$ see attached letter dated November 1, 19	
8 Total receipts (from line 19) _____	\$ from Edward M. Craig, Jr., Executive	
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B) _____	\$ Director, South Carolina State Democrati	
9 Total expenditures (from line 25) _____	\$ Party	\$
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a) _____	\$	\$
11 Value of contributed items on hand to be liquidated (Attach itemized list) _____ \$ _____		
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C) _____	\$	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C) _____	\$	

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

March 21, 1980

(Date)

Charleston County Democratic Party
by: The Get-Out-The-Vote Committee

(Typed Name of Treasurer or Candidate)

(Signature of Treasurer or Candidate)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. Section 437g, or Section 44j; (see reverse side of form).

For further
information,
Contact:

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

or call 800/424-9530

Approved by GAO
B-187620 (R0506)
Expires 3-31-81

All previous versions of FEC FORM 3 are obsolete and should no longer be used.

Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

300#
609

LAW OFFICES OF
FRANKLIN E. ROBSON
21 BROAD STREET
CHARLESTON, SC 29402

FRANKLIN E. ROBSON
FRANK L. P. BARNWELL

FILED
FEDERAL ELECTION
COMMISSION
MAR 5 PM 2:22
P. O. Box 576
TELEPHONE (803) 722-7416

076

February 29, 1980

Mr. Charles N. Steele
Acting General Counsel
Federal Election Commission
Washington, D. c. 20463

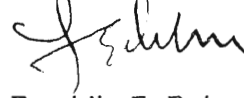
Dear Mr. Steele:

Following up my correspondence of December 7, 1979, this is to also acknowledge several subsequent telephone conversations with your office and that we most appreciate your extension of time in this matter.

I have now met with the officers of the Charleston County Democratic Party and they are in agreement as to the proposed settlement suggested by your office. Accordingly, I will complete the signatures on the documents upon my return from Washington, D. C. on Wednesday of next week and will be back in touch with you thereafter.

Thanking you again for your courtesies in this matter, I am

Yours very truly,



Franklin E. Robson

FER/sds

cc: Mr. Cecil D. Clay
W. E. Applegate, III, Esquire
Ms. Marcia Duffy

10 MAR 5 P 3:43

100
100
100

00040102679

300 # 819
**Statement of Organization
For a Political Committee**

Supporting any candidate(s) for federal office and anticipating contributions or expenditures in excess of \$1,000 in any calendar year in support of such candidate(s).

(See Reverse Side For Instructions.)

RECEIVED
FEDERAL ELECTION
COMMISSION

80 MAR 25 AM 9:40
APR 34
Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with more than one election must maintain separate records with respect to each election.

1(a) Name of Committee (in full) ☐ Check if name or address is changed (Get-Out-The-Vote Committee) Charleston County Democratic Party	2 Identification Number MUR 1076 (79)
(b) Address (number and street) Post Office Box 576	3 Date March 21, 1980
(c) City, State and ZIP code Charleston, S. C. 29402	4 Is this an amended statement ☐ Yes ☒ No If "YES" FILL IN ONLY THOSE LINES ON WHICH THERE HAS BEEN A CHANGE

5 Check one:

☐ (a) This committee has been designated as the principal campaign committee for _____ (Name of Candidate)
a candidate for _____ in the _____ Election
(Federal office sought) (Year of election)
to be held in the State of _____
(State in which election is held)
(THE PRINCIPAL CAMPAIGN COMMITTEE WILL FORWARD TO THE COMMISSION A COPY OF THE STATEMENT OF ORGANIZATION FOR EACH AFFILIATED COMMITTEE REQUIRED TO FILE WITH IT.)

☐ (b) This committee is supporting only one candidate, and is authorized by _____ (Name of Candidate)
to receive contributions and make expenditures with respect to the _____ Election(s)
(General, Primary, Runoff, etc.)
held in _____, and will file all reports and statements with the candidate's principal campaign
(Year of election in State)
committee, _____
(Full name of principal campaign committee)
(ATTACH A COPY OF CANDIDATE'S WRITTEN AUTHORIZATION.) (FEC FORM 2a)

☐ (c) This committee supports only one candidate _____ but is not an authorized committee.
(Name of Candidate)

☐ (d) This committee supports more than one Federal candidate and is not a party committee.

☒ (e) This committee is a County committee of the Democratic Party.
(National, State, county, city) (Democratic, Republican, etc.)

6 Names of affiliated and/or connected organizations	Mailing address and ZIP code	Relationship
Get-Out-The-Vote Committee of the Charleston County Democratic Party	Post office Box 576, Charleston, S. C. 29402	Ad Hoc Committee

If the registering political committee has identified a "connected organization" above, please indicate type of organization:
☐ Corporation ☐ Labor organization ☐ Membership organization ☐ Trade association ☐ Cooperative
☐ Corporation without capital stock ☒ Other (please specify) Ad Hoc Committee

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Statement of Organization of a Committee

(Page 2)

Name of Committee

same

7 Area, Scope and Jurisdiction of Committee:

- (a) Will this committee operate in more than one State? ☐ Yes ☒ No
(b) Will it operate on a statewide basis in one State? ☐ Yes ☒ No
(c) Will it primarily support candidates seeking State or local office? ☒ Yes ☐ No
(d) Will it support or does it anticipate supporting directly or indirectly, candidates for Federal office in excess of \$1,000 in a calendar year? ☒ Yes ☐ No

8 (a) List by name, address, office sought, and party affiliation, any candidate for Federal office that this committee is supporting:

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party
Carter/Mondale Campaign	on file		

(b) List by name, address, office sought, and party affiliation, any candidate(s) for any other public office(s) that this committee is supporting (unless the committee is supporting the entire ticket of a party as indicated in line 9)

Full name(s) of candidate(s)	Mailing address and ZIP code	Office sought	Party

9 If this committee is supporting the entire ticket of a party, give name of party **Democratic**

10 Identify by name, address and position, the person in possession of committee books and records:

Full name	Mailing address and ZIP code	Title or position
Franklin E. Robson, Secretary Patricia Stokes, Treasurer	same	

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

Statement of Organization or a Committee

(Page 3)

Name of Committee

same

11 List by name, address and position, other principal officers of the committee (include chairman, treasurer, secretary, assistant treasurer, assistant secretary, members of finance committee):

Full name	Mailing address and ZIP code	Title or position
Cecil D. Clay, Chairman	same	

12 Does this committee plan to stay in existence beyond the current calendar year? ☐ Yes ☒ No
If "Yes" for how long? ▶

13 In the event of dissolution, what disposition will be made of residual funds?
used in appropriate County Democratic Party activities

14 List all banks or other repositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds:

Name of bank, repository, etc.	Mailing address and ZIP code
C & S National Bank	Charleston, S. C.

15 List all election reports required to be filed by this committee with States and local jurisdictions, together with the names, addresses, and positions of the recipients of the reports (other than reports filed with Secretaries of State pursuant to USC 439(a)):

Report title	Dates required	Name and position of recipient	Mailing address and ZIP code
Election Report S. C. State Democratic Party			

Submit additional information on separate continuation sheets appropriately labeled and attached to this Statement of Organization. Indicate in the appropriate section above when information is continued on separate page(s).

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

Charleston County Democratic Party

By: The Get-Out-The-Vote Committee By: *Julius Shuler*

(Signature of Treasurer)

March 21, 1980

(Date)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. § 437g or § 441j (see Instructions)

For further
information
contact:

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

**FEC FORM 3
REVISED**

January, 1978
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

**REPORT OF RECEIPTS AND EXPENDITURE
FOR A CANDIDATE OR COMMITTEE
SUPPORTING CANDIDATE(S) FOR
NOMINATION OR ELECTION TO FEDERAL OFFICE**

(Except for Candidates or Committees Receiving Federal Matching Funds)

RECEIVED
FEDERAL ELECTION
COMMISSION

780 MAR 25 AM 10:19

Note: Committees authorized by a candidate to receive contributions and make expenditures in connection with nomination or election must maintain separate records with respect to each election.

1 Carter/Mondale Campaign 2 I.D. No. on file
Name of Candidate or Committee (in full) Candidate/Committee
on file
Address (number and street) 3 on file
on file Office Sought, State/District (if applicable)
City, State and ZIP Code ☐ Check if address is different than previously reported. Year of Election 1976

4 Type of Report (check appropriate boxes)
☐ April 10 Quarterly Report ☐ Tenth day report preceding _____ election
(primary, general or convention) ☒ Termination Report
☐ July 10 Quarterly Report on _____ in the State of _____
(date) ☐ Amendment for: _____
☐ October 10 Quarterly Report ☐ Thirtieth day report following _____ election
(primary, general or convention) (which report)
☐ January 31 Annual Report
☐ Monthly Report _____ on _____ in the State of _____
(month) (date)
This is a report for ☐ Primary Election ☒ General Election ☐ Primary and General ☐ Other (special, runoff, etc.)

SUMMARY OF RECEIPTS AND EXPENDITURES
(Figures may be rounded to nearest dollar.)

