



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF TUCR # 1238

Date Filmed May 28, 1981 Camera No. --- 2

Cameraman SPC



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1981

MEMORANDUM TO: The File
FROM: Judy Thedford
SUBJECT: MUR 1238 - Closing Letter

The letter addressed to David Sherman, Treasurer, of the Donelon For Congress Committee should be re-sent in the attached envelope to Mr. Sherman at the new address.

3104051631

81010051632

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Official Business

Penalty for Private Use \$300



REASON CHECKED

Unclaimed ☐ Refused ☐
Addressee unknown ☐
Insufficient Address ☐
No such street ☐ number ☐
No such office in state ☐
Do not re-mail in this envelope ☐

David R. Sherman, Treasurer
Donelon For Congress Campaign Committee
2601 Veterans Memorial Drive
Metairie, LA 70002

M.L.N.A.

☒ Moved, left no address
☐ No such number
☐ Moved, not forwardable
☐ Addressee unknown

CERTIFIED

949695



Black 274-29 8th 2 5 1 4 3 3
Awaiting a memo

PS Form 3811, Apr. 1977

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● 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: <i>Frank R. Thurman</i> <i>Senator for Congress Center</i> <i>Metairie, La.</i>		
3. ARTICLE DESCRIPTION: REGISTERED NO. CERTIFIED NO. INSURED NO. <i>569546</i>		
(Always obtain signature of addressee or agent)		
I have received the article described above. SIGNATURE ☐ Addressee ☐ Authorized agent		
4	DATE OF DELIVERY	POSTMARK
5. ADDRESS (Complete only if requested)		
6. UNABLE TO DELIVER BECAUSE: <i>no address</i>		CLERK'S INITIALS <i>[Signature]</i>

1238 *Shedford* *4-3-81* GPO: 1977-0-249-595

81047251634

MUR 1238

4-28-81

PS Form 3811, Jan. 1978

● **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:**
*David R. Sherman, Treas.
Sonoma Co. Cong. Camp
Corte*

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>191066</i>	

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

Rose Stout

4. **DATE OF DELIVERY:** *5-01-81* **POSTMARK:**

5. **ADDRESS (complete only if requested)**

6. **UNABLE TO DELIVER BECAUSE:** **CLERK'S INITIALS**

1238

Shed for U.S. POSTAL SERVICE

81040251635

PS Form 3811, Jan. 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

4-13-81 ✓

● 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:
Attatt J. Kunes

3. ARTICLE DESCRIPTION:
REGISTERED NO. *E 59666* CERTIFIED NO. _____ INSURED NO. _____
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
Eck F. Brandon

4. DATE OF DELIVERY
26:116 9 MAY 18

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:
1258 [signature]

NOKE. VA
PM
5:11
APR 20 1981
CLERK'S INITIALS

☆ GPO : 1979-388-040



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 13, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Theodore (Ted) L. Jones
Post Office Box 65122
3081 Teddy Drive
Baton Rouge, LA 70896

Re: MUR 1238

Dear Mr. Jones:

On May 21, 1980, the Commission notified your clients, Congressman Tauzin and the Billy Tauzin Committee, of a complaint alleging that they may have violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 7, 1981, determined that on the basis of the information in the complaint and information provided by you that there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

BY:

A handwritten signature in dark ink, appearing to read "Kenneth A. Gross", is written over a horizontal line.

Kenneth A. Gross
Associate General Counsel

81040251636

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Theodore (Ted) L. Jones
Post Office Box 65122
3081 Teddy Drive
Baton Rouge, LA 70896

Re: MUR 1238

Dear Mr. Jones:

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Sincerely,

Charles H. Steele
General Counsel

BT:

Kenneth A. Gross
Associate General Counsel

GA
4-10-81



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 13, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Abbott J. Reeves
P.O. Box 465
419 Derbigny Street
Gretna, LA 70054

Re: MUR 1238

Dear Mr. Reeves:

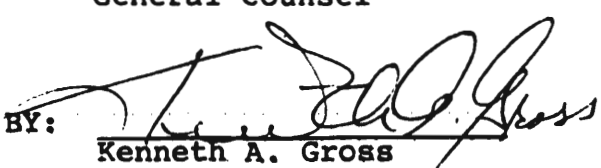
On May 21, 1980, the Commission notified your clients, Marion Edwards, A.J. Benintende, Harry Lee, Carl Perry, and John M. Mamoulides, of a complaint alleging that they may have violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 7, 1981, determined that on the basis of the information in the complaint and information provided by you that there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Abbott J. Reeves
P.O. Box 465
419 Derby Street
Gretna, LA 70054

Re: MOR 1238

Dear Mr. Reeves:

On May 21, 1980, the Commission notified your clients, Marion Edwards, A.J. Benintende, Harry Lee, Carl Perry, and John M. Mamoulides, of a complaint alleging that they may have violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on April 7, 1981, determined that on the basis of the information in the complaint and information provided by you that there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

9
4-10-81



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 13, 1981

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David R. Sherman, Treasurer
Donelon for Congress
Campaign Committee
2601 Veterans Memorial Blvd.,
Metairie, LA 70002

Re: MUR 1238

Dear Mr. Sherman:

The Federal Election Commission has reviewed the allegations of your complaint dated May 15, 1980 and determined that on the basis of the information provided in your complaint and information provided by the respondents that there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended (the "Act") has been committed.

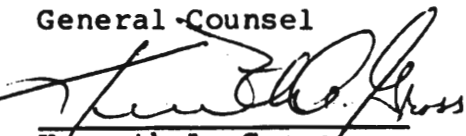
Accordingly, the Commission has decided to close the file in this matter.

Should additional information come to your attention which you believe establishes a violation of the Act, please contact Judy Thedford, at (202)523-4057.

Sincerely,

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

8104051640



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David R. Sherman, Treasurer
Donelon for Congress
Campaign Committee
2601 Veterans Memorial Blvd.,
Metairie, LA 70002

Re: MUR 1238

Dear Mr. Sherman:

The Federal Election Commission has reviewed the allegations of your complaint dated May 15, 1980 and determined that on the basis of the information provided in your complaint and information provided by the respondents that there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended (the "Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter.

Should additional information come to your attention which you believe establishes a violation of the Act, please contact Judy Thedford, at (202)523-4057.

Sincerely,

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

JA
4-10-81

8101051641

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Conservative Democrats Committee)

W. J. "Billy" Tauzin)

Billy Tauzin Committee)

Republicans for Tauzin)

A. J. Benintende)

Marion Edwards)

Carl Perry)

John Mamoulides)

Harry Lee)

MUR 1238

CERTIFICATION

I, Lena L. Stafford, Recording Secretary for the Federal Election Commission's Executive Session on April 7, 1981, do hereby certify that the Commission decided in a vote of 4-1 to take the following actions with regard to MUR 1238:

1. FIND NO REASON TO BELIEVE that Conservative Democrats Committee and its officers, A. J. Benintende and Marion Edwards, Sheriff Harry Lee and John Mamoulides violated 2 U.S.C. §§ 433(a), 434(b), 441d(a), 441a.
2. FIND NO REASON TO BELIEVE that W.J. "Billy" Tauzin violated 2 U.S.C. § 432(e).
3. FIND NO REASON TO BELIEVE Billy Tauzin Committee violated 2 U.S.C. §§ 432(f) and 434(b).
4. FIND NO REASON TO BELIEVE Republicans for Tauzin and its officer Carl Perry violated 2 U.S.C. § 432(e) (4).
5. Close the file and send the letters attached to the First General Counsel's Report dated March 19, 1981.

Commissioners Aikens, McGarry, Reiche, and Thomson voted affirmatively with Commissioner Harris dissenting.

Attest:

4-9-81
Date

Lena L. Stafford
Recording Secretary

81040251642



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE *mwe*
FROM: MARJORIE W. EMMONS/JODY CUSTER *jc*
DATE: MARCH 24, 1981
SUBJECT: OBJECTION - MUR 1238 First General Counsel's
Report; Received in OCS, 4:56, March 19, 1981

The above-named document was circulated on a 48
hour vote basis at 2:00, March 20, 1981.

Commissioner Harris submitted an objection at 1:20,
March 23, 1981.

This matter will be placed on the Executive Session
Agenda for Tuesday, April 7, 1981.

81040251643

March 19, 1981

MEMORANDUM TO: Marjorie W. Demons
FROM: Elissa T. Carr
SUBJECT: MUR 1230

Please have the attached First GCR Report distributed to the Commission on a 48 hour tally basis. Thank you.

81040251644

FEDERAL ELECTON COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

81 MAR 19 P 4: 56

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 3-19-81

MUR # 1238
DATE COMPLAINT RECEIVED
BY OGC 5/18/80
STAFF MEMBER
Thedford

COMPLAINANT'S NAME: David R. Sherman, Treasurer of Donelon
For Congress Campaign Committee

RESPONDENT'S NAME: Conservative Democrats Committee (CDC),
W.J. "Billy" Tauzin, Billy Tauzin
Committee (BTC), Republicans For Tauzin
(RFT), A.J. Benintende, Marion Edwards,
Carl Perry, John Mamoulides, Harry Lee

RELEVANT STATUTE: 2 U.S.C. §§ 431(17), 432(e)(4), 432(f),
433(a), 434(b), 441a, and 441d(a)

INTERNAL REPORTS CHECKED: Conservative Democrats Committee, Billy
Tauzin Committee

FEDERAL AGENCIES CHECKED: N/A

SUMMARY OF ALLEGATIONS

On May 18, 1980, David Sherman, treasurer of Donelon For Congress Campaign Committee, filed the attached complaint with the Commission (See Attachment I). The allegations in the complaint are based on campaign activities performed by an organization known as Conservative Democrats Committee ("CDC"). The specific activities in question include the publication and mailing of two broad-based letters and a tabloid which advocated the election of Billy Tauzin and the defeat of Donelon. Copies of the two letters and tabloid were submitted with the complaint and all three pieces carried a disclaimer that the publication was not authorized by Billy Tauzin or his campaign committee and was paid for by CDC. The costs of the two letters and tabloid were reported by CDC as independent expenditures.

The complainant alleges that these independent expenditures were not independent as disclaimed and reported and could not have been done by CDC without the cooperation, prior consent, or consultation with the candidate or his agents. Specifically, the complaint noted:

(a) The tabloid contained a personal message from candidate Tauzin with a printed signature, ten photographs of Tauzin of a personal nature, and a letter endorsing Tauzin written by Sheriff Harry Lee. Sheriff Lee is described as one of Tauzin's closest supporters and is alleged to have previously done a radio tape for the Billy Tauzin Committee ("BTC").

(b) One letter was written by John Mamoulides, a key leader in Tauzin's campaign, an intimate advisor, backer, and fundraiser for Tauzin. A statement is also made in the complaint that the Chairman of the CDC is Marion Edwards, Assistant District Attorney, and an employee of John Mamoulides, District Attorney.

(c) A second letter was written on the letterhead of Republicans For Tauzin ("RFT"). RFT is listed as an affiliate of CDC, an unauthorized committee. The complaint alleges that RFT is an unauthorized committee and in violation of the regulations for containing Tauzin's name in its title.

(d) CDC filed a Statement of Organization on May 12, 1980, the same date the mailings were delivered to the Post Office and/or to the Tauzin campaign. The complaint asserts that a witness will swear to having seen the tabloid in candidate Tauzin's automobile on May 12, 1980.

News articles from the Times-Picayune and the Daily Review were also submitted by the complainant. The Times-Picayune article suggested that: (1) CDC was set up to circumvent the contribution limitations; and that (2) the letter by Sheriff Lee failed to have a disclaimer on it. The complainant asserts that the final paragraph of the article and Tauzin's admission to the tabloid's photographs support their contention of consultation and co-operation between candidate Tauzin, his staff, and CDC (See Attachment II). The Daily Review article was submitted to substantiate the complaint in that the article in the Daily Review authorized and published by BTC contained the same photograph used by CDC in its tabloid (See Attachment III).

Letters were sent to the respondents notifying them of the filing of the complaint on May 21, 1980. Responses were received on June 10 and June 11, 1980, from Ted Jones, counsel for Billy Tauzin and BTC (See Attachment IV) and Abbott Reeves, counsel for CDC, RFT, Sheriff Lee, Carl Perry, Marion Edwards, John Mamoulides and A.J. Benintende (See Attachment V). On September 11, 1980,

the news articles were sent to the respondents' counsel. Counsels submitted responses on October 6, and October 20, 1980 (See Attachment VI and VII).

FACTUAL AND LEGAL ANALYSIS

The complainant alleges that CDC's independent expenditure activity was not independent due to the contents of the tabloid and the individuals involved in the activity.

With regard to the alleged personal message in the tabloid, candidate Tauzin and BTC responded that they did not prepare, print, distribute, or authorize a personal message for inclusion in the tabloid or any other CDC literature. Furthermore, Tauzin, and BTC, its officers and agents state that they did not act in concert with, or make a request or suggestion to CDC for the preparation, publication, and distribution of the tabloid nor any material contained in the tabloid referring to Tauzin (See pg. 2-3 of Attachment IV).

Accordingly, the response from CDC indicates that the alleged personal message from Tauzin was created by Carl Mullican, a public relations consultant. It was his original work and carried a printed name at its conclusion, not Tauzin's signature. CDC claimed that no one connected with BTC or Tauzin contributed, cooperated, or participated in the development of the text (See page 8 of Attachment V).

With regard to the alleged personal photographs in the tabloid, candidate Tauzin and BTC claim that the pictures were of a "political" nature in that they show Tauzin investigating local issues and talking with local people. The pictures were not made by or under the direction, control, or provided by Tauzin, BTC, its officers or agents. The response further indicates that Tauzin did not refuse to be photographed or pose with groups throughout his campaign; however, he is not responsible for their nonauthorized use. The response further stated that Tauzin did not take pictures with CDC, its officers or agents, for the purpose charged; that Tauzin, BTC, its officers or agents did not possess the photographs; nor were they supplied to CDC, by Tauzin, BTC, its officers or agents.^{1/} Furthermore, to Tauzin's knowledge the pictures in question were taken before the inception of CDC (See pages 3-4 of Attachment IV).

^{1/} This statement is amended by other language submitted by counsel in response to the Daily Review article. Discussion on page 8 of this report.

CDC's response indicates that the photos were of a public nature, posed for and made available to Carl Mullican Communications, a public relations firm. All photographs were used for the first time; none reprinted or republished from any literature. CDC claims that the layout and printing of the tabloid including the taking and selection of photos were solely the responsibility of Carl Mullican (See pg. 9 of Attachment V).

As to the letter from Harry Lee, candidate Tauzin and BTC stated that the letter was not sought or requested by Tauzin or the BTC, its officers, or agents and was not provided to CDC or made at the suggestion or request of Tauzin, BTC, its officers or agents. The response further indicated that Sheriff Lee publicly and verbally endorsed Tauzin in a radio tape which was made and authorized by BTC; however, at no time did Tauzin, BTC, its officers or agents request Mr. Lee to put the endorsement in letter form. In general, Tauzin, BTC, its officers and agents deny any cooperation, prior consent, or consultation with the tabloid's content or material (See pg. 4, 5 of Attachment IV).

Sheriff Lee and CDC contend that the letter was an independent gesture by Sheriff Lee to provide CDC with additional text for the tabloid. The preparation of the letter was done solely by Lee with no cooperation, prior consent, or consultation with candidate Tauzin, or his agents as to its preparation, purpose or cost. The photograph of Sheriff Lee and Tauzin was taken before CDC's formation and its use and taking was without cooperation, consultation, in concert with, at the request of or at the suggestion of Tauzin, BTC, its officers or agents (See pages 4 and 9 of Attachment V).

As to the letter written by District Attorney John Mamoulides, which was published and distributed by CDC, Tauzin and BTC acknowledge Mamoulides activity and support; however, Tauzin, BTC, its officers and agents did not authorize the preparation or mailing of the letter (See page 5 of Attachment IV).

CDC and Mamoulides claim the letter was done independently without cooperation or consultation of Tauzin, BTC, its officers or agents, nor was it made, or printed, or distributed in concert with, requested by, or suggested by Tauzin. The cost of the preparation of the letter was paid for by Mr. Mamoulides and printing and distribution costs were paid for by CDC. Furthermore, the information in the letter is claimed to be a matter of public record. Mr. Mamoulides also claimed that a violation of 2 U.S.C. § 441a has not been committed as he did not contribute to BTC, only to CDC, \$500 from himself and \$500 from his wife (See page 10 of Attachment V).

The complainant stated that the chairman of CDC is Marion Edwards, Assistant District Attorney and employee of District

Attorney John Mamoulides. No specific allegation is made about Mr. Edwards. Mr. Edwards submits that he has done nothing as chairman of CDC that was authorized, made in cooperation, consultation, in concert with, or at the request or suggestion of candidate Tauzin (See page 13 of Attachment V).

The second letter in question is written on the letterhead of "Republicans for Tauzin." CDC has listed RFT as an affiliate on its Statement of Organization, but RFT is not registered with the Commission.

RFT and CDC responded that RFT is not subject to the Regulations as it did not solicit contributions or make expenditures. Everything done by RFT was under the express control and at the expense of CDC. Its sole participation was the preparation, printing and distribution of the letter written by Carl Perry, its chairman (See page 7 Attachment V). Tauzin and BTC contend they did not authorize or knowingly permit any committee to use Tauzin's name (See page 6 of Attachment IV). According to 2 U.S.C. § 432(e)(4), a political committee which is not an authorized committee shall not include the name of any candidate in its name. As RFT is not a political committee under the Act, it is not subject to 2 U.S.C. § 432(e)(4).

The complainant further alleged that CDC may not have registered timely. CDC responded that it initiated registration by mailing to the Clerk of the House of Representatives its Statement of Organization on May 10, 1980. On the same day, May 10, 1980, CDC authorize publication of the tabloid. The tabloid is stated to have been ready for distribution the following day, May 11, 1980. As to the allegation that the tabloid was in Tauzin's car on May 12, 1980, CDC, RFT, Carl Perry, A.J. Benintende, Marion Edwards, Sheriff Lee, and John Mamoulides state that they have no knowledge of this (See page 12 of Attachment V).

Candidate Tauzin and BTC stated they were unaware when the tabloids were delivered to the Post Office. However, when the literature was brought to their attention, Tauzin and BTC obtained copies. Mailings of the tabloid were not delivered to Tauzin or BTC, officers or agents, nor did they participate in mailing or distributing the tabloid (See page 7 of Attachment IV).

The central question raised by the complaint is whether the independent expenditure activity, reported and disclaimed as such by CDC, was truly independent and not made with the cooperation, prior consent, or consultation with, or at the request or suggestion of candidate Tauzin, BTC, its officers or agents. 11 C.F.R. § 109.1 defines what the term independent expenditure means.

310051649

With regard to the complainant's allegations that the tabloid's contents were either given to CDC by the BTC or done in cooperation with the candidate, BTC, its officers or agents, the response by CDC indicates that Carl Mullican, a public relations consultant, is solely responsible for the message and photographs used in the tabloid. Candidate Tauzin, BTC, and CDC deny any information was provided by candidate Tauzin, BTC, its officers or agents or made in cooperation or consultation with candidate Tauzin, BTC, its officers or agents.

With regard to the letter from Sheriff Lee, also contained in the tabloid, 11 C.F.R. § 109.1(d)(1) sets out that the financing, distribution, or reproduction of any broadcast prepared by the candidate is an expenditure. While Sheriff Lee, candidate Tauzin, and BTC acknowledge that Mr. Lee made a radio tape endorsing Billy Tauzin for the BTC, there is no evidence or allegation that the letter endorsing Billy Tauzin was a reproduction, in part or whole, of a radio tape by Mr. Lee.

CDC claims its genesis as an outgrowth of Tauzin's refusal to publish his opponent's record. Candidate Tauzin and the BTC response indicates that Tauzin "expressly refused to attack his opponent's records ... treated in the tabloid." 11 C.F.R. § 109.1(b)(4)(i)(A) sets forth the presumption that an expenditure is made when it is based on information about the candidate's plans provided to the expending person by the candidate with a view towards having an expenditure made. While Tauzin and CDC in their responses acknowledge that CDC was formed to make public Donelon's record, there is no indication that any information was made available by BTC or Tauzin with a view towards having an expenditure made.

11 C.F.R. § 109.1(b)(4)(i)(B) sets forth that any person who is or has been authorized to raise or expend funds; who is or has been an officer of the authorized committee; who is or has been receiving compensation or reimbursement from the candidate, his committee, or agents will be presumed to have made an expenditure which is not an independent expenditure. The individuals involved in CDC's activity, A.J. Benintende, Carl Perry, Marion Edwards, John Mamoulides, and Sheriff Lee are not listed as officers of the BTC and are not reported as having received any reimbursement or compensation from candidate Tauzin, BTC, or any agents. As to the question if any of the above named persons were ever authorized to raise or expend funds, this information is not required to be reported to the Commission. However, respondents response contends that Marion J. Edwards, A.J. Benintende, Harry Lee, Carl Perry, and John Mamoulides did not participate as solicitors for funds, nor did not receive any contributions on behalf of any candidate. The complaint specifically states that John Mamoulides was a "fundraiser." Responding to this allegation, Mr. Mamoulides claims he was not an authorized agent "direct or indirectly" for candidate Tauzin (See Attachment V page 6).

The complaint also makes an allegation that CDC did not register timely. Pursuant to 2 U.S.C. § 433(a), a non-authorized committee is required to file a Statement of Organization within ten days after becoming a political committee. CDC's Statement of Organization was dated May 10, 1980, and received on May 12, 1980. CDC claims that it was organized on May 10, 1980, the same day it authorized the publication of the tabloid. CDC further claims that the tabloid was ready the following day, May 11, 1980. Reports filed by CDC reveal that May 13, 1980, was the date funds were raised in excess of \$1,000 and expenditures made in excess of \$1,000.

The Times Picayune article submitted to the Commission by the complainant alleged additional violations. The first allegation is that CDC was organized to circumvent the contribution limitation. CDC contends that no financial contributions in excess of \$1,000 were made by Marion Edwards, A.J. Benintende, Harry Lee, Carl Perry, or John M. Mamoulides to BTC and CDC.

Secondly, the article alleged that the endorsement letter from Sheriff Lee failed to have a disclaimer on it. 11 C.F.R. § 110.11(a)(1) requires that a disclaimer be placed on any communication and that it appear in a clear and conspicuous manner. The tabloid is a communication and the letter is part of the tabloid. A disclaimer appears at the bottom of a page of the tabloid; therefore, no additional disclaimers are required on the tabloid's contents.

The third allegation in the news article alleges that candidate Tauzin stated that he or his campaign thoroughly checked out FEC law and told Mamoulides to do the same before any literature was printed. 11 C.F.R. § 109.1(b)(4)(ii) states that the providing of Commission guidelines on independent expenditures to an expending person upon request is not considered an expenditure. The allegation and quotes are vague as to what contact between Tauzin and Mamoulides actually took place.

The Daily Review article which was published and authorized by BTC contained the same photograph used by CDC in its tabloid. The respondents' counsels submitted the attached responses with regard to the Daily Review ad (See Attachment VI and VII). Counsel Reeves submitted an affidavit from Carl Mullican "who was originally responsible for securing photos in question, which should further clarify the lack of involvement of my clients." The affidavit stated that Mr. Mullican is owner of Carl Mullican Communication; that he arranged the taking of photographs used in CDC's tabloid; that the same photographs used in the tabloid were sought by the Tauzin committee for their own private use; and that the photos in the Daily Review appear to be some of the photos Mr. Mullican arranged to be taken by Martin Perlman.

On October 20, 1980, counsel for Billy Tauzin and BTC responded to the news articles. The response to the Times Picayune article referred attention to the original response specifically pages 3 and 4. As to the Daily Review article, counsel amended his original response and submitted a sworn statement from Roy Willis, a BTC employee, and an affidavit from Carl Mullican. The response indicated that the photo of Tauzin used by BTC in the Daily Review article, which was the same photo used by CDC in its tabloid, was obtained by Roy D. Willis from Carl Mullican Communications. Mr. Willis, in a sworn statement, stated that he first saw the Tauzin photo in the CDC tabloid; made inquiries and learned the publication had been prepared by Carl Mullican Communications; and obtained the photos from Mr. Mullican which he used in preparing the Tauzin ad. Counsel amended the original response on page 4 to reflect this activity by Mr. Willis, a BTC employee. Carl Mullican's affidavit, the same affidavit submitted by CDC, affirms Mr. Willis's statement. Therefore, it appears that while the same photographs of Tauzin were used by CDC and BTC, there was no cooperation or consultation with BTC by CDC as to the pictures in the tabloid; but that after the printing of the tabloid, BTC obtained the same photographs from the same public relations firm, Carl Mullican Communications, used by CDC.

RECOMMENDATIONS

1. Find no reason to believe that Conservative Democrats Committee and its officers, A.J. Benintende and Marion Edwards, Sheriff Harry Lee and John Mamoulides violated 2 U.S.C. §§ 433(a), 434(b), 441d(a), 441a.
2. Find no reason to believe that W.J. "Billy" Tauzin violated 2 U.S.C. § 432(e).
3. Find no reason to believe Billy Tauzin Committee violated 2 U.S.C. §§ 432(f) and 434(b).
4. Find no reason to believe Republicans for Tauzin and its officer Carl Perry violated 2 U.S.C. § 432(e)(4).
5. Close the file and send the attached letters.

Attachments

- I - Complaint
- II - Times Picayune Article
- III - Daily Review Article
- IV - Response (Jones/Kraft)
- V - Response (Reeves)
- VI - Response (Reeves)
- VII - Response (Jones/Kraft)
Letters

2454 091

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CCC#142
30 MAY 15 PM 3:19

Donelon

CONGRESS

May 15, 1980

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

308082

RE: Complaint Against W. J. "Billy" Tauzin
and the Billy Tauzin Campaign Committee

Dear Mr. Chairman:

In accordance with 2 U.S.C. 437g(a), I hereby submit the following complaint against W. J. "Billy" Tauzin, candidate for the United States House of Representatives, Third Congressional District of Louisiana and the Billy Tauzin Campaign Committee. This complaint is grounded upon certain campaign activities occurring prior to the May 17, 1980, Special Run-off Election for the aforementioned Third Congressional District of Louisiana.

In particular, I complain of the following violations:

An organization known as "Conservative Democrats" which lists A. J. Benintende as Treasurer, 704 Daniels Street, Kenner, Louisiana, has paid for the publication and mailing of two broad-based letters to voters and a tabloid, copies of which are enclosed. All three pieces carry the disclaimer "This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by conservative Democrats, etc."

The tabloid contains a personal message from candidate Tauzin with a printed signature. It also contains ten photographs of candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the Sheriff of Jefferson Parish, Louisiana, without disclaimer. It is our contention that the statement signed by Tauzin and the photographs and the letter from Harry Lee were provided by his campaign organization, and that this tabloid could not have been done without the cooperation, prior consent, or consultation with the candidate or his agent. It is further pointed out that the Harry Lee who provided the letter

2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002
(504) 834-6110

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

ATTACH. I p91

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has also done a radio tape paid for by the Tauzin organization and is one of the candidate's closest supporters in Jefferson Parish, Louisiana.

Another mailing, paid for by this allegedly-independent committee, Conservative Democrats, is from District Attorney John Mamoulides, who has been a key leader in Mr. Tauzin's campaign, one of his most intimate advisors, backers, and fund-raisers.

The third letter, although the disclaimer shows that it is paid for by Conservative Democrats, is on a letterhead entitled "Republicans For Tauzin." This organization has been listed with the FEC as an affiliated organization with Conservative Democrats, and is in violation of regulations in that it contains the candidate's name.

Records of the FEC show that Conservative Democrats filed as an independent committee on May 12, 1980, five days in advance of the election, and on approximately the date that these mailings were delivered to the Post Office and/or the Tauzin campaign. A witness will swear to having seen copies of the tabloid in candidate Tauzin's automobile on the evening of May 12, 1980, at the time that he was participating in a television debate on WYES-TV in New Orleans.

The chairman of the "Conservative Democrats Committee" is listed as Mr. Marion J. Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides.

It is our contention that the expenditures for printing and direct mail of the "Conservative Democrats" committee, which we estimate to be in excess of \$35,000.00, are an integral part of the Tauzin campaign, and were made with the cooperation and consultation of Tauzin and/or his agents, and consequently were not an independent expenditure, although disclaimed as such.

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

BY 
David R. Sherman, Treasurer

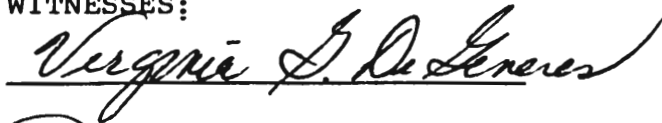
STATE OF LOUISIANA
PARISH OF JEFFERSON

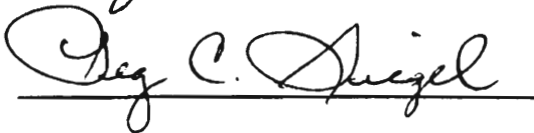
Before me the undersigned notary public in and for the State and Parish aforesaid, personally came and appeared DAVID R. SHERMAN, who stated that he files the foregoing complaint which he believes to be true and correct and to the best of his knowledge and has subscribed same before the undersigned, competent witnesses and me, Notary, after a due reading of the whole.