5 Covering Period _____ Through _____	Column A This Period	Column B Calendar Year To Date
6 Cash on hand January 1, 19 _____		\$ _____
7 Cash on hand at beginning of reporting period _____	\$ see attached letter dated November 1, 1979	
8 Total receipts (from line 19) _____	\$ from Edward M. Craig, Jr., Executive	
(a) Subtotal (Add lines 7 and 8 for Column A and lines 6 and 8 for Column B) _____	\$ Director, South Carolina State Democratic	
9 Total expenditures (from line 25) _____	\$ Party	\$ _____
10 Cash on hand at close of reporting period (Subtract line 9 from line 8a) _____	\$ _____	\$ _____
11 Value of contributed items on hand to be liquidated (Attach itemized list) _____ \$ _____		
12 Debts and obligations owed to the Committee/Candidate (itemize all on Schedule C) _____	\$ _____	
13 Debts and obligations owed by the Committee/Candidate (itemize all on Schedule C) _____	\$ _____	

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

March 21, 1980
(Date)

Charleston County Democratic Party
by: The Get-Out-The-Vote Committee
(Typed Name of Treasurer or Candidate)

Franklin Kahn
(Signature of Treasurer or Candidate)

Note: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. Section 437g, or Section 441j (see reverse side of form).

For further
information,
Contact:

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

or call 800/424-9530

Approved by GAO
B 187620 (R0506)
Expires 3-31-81

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Any information reported herein may not be copied for sale or use by any person for purposes of soliciting contributions or for any commercial purpose.

November 1, 1979

MEMORANDUM FOR COMMISSION

TO: THE COMMISSION ON THE PARTISAN

FROM: [REDACTED]

The following information was obtained from a review of the files of the Charleston County Democratic Party and events surrounding the receipt by the Charleston County Democratic Party of \$2,500 from the 1976 Democratic

Charleston County Party was asked to provide certain of its members with support for the Carter Campaign in 1976. They provided cars and drivers on election day, and it was alleged that the contract they provided to the Carter Campaign would include the use of any funds received from the local election results.

The Charleston County Party also provided a list of names of individuals who were to be used as drivers for the Carter campaign, and established a system for checking accounts for federal receipts and other funds. The Charleston County Party also received a \$2,500 check into their G.O.P.V. operating account which contained other funds (\$6,570) from other candidates running in local elections.

With these funds, a committee appointed by the County Party spent \$2,900 for the G.O.T.V. effort, and returned \$170 to the County Democratic Party's operating account. Distribution of this money was made in the following manner.

Automobiles (57 at \$30)	\$ 1,710.00
Gas (116 at \$1.50)	1,740.00
Food (111 at \$1.50)	1,665.00
Total	\$ 5,115.00

The following information was obtained from a review of the files of the Charleston County Democratic Party and events surrounding the receipt by the Charleston County Democratic Party of \$2,500 from the 1976 Democratic

Mr. Orlando B. Potter
November 1, 1979
Page 2.

This information was obtained from the Charleston County Party
Chairman's C.C.T.V. Coordinator, J. [unclear] [unclear]
[unclear] [unclear] It is [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] in response to our inquiry with the [unclear] [unclear] [unclear]
[unclear] [unclear] the Charleston County Party, [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]
[unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear]

[unclear] [unclear] [unclear] [unclear]

30040192685

Law Offices of
Franklin E. Robson
Post Office Box 576
Charleston, S. C. 29402

Address Correction Requested

Mr. Charles N. Steele
Acting General Counsel
Federal Election Commission
Washington, D. c. 20463





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *mwe*
FROM: MARJORIE W. EMMONS/MARGARET CHANEY *mc*
DATE: JANUARY 29, 1980
SUBJECT: MUR 1076 - Interim Investigative
Report dated 1-23-80; Signed
1-25-80, Received in OCS
1-25-80, 12:17

The above-named document was circulated to the Commission on a 24-hour no-objection basis at 11:00, January 28, 1980.

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

00040:02687

January 25, 1980

MEMORANDUM TO: Marjorie W. Emmons

FROM: Elissa T. Garr

SUBJECT: MUR 1076

Please have the attached Interim Invest Report distributed to the Commission.

Thank you.

80040192688

BEFORE THE FEDERAL ELECTION COMMISSION
January 23, 1980

In the Matter of)
) MUR 1076(79)
Charleston County Democratic Party)

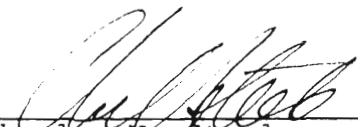
Interim Investigative Report #1

On August 14, 1979, the Commission found reason to believe that the Charleston County Democratic Party ("Committee") violated 2 U.S.C. §§ 433 and 434. The matter was referred to the Office of General Counsel by the Reports Analysis Division on November 6, 1979. Letters to the Committee were authorized by the Commission on November 27, 1979, which indicated that the Committee's registration and reporting requirements would be satisfied by submitting forms prescribed by the Commission. The letters also requested written responses to questions.

In a letter received at the Commission on December 31, 1979, the Get-Out-The-Vote Coordinator for the Committee stated that he would need additional time to respond. When he was contacted by General Counsel staff on January 21, 1980, he indicated that the requested materials would be submitted within a week.

Upon submission of the requested materials, or in the absence of such submission within ten days, a full report will be made to the Commission.

25 January 1980
Date



Charles N. Steele
General Counsel

11 978

LAW OFFICES OF
FRANKLIN E. ROBSON
21 BROAD STREET
CHARLESTON, SC 29402

RECEIVED
FEDERAL ELECTION
COMMISSION

FRANKLIN E. ROBSON
FRANK L. P. BARNWELL

'79 DEC 8 P. 804 5701 57
TELEPHONE (803) 722-7416

December 7, 1979

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

Dear Mr. Steele:

This is to acknowledge receipt of your letter of November 29, 1979, in regards to the settlement that your office and Mr. Edward Craig, Jr. of the South Carolina State Democratic Party have reached concerning the \$2,500.00 contribution from the Presidential Campaign Committee in 1976. This is going to require some considerable filling out of forms on the part of Mr. Craig and myself, and I anticipate that I should have these matters to you, after coordination with Mr. Craig in the very near future.

Accordingly, I would most appreciate your granting us an extension of time, and will assume unless I hear from you to the contrary, that you have done so.

With best regards, I am

Yours very truly,

Gehin

Franklin E. Robson

FER/sds

cc: Mr. Edward Craig, Jr.
Mr. Cecil D. Clay
W. E. Applegate, III, Esquire

Law Offices of

Franklin E. Robson

Post Office Box 576

Charleston, S. C. 29402

Address Correction Requested



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



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Esquire
GOTV Coordinator
105 Broad Street
Charleston, SC 29402

Re: MUR 1076 (79)

Dear Mr. Robson:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976.

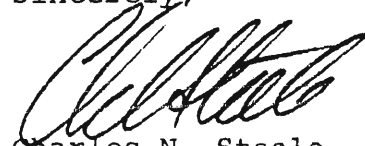
The Commission has been corresponding with Mr. Edward M. Craig, Jr., the Executive Director of the Democratic Party of South Carolina, in connection with this matter. Mr. Craig has stated that you were the GOTV Coordinator in 1976 for the Charleston County Party.

To apprise you of the Commission's view of your county party's responsibilities, under the Federal Election Campaign Act of 1971, as amended, we are attaching a copy of a letter being sent to Mr. Craig. Since you may be able to assist in this matter, we are also enclosing registration and reporting forms. If you are able to supply the necessary information, we would appreciate your submission of the completed forms within ten days of your receipt of this letter.

We note that the Commission has already found reason to believe that the Charleston County Party may be in violation of sections 433 and 434 of the Act for failing to register and report.

If you have any questions, you may contact Lester Scall, the attorney assigned to this matter, at (202) 523-4166.

Sincerely,



Charles N. Steele
Acting General Counsel

Enclosures

● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.	
1 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. 3 (CONSULT POSTMASTER FOR FEES)	
2 ARTICLE ADDRESSED TO: Charleston County Democratic Party c/o Mr. Edward M. Craig Jr. Exec. Director 2801 Devine Street Columbia, SC 29258	
3. ARTICLE DESCRIPTION REGISTERED MAIL CERTIFIED NO. CMB	INSURED NO.
I have received the article described above. SIGNATURE <i>Michael E. Johnson</i> ☒ Addressee ☐ Authorized agent DATE OF DELIVERY 12-4-79	
5. ADDRESS (Complete only if requested)	
6. UNABLE TO DELIVER BECAUSE:	

POSTMARK: FIVE POINTS STA. 5 DEC 1979
CLERK'S OFFICE
100 U.S.

PS Form 3811, Aug. 1978

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

mur-1076 Scall

GPO: 1976-272-382

00040192693

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Esquire
GOTV Coordinator
105 Broad Street
Charleston, SC 29402

Re: MUR 1076 (79)

Dear Mr. Robson:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976.

The Commission has been corresponding with Mr. Edward M. Craig, Jr., the Executive Director of the Democratic Party of South Carolina, in connection with this matter. Mr. Craig has stated that you were the GOTV Coordinator in 1976 for the Charleston County Party.