DAVID R. SHERMAN, Treasurer

WITNESSES:






NOTARY PUBLIC

81040251655

REPUBLICANS FOR TAUZIN

1001 N. CAUSEWAY BLVD. METAIRIE, LOUISIANA 70001

Our Fellow-Citizens:

As Republicans and supporters of Governor Dave Treen, we have been placed in a position that makes necessary our choosing service to country over party obligation.

Our choice of service to country is reflected in our decision to endorse and support Billy Tauzin, a conservative Democrat, for the Third Congressional position in the election this Saturday.

That decision was based on Billy Tauzin's solid record of performance and accomplishment in the eight years he has served in the Louisiana Legislature, his conservative approach to fiscal and other legislative matters, his depth of knowledge and experience in energy problem solutions, and his ability to translate the desires of the people into worthwhile legislation.

On the other hand, James Donelon, his opponent, has had only four years experience as an elected official -- that as Chairman of the Jefferson Parish Council.

In that four year period, some of the most shameful chapters in the history of Jefferson Parish government were written while Mr. Donelon served in a position of trust, responsibility and leadership. Let's look briefly at the record:

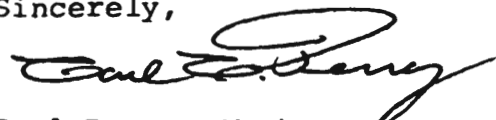
- the Parish paid \$2 million for land to dump sludge which as yet cannot be used for that purpose.
- the Parish paid \$4,000 per day to the Carlos Marcello Marsh Investment Co. for illegally dumping sludge on the land the Parish did not own.
- a garbage contract he approved and signed may already have cost the taxpayers nearly \$1 million in excessive over-charges.
- much needed drainage pumps were found in the weeds and 3 years later are still not pumping water.

Mr. Donelon, as a Democrat, placed his record of public service before the voters last Fall and was rejected in his bid for lieutenant governor. Now he places that same sorry record, as a "Republican", before the voters and asks to be elected to Congress.

It is our considered opinion that Mr. Donelon's public record does not reflect favorably on either party. For him to identify with the Republican party is misleading, a disservice to the public and repugnant to all of us who believe in conservative government.

We believe that Dave Treen will make a great Governor for our State. We recall that in his several campaigns for Congress against Democratic opposition he emphasized that votes be cast "for the man" and "not for the party." We subscribe to Governor Treen's philosophy and now ask you -- Republicans and Democrats -- to vote "for the man" and "not for the party." Billy Tauzin is the man.

Sincerely,



Carl Perry, Chairman
Republicans for Tauzin Committee

I pr 4

8 1 0 4 0 2 5 5 7
Office of District Attorney
Twenty-Fourth Judicial District
Jefferson Parish Courthouse
Gretna, Louisiana 70053

John M. Mamoulides
District Attorney

Dear Jefferson Voter:

Dave Treen was elected Governor because he received the support of many conservative Democrats who were aware of his fine record in public office as a conservative, hard-working public official. THEY VOTED FOR THE MAN AND NOT FOR THE PARTY.

Now the Governor seems to be asking the people of Jefferson to elect James Donelon to the U.S. Congress, not based on his record as a public official, but presumably because he changed from a Democrat to a Republican. It sounds like he's now saying, "Vote the party and not the man."

A quick look at Mr. Donelon's record as Jefferson Parish Council Chairman for the past four years will show that the problems of drainage and sewerage worsened, Lafreniere Park was not completed, the same traffic bottleneck at West Esplanade and Elmwood still exists, the garbage collector allegedly charged us nearly \$1 million in excessive fees, and \$2 million of taxpayers' money was paid for land on which to dump sludge but which cannot be used for that purpose.

If Mr. Donelon believes that a listing of his failures in public office is dirty politics, then so be it. But because he is again a candidate for public office, he has an obligation to the people to either explain or defend his record of the past four years. I'm not aware that he has done so.

I am voting for BILLY TAUZIN as my Congressman for the very basic reason that he is the best qualified to represent me and the people of Jefferson Parish.

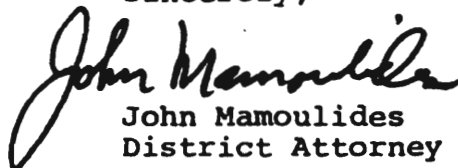
BILLY TAUZIN has been elected to the Louisiana Legislature for eight years, and has compiled an outstanding record of positive accomplishments for the people of this State.

BILLY TAUZIN has campaigned on his record of accomplishments as an elected official, which includes tax reductions that total \$1.3 billion, a first-use tax on natural gas that yields over \$200 million annually in new State revenues, a reduction in the number of bureaucrats on our payroll, a balanced multi-million dollar State budget, an increase in the Homestead Exemption, Right-to-Work legislation, and protection of our natural resources.

LET'S AGAIN VOTE FOR THE MAN, NOT THE PARTY.

BILLY TAUZIN . . . in your heart you know he's right. So join me this Saturday in electing the right candidate for the important office of Congressman.

Sincerely,


John Mamoulides
District Attorney

Billy Tauzin

United States Congress



The strength of America is in its people, who have the authority to decide who will serve as their elected officials.

I am a candidate for the United States Congress in an election to be held on Saturday, May 17. You have a right to know and I have the obligation to inform you of my qualifications for that highly responsible elective position so that you can make an informed, objective judgment on which candidate can best serve your interests.

Thank you for your thoughtful consideration.

Billy Tauzin

Billy Tauzin

United States Congress

Billy Tauzin, an attorney, was first elected by the citizens of Lafourche Parish to the Louisiana Legislature in 1971. His performance in that position was of such high quality that he was re-elected in 1975 and again in 1979.

A graduate of Thibodaux High School, Billy Tauzin earned a Bachelor of Arts degree from Nicholls State University and a law degree from Louisiana State University, where he was graduated with highest honors.

He was elected outstanding young man of Thibodaux in 1971 and outstanding young man of America in 1969 and 1971 by the local and national Junior Chamber of Commerce. He has served as Chapter president and state director of the Louisiana Jaycees.

Billy Tauzin also has served as president of the Lafourche Bar Association and the Kiwanis Club and treasurer of the Lafourche Community Action Program.

He is married to the former Gayle Clement and they have four children.



dedicated to public service

"Gayle and I -- we were married January 23, 1965 -- are dedicated to public service, to making our maximum contribution to our fellow-citizens.

"In my eight years of service in the Louisiana Legislature, all my actions -- as reflected in my voting record -- were guided by what I thought to be best for the people, not what was politically expedient. I brought to that elective position honesty, integrity and a willingness to work for the people; I bring the same to this campaign for Congress.

"I firmly believe that with your confidence and support I can, as your Congressman, make many worthwhile contributions to the betterment of our district, our state and our nation."



Billy Tauzin 2 506 6 1

... a record of performance

For over eight years, Billy Tauzin has held a position of leadership in the Louisiana House of Representatives, having served as chief floor leader the past four years.

A fiscal conservative, he has led the successful fight that mandated a balanced state budget for eight straight years. Legislation he has sponsored has resulted in tax reductions totaling an estimated \$1.3 billion.

Billy Tauzin is a promoter of the free enterprise system. He has cut bureaucratic rule-making power in state government and has encouraged the growth and development of businesses and industries.

The Billy Tauzin

Voting Record 1976-1979

Taxes Billy Tauzin voted to raise the Homestead Exemption to \$5,000 to eliminate the state's 5-3/4 mill property tax, to lower state income taxes and to eliminate the state sales tax on food and drugs. He was a principal sponsor of the successfully passed first-use tax on natural gas produced offshore Louisiana but entering the state for processing transmission. The first-use tax already has produced \$300 million a year in new revenues for our state to be used in two ways: to protect Louisiana's invaluable wetlands and barrier islands and to pay off, in advance, Louisiana's bonded debt.

State Management Billy Tauzin voted to improve capital budgeting, to control personnel growth, to improve purchasing procedures and to consolidate environmental agencies, all of which has resulted in more efficient government at less cost to the taxpayers.

Labor Management Billy Tauzin voted for Right-to-Work.

Open Government Billy Tauzin voted to strengthen public records laws, to strengthen open meeting laws, for a comprehensive code of ethics and to curb dual office holding.



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May 7, 1980

friends:

Along with the honor and privilege of being Sheriff, there is the responsibility of the office. I knew there would be times when I would have to make tough decisions.

Backing a candidate for the Third Congressional seat is my first tough decision. Jim Donelon is my friend and he is from Jefferson Parish. I know Jim to be honest and capable, yet I have decided to back Billy Tauzin. Billy Tauzin is not from Jefferson, but he, too, is honest and capable.

It was a tough decision for me, but I have made it because, as Sheriff, my obligation is not to my friends, but to the people I serve. I know how Congress works, and I know Billy will be more effective in a Congress where all Committee Chairmen, the Majority Leader and the Speaker are democrats.

Hoping you will join me in electing the most effective candidate, Billy Tauzin, I am

Very truly yours,

Harry Lee
Harry Lee, Sheriff
Jefferson Parish

HL/sf

Jefferson Parish Sheriff's Office • 3300 Metairie Road • Metairie, La. 70001 • (504) 834-7700

Billy Tauzin/Congress also is supported by District Attorney John Mamoulides, Jefferson Parish Council Chairman Bob Evans and other elected Parish officials.

I pg 10

"This is the first time I have ever heard of a party going into battle under the slogan, 'Throw the rascals in.'"

**Adlai Stevenson
Democratic Presidential
Candidate
September 12, 1952**

"Louisiana's open primary law permits voters in state elections to vote for the candidate of their choice regardless of party affiliation.

"I believe that to be a good law in that it places emphasis on qualifications of candidates, it lowers campaign and election costs and it encourages a wider participation of voters in the democratic process.

"Citizens of Louisiana historically have expressed a preference for candidates who advocate sound fiscal programs, support the cause of free enterprise, and protect the people from unwarranted interference in their personal affairs by governments on all levels.

"My voting record clearly indicates that I have measured up to such voter expectations. I fully intend to continue such an approach to government because it expresses my political philosophy and I believe that of the people I am privileged to represent.

"That is why Louisiana is known and recognized as a Conservative Democratic State and why we have elected to Congress persons of the caliber of F. Edward Hebert and Joe Waggoner who have been among the most outstanding leaders of our nation. Louisiana Democrat does not label a person radical; neither does Republican label a person conservative.

"My record of public service, which has contributed to sound and major accomplishments for all citizens of Louisiana, has been as a Democrat. While I repeatedly have been identified as a conservative Democrat because of my position on certain legislation -- and I'm proud of that -- I nevertheless have remained loyal to the party and the people who have elected and supported me. I believe loyalty is an admirable virtue, and that it should not be compromised by tinsel promises of political support.

"When Governor David Treen asked me to change my party affiliation, I refused for the very basic reason that such would be compromising my loyalty to the people who elected and believed in me, and because I knew I could be more effective for the people of the Third Congressional District within the majority party.

"On Saturday, May 17, the citizens of Jefferson Parish will have the opportunity to vote for the best qualified candidate based on his record of public service. I believe an objective study of the candidates' records will clearly indicate that Billy Tauzin will be your most effective legislator in Congress."



James Donelon

A Republican for the past three months

Elected to a four-year term as Jefferson Parish Council Chairman

During his four-year term

- no major improvements made in Parish's drainage or sewerage system
- voted to have Parish pay \$2 million for land on which to dump sludge without then, or now, having a necessary federal permit
- signed and approved a garbage collection contract which may have resulted in excessive overpayments of nearly \$1 million
- Lafreniere Park was not completed in four years; West Esplanade is still bottlenecked at Elmwood
- never once offered to reduce taxes; supported additional service charges
- supported ordinance to regulate business advertising

Billy Tauzin

- a life long Democrat.
- elected to 3 terms to the Legislature.
- authored and legislation that
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Billy Tauzin

- a life long conservative Democrat.

- elected to 3 consecutive terms to the Louisiana Legislature.

- authored and supported legislation that:

- [1] reduced state taxes

- [2] balanced multi-billion dollar budget

- [3] encouraged industrial development

- [4] improved our public school system

- [5] put controls on state bureaucrats

- [6] increased the home-stead exemption

- [7] protected Louisiana's natural resources

- [8] and, gave us the right to use our own energy resources

- selected by legislative colleagues, staff and news media as "one of Louisiana's best legislators."

- chosen "Legislative Conservationist of the Year" by the Louisiana Wildlife Federation in 1979.

- nationally recognized as an energy expert.

- served five years as chairman of the House Natural Resources Committee which has jurisdiction over the state's mineral and fishery resources.

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Proven Leaders

The problems confronting our nation today are complex, confusing and confounding -- yet with experienced and sound leadership those problems can be resolved.

ENERGY. Having served as chairman of the five-state Southwest Regional Energy Commission, Billy Tauzin has gained the experience to provide new and innovative approaches to the resolution of the nation's energy problem.

"We can neither afford nor accept a national energy program shaped and dictated by foreign governments. Our efforts must be directed to developing domestic energy resources and those efforts must be accorded the highest priority."

FISCAL RESPONSIBILITY. Billy Tauzin was a principal architect in mandating a balanced budget for Louisiana. The same successful approach can be utilized in Washington.

"There is one perfectly understandable word that will balance a budget. No."

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over Leadership

The problems confronting our nation today are complex, confusing and confounding -- yet with experienced and sound leadership those problems can be resolved.

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MILITARY SECURITY. When a relatively few students can frustrate the efforts of the United States to protect its citizens, Billy Tauzin believes it is time to inventory the arsenal of democracy and to take whatever steps are necessary to insure that the inventory is adequate.

"For all Americans and for all people who believe that freedom is a God-given right, America cannot afford to be second best militarily to any nation."

INFLATION. Billy Tauzin believes the social manipulators have lost sight of the fact that economic inflation or economic depression equally erodes the living standards of the American people.

"We can and should consistently balance federal spending with federal revenues as a first and essential step to halt inflation."

I pg 15

ACC#

1322

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RECEIVED

19 MAY 1980 MAY 19 AM 9:43

Donelon

CONGRESS

(504) 834-6110

May 16, 1980

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

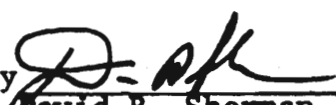
RE: Complaint Against W.J. "Billy" Tauzin and the
Billy Tauzin Campaign Committee

Dear Mr. Chairman:

The attached news article from the May 16, 1980,
edition of the New Orleans Times-Picayune is submitted
as an addendum to our complaint dated May 15, 1980.

Your attention is directed to Mr. Tauzin's reported
admission regarding the tabloid photographs and to the
final paragraph of the article, which support our con-
tention of consultation and coordination between Mr.
Tauzin and his staff on one hand and the so-called
"independent committee" on the other hand.

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

By 
David R. Sherman, Treasurer

Attachment

2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002

ATTACH. II pg 1

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

Tauzin Hit with Charge

By ED ANDERSON

Officials of Republican 3rd Congressional District candidate James Donelon's campaign late Thursday filed a complaint with the Federal Elections Commission charging Democratic opponent W.J. "Billy" Tauzin's organization with setting up an allegedly illegal committee to receive contributions for campaign literature in Jefferson Parish.

Tauzin, contacted Thursday night in Morgan City, denied the charge, calling it "last-minute politics as usual."

The complaint, filed by registered mail shortly before 5 p.m. Thursday by Donelon Campaign Committee Treasurer David R. Sherman, claims Tauzin or his campaign committee set up "a bogus committee" to receive campaign contributions to produce at least

\$35,000 worth of mail-outs in a tabloid newspaper attacking the Republican's record and qualifications.

Tauzin and Donelon square off in a special runoff for the 3rd District seat Saturday in an election both candidates feel will be won by a razor-thin margin.

Donelon, who was campaigning with Gov. David Treen at a dinner in Houma Thursday night, has scheduled a news conference for 9:30 a.m. Friday at the Fountain Bay Club Hotel to further explain the charges. Donelon campaign officials said they would turn over a copy of their charges to the

U.S. Attorney's office for further investigation.

Tauzin earlier this week had planned to meet with reporters at the New Orleans Hilton Friday at 11:15 a.m. The subject of the allegations likely will be addressed by the Democratic state representative from Thibodaux at that time.

During the runoff, each candidate has accused the other of mudslinging and not addressing the issues.

Tauzin renewed those charges after being informed by The Times-Picayune of Donelon's move. "I challenge him to a duel, but he'd probably just choose mud," Tauzin said. "There is no substance to it at all."

Sherman said Donelon was aware the complaint was being filed but the decision to take the charges to the FEC was made by campaign strategist John Cade, Donelon Press Secretary Jay Brinkman and himself.

The charges state that an "independ-

Cont. in Sec. 1, Page 18, Col. 5

• Charge Hits Tauzin

Continued from Page 1

dent" committee known as "Conservative Democrats" was responsible for the production of the campaign literature which began circulating in the Metairie area Monday. Donelon campaign officials claim the group — which lists A.J. Benintende as treasurer — has ties to Tauzin or the Democrat's campaign organization.

Sherman said the "Conservative Democrats Committee" is headed by Marion J. Edwards, an assistant Jefferson Parish district attorney and a member of the staff of District Attorney John Mamoulides, one of Tauzin's "most intimate advisers, backers and fundraisers."

The complaint alleges the literature was produced with the knowledge of Tauzin or officials of his campaign despite a disclaimer which reads: "This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by Conservative Democrats."

FEC regulations permit individuals to contribute a maximum of \$1,000 to a congressional candidate's race, except in the case of contributions to so-called "independent" committees not affiliated with the candidate or his organized campaign structure. The maximum allowable contribution to an independent committee is \$5,000.

Sherman said the Conservative Democrats group was established "to circumvent the disclosure regulations of the federal election laws" by allowing contributors to donate more than the legal FEC limits to the "dummy" group.

Tauzin shot back that everything was done "exactly according to Hoyle. Neither I nor my campaign committee set up such a subcommittee."

The complaint says the tabloid newspaper "contains a personal message from candidate Tauzin" with his printed signature as well as "ten photographs of candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the sheriff of

Jefferson Parish . . . without disclaimer."

Tauzin admitted the group "took some pictures with me in the Jefferson area," but their publication in the newspaper does not constitute a violation.

The two-page allegation continues: "It is our contention that the statement signed by Tauzin and the photographs in the letter from Harry Lee were provided by his campaign organization and that this tabloid could not have been done without the cooperation, prior consent or consultation with the candidate or his agent."

Sherman said in the complaint that one of the mailings bearing the Conservative Democrats disclaimer was written and signed by Mamoulides.

The complaint said another letter bearing the disclaimer appears on a letter written on "Republicans for Tauzin" stationery.

"This organization has been listed with the FEC as an affiliated organization with Conservative Democrats and is in violation of regulations in that it contains the candidate's name," said the complaint.

Sherman said FEC records indicate that Conservative Democrats filed as an independent committee just Monday, "five days in advance of the election and on approximately the date that these mailings were delivered to the post office and/or the Tauzin campaign."

Donelon campaign lieutenants said going public with the charges two days before the runoff is a "calculated risk" which could hurt their candidate.

Brinkman stressed that the Donelon campaign "didn't get all the information" until Thursday although "it started falling into our hands Monday. It took us until today (Thursday) to check it with the FEC."

Tauzin said that he or his campaign staff "thoroughly checked out" FEC law and told Mamoulides to do the same before the literature was printed. "Mr. Mamoulides, to my knowledge, checked it out," said Tauzin.

8 1 0 4 0 2 5 7 06C
Donelon
CONGRESS

May 20, 1980

1770
27 MAY 1980

MUR 1248
008192

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

RE: Complaint Against W.J. "Billy" Tauzin and the
Billy Tauzin Campaign Committee

Dear Mr. Chairman:

Enclosed is a newspaper article which appeared
in the Daily Review, Morgan City, Louisiana, on Friday,
May 16, 1980. As substantiation of our complaint filed
on May 15, 1980, please note that the picture of W.J. "Billy"
Tauzin is the same picture that appeared on the cover of
the tabloid prepared by the Conservative Democrats.

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

BY David R. Sherman
David R. Sherman, Treasurer

DRS/lh

Enclosure

00 MAY 27 P 3: 25
9641#227
2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002
(504) 834-6110

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

ATTACH. III p21



Billy ★ #94 Tauzin CONGRESS

EXPERIENCE WHERE IT COUNT

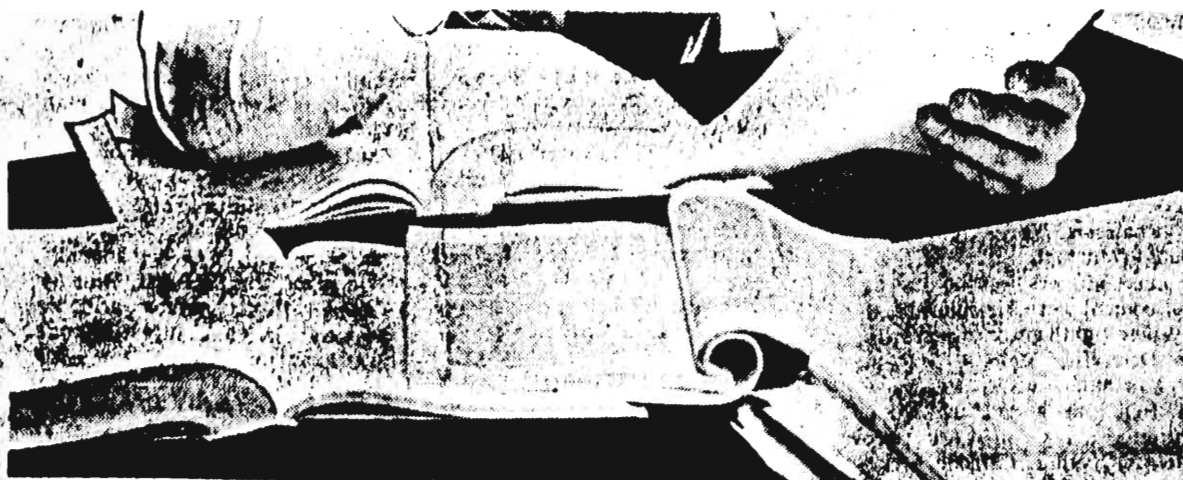
For the past eight years, Billy Tauzin has served with honor and distinction in the Louisiana Legislature. He has done his job well. His colleagues in the House of Representatives and the news media acclaimed Billy as "one of Louisiana's finest legislators."

Time after time, the people Billy Tauzin was elected to represent have returned him to office with overwhelming support. "I have always tried to represent the views of the people who elect me," Tauzin says about his service in public office. "I have tried to stay in touch with them, confer with them on important decisions, and do whatever I can to help them. I will do the

legislative branch of government with the kind of experience Billy Tauzin brings to Congress.

It is easy to talk about cutting the budget and reducing bureaucracy, but it's another matter to turn those promises into reality. As a legislator, Billy Tauzin has helped to cut the budget, and cut the costs of state agencies. Yes, Billy Tauzin is in Louisiana, and he will be in Congress.

Many of the goals which both candidates in the



ECONOMY TOP PRIORITY

My first priority is the economy. The present rate of inflation, the growing recession and high unemployment - these problems cannot go unattended any longer. Inflation must be dealt with firmly. The federal budget must be balanced without raising taxes. I know it can be done; I've done it for eight years in the Louisiana Legislature.

Excessive government spending must be stopped immediately. Good Cajun common sense tells you that you cannot go on spending more than you take in. You and I cannot do it, and neither can our government.

I favor a 30% cut in federal taxes because I am convinced that the more you feed government, the larger it will grow. Congress I will fight to index federal income taxes so the government won't benefit when inflation throws taxpayers into higher tax brackets. I know it can be done, I helped do it here in Louisiana.

We must re-order our priorities for government spending. There are several projects and programs which we simply must have, such as increased defense spending. America has vital interests at home and abroad, and we must be capable of protecting them from communist aggression. We must build weapon systems adequate to defend our nation and to deter would-be attackers. It will take money to do this. The only way to get this money without raising taxes is by cutting spending elsewhere. I propose the abolition of the Department of Energy and the Department of Education, both of which cost too much in return for too little.

Recession and unemployment must be dealt with immediately. But I do not favor the creation of government jobs to correct these problems. It is time for the federal



encourage a free market economy and the deregulation of oil and gas. I will fight to repeal the so-called Windfall Profits Tax, which does nothing more than raise the price of energy and discourage domestic energy production.

I will also work to set up a caucus of congressmen from energy producing states so that an organized effort can be made to redirect the course of America's energy policies. Such a caucus does not presently exist and is one of the major reasons why federal policy has discriminated against our region of the country. The energy consuming states have a caucus and they have dominated energy policy so far. It is time to turn this around. I began such a fight in the La. House of Representatives. It can be done in Congress.

Billy Tauzin's experience in oil and gas is unmatched in this campaign for Congress. His experience includes the following

...elected to represent have returned him to office with overwhelming support. "I have always tried to represent the views of the people who elect me," Tauzin says about his service in public office. "I have tried to stay in touch with them, confer with them on important decisions, and do whatever I can to help them. I will do the same thing in Congress."

Saturday, May 17, we elect our next Congressman. He should be a man who understands the problems and concerns of coastal Louisiana, a man with experience in the

turn those promises. In the Louisiana Legislature, Billy Tauzin has balanced the budget, and cut the number of state agencies. Yes, Billy Tauzin is in Louisiana, and he will be in Congress.

Many of the goals which we are fighting about by both candidates in this campaign - cuts, abolishing federal agencies, defense, etc. - will require legislation. Our laws will have to be changed. Billy Tauzin can do that job. He will be where it counts - in the legislature.



I take the word "representative" very literally. I will always try to represent the views of the people of our district. I will do so with honor, integrity and dedication to our common goal of making America great again. You have my word on it.

There are several projects and programs which we simply must have, such as increased defense spending. America has vital interests at home and abroad, and we must be capable of protecting them from communist aggression. We must build weapon systems adequate to defend our nation and to deter would-be attackers. It will take money to do this. The only way to get this money without raising taxes is by cutting spending elsewhere. I propose the abolition of the Department of Energy and the Department of Education, both of which cost too much in return for too little.

Recession and unemployment must be dealt with immediately. But I do not favor the creation of government jobs to correct these problems. It is time for the federal government to get off the backs of business and industry and develop a program which encourages the creation of jobs in the private sector. It has been done in Louisiana. I know it can be done in Congress.

I believe in the free enterprise system. It is the system our country was founded on. The further our country gets away from it, the more severe our economic problems become. We cannot afford to continue on the path of government over-regulation and high taxation. In the long run, this only costs consumers, makes business less efficient and wastes your tax dollars on the cost of administration and regulation.

There is perhaps no single issue which more directly affects the economy of the Third Congressional District than energy. I have spent my entire public career involved in energy matters. As your congressman, I will fight even more vigorously for a sensible energy policy. I will en-

I will also work to set up a caucus of congressmen from energy producing states so that an organized effort can be made to redirect the course of America's energy policies. Such a caucus does not presently exist and is one of the major reasons why federal policy has discriminated against our region of the country. The energy consuming states have a caucus and they have dominated energy policy so far. It is time to turn this around. I began such a fight in the La. House of Representatives. It can be done in Congress.

Billy Tauzin's experience in oil and gas is unmatched in this campaign for Congress. His experience includes the following:

- Chairman, Louisiana House of Representative Committee on Natural Resources,
- member, Governor's Energy Commission,
- member, Governor's Natural Gas Commission,
- member, Energy Development Study Commission,
- Chairman, five-state Southwest Regional Energy Commission,
- member, 17-state Southern Energy Assembly.

Billy Tauzin's experience and leadership on oil and gas issues was one of the chief reasons given by Senator Beninett Johnston of Louisiana in his endorsement of Billy Tauzin for Congress. Senator Johnston is a member of the powerful Senate Energy and Natural Resources Committee.

Vote Saturday, May 17th



I take the word "representative" very literally. I will always try to represent the views of the people of our district. I will do so with honor, integrity and dedication to our common goal of making America great again. You have my word on it.

If I had to sum up what why I am running for congress, I would have to say it is because of the people I know and love. I remember my father saying when I was a child that he worked so hard because he wanted my sisters and I to have things better than he did. I feel the same way. I want my children to have a better life than I have had. And I have had many blessings in my life. But the course our nation is presently on makes me wonder if my children will ever be able to own a home or if they will be secure from communist domination.

I am running for Congress because I believe we can turn things around. It won't be easy, but if we all give it our best, it can be done. In this campaign for Congress I have made but one promise - to serve the people of our district, to raise my voice in the halls of Congress, and to bring some good Cajun common sense to our nation's capitol. I will live up to that promise. And I will work with all my strength and energy to achieve our constitutional objective of securing the blessings of liberty to ourselves and our posterity.

#94

Billy ★ Tauzin

Authorized and paid for by the Billy Tauzin Committee. Harold Sonner, Treasurer



IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

RESPONSE AND MOTION TO DISMISS COMPLAINT

COMES NOW, Candidate W. J. "Billy" Tauzin, the Billy Tauzin
Committee (FEC I.D. # 088366), heréinafter referred to as
the BTC, and its officers and authorized agents, through undersigned
counsel, and with respect represents that Complaint #MUR 1238,
dated May 15, 1980, filed by David R. Sherman, Treasurer, The
Donelon for Congress Committee, states no violation of law by
Candidate Tauzin, the BTC, its officers and authorized agents,
and, therefore, moves the Commission to dismiss the Complaint as
it relates to Candidate Tauzin, the BTC and its officers and
authorized agents. As a basis for such dismissal, the following
grounds are assigned:

1.