To apprise you of the Commission's view of your county party's responsibilities, under the Federal Election Campaign Act of 1971, as amended, we are attaching a copy of a letter being sent to Mr. Craig. Since you may be able to assist in this matter, we are also enclosing registration and reporting forms. If you are able to supply the necessary information, we would appreciate your submission of the completed forms within ten days of your receipt of this letter.

We note that the Commission has already found reason to believe that the Charleston County Party may be in violation of sections 433 and 434 of the Act for failing to register and report.

00040192694

If you have any questions, you may contact Lester Scall,
the attorney assigned to this matter, at (202) 523-4166.

Sincerely,

CS 11/29

Charles N. Steele
Acting General Counsel

Enclosures

80040192695



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 29, 1979

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charleston County Democratic Party
c/o Mr. Edward M. Craig, Jr.,
Executive Director
Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Re: MUR 1076 (79)

Dear Mr. Craig:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976. The matter has been referred to the Office of General Counsel and is now numbered MUR 1076. Please refer to this number in future correspondence.

In this connection, the Commission has considered your letter of November 1, 1979 and the various telephone conversations between Commission staff, and you and other party officials.

Based on the information already supplied us, it appears that the Charleston County Party would satisfy the registration and reporting requirements of the Federal Election Campaign Act of 1971, as amended, by submitting the forms prescribed by the Commission. A complete report showing no outstanding debts and obligations could also serve as a termination report for federal activity. Since you stated that the funds received by Charleston were placed in its GOTV account which contained funds from local elections, such report should contain a statement of the beginning cash on hand and the source of the other funds, as well as a statement of the disposition of any residual funds. To assist you in this regard, we are enclosing registration and reporting forms.

00040192695

Turning now to your request that your November 1, 1979 letter serve as a substitution for the Charleston Committee's registration and reporting requirement under the Act, we note the following. While we appreciate the difficulty you may have in reconstructing expenses, such alternative is not consistent with what has been required of other committees in similar circumstances. Therefore, prior to this office determining what recommendation it should make to the Commission in this regard, we would want to consider your written responses, or those of the responsible individuals in Charleston, to the following:

1. In connection with each expenditure described in your November 1, 1979 letter, state how the various amounts were apportioned, if at all, between the presidential and non-presidential candidates.
2. Provide the best information available regarding the dates of each expenditure and the person or entity to whom made.
3. State whether the GOTV checking account contained any contributions from corporations and unions and, if so, the amounts of such contributions.

As the Commission has already found reason to believe that the Charleston County Party may be in violation of the Act for failure to register and report, we ask that you respond within ten days of your receipt of this letter.

We are sending a copy of this letter to Mr. Franklin Robson whom you had identified as the GOTV Coordinator in Charleston.

The
If you o
at (202)

Enclosure

cc. Fra
105
Cha

MAK-1076
Scall

PS Form 3811, Aug. 1978

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

1. 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 late delivered ☐ RESTRICTED DELIVERY Show to whom, date, and address of delivery \$ (CONSULT POSTMASTER FOR FEES)	
2. ARTICLE ADDRESSED TO Franklin E. Robson, Esq. GOTV Coordinator 105 Broad Street Charleston, SC 29402	
3. ARTICLE DESCRIPTION REGISTERED NO. 943416 CERTIFIED NO. 943416 INSURED NO.	1. (Always obtain signature of addressee or agent) I have received the article described above. SIGNATURE ☐ Address ☐ and certified receipt
4. DATE OF DELIVERY 1979	
5. ADDRESS (Complete only if requested) BOSTON	
6. UNABLE TO DELIVER BECAUSE	

U.S. POSTAL SERVICE
1979
DEC 10 1979
CHARLESTON, SC

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charleston County Democratic Party
c/o Mr. Edward M. Craig, Jr.,
Executive Director
Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Re: MUR 1076 (79)

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80040192698

Turning now to your request that your November 1, 1979 letter serve as a substitution for the Charleston Committee's registration and reporting requirement under the Act, we note the following. While we appreciate the difficulty you may have in reconstructing expense, such alternative is not consistent with what has been required of other committees in similar circumstances. Therefore, prior to this office determining what recommendation it should make to the Commission in this regard, we would want to consider your written responses, or those of the responsible individuals in Charleston, to the following:

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2. Provide the best information available regarding the dates of each expenditure and the person or entity to whom made.
3. State whether the GOTV checking account contained any contributions from corporations and unions and, if so, the amounts of such contributions.

As the Commission has already found reason to believe that the Charleston County Party may be in violation of the Act for failure to register and report, we ask that you respond within ten days of your receipt of this letter.

We are sending a copy of this letter to Mr. Franklin Robson whom you had identified as the GOTV Coordinator in Charleston.

The attorney now assigned to this matter is Lester Scall, If you or Mr. Robson have any questions, you may reach him at (202) 523-4166.

Sincerely,

Charles N. Steele
Acting General Counsel

Enclosure

cc. Franklin E. Robson, Esq.
105 Broad Street
Charleston, SC 29402

0040192699

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Charleston County)
Democratic Party)

MUR 1076

CERTIFICATION

I, Marjorie W. Emmons, Secretary to the Federal Election Commission, do hereby certify that on November 27, 1979, the Commission authorized by a vote of 5-0 the letters to the Charleston County Democratic Party which were attached to the First General Counsel's Report dated November 23, 1979.

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

Attest:

11/28/79

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary to the Commission

Received in Office of the Commission Secretary: 11-21-79, 3:17
Circulated on 48 hour vote basis: 11-23-79, 2:00

November 21, 1979

MEMORANDUM TO: Marge Emmons
FROM: Elissa T. Garr
SUBJECT: MUR 1076

Please have the attached First GC Report on MUR 1076 distributed to the Commission on a 48 hour tally basis.

Thank you.

80040192701

FEDERAL ELECTION COMMISSION

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO COMMISSION

11-21-79

MUR NO. 1076 (79)
STAFF MEMBER(S)

Scall

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENT'S NAME: Charleston County Democratic Party

RELEVANT STATUTE: 2 U.S.C. §§433 & 434

INTERNAL REPORTS CHECKED: Disclosure, MURs 968, 1073

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was referred to the Office of the General Counsel by the Reports Analysis Division on November 6, 1979, because of the Respondent Committee's failure to file a statement of organization and report in violation of 2 U.S.C. §§433 and 434. (Attachment I)

EVIDENCE

Prior to the 1976 general election the Charleston County Democratic Party entered into a contract with the 1976 Democratic Presidential Campaign Committee, Inc. Under this contract the Presidential Committee agreed to pay Charleston County \$2,500 in return for which Charleston agreed to perform certain services in connection with get-out-the-vote activities on election day. (Attachment II) Charleston County is not registered with the Commission.

After an audit of the Presidential Campaign Committee revealed these payments, the Commission directed that the matter be referred to RAD. On May 23, 1979, RAD sent a surface violation letter to the Charleston Committee concerning its §433 and §434 responsibilities. The letter was sent in care of the South Carolina Democratic Party.

Phone conversations ensued with the Executive Director of the State Party, Edward Craig, and when the Charleston Party still did not register, the Commission, on August 14, 1979, found reason to believe that Charleston was in violation of §433 and §434. Additional phone conversations took place with Mr. Craig and a representative of the Democratic National Committee, (DNC) and RAD staff. On November 1, 1979, Mr. Craig wrote the Commission, confirming some of the information he had supplied by phone. He stated that the \$2,500 from the Presidential Committee was placed in Charleston's GOTV account which also contained \$6,570 from local candidates. He also

79 NOV 21 P 3: 20

0070616400

outlined how all the local and presidential GOTV funds were spent and stated that the information provided was the best that could be recollected. Mr. Craig requested that his letter be accepted in lieu of registration and reporting. An earlier phone call from the DNC also argued against the need for Charleston and other similar committees having to register and report.

PRELIMINARY ANALYSIS

This matter is similar to MUR 968 where an unregistered South Carolina county party which received \$1,750 from the Presidential Committee is being required to register and report. See also MUR 1073 which involves still a third South Carolina county party in the same situation.

In MUR 968, the county party submitted a letter in which it outlined the expenditures it made from Presidential Committee funds and requested that the letter be accepted in lieu of its registration and reporting responsibilities. On November 14, 1979, the Commission authorized us to write the party requesting it to supply more specific information and urging it to register and report. We advised the Commission that after receipt of the party's answers we would determine what recommendation is appropriate.

Here, the information supplied by Mr. Craig is somewhat more detailed than that supplied by the county party in MUR 968. While Mr. Craig stated that the information was the best that could be recollected, no one from the county party level in Charleston was in direct contact with the Commission on this matter. (Only in his letter did Mr. Craig identify someone at this level who might be responsible.) In view of this, the information supplied, which is still not complete, should not be the basis for excusing the Charleston Committee from its reporting as well as its registration responsibility. The Commission ought to authorize additional efforts to effectuate registration and reporting which would be consistent with the way other similar matters have been handled. ^{1/} Since the party is already at the reason to believe stage, only a letter is required at this time.

RECOMMENDATION

Authorize the attached letters to the Charleston County Democratic Party.

ATTACHMENTS

1. RAD Referral
2. Proposed letters (2)

^{1/} After responses are received from the Committees in all three related MURs, we will be in a better position to recommend what, if any, changes in the general policy might be appropriate.