The Complaint (MUR 1238) states:

"* * * that the expenditures for printing
and direct mail of the 'Conservative Democrats'
Committee, which we estimate to be in excess of
\$35,000.00, are an integral part of the Tauzin
Campaign, and were made with the cooperation and
consultation of Tauzin and/or his agents, and
consequently were not an independent expenditure,
although disclaimed as such."

ATTACHMENT IV. pg 1

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OFFICE OF THE
GENERAL COUNSEL

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The Complaint further states that:

"An organization known as 'Conservative Democrats' which lists A. J. Benintende as Treasurer, 704 Daniels Street, Kenner, Louisiana, has paid for the publication and mailing of two broad-based letters to voters and a tabloid, copies of which are enclosed. All three pieces carry the disclaimer 'This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by Conservative Democrats, etc.'."

The Complaint specifically states:

(a) Charge:

The tabloid contains a personal message from Candidate Tauzin with a printed signature. It also contains ten photographs of Candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the Sheriff of Jefferson Parish, Louisiana, without disclaimer. It is our contention that the statement signed by Tauzin and the photographs and the letter from Harry Lee were provided by his campaign organization, and that this tabloid could not have been done without the cooperation, prior consent, or consultation with the candidate or his agent. It is further pointed out that the Harry Lee who provided the letter has also done a radio tape paid for by the Tauzin organization and is one of the candidate's closest supporters in Jefferson Parish, Louisiana.

Response:

Candidate Tauzin and his Principal Campaign Committee, the BTC, did not prepare, print or distribute, and did not authorize a "personal message" for inclusion in the tabloid of or for use by the "Conservative Democrats" Committee (hereinafter referred to as the CDC) in any of the CDC's literature or communications. The CDC apparently developed and prepared the information used in the tabloid through its own resources. Other than references to periodicals and official journals of legislative proceedings, how the CDC obtained and used the written materials

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and caused to be printed in the tabloid the candidate's name is not actually known by Candidate Tauzin, the BTC and its officers or its authorized agents. References show that the materials used by the CDC were obtained from Journals of the Proceedings of the Louisiana House of Representatives and published reports of Public Affairs Research Council, a Baton Rouge, Louisiana, based private research group. Furthermore, Candidate Tauzin, the BTC, its officers and authorized agents did not act in concert with, did not make a request or any suggestion to the CDC for the preparation, publication and distribution of such a tabloid, nor the inclusion therein of any materials referring to or that clearly identifies or refers to Billy Tauzin. Moreover, Candidate Tauzin, in fact, expressly refused to attack his opponent's record on local issues treated in the CDC tabloid. BTC Counsel specifically advised Mr. Mamoulides of the refusal of both the Candidate and the BTC, its officers and agents to authorize any other political committee to receive contributions or make expenditures on behalf of Candidate Tauzin's candidacy.

The photographs contained in the tabloid are political photographs of a candidate investigating local issues and talking with local people, pointed out by his supporters in the Jefferson Parish area, and so far as Candidate Tauzin, the BTC and its officers and authorized agents know, such photographs were not taken for use by the CDC or any committee in a tabloid such as that complained of. These pictures were not made by or under the direction or control of Candidate Tauzin, the BTC and its officers

and/or authorized agents, and such photographs were not provided by Candidate Tauzin, the BTC, its officers or authorized agents to the CDC or its officers or agents. A candidate cannot refuse to be photographed during the course of a campaign, and even though he did pose for pictures with any group, the Candidate is not responsible for unauthorized use made of photographs by political committees or others who take or obtain possession of and display such photographs in unauthorized communications or literature developed by such other persons or unauthorized political committees.

Jefferson Parish supporters made pictures with Candidate Tauzin greeting people and inspecting local drainage problems that need and deserve attention from the new Congressman. Candidate Tauzin took pictures with many groups during the course of the campaign, but did not take pictures with the CDC or its officers or agents for the purpose charged. The Candidate, the BTC and its officers and authorized agents were not in and did not at any time come into possession of photographs contained in the tabloid complained of. Such photographs were not supplied to the CDC by Candidate Tauzin, the BTC or its authorized agents or officers. In fact, so far as Candidate Tauzin knew at the time the pictures were taken, the CDC did not exist.

The letter from Sheriff Harry Lee was not sought nor requested by Candidate Tauzin, the BTC, or its officers or authorized agents and was not provided to the CDC by or at the suggestion or request of Candidate Tauzin, the BTC, or its officers and authorized agents. Sheriff Lee endorsed Candidate Tauzin publicly and verbally, but

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was not asked by Candidate Tauzin, the BTC, its officers or authorized agents to put his endorsement in letter form or for use by anyone or any political committee. Sheriff Lee was requested by Candidate Tauzin to cut a radio tape to publicize the Sheriff's endorsement and support of Candidate Tauzin. The costs of producing and distributing this tape was paid for and the communication was authorized by the BTC. The appropriate disclaimer [2 USCA_44ld(a)(1)] was contained thereon.

The so-called tabloid, its content and material, was "done" without the cooperation, prior consent, or consultation of Candidate Tauzin, the BTC, its officers and authorized agents. Sheriff Lee, himself, was not an authorized agent of the BTC. He was a close friend and political supporter of Candidate Tauzin, but the Sheriff was not authorized by Candidate Tauzin, the BTC, its officers or authorized agents to make any communication through or in connection with the CDC. Sheriff Lee's activity with respect to the letter published by the CDC was his own act.

(b) Charge:

Another mailing, paid for by this allegedly-independent committee, Conservative Democrats, is from District Attorney John Mamoulides, who has been a key leader in Candidate Tauzin's campaign, one of his most intimate advisors, backers and fund-raisers.

Response:

District Attorney, John Mamoulides, did endorse and actively support Candidate Tauzin.. However, he was not at any time authorized by Candidate Tauzin, the BTC or its officers or authorized agents to prepare and mail the letter referenced in the Complaint. His action was obviously authorized by the CDC as the disclaimer thereon shows.

(c) Charge:

The third letter, although the disclaimer shows that it is paid for by the CDC, is on a letterhead entitled "Republicans for Tauzin". This organization has been listed with the FEC as an affiliated organization with CDC, and is in violation of regulations in that it contains the Candidate's name.

Response:

Candidate Tauzin, the BTC, and its officers and authorized agents did not authorize or knowingly permit any other committee to use Tauzin's name in the name of its committee or in any other way. The name was selected and used without the knowledge or consent of Candidate Tauzin, the BTC and its officers and authorized agents. Candidate Tauzin, the BTC, its officers and authorized agents specifically disavow the right of any group or person to use the Candidate's name in the title of a committee. FEC Reg. 100.3(a)(3).

(d) Charge:

Records of the FEC show that Conservative Democrats filed as an independent committee on May 12, 1980, five days in advance of the election, and on approximately the date that these mailings were delivered to the Post Office and/or the Tauzin campaign. A witness will swear to having seen copies of the tabloid in Candidate Tauzin's automobile on the evening of May 12, 1980, at the time that he was participating in a television debate on WYES-TV in New Orleans.

Response:

Candidate Tauzin, the BTC, its officers and authorized agents will accept as best evidence of the contents thereof records on file with the Federal Election Commission and/or the Clerk of the House of Representatives with respect to any political committee that filed a Statement of Organization. Candidate Tauzin, the BTC, its officers and authorized agents have no knowledge when any mailings

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were delivered to the Post Office by the CDC. At the time CDC literature came to the attention of Candidate Tauzin, the BTC or its officers and authorized agents obtained copies of the literature for the purposes of examining same. Mailings of the literature were not delivered to Candidate Tauzin, the BTC, its officers and authorized agents of the "Tauzin Campaign" and said parties did not mail or participate in the mailing or other distribution of CDC literature.

(e) Charge:

The chairman of the "Conservative Democrats Committee" is listed as Mr. Marion J. Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides.

Response:

The Registration record of the CDC on file with the FEC is the best evidence of who serves as chairman of that committee. So far as Candidate Tauzin, the BTC, its officers and authorized agents know, Marion Edwards, Esquire, is employed by District Attorney John Mamoulides as an Assistant District Attorney for Jefferson Parish, Louisiana.

Statement:

The activity, action and communication of the CDC cannot be attributed to Candidate Tauzin, the BTC, its officers and authorized agents, because such parties had nothing to do with CDC and did not authorize CDC in any fashion. FEC Reg. 100.5(f)(2).

The tabloid and other materials prepared and distributed by the CDC contains the proper disclaimer. 2 USCA 441d(a)(3). Therefore, no cause of action exists against the Tauzin candidacy,

the BTC, its officers or authorized agents with respect to activities, actions or communications of the CDC, its officers, agents and any other affiliated committee.

2.

A "political committee", within the meaning of 2 USCA 431(4)(A), does not make "independent expenditures" as defined in 2 USCA 431(17), within the meaning of 2 USCA 434(c). An independent expenditure applies only to an individual who makes an "expenditure" other than by "contribution" to a candidate or a political committee. 2 USCA 434(c); FEC Reg. 104.4, 104.3.

3.

"Political committees" are required to file Statements of Organization within ten (10) days after becoming a political committee within the meaning of 2 USCA 431(4). 2 USCA 433(a). Advisory Opinion 1976-51 issued by the Federal Election Commission indicates the broad sweep of activity that may require the filing of such a Statement of Organization. The Statement of Organization (FEC Form 1) must contain "the name, address, relationship, and type of any connected organization or affiliated committee * * *." 2 USCA 433(b)(2). Any change in information stated in the Statement of Organization must be reported in accordance with Section 432(g) within ten (10) days after the change occurs. 2 USCA 433(c).

A candidate for federal office is mandated to designate in writing a principal campaign committee. 2 USCA 434(e)(1); FEC Reg. 102.12. A candidate may, but is not required to, authorize in writing political committees in addition to the principal campaign

committee to receive "contributions" or make "expenditures" on behalf of such candidate; the reports to be filed by such additional authorized committees are filed with the principal campaign committee. 2 USCA 432(e)(1) and (f). A candidate is the agent of his principal campaign committee. 2 USCA 432(e)(2).

The CDC was not designated in writing as the Principal Campaign Committee by Candidate Tauzin, and the CDC was not a political committee authorized in writing or otherwise by Candidate Tauzin or his Principal Campaign Committee (the BTC) to receive "contributions" or make "expenditures" on behalf of Candidate Tauzin. 2 USCA 431(5) and (6); 2 USCA 432(e)(1). cf. Generally Candidate Tauzin's Consent and Designation Letter addressed to the BTC, dated January 3, 1980, a copy of which is attached and marked Exhibit A. A copy of this Consent and Designation Letter was attached to the BTC's Statement of Organization (FEC Form 1) filed with the Federal Election Commission, through the Clerk of the U. S. House of Representatives, on January 3, 1980. Such Consent and Designation Letter clearly sets forth campaign policy regarding actions of persons and political committees such as that of the CDC.

Thus, CDC became a "political committee" as a result of its own actions; it apparently filed with the FEC its own Statement of Organization; however, the CDC was not authorized to receive "contributions" or make "expenditures" on behalf of Candidate Tauzin. A candidate has ^{Plenary} ~~penary~~ power, discretion and the absolute right to refuse to authorize any committee other than the Principal Campaign Committee.

4.

Political committees are defined and classified in 2 USCA 431(4), (5), (6) and (16), and FEC Reg. 100.5(e). A political committee is either an authorized committee or an unauthorized committee. 2 USCA 431(5), (6); FEC Reg. 100.5(f)(1) and (2).

The CDC was not an authorized committee of Candidate Tauzin, the BTC, its officers or authorized agents.

5.

2 USCA 441d(a) requires any person that makes an expenditure to finance a communication advocating the election or defeat of a clearly identified candidate to state (a) whether such communication is paid for or authorized by a candidate, an authorized political committee of a candidate, or its agents; or (b) paid for by other persons authorized by a candidate, an authorized political committee of a candidate, or its agents; or (c) if not authorized by a candidate, a political committee of a candidate, or its agents, the person(s) paying for such communication and the fact that the communication is not authorized by any candidate or candidate's committee.

The CDC tabloid complained of plainly and clearly reflects the disclaimer required of "unauthorized communications and solicitations". 2 USCA 441d(a)(3).

6.

The CDC was never authorized to receive contributions or make expenditures on behalf of Candidate Tauzin, his Principal Campaign Committee, the BTC, its officers and authorized agents; the communications financed by CDC were not authorized by Candidate

Tauzin, the BTC or its officers or authorized agents, and its activities cannot be attributed to the BTC.

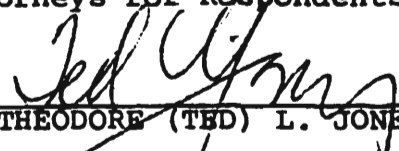
Wherefore, Candidate Tauzin, the BTC, its officers and authorized agents, for reasons assigned, respectfully move the Commission to vote to dismiss the Complaint, and that an Order be entered by the Commission dismissing the Complaint as it relates to Candidate Tauzin, the BTC, its officers and authorized agents.

Respectfully submitted:

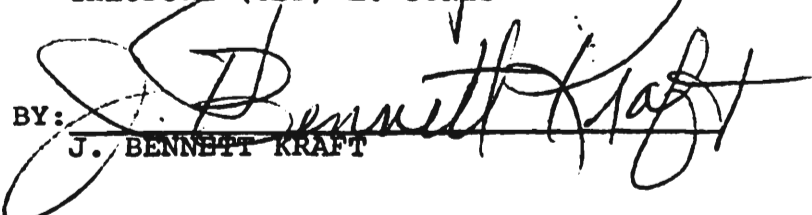
Law Offices of Theodore (Ted) L. Jones
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115

Attorneys for Respondents

BY:


THEODORE (TED) L. JONES

BY:


J. BENNETT KRAFT

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IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

MEMORANDUM IN SUPPORT OF MOTION TO DISMISS COMPLAINT

Candidate Tauzin, the BTC, its officers and authorized agents file this Memorandum through its undersigned Counsel, in support of its Motion to Dismiss the Complaint.

1.

Candidate's Consent Letter Designating His Principal Campaign Committee

Attached hereto as Exhibit A is the Candidate's Consent Letter and Designation of Principal Campaign Committee, dated January 3, 1980, from W. J. "Billy" Tauzin to Carroll P. Dantin, Chairman, Harold J. Sonnier, Treasurer, and Theodore (Ted) L. Jones, Counsel, The Billy Tauzin Committee, Post Office Box 1500, Thibodaux, Louisiana, 70301, which letter was filed with the Federal Election Commission attached to FEC Form 1, on or about January 3, 1980, and within ten (10) days of the BTC's designation as a Principal Campaign Committee by Candidate Tauzin.

The Consent and Designation Letter sets forth fully the authority vested in the BTC and clearly shows that sole authority

for the appointment of agents and authorization of other political committees was vested exclusively in The Billy Tauzin Committee.

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For convenience and to expedite review of pertinent provisions of the Consent and Designation Letter, certain parts thereof have been redlined to focus attention germane to implications of the Complaint. The Consent and Designation Letter, prepared prior to January 8, 1980, changes in the Federal Election Campaign Act of 1971, clearly demonstrates Candidate Tauzin's plan and policy with respect to his campaign, control of the activities of its officers, agents and volunteers, and his procedure for the authorization of political committees. Clearly, such letter points out the lack of authority with respect to the campaign and the candidacy of Tauzin of any political committee or individual, except that vested solely in the BTC. Candidate Tauzin's Consent and Designation Letter constitutes public notice and advance disavowal from the time it was filed with the Federal Election Commission and the Louisiana Secretary of State, as an attachment to FEC Form 1, relative to conduct of the campaign and compliance with the FECA of 1971.

The BTC and Candidate Tauzin took all action available to them in discouraging the actions of CDC. However, the CDC or any group has a right under the First Amendment to exert its views in a political campaign and may make expenditures to further these views. In Buckley v. Valeo, 424 U.S. 1, 96 S.Ct. 612 (1976), the Court examined the sensitive area wherein the interests of those making expenditures to express their political views, independent, separate and apart from a candidate or his authorized committees, collided with those of the Government in assuring^{that} public elections are free

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of corruption and abuse. Under current law, there is no limitation upon expenditures of political committees to advocate the election or defeat of a clearly identified candidate. Buckley, supra, Page 647. In striking down such limitations upon expenditures independent of the candidate and his authorized committees, the Court stated:

"Unlike contributions, such independent expenditures may well provide little assistance to the candidate's campaign and indeed may prove counterproductive. The absence of prearrangement and coordination of an expenditure with the candidate or his agent not only undermines the value of the expenditure to the candidate, but also alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate."

The Court also said that:

"While the independent expenditure ceiling thus fails to serve any substantial governmental interest in stemming the reality or appearance of corruption in the electoral process, it heavily burdens core First Amendment expression. For the First Amendment right to "'speak one's mind . . . on all public institutions'" includes the right to engage in "'vigorous advocacy' no no less than 'abstract discussion.'" (Citations omitted) Advocacy of the election or defeat of candidates for federal office is no less entitled to protection under the First Amendment than the discussion of political policy generally or advocacy of the passage or defeat of legislation."

The Court, in Buckley, supra., also stated:

" * * * the concept that government may restrict the speech of some elements of our society in order to enhance the relative voice of others is wholly foreign to the First Amendment, which was designed "to secure 'the widest possible dissemination of information from diverse and antagonistic sources,'" and "'to assure unfettered interchange of ideas for the bringing about of political and social changes desired by the people.'" (Citations omitted) The First Amendment's protection against governmental abridgment of free expression cannot properly be made to depend on a person's financial ability to engage in public discussion."

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It is apparent that Candidate Tauzin, the BTC, its officers and authorized agents took all steps available to them under the Federal Election Campaign Act of 1971 to refuse, withhold and protect against any appearance of authorization from the CDC. Indeed, to require a candidate or his principal campaign committee to do more would require them to do what the Government was prohibited from doing in Buckley v. Valeo, supra., i.e., abridging a party's right to free expression under the First Amendment. Such a position is one which the Federal Election Commission cannot and should not sanction or encourage.

2.

Procedures for Authorized Agents and Host Committees on Political and Fundraiser Reception

Attached as Exhibit B is Memorandum of Counsel, dated March 28, 1980, directed to the officers, campaign staff, authorized agents and members of area host committees of the BTC, which outlines the procedure to be followed by the BTC, its officers and agents for political and fundraiser receptions, and, said Memorandum sets out the requirements for mail outs, agents and operatives, and the do nots with respect to the candidacy of Tauzin and the business of the BTC.

The Memorandum of Counsel expressly directed the addressees that all activities must be handled only by agents authorized in writing. From a consideration of Exhibits A and B, it is apparent that there was no actual and could have been no implied authority for the CDC to perform any activity for the BTC or Candidate Tauzin

and the protocols further dictated that all agents and other political committees were to expressly be designated in writing. No such designations were made. CDC was not an agent of Candidate Tauzin, the BTC, its officers and agents, and derived no authority of any kind from such persons.

CONCLUSION

In view of the foregoing, and the fact that The Conservative Democrats Committee and its affiliated committees were never in any manner authorized by Candidate Tauzin, the BTC, its officers and authorized agents to make any "expenditure" or to finance any communication on behalf of the Tauzin Campaign, is clearly shown and demonstrated.

Respectfully submitted:

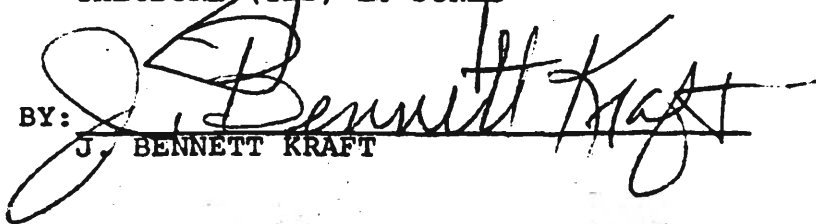
Law Offices of Theodore (Ted) L. Jones
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Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115

Attorneys for Respondents

BY:


THEODORE (TED) L. JONES

BY:


J. BENNETT KRAFT

January 3, 1980

Mr. Carroll P. Dantin, Chairman
Mr. Harold J. Sonnier, Treasurer
Mr. Theodore (Ted) L. Jones, Counsel
The Billy Tauzin Committee
Post Office Box 1500
Thibodaux, Louisiana 70301

Gentlemen:

In the spirit of keeping current the designation of and mandate to my Principal Campaign Committee (The Billy Tauzin Committee), and policies concerning federal election law, the Federal Election Commission, requirements for compliance by federal elective officeholders, candidates for federal office and other persons with respect to campaign activity, and, in keeping current the Committee policies on reporting and disclosure of financial activity which may influence my nomination or election to federal office, your attention is directed to the essential requirements of the Federal Election Campaign Act of 1971 (PL 92-225), as amended by the Federal Election Campaign Act Amendments of 1974 (PL 93-443) and 1976 (PL 94-283), hereinafter referred to as the FECA, and Regulations issued with respect thereto.

The Billy Tauzin Committee was established and registered on January 3, 1980, as a "political reporting committee", and continues in existence by my consent and designation.

The 1974 Amendments to the FECA (PL 93-443) were adopted effective January 1, 1975, and on May 30, 1975, the Federal Election Commission became operative upon transfer of authority from the United States House Clerk, United States Senate Secretary and United States Comptroller General. Based on the Supreme Court's decision of January 30, 1976, in Buckley v. Valeo, 424 U.S. 1 (1976), the FECA was amended effective May 11, 1976, by adoption of PL 94-283. On August 3, 1976, Regulations were proposed by the FEC under 2 USCA 438 (cf. 41 FR 35933). Regulations were finally adopted in 1977.

Thus, in accordance with 2 USCA 432 (e) (1), I hereby designate "The Billy Tauzin Committee" as my "principal campaign committee", (as defined in 2 USCA 431 (n)), under the FECA of 1971, as amended. The Committee shall be registered to comply with 2 USCA 432 and 2 USCA 433 (c).

Furthermore, I designate The Billy Tauzin Committee, hereinafter referred to as the "Committee", as my principal, sole and only campaign committee (2 USCA

January 31, 1983

431 (n)) and agent to administer, raise, hold for my account, use and expend funds on my behalf so long as I hold or seek federal office, or, until such time as all requirements under the FECA have been finally fulfilled and/or the Committee or the undersigned is relieved from further filing under 2 USCA 433 (d), or until my consent is withdrawn. This Committee shall not support any other candidate for any other office. 2 USCA 433 (e) (1).

You are reminded that the Committee is also a "political organization" within the meaning of 26 USCA 527 (e) and must file appropriate income tax returns as cash basis taxpayer required under 26 USCA 6012 (a) (6) to report any income received as defined in 26 USCA 527 (c) (1).

I hereby appoint Carrol P. Dantin, Chairman; Harold J. Sonnier, Treasurer, and Theodore (Ted) L. Jones, Counsel, for The Billy Tauzin Committee, and my individual candidacy. You are advised that no contribution and no expenditure of funds shall be received or made at a time when there is a vacancy in the office of Chairman or Treasurer of the Committee. cf. 2 USCA 432 (a) and 2 USCA 441j.

By designating a principal campaign committee and giving my consent on a continuing basis for another (see definition of person at 2 USCA 431 (h)) to solicit and receive contributions, or act as my agent to do so, and hold or maintain funds, or make expenditures, with a view to bringing about my nomination for or election to federal office under 2 USCA 431(b), I become and remain at all times a "candidate" as defined in the latter section for all purposes of the FECA, subject to certain provisions of the United States Criminal Code, 18 USCA 591, et seq., and penal provisions of USCA 439b and c and 2 USCA 441a through 441j, as amended by PL 93-443 and PL 94-283, bearing on the subject of federal elections and duties and obligations of federal candidates and their political committees with respect thereto. As an individual candidate, I do not intend to accept any "contributions" or make any "expenditures" for the purpose of influencing my nomination or election to federal office, except through the Committee. Likewise the Committee, its officers, agents and employees (including all volunteers) and "other persons", are subject to compliance of laws and regulations of the FEC.

Having designated The Billy Tauzin Committee as my principal campaign committee under the law, it is my intent to organize, update, simplify, centralize and control for the Committee its reporting, disclosure and compliance obligations of the FECA. Therefore, I set forth the following rules, requirements, and policies for the Committee and thereby fix controls and standards for all officers, agents and operatives having any official connection with my campaign: you must carefully, dutifully and diligently adhere to this mandate, to-wit:

1. Until such time as I expressly terminate consent thereto, The Billy Tauzin Committee is the sole, exclusive, principal and only "political committee" and "campaign committee" (2 USCA 431 (n) and 432(e)) which shall exist under my consent and authority with respect to my tenure in or candidacy for federal office. This is to insure inviolate that the Committee shall, until terminated,

have exclusive and is hereby vested with sole jurisdiction, control, authority, responsibility and discretion over any, every and all matters or decisions of every nature, kind and description concerning political, campaign, financial, or administrative activity relating to me as a federal officeholder or as a candidate for federal office and my campaign. There shall be no other "political committees" or "persons" authorized by me, or by the Committee, within the meaning of 2 USCA 432(e), except for "Agency Committee" under rules hereinafter set forth.

As the Principal Campaign Committee, and in furtherance of my campaign and for political purposes, you may designate from time to time, and for a specified period of time, "Agency" or "Subordinate" committees as contemplated by 2 USCA 432(e). Such designated "Agency Committees" shall be authorized in writing (using FEC Form 2a, or its successor forms), and their reports shall be filed as provided in 2 USCA 433(e); your Committee shall give assistance with registration (using FEC Form #1) and filings for designated "Agency Committees". Except as provided in this paragraph, any expenditures not made by the Principal Campaign Committee as a designated "Agency Committee" shall be deemed and treated as an "independent expenditure" within the meaning of 2 USCA 434(e). cf. Reg. 100.14(b).

Any person or political committee other than the Principal Campaign Committee, and authorized and designated "Agency Committees", shall include on the face or front page of all literature and advertisements which identifies me or published in connection with my campaign, the "unauthorized activities notice" provided for in 2 USCA 435 and 441d.

Your Committee shall limit the authority of designated "Agency Committees" as set forth in your designation and authority letter (to be attached to FEC Form 2a). "Agency Committees" shall acknowledge in writing that they are subject to the same limitations, restrictions, requirements and policies as the principal campaign committee. Moreover, "Agency Committees" must agree in writing that every agent or authorized person acting for such "Agency Committee" shall be authorized in writing so as to avoid or prevent illegal acts, improprieties, conflicts of interest and other unauthorized activity being attributed in some way to me or the principal campaign committee.

You shall not permit or make any expenditure of Committee funds for political purposes to any corporation, bank or labor union or person, except in payment of lawful, traditional and proper campaign or ordinary or necessary "officeholder" obligations, duly incurred for the purchase of campaign supplies, materials, goods, services actually rendered or for other "qualified campaign expenses" related to the candidate or the Committee, its officers, employees, authorized agents or consultants, or items or property ordinary to and necessary in the carrying on of my duties as a federal officeholder or as a candidate therefor.

2. In conducting your activities during my tenure in office or for any subsequent campaign for nomination or election to federal office, I direct that two divisions operate in the Committee, to-wit:

(a) Administrative Division of The Billy Tauzin Committee: This division shall be responsible for financial activity, accounting, legal, reporting disclosure, filings and compliance, authorization, disbursements or expenditures, deposits, bank accounts, fund raising activity, and maintaining the books, records and files associated with the campaign, and appointing agents, agency committees and authorized other persons.

(b) Political Division of The Billy Tauzin Committee: This division shall be responsible for political activity associated with the campaign, and may have Campaign Coordinators, except that every person having any constituted authority concerning the campaign must be appointed in writing by the Campaign Chairman or Treasurer and General Counsel.

3. The Administrative Division shall receive, deposit and account for all contributions. In this regard, your Committee shall designate in writing individuals, including myself, who are authorized to solicit, receive, collect, pick-up, or handle any funds or contributions for the Committee under the rule laid down in 2 USCA 432(b). Any person not authorized to do so in writing by your Committee shall have no authority to solicit contributions or incur obligations or expend any money on my behalf or on behalf of the Committee. 2 USCA 441d; 2 USCA 441b on Fraudulent Misrepresentation of Campaign Authority; 2 USCA 435 and 434(e); Reg. 110.1. No Contribution that appears illegal shall be accepted, and no contribution shall be accepted from any state, federal or local employee. 18 USCA 607.

With respect to contributions every contributor information card shall contain the following representations from every contributor, to-wit:

STATEMENT TO COMMITTEE AND ITS AUTHORIZED AGENTS

a. The amount of this contribution does not exceed contributor's individual limitation of \$1,000 with respect to any election for a candidate or his designated committee within the meaning of 2 USCA 441a (a) (1) (A); and that such amount does not exceed contributor's overall limitation of \$25,000 to all federal candidates, within the meaning of 2 USCA 441a (a) (3).

b. If contribution is from a Political Committee, amount contributed does not exceed, in the aggregate with respect to any election, \$5,000 within the meaning of 2 USCA 441a (a) (2) (A).

c. The amount contributed belongs to a duly registered Political Committee or in individual contributor's own personal or partnership funds and are not funds of a Corporation, a Bank or a Trust Company (including a Bank Holding Company), a Labor Union or Organization, a Public Utility Holding Company, Trust Funds, or the Funds of another; that contributor does not have an agreement, expressed or implied, from or with any person or entity that the amount contributed is or will be in any way reimbursed.

d. Contributor makes this contribution to the Committee, voluntarily, freely and wholly without inducement, coercion, intimidation, economic or discriminatory reprisal of any kind; there has been no promise or implication of employment, position or appointment, of contributor to any vocation, job, contract, relationship of any kind nor the offer of anything of value in return for such contribution or political support by the Candidate, the Committee or its agents, servants or employees.

e. The amount contributed, if in currency, does not exceed the aggregate limitation of \$100 within the meaning of 2 USCA 441g.

f. Contributor will not seek to deduct contributions to the Committee as a business expense, bad debt or worthless security under any provision of the Internal Revenue Code of 1954, as amended.

g. Contributor is not a defense contractor, is not a foreign national and is not making a contribution of funds for, through, or by virtue of any foreign government or defense contractor 2 USCA 441(c) (e).