DATE INITIATED: September 27, 1978

MANNER IN WHICH REVIEW WAS INITIATED:

☐ Normal review ☒ Other:
☐ Special Project: See referral from Audit.

ATTACHMENT

1

REPORTS. All reports within the dates listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM N/A TO N/A

TOTAL RECEIPTS \$ N/A TOTAL EXPENDITURES \$ N/A

CASH ON HAND \$ N/A DEBTS \$ N/A

HISTORY:

RESULTS OF REVIEW:

3SV1/79-38, sent May 23, 1979
3SV2/79-38, sent August 14, 1979

ATTACHMENT

COMMUNICATIONS WITH CANDIDATE/COMMITTEE:

Telecon-Craig and Smith, June 4, 1979
Telecon-Craig and Smith, June 25, 1979
Telecon-Craig and Smith, October 17, 1979

ATTACHMENT

3
4
9

REASON(S) FOR REFERRAL:

Inadequate response to 3SV2/79-38

ATTACHMENT

OTHER PENDING ACTIONS INITIATED BY RAD:

None

ATTACHMENT

OTHER RELEVANT INFORMATION:

Telecon-Anne Wiessenborn of OGC and Smith, June 25, 1979
Telecon-Anne Wiessenborn of OGC and Smith, June 27, 1979
Telecon-Dug Greevy and Carl Sandstrom from the Democratic
National Committee, October 10, 1979
from Ed Craig, date received 11/5/79

5
6
8
10

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

DATE 11/6/79

ANALYST Alva Smith *AS*

TO: Office of General Counsel

TEAM CHIEF Bobby Werfel *B. Werfel*

THROUGH STAFF DIRECTOR *ASR*

COMPLIANCE REVIEW Carroll Bowen *CB/PS*

FROM ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS *WJH*

11/17/79

CANDIDATE COMMITTEE: Charleston County Democratic Party

TREASURER: Ed Craig, Chairman of the Democratic Party of South Carolina

ADDRESS: Democratic Party of South Carolina
2801 Devine Street, Columbia, SC 29250

AFFILIATE(S):

N/A

ALLEGATION(S):

CITE:

Failure to register and
report as a political committee.

2 U.S.C. 433 & 434

ATTACHMENT(S):

FEDERAL ELECTION COMMISSION

Following Page - Committee Name

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):

- | | |
|--|---|
| ☐ (1) Classified Information | ☐ (6) Personal privacy |
| ☐ (2) Internal rules and practices | ☒ (7) Investigatory files |
| ☐ (3) Exempted by other statute | ☐ (8) Banking Information |
| ☐ (4) Trade secrets and commercial or financial information | ☐ (9) Well Information (geographic or geophysical) |
| ☐ (5) Internal Documents | |

Signed Louis Blum

date June 5, 1980



FEDERAL ELECTION COMMISSION

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

MEMORANDUM

TO : TOM HASELHORST
THROUGH : ROBERT COSTA *RC*
FROM : RICK HALTER
DATE : SEPTEMBER 27, 1978
SUBJECT : POSSIBLE REPORTING AND/OR REGISTRATION VIOLATIONS
UNDER SECTION 433 and 434 OF TITLE 2, UNITED
STATES CODE (2 U.S.C. 433 AND 434)

During a recent audit of: (Name) 1976 DEMOCRATIC

PRESIDENTIAL CAMPAIGN COMMITTEE

Address Box 2222, 1175 PEACHTREE ST, N.E. ATLANTA, GEORGIA
30361

it was discovered that the following committee(s)/candidate (s)
failed to register and/or report transfers in accordance with
the above stated sections of the U.S. Code:

Committee/Candidate Name CHARLESTON COUNTY DEMOCRATIC PARTY

Committee/Candidate Address SOUTH CAROLINA *

Committee Treasurer _____

Possible Violation: (Attach copy of Schedule A or D) _____

Committee/Candidate Name _____

Committee/Candidate Address LOS ANGELES, CALIFORNIA *

Committee Treasurer _____

Possible Violation: (Attach copy of Schedule A or D) _____



* An attempt to obtain full mailing addresses will be made
during fieldwork in Oct. 1978.

EXCERPT FROM INTERIM REPORT OF THE AUDIT
DIVISION ON THE 1976 -9- DEMOCRATIC PRES-
IDENTIAL CAMPAIGN COMMITTEE, INC.

APPROVED IN (7) PAYMENTS TO OTHER POLITICAL ORGANIZATIONS
EXECUTIVE SESSION

(7) Payments to Other Political Organizations

Section 431(d) of Title 2 of the United States

Code defines a "political committee" as any committee, club, association, or other group of persons which receives contributions or makes expenditures during a calendar year in an aggregate amount exceeding \$1,000. Section 431(e), in part, defines a "contribution" as funds received by a political committee which are transferred to such committees from another political committee or other source.

A review of expenditures for GOTV activity showed payments to six (6) political organizations which were in amounts ranging from \$1,500 to \$3,000 (see Exhibit D). Three (3) of these organizations negotiated "contracts" with the Committee to conduct GOTV activity on their behalf. None of the organizations are registered and reporting with the Commission. Therefore, neither the Committee nor the unregistered political organizations have disclosed the "particulars" of these expenditures identified as "GOTV" on the Committee's reports.

In addition, amounts transferred to ^{four (4)} ~~five (5)~~ of the aforementioned political organizations have been included as unsupported expenditures on Exhibit C.

Recommendation

We recommend that the Commission require these organizations to file a statement of organization and file reports as required by Sections 433 and 434 and that this matter be referred to the Reports Analysis Division, to be handled in the ~~the~~ ^{proper} ~~any~~ ^{course} of their duties.

B. Other Matters

Noted below are other matters for which we feel no Committee action is necessary.

(1) Distribution of Get-Out-The-Vote (GOTV) Funds

Committee records show the disbursement of \$412,513 to its representatives in certain target states for GOTV purposes. A total of \$317,513 was disbursed as advances while the remaining of \$95,000 was paid by contracts to various political organizations. The funds were received and distributed further to pay election day and related expenses. This further distribution was made for the most part in the form of cash payments for services rendered on election day.

FEDERAL ELECTION COMMISSION

Following Page - Committees' Names

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):

- | | |
|--|---|
| ☐ (1) Classified Information | ☐ (6) Personal privacy |
| ☐ (2) Internal rules and practices | ☒ (7) Investigatory files |
| ☐ (3) Exempted by other statute | ☐ (8) Banking Information |
| ☐ (4) Trade secrets and commercial or financial information | ☐ (9) Well Information (geographic or geophysical) |
| ☐ (5) Internal Documents | |

Signed Lance P. Berry

Date June 5, 1980

00040192710

EXHIBIT D

SCHEDULE OF UNREGISTERED POLITICAL ORGANIZATIONS

RECEIVING TRANSFERS FOR GOTV

<u>PAYEE</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>CONTRACT</u>
* Charleston County Democratic Party	10/31/76	2,500	Yes
* Florence County Democratic Party	10/28/76	1,750	Yes
* Sumter County Democratic Party	10/28/76	1,500	Yes
* Committee	11/01/76	3,000	No
	11/01/76	3,000	No
Campaign	11/01/76	1,500	No
	Total	<u>\$13,250</u>	
* Appears as exception on Exhibit C			

RECEIVED JAN 29 1979

January 25, 1979

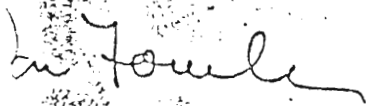
Ronald D. Eastman
dwalader, Wickersham & Taft
even Dupont Circle
hington, D.C. 20036

Mr. Eastman:

For the 1976 general election, several Democratic Party
county committees in South Carolina entered into contracts with
the 1976 Democratic Presidential Campaign Committee, Inc. Under
these contracts our county committees were paid certain amounts
of money to finance particular activities in connection with our
get-out-the-vote effort. Copies of the contracts for Barnwell
County (\$250.00), Sumter County (\$1,500.00), Florence County
(\$750.00), and Charleston County (\$2,500.00) are attached.
The Charleston County contract provided that 48 cars and drivers
were to be hired on election day at \$30.00 each and that 53
drivers would be hired at \$20.00 each. The Florence County
contract specified that 32 cars and drivers would be hired at
\$20.00, that \$250.00 would be spent on door hangers and \$250.00
on voter registrations, \$320.00 spent on 8 sound trucks, and
\$100.00 for 13 poll watchers. The Sumter County contract pro-
vided for 60 cars and drivers at \$25.00 each. The Barnwell
County contract provided that 25 cars and drivers would be hired
at \$10.00 each.

I had personal contact with the persons in each of the GOTV
ports in each of these counties, including County Party Secre-
tary Franklin Robson in Charleston, County Chairman Ed Ervin in
Sumter, County Chairman Tom Rogers in Florence, and County Party
Chairman Robert Collins in Barnwell counties. I certify that
the money was spent in accordance with the terms of the contracts.