4. I hereby designate The Citizens Bank & Trust Company of Thibodaux, as the Committee's Campaign depository under 2 USCA 437b (a) (1). The Committee shall maintain its checking account in said depository. The Committee may, from time to time, as needed, borrow funds from any bank or trust company. In addition, the Committee may deposit campaign funds not currently needed in other protected financial institutions or savings and loan associations.

(a) Under 2 USCA 437b (a) (1), the Committee shall maintain only one (1) checking account at The Citizens Bank & Trust Company of Thibodaux, the designated depository. In the event of surplus funds on hand, the Committee, with my express written approval, may place a portion of such funds in a savings account or on a short-term certificate of deposit at interest only in the name of the Committee; no account, passbook or certificate shall be a bearer instrument. Interest earned on such account or certificate shall be credited to the regular checking account (from which all expenditures are to be made) periodically under the financial institution's policy with respect to payment of interest.

Each duly appointed "Agency Committee" shall designate its own depository and shall comply with the rules as provided for political committees. 2 USCA 437b (a) (1)..

(b) The Committee shall obtain an employer's identification number for federal and state income, social security and other tax purposes. Interest earned shall be reported by and in the name of the Committee for income tax purposes.

(c) Passbooks, time certificates or other evidence of savings accounts or deposit of committee funds, except regular deposits in the checking account, shall be placed in safekeeping with the bank on non-degotiable trust or safekeeping receipts. The number of the receipt shall be recorded in the books of the Committee and in the Committee files of the Committee's certified public accountant, and the Committee shall keep in its files its copy of each such receipt and shall make one Xerox Copy of same for the files of its CPA. The purpose of this procedure is to avoid the need for a safe deposit box and to keep a running record for the Committee of any and all trust or safekeeping receipts.

5. All contributions, proceeds of any loan, or other funds received and accepted, except contributions in kind (which are to be reported to or recorded by the Committee within three business days after receipt or consumption) shall be deposited in the single checking account maintained by the Committee within a reasonable time after receipt and acceptance by the Committee. Receipts of currency

Receipts of currency should be deposited within the banking day received to avoid theft, loss or destruction, even though the Committee is unable to identify the source of such currency receipts. Unidentified currency receipts shall be identified as to the contributor within three (3) days after receipt or else returned by Committee check to the person, if known, who delivered or mailed it to the Committee. If currency cannot be traced after due diligence to source, it shall be placed in a Committee trust account in a designated depository for unknown donors pending return or proper identification. cf. 2 USCA 437b (a) (1) and 2 USCA 441g. No unidentified receipt shall be used or expended by the Committee on any campaign activity except that it shall, solely by Committee check, be returned to source if rejected, or, applied to the Committee's checking account by deposit when the source is determined and the contribution has been duly accepted by the Committee.

6. The Committee shall, upon receipt of any contribution and prior to acceptance thereof, prepare and keep on file a contributors information card with respect to all contributions. cf. 2 USCA 434 (b) (2). The Committee shall maintain an alphabetical or computer program file or cross index of contributions for purposes of aggregating and reporting the cumulative value of contributions from individuals or political committees for per election and the overall limitations. 2 USCA 434 (b) (3), (4) and (5); 434(c). No contribution shall be knowingly accepted in violation of Title 18 of the United States Code, and no contributions shall be accepted from any individual or political committee in excess of the amounts permitted by law. 2 USCA 441a.

No person may make contributions to or for the benefit of any candidate and/or his authorized committees with respect to any election for federal office which, in the aggregate, exceeds \$1,000 per election. 2 USCA 441a (a) (1) (A). No political committee (other than a principal campaign committee) may make contributions to or for the benefit of any candidate with respect to any election for federal office which, in the aggregate, exceeds \$5,000 per election. 2 USCA 441a (a) (1) (A). (Note special definition of political committee for this purpose under 2 USCA 441a (a) (4). No individual shall make, and no candidate or political committee shall knowingly accept any contributions aggregating more than \$25,000 in any calendar year (overall individual limitation on contributions). 2 USCA 441a (a) (3). Any contribution from the Democratic National Committee, the Democratic Senate or House Campaign Committees, and the Louisiana Democratic State Central Committee shall be consistent with 2 USCA 441b.

It is to be noted that the per election limitations apply separately to my 1980 primary and general election.

7. All contributions in kind shall be reported at fair market value.

8. You shall include on the face or front page of all literature and advertisements (cf. 2 USCA 435 and 441d (1) and proposed FEC Regulation 110.11):

(a) "A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C."

and

(b) "Authorized and Paid for by The Billy Tauzin Committee, Harold J. Sonnier, Treasurer", P. O. Box 1500, Thibodaux, Louisiana, 70301"

9. All loans made for the campaign or for use in the campaign shall be made in accordance with applicable banking laws and regulations and in the ordinary course of business, and, all loans shall be handled by the Committee Chairman, Treasurer and Counsel. Notes evidencing debt shall be executed by, in the name of and with the Committee as maker, signed by the Chairman or Treasurer, with the entire loan proceeds placed in the Committee's checking account. Security required by or for any such loan shall be my personal endorsement, guarantee signed on appropriate documents or other personal assets as collateral in a form approved by Counsel.

10. No expenditure of any kind, except a contribution in kind and petty cash as permitted by 2 USCA 437b(b), shall be made except by check drawn on the Committee's checking account. Petty cash transactions shall be limited to campaign supplies or incidental expenses and shall not exceed \$100.00 per transaction. All other payments shall be made only by check. 2 USCA 437b (a) (1).

(a) No expenditure of any kind, including expenses or travel advances, except contributions in kind consumed by the Committee or its authorized agents and duly reported to the Committee by such agent, shall be made except upon an invoice or accounting approved and initialed by either the Chairman or the Treasurer of the Committee. 2 USCA 432 (a), (c)(3) and (4), (d); 2 USCA 434(b) (9) through (14); 2 USCA 437(a) (1); 2 USCA 439(a) (2); 2 USCA 441b; 18 USCA 591 (f); 18 USCA 597; and note the overall limitation on expenditures of 2 USCA 441a and 441b.

(b) The Committee and its agents, servants or employees shall make no payment, expenditure or transfer of funds that may constitute the recipient thereof an "Agency Committee", an authorized "political committee" or "other person" under 2 USCA 432(e) (2), 433(e), 434(e) or 434(b) (13), Reg. 100.14(b), or exceed the limitation of 2 USCA 437b (b), unless such recipient is advised of his or its responsibility for compliance with the FECA and particularly reports required under 2 USCA 433, 434(a) and (b);

(c) No expenditure shall be knowingly made to a person for political purposes, who is on relief, receives welfare food stamps, social security, VA benefits or other economic assistance from any agency of the United States or of any state, or any political subdivision, agency or instrumentality thereof, unless such person is advised or made aware that such expenditure may constitute income under Section 61, Internal Revenue Code of 1954 (26 USCA 61) and may be material in determining the amount of any economic assistance such person receives or to which he is entitled, and, that he or she is under a duty to report or disclose the receipt of such funds to all authorities administering such economic benefit programs and for tax purposes.

11. You are directed to establish and maintain a list of all Committee employees, authorized agents and authorized campaign personnel, including a list of volunteer campaign workers.

January 3, 1980

(a) You are directed that no person or group is authorized to incur debt, or in any way obligated the Committee or me, or solicit, receive or expend money for or on behalf of me or the Committee unless the Committee, through its Chairman or Treasurer, expressly authorizes such person or group in writing to do so. Such written authorization shall set forth the duty of each authorized agent to disclose and account for all transactions under 2 USCA 432(b) and (c).

(b) Each employee, authorized agent, campaign personnel or volunteer shall be instructed on their authority and duties with respect to the campaign and all activity related thereto. See 2 USCA 441b on Fraudulent Misrepresentation of Campaign Authority. No one officially connected with me or my campaign or your committee is authorized or permitted to make any expenditure or payment or make any solicitation that may be considered illegal or unethical.

(c) You have complete and sole authority to designate, authorize and empower in writing such agents, employees or contractors as you deem necessary in performing your function as a "political committee" and "principal campaign committee" under the FECA, as amended, and in conducting my campaign for re-election.

(d) No campaign worker shall place any campaign literature in any private mailbox.

12. You are directed to take all steps necessary to insure full and complete compliance with the FECA and related laws, federal, state, and local, and all regulations, advisory opinions and/or rulings of the Federal Election Commission.

13. I caution you, the Committee, its authorized agents, and campaign personnel not to solicit or accept any contribution or make any expenditure or knowingly participate in any activity or commit any act directed toward the public that may violate local, state or federal laws, rules and regulations of the Federal Election Commission, Standing Rules of the United States House of Representatives, or that may reflect adversely, create a conflict of interest or that may be considered unethical or an improper use of influence by me, as a candidate or Member of the United States House of Representatives or as a member of any House, joint or Congressional Committee, or as a public official.

14. You may authorize and establish under the Committee, and as its agent or agents, "Finance or Event Committees" composed solely of Louisiana citizens to raise and assemble funds for the Committee. However, activity of such "Agents" must be consistent with the provisions of this letter.

15. As Chairman, Treasurer, and Counsel, respectively, you are responsible to see that all filings under the FECA are properly and timely performed so as to avoid any penalty under 2 USCA 441j.

16. While other persons may in some way become involved in my campaign or political activity or may act without authorization, and since we cannot control, restrain, prohibit or avoid the action of others, I direct that persons associated

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with my campaign or the Committee act only and solely through the Committee under such authorization as you may from time to time confer in writing. Independent acts of others are covered in the FECA to 2 USCA 435 and 441d, while independent financial activity is covered by 2 USCA 434(e). I must protect myself and the Committee, to the extent possible, from intentional or unintentional unlawful, secret, private or unknown independent campaign activity or agents or other persons, groups or committees which may be at some later date attributed to or associated with the Committee, its authorized agents, employees or my campaign. Your policy position, therefore, should be to discourage independent campaign acts and expenditures with respect to my campaign. 2 USCA 434 (e); 2 USCA 441b.

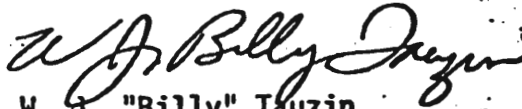
17. I designate Augustin Zeringue, Public Accountant, who shall maintain a set of books for the Committee, prepare and file all reports, financial statements or other accounting requirements under the FECA, as amended, and shall audit such records as necessary.

18. I designate Harold J. Sonnier, Custodian of books, accounts and records.

19. All contracts or agreements with, by or between the Committee and any other person or entity shall be in writing and shall be approved prior to execution by Counsel.

With best wishes, I am

Respectfully,


W. J. "Billy" Tauzin
Candidate

"Billy" Tauzin

EXHIBIT "B"

CONGRESS

The Billy Tauzin Committee
P. O. Box 1500
Thibodaux, La. 70301
504/447-8967

Carroll P. Dantin, Chairman
Harold J. Sennler, Treasurer
Theodore "Ted" L. Jones, Counsel

March 28, 1980

TO: Officers, Campaign Staff, Authorized Agents
and Members of Area Host Committees

FROM: Ted Jones, Counsel

PROCEDURES FOR AUTHORIZED AGENTS AND HOST COMMITTEES ON POLITICAL AND FUNDRAISER RECEPTIONS

A. INTRODUCTION

Under the Federal Election Campaign Act of 1971 (FECA), as amended, and as supplemented by Regulations of the Federal Election Commission (FEC), the Standing Rules of the United States ^{House} Senate, and the general laws of the United States, running for federal office is cumbersome, a legal and accounting trap. It is, therefore, necessary that any "candidate" for federal office adopt definite campaign policy and a Plan.

Billy Tauzin has designated a principal campaign committee (The Billy Tauzin Committee) to account for, report and disclose all campaign contributions, expenditures and financial activity, as required by law. cf. 2 USCA 432(e). The Committee is empowered to appoint, in writing, agents and to fix their authority with respect to the campaign.

Financial activity on behalf of Billy Tauzin is handled by The Billy Tauzin Committee because of individual "contribution" limitations, other technical requirements of the Act, and the control required to insure compliance with the FECA and the Standing Rules of the ^{House} Senate. Please observe these few suggestions and no problems should arise:



The Billy Tauzin Committee a "Principal Campaign" and "Political Committee" under FECA.
A copy of our report is filed with the Federal Election Commission and is available for purchase from the
Federal Election Commission, Washington, D.C. 20463

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1. Campaign financial activity has been divided between:

- (a) Political Receptions (cocktail parties, dinners, coffees, meetings, etc.);
- (b) Fundraiser Receptions (solicitation of money); and
- (c) Direct Mail Solicitations.

Political Receptions cover all activity that advocates election of Billy Tauzin, except fundraisers. Fundraiser Receptions cover all parties, receptions, meetings, of every kind and type, where campaign contributions are solicited or accepted. Direct Mail Solicitations cover all mailouts that in any way solicit campaign Contributions.

2. Different legal procedures, information, requirements and sanctions apply to the solicitation or acceptance of contributions for political purposes.

3. All activity, political or fund raising, must be handled only by agents authorized in writing.

4. Host Committees are area or event committees to help in staging the reception or fundraiser.

B. POLITICAL RECEPTIONS, MEETING DINNERS AND COCKTAIL PARTIES

1. Billy's calendar is managed by _____ in Thibodaux. Once Billy has accepted, committed himself to a political or fund raising event and same has been assigned a calendar date and time therefor, persons to serve on the host committee should be cleared with Harold J. Sonnier, Treasurer of The Billy Tauzin Committee, before any other action is taken, plans made or any costs are incurred.

2. The Host Committee Coordinator or pivot man should clear the suggested program and estimates of costs, etc., with the Treasurer. Any questions on incurring of debt and the contents of all printed matter should be checked with Counsel. All written mailouts must have printed or written on the front or face thereof: "Authorized and paid for by The Billy Tauzin Committee, Harold J. Sonnier, Treasurer." cf. 2 USCA 44ld; FEC Reg. 110.11. All communications soliciting contributions must contain the following statement on the face or front page: "A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C.".