Sincerely,



Eld L. Fowler
Chairman

Enclosure

Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29250 • Phone (803) 793-7738



FEDERAL ELECTION COMMISSION

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

May 23, 1979

Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees who wish to comply with the Federal Election Campaign Act. Our review of the expenditures reported by the 1976 Democratic Presidential Campaign Committee indicates that your organization may have made expenditures which total in excess of \$1,000 during the calendar year. Enclosed is a copy(s) of the report(s) in which your expenditure(s) is listed.

The Act defines "political committee" to mean any organization, or other group of persons which receives contributions or makes expenditures (which includes contributions to Federal candidates and committees supporting Federal candidates), aggregating in excess of \$1,000 during a calendar year. It would appear that your organization may qualify as a "political committee" subject to registration, reporting, and contribution limitation requirements of the Act.

If you agree that your organization is a political committee, please submit a Statement of Organization on FEC Form 1, in accordance with 2 U.S.C. 433. In addition, your committee will be required to file disclosure reports in accordance with 2 U.S.C. 434 on FEC Form 3.

If you agree that your organization has made contributions or expenditures which qualify you as a "political committee", but you do not wish to be considered as a "political committee", you must request refund(s) from the candidate(s) and/or political committee(s) to which you have contributed. As an alternative, political committees to which you made contributions may transfer all or part of the contributions to accounts which are not used to influence Federal elections. Refunds or transfers must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year.

If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit a statement which would clarify this matter for the public record. We have also enclosed relevant informational materials and forms for the registration of and reporting by the political committee. Please examine the enclosed materials.

10-19-73

Sincerely,

Orlando B. Potter
Staff Director

Enclosures

PAYEE

GENERAL DESCRIPTION OF PAYEE/VENDOR	DATE & AMOUNT OF CHECK/DRAFT & AMOUNT	TYPE OF DOCUMENTATION	INTENDED PURPOSE PER DOCUMENTATION PROVIDED
--	---	--------------------------	--

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

GOTV

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

GOTV

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

GOTV

PS Form 3811, Apr. 1971 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

3-173-27

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

1. 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
San Antonio, Texas

3. ARTICLE DESCRIPTION

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
----------------	---------------	-------------

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE ☐ Addressee ☒ Authorized agent
Nelle Horton

4. DATE OF DELIVERY
5-24-79

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

PCSTMARK
1979

CLERK'S INITIALS

U.S. POST OFFICE

NOV 1977 0 241000

DATE: 6/4/79

TIME: 12:00

COMMITTEE: SC Dem Party

PERSON SPOKEN TO: Mr Craig 803-799-7798

FEC'R: A. Smith

SUBJECT: M Letter to Charleston & Sumter County Dem Party

I returned Mr. Craig's call from 6/1/79.

We discussed the problem of Charleston and Sumter Cnty Dem Party as contributions to the 1976 Dem Pres Campaign Committee. It was stated by Craig that there's a possibility of corporate funds co-mingled in the two cmtes accounts. I stated that corporate contributions are prohibited and if funds are co-mingled it would present a problem. However, nothing could be done about it at this time, all activity must be reported if the Cmtes had only one account. We concluded, the two cmtes will register and report or receive refunds from the 1976 Dem Pres Campaign Cmte.

I discussed the above conversation with Dug. It was pointed out:

1. The 1976 Dem Pres Campaign Cmte contributed the funds to the two cmtes for Carter GOTV
2. GOTV expenditures made in excess of \$1000 triggers a registration and reporting obligation from the unregistered cmte. Only Federal cmtes registered with the Commission may make GOTV expenditures in excess of \$1000
3. The refund provision does not apply.

I immediately call Mr. Craig back.

I reiterated the conversation with Dug.

Craig thinks that the cmtes did establish a separate account for the GOTV receipt from the 1976 Dem Pres Campaign Cmte. If that's the case, that account will only have to be reported.

We both clearly understand the situation.

000192718

111001

DATE: 6/25/79

TIME: 11:00

COMMITTEE: Dem Party of SC RE: Sumter County and Charleston County Dem Party

PERSON SPOKEN TO: Mr. Craig

FEC'R: A. Smith

SUBJECT: M letters

Mr. Craig called requesting an extension because the M letter was ~~incorrectly~~ written. I explained that extensions cannot be granted. However, I will inform the compliance analyst of his request.

00040192717

DATE: 6/25/79

TIME: 11:30

COMMITTEE:

PERSON SPOKEN TO: Anne Wiessenborn OGC

FEC'R: A. Smith

SUBJECT: Sumter County and Charleston County Democratic Parties

Wiessenborn called after speaking to Mr. Craig regarding the two unregistered committees. Mr. Craig is confused as to what the Commission is requesting. I explained the problem to Wiessenborn, stating that I explained the problem to Mr. Craig on 6/4/79. Wiessenborn will call Mr. Craig hoping to pacify him.

00040192713

DATE: 6/27/79

TIME: 12:15

COMMITTEE:

PERSON SPOKEN TO: Anne Weissenborn

FEC'R: A. Smith

SUBJECT: Sumter and Charleston Cnty Cmtes

Weissenborn called to confirm the recommendations she gave to Mr. Craig concerning reporting and termination for the two cmtes. Everything is ok. I told Weissenborn that SV's were being sent to the cmtes. She suggested that we hold off for two weeks.

0040192719



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 14, 1979

Treasurer
Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, South Carolina 29250

Dear Treasurer:

On May 23, 1979, you were notified that you may have made contributions to a political committee which raised problems under 2 U.S.C. 433 and 434.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 433 and 434.

The Commission will take no action against you until you have had a reasonable opportunity to respond to this letter. This response should be mailed to the Commission within fifteen (15) days from the date of this letter.

If you have responded to the above or you require additional information, please contact Alva Smith, our Reports Analyst assigned to you on our toll free number (800)424-9530. Our local number is (202) 357-0023.

Sincerely,

Thomas E. Harris

Commissioner

Certified Mail:
Return Receipt Requested

00471920

3-421-1-1

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

1. 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:

Charleston City Police

3. ARTICLE DESCRIPTION

REGISTERED NO

CERTIFIED NO

INSURED NO

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE

☐ Addressee

☐ Authorized agent

DATE OF DELIVERY

POSTMARK

1979

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

CLERK'S
INITIALS

5/14

WGP 1977 11 245 26

Telecon:

Greevy with Carl Sandstrom
Democratic National Committee
10/10/79
638-7426

Re: Florence County Democratic Committee
Sumter County Democratic Committee
Charleston County Democratic Committee

CS called this day.

He stated:

He was contacted today by an individual in South Carolina concerning the letters sent by the Commission to the committees above. (I could not ascertain with whom he spoke)

The committees were under the impression in 1976, when the agreement with Carter's PCC was made, that they would be acting as agents for the Carter PCC.

Further, the committees had no discretion as to how the funds would be used. The purposes were designated by the Carter PCC.

Carter's PCC reports showed the expenditures to the committees as operating expenditures with the purposes listed as GOTV. They were not reported as transfers.

Upon this basis, Sandstrom stated that he saw no reason why the Commission should view the committees as "political committees". He stated that the definition of "political committee" should be a group, etc., which contributed in excess of \$1,000 during the calendar year.

He stated also that there are many consultants who receive in excess of \$1,000 from candidates and political committees, but the Commission doesn't make these groups register and report.

He asked me why the letters had been sent. I stated that apparently the Commission believed that the committees may be political committees because of the use made of the funds received. I stated that I had no knowledge of the matter other than that.

He asked me to relate our discussion to my superiors, so that he could receive a definitive answer on the matter.

Note: Copy of this telecon will be:

1. Given to OGC in the form of referral update for Florence.
2. Attached to the referral prepared for Sumter.
3. Attached to back up for Charleston.
4. Given to Section Chief for any follow up action.

DATE: 10-17-79

TIME: 10:00

COMMITTEE: Democratic Party of South Carolina

PERSON SPOKEN TO: Ed Craig

FEC'R: A Smith

SUBJECT: Charleston Cnty

I called Mr. Craig stating that the Commission has not as of yet received any information concerning Charleston Cnty. Craig explained that Charleston did submit a ledger sheet ^(to him) detailing the GOTV activity. The problem, however, is not registering & reporting. The problem is submitting a bogus report & find someone to sign it. He further explained that the \$2,500 received from Carter's people were commingled with funds already in the Charleston account. It would also be impossible to disclose the source of the funds, which are possibly CWP & union receipts.

The options are, (1) submit an AOR if the Cnty registers or (2) followup in the same manner as Florence & Sumter Counties. Craig will followup in the same manner as for the other Counties by submitting a letter explaining the circumstances.

RECEIVED
FEDERAL ELECTION
COMMISSION

79 NOV 5 AM 10:30



Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29256 • Phone: (803) 793-7793

November 1, 1979

FEDERAL ELECTION COMMISSION
ATTENTION: Mr. Orlando B. Potter
1325 K Street, N.W.
Washington, D. C. 20463

Dear Mr. Potter:

In response to your letter of May 23, 1979 (3SD2-79-38), the following is a brief explanation of the ultimate disposition and events surrounding the receipt by the Charleston County Democratic Party of \$2,500 from the 1976 Democratic Presidential Campaign Committee (Carter Campaign).

The Charleston County Party was asked to provide certain Get Out The Vote support for the Carter Campaign in 1976. They were asked to provide cars and drivers on election day, and were informed and believed to be true that the contract they received from the Carter Campaign would relieve them of any financial disclosure to the Federal Election Commission.

The Charleston County Democratic Party does not now and to my knowledge has never filed as a federal committee, nor established separate checking accounts for federal receipts and disbursements. They therefore, subsequently deposited the \$2,500 check into their G.O.T.V. checking account which contained other funds (\$6,570) from other candidates running in local elections.

With these funds, a committee appointed by the County Party spent \$8,900 for the G.O.T.V. effort, and returned \$170 to the County Democratic Party's operating account. Distribution of this money was made in the following manner.

Automobiles (57 at \$30)	\$ 1,710.00
Workers (154 at \$20)	3,080.00
Printing	166.40
Food (211 at \$2)	422.00
Total	<u>\$ 5,378.40</u>

In addition, \$3,521.60 was distributed on election day to approximately 24 precincts for cars, runners and food by the G.O.T.V. Committee.

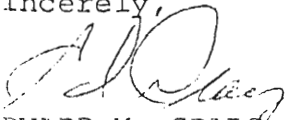
00040192724

Mr. Orlando B. Potter
November 1, 1979
Page 2.

This information was obtained from the Charleston County Democratic Party and it's G.O.T.V. Coordinator, Franklin Robson after much effort and investigation. It is extremely difficult to reconstruct expenditures since there were a number of people involved in the effort and it has been almost three years since the expenditures took place. The individuals involved have indicated that the above is to the best of their knowledge the disposition of the funds in questions.

In light of the above, I request that your office accept this letter in response to y our inquiry with the understanding that in the future the Charleston County Party, if involved in federal elections, will file as a federal committee, account for their receipts and disbursements as such and file a proper report.

Sincerely,


EDWARD M. CRAIG, JR.
Executive Director

EMCJr:mwj

00040192725



FEDERAL ELECTION COMMISSION
ATTENTION: Mr. Orlando B. Potter
1325 K Street, N.W.
Washington, D. C. 20463

Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29204

9 2 7 2 6 1 0 1 0 0



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Franklin E. Robson, Esquire
GOTV Coordinator
105 Broad Street
Charleston, SC 29402

Re: MUR 1076 (79)

Dear Mr. Robson:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976.

The Commission has been corresponding with Mr. Edward M. Craig, Jr., the Executive Director of the Democratic Party of South Carolina, in connection with this matter. Mr. Craig has stated that you were the GOTV Coordinator in 1976 for the Charleston County Party.

To apprise you of the Commission's view of your county party's responsibilities, under the Federal Election Campaign Act of 1971, as amended, we are attaching a copy of a letter being sent to Mr. Craig. Since you may be able to assist in this matter, we are also enclosing registration and reporting forms. If you are able to supply the necessary information, we would appreciate your submission of the completed forms within ten days of your receipt of this letter.

We note that the Commission has already found reason to believe that the Charleston County Party may be in violation of sections 433 and 434 of the Act for failing to register and report.

00047727

If you have any questions, you may contact Lester Scall,
the attorney assigned to this matter, at (202) 523-4166.

Sincerely,

Charles N. Steele
Acting General Counsel

Enclosures

00000192728



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charleston County Democratic Party
c/o Mr. Edward M. Craig, Jr.,
Executive Director
Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Re: MUR 1076 (79)

Dear Mr. Craig:

This is in reference to the matter involving the registration and reporting of the Charleston County Democratic Party in connection with its receipt of \$2,500 from the Presidential Campaign Committee in 1976. The matter has been referred to the Office of General Counsel and is now numbered MUR 1076. Please refer to this number in future correspondence.

In this connection, the Commission has considered your letter of November 1, 1979 and the various telephone conversations between Commission staff, and you and other party officials.

Based on the information already supplied us, it appears that the Charleston County Party would satisfy the registration and reporting requirements of the Federal Election Campaign Act of 1971, as amended, by submitting the forms prescribed by the Commission. A complete report showing no outstanding debts and obligations could also serve as a termination report for federal activity. Since you stated that the funds received by Charleston were placed in its GOTV account which contained funds from local elections, such report should contain a statement of the beginning cash on hand and the source of the other funds, as well as a statement of the disposition of any residual funds. To assist you in this regard, we are enclosing registration and reporting forms.

0040190729

Turning now to your request that your November 1, 1979 letter serve as a substitution for the Charleston Committee's registration and reporting requirement under the Act, we note the following. While we appreciate the difficulty you may have in reconstructing expenses, such alternative is not consistent with what has been required of other committees in similar circumstances. Therefore, prior to this office determining what recommendation it should make to the Commission in this regard, we would want to consider your written responses, or those of the responsible individuals in Charleston, to the following:

1. In connection with each expenditure described in your November 1, 1979 letter, state how the various amounts were apportioned, if at all, between the presidential and non-presidential candidates.
2. Provide the best information available regarding the dates of each expenditure and the person or entity to whom made.
3. State whether the GOTV checking account contained any contributions from corporations and unions and, if so, the amounts of such contributions.

As the Commission has already found reason to believe that the Charleston County Party may be in violation of the Act for failure to register and report, we ask that you respond within ten days of your receipt of this letter.

We are sending a copy of this letter to Mr. Franklin Robson whom you had identified as the GOTV Coordinator in Charleston.

The attorney now assigned to this matter is Lester Scall. If you or Mr. Robson have any questions, you may reach him at (202) 523-4166.

Sincerely,

Charles N. Steele
Acting General Counsel

Enclosure

cc. Franklin E. Robson, Esq.
105 Broad Street
Charleston, SC 29402

00000192730

DATE INITIATED: September 27, 1978

MANNER IN WHICH REVIEW WAS INITIATED:

☐ Normal review ☒ Other:
☐ Special Project: See referral from Audit.

ATTACHMENT

1

REPORTS: All reports within the dates listed below have received initial basic review. For all reports reviewed, see Attachment 1.

PERIOD COVERED FROM N/A TO N/A

TOTAL RECEIPTS \$ N/A TOTAL EXPENDITURES \$ N/A

CASH ON HAND \$ N/A DEBTS \$ N/A

HISTORY:

RESULTS OF REVIEW:

3SV1/79-38, sent May 23, 1979
3SV2/79-38, sent August 14, 1979

ATTACHMENT

2
7

COMMUNICATIONS WITH CANDIDATE/COMMITTEE:

-Telecon-Craig and Smith, June 4, 1979
Telecon-Craig and Smith, June 25, 1979
Telecon-Craig and Smith, October 17, 1979

ATTACHMENT

3
4
9

REASON(S) FOR REFERRAL:

Inadequate response to 3SV2/79-38

ATTACHMENT

OTHER PENDING ACTIONS INITIATED BY RAD:

None

ATTACHMENT

OTHER RELEVANT INFORMATION:

Telecon-Anne Wiessenborn of OGC and Smith, June 25, 1979
Telecon-Anne Wiessenborn of OGC and Smith, June 27, 1979
Telecon-Dug Greevy and Carl Sandstrom from the Democratic
National Committee, October 10, 1979
Letter from Ed Craig, date received 11/5/79

5

6

8

10

RAD Form 1

D
RAD

534
96-202

REFER TO INSTRUCTIONS ON REVERSE SIDE BEFORE COMPLETING

REPORTS ANALYSIS REFERRAL SHEET

DATE

11/6/79

ANALYST Alva Smith

AS

TO: Office of General Counsel

TEAM CHIEF Bobby Werfel

B. Werfel

THROUGH STAFF DIRECTOR

COMPLIANCE REVIEW Carroll Bowen

CB/PS

FROM ASSISTANT STAFF DIRECTOR FOR REPORTS ANALYSIS

TH

MUR 1076

CANDIDATE COMMITTEE: Charleston County Democratic Party

TREASURER: Ed Craig, Chairman of the Democratic Party of South Carolina

ADDRESS: Democratic Party of South Carolina
2801 Devine Street, Columbia, SC 29250

AFFILIATE(S)

N/A

ALLEGATION(S)

Failure to register and
report as a political committee.

CITE:

2 U.S.C. 433 & 434

ATTACHMENT(S)

FEDERAL ELECTION COMMISSION

Following Page - Committee Name

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):

- | | |
|--|---|
| ☐ (1) Classified Information | ☐ (6) Personal privacy |
| ☐ (2) Internal rules and practices | ☒ (7) Investigatory files |
| ☐ (3) Exempted by other statute | ☐ (8) Banking Information |
| ☐ (4) Trade secrets and commercial or financial information | ☐ (9) Well Information (geographic or geophysical) |
| ☐ (5) Internal Documents | |

Signed

Samuel B. Benson Jr.

Date

June 5, 1980



FEDERAL ELECTION COMMISSION

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

MEMORANDUM

TO : TOM HASELHORST
THROUGH : ROBERT COSTA *RKC*
FROM : RICK HALTER
DATE : SEPTEMBER 27, 1978
SUBJECT : POSSIBLE REPORTING AND/OR REGISTRATION VIOLATIONS
UNDER SECTION 433 and 434 OF TITLE 2, UNITED
STATES CODE (2 U.S.C. 433 AND 434)

During a recent audit of: (Name) 1976 DEMOCRATIC

PRESIDENTIAL CAMPAIGN COMMITTEE

Address Box 2222, 1175 PEACHTREE ST, N.E. ATLANTA, GEORGIA
30361

it was discovered that the following committee(s)/candidate (s)
failed to register and/or report transfers in accordance with
the above stated sections of the U.S. Code:

Committee/Candidate Name CHARLESTON COUNTY DEMOCRATIC PARTY

Committee/Candidate Address SOUTH CAROLINA *

Committee Treasurer _____

Possible Violation: (Attach copy of Schedule A or D) _____

Committee/Candidate Name _____

Committee/Candidate Address LOS ANGELES, CALIFORNIA *

Committee Treasurer _____

Possible Violation: (Attach copy of Schedule A or D) _____



* An attempt to obtain full mailing addresses will be made
during fieldwork in Oct. 1978.

EXCERPT FROM INTERIM REPORT OF THE AUDIT
DIVISION ON THE 1976 -9- DEMOCRATIC PRES-
IDENTIAL CAMPAIGN COMMITTEE, INC.

PROVED IN
EXECUTIVE SESSION

(7) Payments to Other Political Organizations

Section 431(d) of Title 2 of the United States

Code defines a "political committee" as any committee, club, association, or other group of persons which receives contributions or makes expenditures during a calendar year in an aggregate amount exceeding \$1,000. Section 431(e), in part, defines a "contribution" as funds received by a political committee which are transferred to such committees from another political committee or other source.

A review of expenditures for GOTV activity showed payments to six (6) political organizations which were in amounts ranging from \$1,500 to \$3,000 (see Exhibit D). Three (3) of these organizations negotiated "contracts" with the Committee to conduct GOTV activity on their behalf. None of the organizations are registered and reporting with the Commission. Therefore, neither the Committee nor the unregistered political organizations have disclosed the "particulars" of these expenditures identified as "GOTV" on the Committee's reports.

In addition, amounts transferred to ^{four (4)} ~~five (5)~~ of the aforementioned political organizations have been included as unsupported expenditures on Exhibit C.

Recommendation

We recommend that the Commission require these organizations to file a statement of organization and file reports as required by Sections 433 and 434 and that this matter be referred to the Reports Analysis Division, to be handled in the ordinary course of its duties.

B. Other Matters

Noted below are other matters for which we feel no Committee action is necessary.

(1) Distribution of Get-Out-The-Vote (GOTV) Funds

Committee records show the disbursement of \$412,513 to its representatives in certain target states for GOTV purposes. A total of \$317,513 was disbursed as advances while the remaining of \$95,000 was paid by contracts to various political organizations. The funds were received and distributed further to pay election day and related expenses. This further distribution was made for the most part in the form of cash payments for services rendered on election day.

FEDERAL ELECTION COMMISSION

Following Page - Committee Name

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):

- | | |
|--|---|
| ☐ (1) Classified Information | ☐ (6) Personal privacy |
| ☐ (2) Internal rules and practices | ☒ (7) Investigatory files |
| ☐ (3) Exempted by other statute | ☐ (8) Banking Information |
| ☐ (4) Trade secrets and commercial or financial information | ☐ (9) Well Information (geographic or geophysical) |
| ☐ (5) Internal Documents | |

Signed

date

93
Amiel Blum
June 5, 1986

FEC 9-21-77

8 0 0 4 0 1 9 2 7 3 7

EXHIBIT D

SCHEDULE OF UNREGISTERED POLITICAL ORGANIZATIONS

RECEIVING TRANSFERS FOR GOTV

<u>PAYEE</u>	<u>DATE</u>	<u>AMOUNT</u>	<u>CONTRACT</u>
* Charleston County Democratic Party	10/31/76	2,500	Yes
* Florence County Democratic Party	10/28/76	1,750	Yes
* Sumter County Democratic Party	10/28/76	1,500	Yes
* .	11/01/76	3,000	No
Committee	11/01/76	3,000	No
Campaign	11/01/76	1,500	No
	Total	<u>\$13,250</u>	
* Appears as exception on Exhibit C			

RECEIVED JAN 29 1979

January 25, 1979

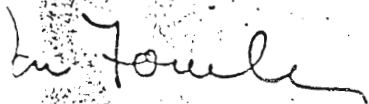
Mr. Ronald D. Eastman
Edward Walader, Wickersham & Taft
1100 Dupont Circle
Washington, D.C. 20036

Dear Mr. Eastman:

For the 1976 general election, several Democratic Party county committees in South Carolina entered into contracts with the 1976 Democratic Presidential Campaign Committee, Inc. Under these contracts our county committees were paid certain amounts of money to finance particular activities in connection with our get-out-the-vote effort. Copies of the contracts for Barnwell County (\$250.00), Sumter County (\$1,500.00), Florence County (\$1,750.00), and Charleston County (\$2,500.00) are attached. The Charleston County contract provided that 48 cars and drivers were to be hired on election day at \$30.00 each and that 53 drivers would be hired at \$20.00 each. The Florence County contract specified that 32 cars and drivers would be hired at \$20.00, that \$250.00 would be spent on door hangers and \$250.00 on voter registrations, \$320.00 spent on 8 sound trucks, and \$100.00 for 13 poll watchers. The Sumter County contract provided for 60 cars and drivers at \$25.00 each. The Barnwell County contract provided that 25 cars and drivers would be hired at \$10.00 each.

I had personal contact with the persons in each of the GOTV efforts in each of these counties, including County Party Secretary Franklin Robson in Charleston, County Chairman Ed Ervin in Sumter, County Chairman Tom Rogers in Florence, and County Party Chairman Robert Collins in Barnwell counties. I certify that the money was spent in accordance with the terms of the contracts.

Sincerely,



Eld L. Fowler
Chairman

Enclosure

Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29250 • Phone (803) 793-7793



FEDERAL ELECTION COMMISSION

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

May 23, 1979

Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, SC 29250

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees who wish to comply with the Federal Election Campaign Act. Our review of the expenditures reported by the 1976 Democratic Presidential Campaign Committee indicates that your organization may have made expenditures which total in excess of \$1,000 during the calendar year. Enclosed is a copy(s) of the report(s) in which your expenditure(s) is listed.

The Act defines "political committee" to mean any organization, or other group of persons which receives contributions or makes expenditures (which includes contributions to Federal candidates and committees supporting Federal candidates), aggregating in excess of \$1,000 during a calendar year. It would appear that your organization may qualify as a "political committee" subject to registration, reporting, and contribution limitation requirements of the Act.

If you agree that your organization is a political committee, please submit a Statement of Organization on FEC Form 1, in accordance with 2 U.S.C. 433. In addition, your committee will be required to file disclosure reports in accordance with 2 U.S.C. 434 on FEC Form 3.

If you agree that your organization has made contributions or expenditures which qualify you as a "political committee", but you do not wish to be considered as a "political committee", you must request refund(s) from the candidate(s) and/or political committee(s) to which you have contributed. As an alternative, political committees to which you made contributions may transfer all or part of the contributions to accounts which are not used to influence Federal elections. Refunds or transfers must be made in such amounts that the total remaining contributions made by you do not exceed \$1,000 during a calendar year.

If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit a statement which would clarify this matter for the public record. We have also enclosed relevant informational materials and forms for the registration of and reporting by the political committee. Please examine the enclosed materials.

0000749

Sincerely,

Orlando B. Potter
Staff Director

Enclosures

PAGE

GENERAL DESCRIPTION OF PAYEE/VENDOR	DATE & AMOUNT OF CHECK/DRAFT & AMOUNT	TYPE OF DOCUMENTATION	INTENDED PURPOSE PER DOCUMENTATION PROVIDED
--	---	--------------------------	--

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

COTV

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

COTV

Charleston County Democratic Party

Political Organization 10/31/76 2,500

■ ■

COTV

RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

3. 11/79-28

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

1. 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
San Antonio, TX

3. ARTICLE DESCRIPTION
REGISTERED NO. CERTIFIED NO. INSURED NO.
(Always obtain signature of addressee or agent)

I have received the article described above
SIGNATURE ☐ Addressee ☒ Authorized agent
Nereea Horton

4. DATE OF DELIVERY
5-24-79

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE

POSTMARK
1979

CLERK'S INITIALS

U.S. POST OFFICE

PSN 1977 0 249-596

DATE: 6/4/79

TIME: 12:00

COMMITTEE: SC Dem Party

PERSON SPOKEN TO: Mr Craig 803-799-7798

FEC'R: A. Smith

SUBJECT: M Letter to Charleston & Sumter County Dem Party

I returned Mr. Craig's call from 6/1/79.

We discussed the problem of Charleston and Sumter Cnty Dem Party as contributions to the 1976 Dem Pres Campaign Committee. It was stated by Craig that there's a possibility of corporate funds co-mingled in the two cmtes accounts. I stated that corporate contributions are prohibited and if fund are co-mingled it would present a problem. However, nothing could be done about it at this time, all activity must be reported if the Cmtes had only one account. We concluded, the two cmtes will register and report or receive refunds from the 1976 Dem Pres Campaign Cmte.

I discussed the above conversation with Dug. It was pointed out:

1. The 1976 Dem Pres Campaign Cmte contributed the funds to the two cmtes for Carter GOTV
2. GOTV expenditures made in excess of \$1000 triggers a registration and reporting obligation from the unregistered cmte. Only Federal cmtes registered with the Commission may make GOTV expenditures in excess of \$1000
3. The refund provision does not apply.

I immediately call Mr. Craig back.

I reiterated the conversation with Dug.

Craig thinks that the cmtes did establish a separate account for the GOTV receipt from the 1976 Dem Pres Cmpgn Cmte. If that's the case, that account will only have to be reported.

We both clearly understand the situation.

0040192743

DATE: 6/25/79

TIME: 11:00

COMMITTEE: Dem Party of SC RE: Sumter County and Charleston County Dem Party

PERSON SPOKEN TO: Mr Craig

FEC'R: A. Smith

SUBJECT: M letters

Mr. Craig called requesting an extension because the M letter was incorrectly written. I explained that extensions cannot be granted. However, I will inform the compliance analyst of his request.

00040192744

DATE: 6/25/79

TIME: 11:30

COMMITTEE:

PERSON SPOKEN TO: Anne Wiessenborn OGC

REC'D: A. Smith

SUBJECT: Sumter County and Charleston County Democratic Parties

Wiessenborn called after speaking to Mr. Craig regarding the two unregistered committees. Mr. Craig is confused as to what the Commission is requesting. I explained the problem to Wiessenborn, stating that I explained the problem to Mr. Craig on 6/4/79. Wiessenborn will call Mr. Craig hoping to pacify him.

0040192743

DATE: 6/27/79

TIME: 12:15

COMMITTEE:

PERSON SPOKEN TO: Anne Weissenborn

FEC'R: A. Smith

SUBJECT: Sumter and Charleston Cnty Cmtes

Weissenborn called to confirm the recommendations she gave to Mr. Craig concerning reporting and termination for the two cmtes. Everything is ok. I told Weissenborn that SV's were being sent to the cmtes. She suggested that we hold off for two weeks.

00000192746



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 14, 1979

Treasurer
Charleston County Democratic Party
c/o Democratic Party of South Carolina
2801 Devine Street
Columbia, South Carolina 29250

Dear Treasurer:

On May 23, 1979, you were notified that you may have made contributions to a political committee which raised problems under 2 U.S.C. 433 and 434.

As of this date, however, we have received no response from you. Your failure to respond gives the Commission reason to believe that you may have committed a violation of 2 U.S.C. 433 and 434.

The Commission will take no action against you until you have had a reasonable opportunity to respond to this letter. This response should be mailed to the Commission within fifteen (15) days from the date of this letter.

If you have responded to the above or you require additional information, please contact Alva Smith, our Reports Analyst assigned to you on our toll free number (800)424-9530. Our local number is (202) 357-0023.

Sincerely,

Thomas E. Harris

Commissioner

Certified Mail:
Return Receipt Requested

000401977

7-16-60 3-12/12-
● **SENDER** Complete items 1, 2, and 3
Add your address in the "RETURN TO" space on reverse

1. The following service is requested (check one)
☐ Show to whom and date delivered. c
☐ Show to whom, date, and address of delivery c
☒ **RESTRICTED DELIVERY**
Show to whom and date delivered. c
☒ **RESTRICTED DELIVERY**
Show to whom, date, and address of delivery \$
(CONSULT POSTMASTER FOR FEES)

2. **ARTICLE ADDRESSED TO:**

Charleston City Police Dept.

3. **ARTICLE DESCRIPTION**

REGISTERED NO. CERTIFIED NO. INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above

SIGNATURE ☐ Addressee ☐ Authorized agent

7-4-60 *M. W. Jones* DATE OF DELIVERY
POSTMARK
1960

5. **ADDRESS:** Complete only if requested

6. **UNABLE TO DELIVER BECAUSE:**

CLERK'S
INITIALS

5/14
EIGHT 1967 0 244-05

Telecon:

Greevy with Carl Sandstrom
Democratic National Committee
10/10/79
638-7426

Re: Florence County Democratic Committee
Sumter County Democratic Committee
Charleston County Democratic Committee

CS called this day.

He stated:

He was contacted today by an individual in South Carolina concerning the letters sent by the Commission to the committees above. (I could not ascertain with whom he spoke)

The committees were under the impression in 1976, when the agreement with Carter's PCC was made, that they would be acting as agents for the Carter PCC.

Further, the committees had no discretion as to how the funds would be used. The purposes were designated by the Carter PCC.

Carter's PCC reports showed the expenditures to the committees as operating expenditures with the purposes listed as GOTV. They were not reported as transfers.

Upon this basis, Sandstrom stated that he saw no reason why the Commission should view the committees as "political committees". He stated that the definition of "political committee" should be a group, etc., which contributes in excess of \$1,000 during the calendar year.

He stated also that there are many consultants who receive in excess of \$1,000 from candidates and political committees, but the Commission doesn't make these groups register and report.

He asked me why the letters had been sent. I stated that apparently the Commission believed that the committees may be political committees because of the use made of the funds received. I stated that I had no knowledge of the matter other than that.

He asked me to relate our discussion to my superiors, so that he could receive a definitive answer on the matter.

Note: Copy of this telecon will be:

1. Given to OGC in the form of referral update for Florence.
2. Attached to the referral prepared for Sumter.
3. Attached to back up for Charleston.
4. Given to Section Chief for any follow up action.

DATE: 10-17-79

TIME: 10:00

COMMITTEE: Democratic Party of South Carolina

PERSON SPOKEN TO: Ed Craig

FEC'R: A Smith

SUBJECT: Charleston Cnty

I called Mr. Craig stating that the Commission has not as of yet received any information concerning Charleston Cnty. Craig explained that Charleston did submit a ledger sheet ^(to him) disclosing the GOTV activity. The problem, however, is not registering & reporting, the problem is submitting a bogus report & find someone to sign it. He further explained that the \$2,500 received from Carter people were commingled with funds already in the Charleston account. It would also be impossible to disclose the source of the funds, which are possibly camp & union moneys.

The options are, (1) submit an AOR if the Cnty registers or (2) follow-up in the same manner as Florence & Sumter Counties. Craig will follow-up in the same manner as for the other Cnties by submitting a letter explaining the circumstances.

RECEIVED
FEDERAL ELECTION
COMMISSION

'79 NOV 5 AM 10:30



Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29225 • Phone (803) 799-7798

November 1, 1979

FEDERAL ELECTION COMMISSION
ATTENTION: Mr. Orlando B. Potter
1325 K Street, N.W.
Washington, D. C. 20463

Dear Mr. Potter:

In response to your letter of May 23, 1979 (3SD2-79-38), the following is a brief explanation of the ultimate disposition and events surrounding the receipt by the Charleston County Democratic Party of \$2,500 from the 1976 Democratic Presidential Campaign Committee (Carter Campaign).

The Charleston County Party was asked to provide certain Get Out The Vote support for the Carter Campaign in 1976. They were asked to provide cars and drivers on election day, and were informed and believed to be true that the contract they received from the Carter Campaign would relieve them of any financial disclosure to the Federal Election Commission.

The Charleston County Democratic Party does not now and to my knowledge has never filed as a federal committee, nor established separate checking accounts for federal receipts and disbursements. They therefore, subsequently deposited the \$2,500 check into their G.O.T.V. checking account which contained other funds (\$6,570) from other candidates running in local elections.

With these funds, a committee appointed by the County Party spent \$8,900 for the G.O.T.V. effort, and returned \$170 to the County Democratic Party's operating account. Distribution of this money was made in the following manner.

Automobiles (57 at \$30)	\$ 1,710.00
Workers (154 at \$20)	3,080.00
Printing	166.40
Food (211 at \$2)	422.00
Total	<u>\$ 5,378.40</u>

In addition, \$3,521.60 was distributed on election day to approximately 24 precincts for cars, runners and food by the G.O.T.V. Committee.

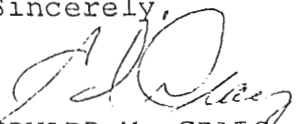
157601CFCU

Mr. Orlando B. Potter
November 1, 1979
Page 2.

This information was obtained from the Charleston County Democratic Party and it's G.O.T.V. Coordinator, Franklin Robson after much effort and investigation. It is extremely difficult to reconstruct expenditures since there were a number of people involved in the effort and it has been almost three years since the expenditures took place. The individuals involved have indicated that the above is to the best of their knowledge the disposition of the funds in questions.

In light of the above, I request that your office accept this letter in response to y our inquiry with the understanding that in the future the Charleston County Party, if involved in federal elections, will file as a federal committee, account for their receipts and disbursements as such and file a proper report.

Sincerely,


EDWARD M. CRAIG, JR.
Executive Director

EMCJr:mwj

0040192752



FEDERAL ELECTION COMMISSION
ATTENTION: Mr. Orlando B. Potter
1325 K Street, N.W.
Washington, D. C. 20463

Democratic Party of South Carolina • 2801 Devine St. • Columbia, S. C. 29250

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FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 1076

Date Filmed 6/16/80 Camera No. --- 2

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