3. The format and content of all printed or written matter is to be checked with Counsel before it is printed or written in final form. Use Committee letterhead or approved invitations only for written communication.

4. At all functions, make sure the distinction is maintained between Political Receptions and Fundraiser Receptions.

5. Do not accept in-kind "contributions" and do not make in-kind "expenditures" (for example, do not permit X to contribute or pay for spirits; Y to pay for food; Z to pay for cleanup, bartenders, etc.). The Billy Tauzin Committee will pay all "authorized" and "qualified" campaign or political expenses and costs related to any approved reception or event on behalf of Billy Tauzin.

6. Telephone calls, flowers, stamps, food, spirits, entertainment, catering, etc., are proper reception costs. The Committee will pay for those upon direction and approval of and with appropriate invoices submitted by the Host Committee Coordinator. The Committee will also reimburse for related travel, secretarial and long distance calls. Do not use any corporate telephones, credit cards, postage meters, etc.

C. FUNDRAISER RECEPTIONS

1. The Billy Tauzin Committee uses a numbered invitation with contributor's information card to solicit money because each individual is limited in the amount he may contribute. We furnish these for each fundraising event to gather the necessary uniform and detailed records to permit aggregation of contributions from the same source or individual. This is an absolute requirement. Please observe the information printed on the invitation and review representations on the reverse side of this card. These are important.

2. "Contributions" should be mailed directly to the Committee's post office box address or handed to Billy or Committee personnel. A completed contributor's information card on each contributor is required. In the event checks and the information cards are returned to you personally, attach the check to the contributor's card and forward same to the Treasurer at the Committee's address immediately.

3. The Do Not's:

- (a) Do not open any bank accounts.
- (b) Do not deposit any funds in any bank.
- (c) Do not exercise any discretion over campaign checks handed, mailed to or received by you.
- (d) Do not expend any funds (yours or the Committee's) on behalf of Billy or the campaign, except authorized expenditures.
- (e) Corporations (including professional corporations), banks and labor unions are not permitted to contribute in any fashion.
- (f) Do not accept any cash "contributions".
- (g) Do not make any cash "expenditures".
- (h) Do not send or write any letters, mailouts or other information that refers to or identifies with Billy on your personal or firm stationery; likewise, in soliciting funds on behalf of the Committee.
- (i) Do not hand over campaign contributions in a federal building.
- (j) Do not commit or become involved in any act that may violate the authority bestowed upon you by the Committee.

- (k) Do not present any campaign materials to Billy to be signed until it has first been cleared with Counsel.
- (l) Do not condone any acts of impropriety that come to your attention.

4. Individual contributions to, for the benefit of or use by Billy may not exceed in the aggregate \$1,000.00 per individual in a primary election, and \$1,000.00 per individual in a general election. Contributions by partnership check requires an allocation of the contributed amount to each partner who owns an interest in the partnership capital or is charged in its entirety to a particular partner's capital account. (See the contributor information card. All information on each partner deemed to have made a contribution must be included).

5. Please furnish a list of names and addresses to the Committee of people solicited for "contributions".

6. By definition, the terms "contribution" and "expenditure" are very broad. Everything of value is covered. The exceptions are very narrow and tend to mislead or entrap more than provide an acceptable method of operation. cf. 2 USCA 431(e) and (f).

If any questions arise, please call for response and discussion. Where any doubt exists, do not act without advice unless you are absolutely sure that you are thoroughly briefed on the law. DO NOT EXCEED YOUR CAMPAIGN AUTHORITY. 2 USCA 441h.

For additional information, telephone:

The Billy Tauzin Committee

(504) 447-8967

Harold J. Sonnier

(504) 447-2395

Ted Jones

(504) 925-1115 (O)

(504) 927-6193 (H)

Hal Kilshaw

(504) 923-2254

--END--

TLJ

TLJ:sed

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UNITED STATES OF AMERICA
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

DAVID R. SHERMAN, TREASURER
FOR THE DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

VERSUS

MARION J. EDWARDS, CHAIRMAN,
CONSERVATIVE DEMOCRATS COMMITTEE;
A. J. BENINTENDE, TREASURER,
CONSERVATIVE DEMOCRATS COMMITTEE;
HARRY LEE, SHERIFF, JEFFERSON
PARISH; CARL PERRY, CHAIRMAN,
REPUBLICANS FOR TAUZIN COMMITTEE;
AND JOHN M. MAMOULIDES, DISTRICT
ATTORNEY, JEFFERSON PARISH

* * * * *

COMPLAINT

MUR 1238

MOTION TO DISMISS COMPLAINT AND,
ALTERNATIVELY, RESPONSE

Respondents, through undersigned counsel, move
this Committee to dismiss the complaint filed by David R.
Sherman, Treasurer, The Donelon for Congress Committee,
on the following grounds:

The individuals named herein should be dismissed
inasmuch as none participated as individual solicitors
for funds, none received any contributions as individuals,
on behalf of any candidate, none made financial contributions
in excess of \$1,000 to either The Billy Tauzin Committee or

ATTACHMENT V pg 1

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4. Conservative Democrats Committee or the Republicans for Tauzin Committee or made any personal expenditures of any kind in excess of \$250.00.

1. Marion J. Edwards, designated Chairman of Conservative Democrats Committee, which committee has been assigned FEC Identification Number C00127753, has not knowingly participated in the instant matter in any way except as Chairman of the Conservative Democrats. Anything he did do was done without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

2. A. J. Benintende, Treasurer of the Conservative Democrats Committee, has not knowingly participated in the instant matter in any way except as Treasurer of the Conservative Democrats. (I.D. No. 092029). Anything he did do was without the cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

3. Harry Lee, Sheriff, Jefferson Parish, participated in The Billy Tauzin Committee by making a

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tape for radio, authorized by The Billy Tauzin Committee. Expenses for cutting the tape and airing it to the radio public were paid for by The Billy Tauzin Committee, which also acknowledged authorization and the fact The Billy Tauzin Committee paid for it. Harry Lee did not make any financial contribution to Conservative Democrats Committee or the Republicans for Tauzin Committee. Harry Lee did write and contribute a letter for use, and at the expense of the Conservative Democrats Committee. This letter was initiated by Harry Lee himself and made without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and which was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

A photograph taken and used in the Conservative Democrats Committee tabloid was taken prior to the formation of the Committee. The actual taking and use in the tabloid was without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

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4. Carl Perry, Chairman, Republicans for Tauzin Committee, acted solely in this capacity, which committee had been designated as an affiliated committee by the dominant Conservative Democrats Committee. See Walther vs. Federal Election Commission, 468 F.Supp. 1235 (1979) (USDC, District of Columbia). Neither Carl Perry or The Republicans for Tauzin sought or collected any contributions; neither did they make any expenditures of any kind. Carl Perry's singular participation was under the auspices of the Conservative Democrats Committee which printed and distributed and entirely paid for a letter signed by Carl Perry. All of Carl Perry's activities were without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

5. John M. Mamoulides, District Attorney, Jefferson Parish, did not participate in the instant campaign in any way except as financial contributor to the Conservative Democrats Committee (to the extent of \$500.00. His wife, Savilla Mamoulides also contributed \$500.00). Mr. Mamoulides' letter was produced on his own personal letterhead, and printed and distributed entirely at the expense of the

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Conservative Democrats Committee. The letter was made without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

All activity of the newly-formed committee was well within the guidelines of such unauthorized committees, 2 U.S.C. Section 431, Subsection (4), especially where all organization and reporting requirements were met, particularly the reporting of all contributions and expenditures.

For the foregoing reasons, respondents submit the complaint is insufficient in law and fact and should be dismissed.

GENERAL STATEMENT IN
SUPPORT OF MOTION
TO DISMISS

The genesis of the Conservative Democrats evolved from the refusal of candidate W. J. "Billy" Tauzin to authorize the publication of his opponent's sorry record as a public official. Apparently Mr. Tauzin was not cognizant of the details of Mr. Donelon's errors and

✓ pg 5

omissions in prior public service, not being a resident of Jefferson Parish. Also, Mr. Tauzin emphatically chose not to so attack his opponent's record.

Consequently, feeling very strongly that the public should be alerted to Donelon's failings of the past, the Conservative Democrats Committee was formed on May 10, 1980 for the express purpose, at that time, to raise funds for the publication and distribution of a tabloid and letters to apprise the voters of Jefferson Parish of Jim Donelon's record.

At the outset, it is noteworthy that nowhere in the instant complaint does the Donelon for Congress Campaign Committee allege any falsehoods were printed about Mr. Donelon or any scurrilous innuendoes. There is no allegation of "dirty tricks." Cf. Segretti vs. Calif., 544 P.2d 929 (1976). The fact of the matter is that the general tenor of the Donelon threnody is that the sorry record of Mr. Donelon's past political performance was published at all. In many ways, this fact alone adumbrates the complaint itself.

As National Democratic Committeeman, the Honorable John M. Mamoulides was indeed concerned that Mr. Tauzin was elected but nevertheless was not an authorized agent, directly or indirectly in Mr. Tauzin's campaign.

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In his role as District Attorney of Jefferson Parish, Mr. Mamoulides was most cognizant of opponent Jim Donelon's political record and it was on that personal knowledge that Mr. Mamoulides drew the material reflected in his letter to the voters, published and paid for by the Conservative Democrats. Another source of the material used in the tabloid was from the Journals of Proceedings of the Louisiana House of Representatives published by PAR (Public Affairs Research Council).

Carl Perry, self-admitted registered Republican, formed the "Republicans for Tauzin" Committee. This was done with the objective of exposing the newly self-styled Republican to the public lest they be ineluctably taken in by the implausibly transmogrified Donelon. Everything done by this affiliated committee, which did not solicit or receive any contributions or make any expenditures, was under the express control and at the expense of the Conservative Democrats Committee. The Republicans for Tauzin became an affiliated committee with the Conservative Democrats Committee and the sole participation was the preparation, printing and distribution of the letter over Carl Perry's signature, with the required disclaimer.

RESTATEMENT OF ALLEGATIONS IN COMPLAINT,
WITH SPECIFIC RESPONSES THERETO
WITH PERTINENT FACTS AND APPLICABLE LAW

Allegation No. 1:

"* * * It is our contention that (a) the statement signed by Tauzin and (b) the photographs and (c) the letter from Harry Lee were provided by his (Tauzin's) campaign organization..."

ANSWER

(a) Respondents submit that the statement referred to as a "personal message from candidate Tauzin with a printed signature," was in fact created by Mr. Carl Mulligan, who was engaged as public relations consultant to create and print a tabloid. Mr. Tauzin had no input or knowledge of the so-called "personal message," nor did Mr. Tauzin sign it. The message, the original work of Mr. Mulligan, does not carry a "signature" by Mr. Tauzin, but simply reflects his printed name at its conclusion.

The alleged "personal message" was original with public relations man, Carl Mulligan, of Carl Mulligan Communications, and Mr. Tauzin did not contribute or cooperate in any way with its creation. Finally, no one connected with the candidate's campaign organization contributed or cooperated or in any way participated in the development of the text that complaintants have styled as a "personal message."

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(b) Respondents submit that the "ten photographs of candidate Tauzin of a personal nature" are in fact of a public nature, and are improperly characterized as "personal."

The photographs were posed for or made available to Carl Mulligan Communications, a public relations firm, and not solicited or arranged for by any of the respondents. All photographs were used for the first time in the Conservative Democrats' tabloid, none having been reprinted or republished from any other literature. The source of all pictures is entirely with the PR firm.

Mr. Carl Mulligan, was solely responsible for the layout and printing of the tabloid, including the taking and selection of photographs.

(c) With reference to the letter from Harry Lee, Sheriff, Jefferson Parish, this was an independent gesture by Mr. Lee to provide the Conservative Democrats with additional text for the tabloid. The preparation of this letter was done solely by Mr. Lee. Collaterally, the letter's contents were carried as a news item earlier by local press. In no way did Mr. Lee, in its preparation, purpose or cost, have the cooperation, prior consent, or consultation with the candidate or his agents.

Allegation No. 2

"* * * Another mailing...from District Attorney John Mamoulides, who has been a key leader in Mr. Tauzin's campaign, one of his most intimate advisors, backers, and fund-raisers."

ANSWER

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Respondents do not see any violation in the above, "Allegation No. 2" but do acknowledge Mr. Mamoulides' mailing of a letter under the heading of "Office of District Attorney" was a creation of his own independent act and not done with the cooperation or consultations with the candidate or any authorized committee or agent of such candidate; neither was it made, printed and distributed in concert with, or at the request or suggestion of the candidate. All costs for its preparation were paid for by Mr. Mamoulides and all costs for printing and distribution were paid for by the Conservative Democrats.

The information cited in Mr. Mamoulides' letter is a matter of public record and has no source that could be attributed directly or indirectly to the candidate's campaign organization.

Further, Mr. Mamoulides made no contributions to the candidate's campaign committee. The sole contribution was in the amount of \$1,000 made to the Conservative Democrats Committee by John and Savilla Mamoulides.

Allegation No. 3

"The third letter...on a letterhead entitled 'Republicans for Tauzin'... is in violation of regulations in that it contains the candidate's name..."

ANSWER

Respondents state the "Conservative Democrats Committee" and its affiliated organization "Republicans for Tauzin Committee" are both unauthorized by the candidate and deny any violation of the Federal Elections Act by use of the candidate's name.

While Section 432 (e)(4) precludes the use of the name of any candidate in the unauthorized committee name, Section 102.14 of the Federal Register dated March 7, 1980 appears to authorize the use of the individual's name.

Actually, it is submitted, "Republicans for Tauzin Committee" is not subject to regulation under the Act inasmuch as the instant title is applicable " * * * only to committees soliciting contributions or making expenditures..."

U.S. vs. National Committee for Impeachment, 469 F.2d 1135 (2nd Cir.1972) at 1141; ACLU, Inc. vs. Jennings, 366 F.Supp. 1041 at 1057 (1973), (USDC, D.C.). The "Republicans for Tauzin" did not solicit or receive contributions. Neither did they make any expenditures. In any event, this affiliated committee was properly identified as an affiliated committee

in the Statement of Organization of the Conservative Democrats
Committee filed May 10, 1980.

Allegation No. 4

"* * * that the Conservative
Democrats filed as an independent
committee on May 12, 1980...a
witness will swear to having seen
copies of the tabloid in candidate
Tauzin's automobile on the evening
of May 12, 1980..."

ANSWER

The Conservative Democrats Committee did in fact
file as an independent committee by placing in the mail, its
Statement of Organization on the same day it was formed,
that is May 10, 1980. Again, on that same day it authorized
the publication of a tabloid to be put together and printed
by Carl Mulligan Communications. The publication was available
for distribution the next day, May 11, 1980. However a copy
may or may not have been in Mr. Tauzin's automobile, if at
all, is beyond the knowledge of the respondents. The fact of
the matter is that Mr. Tauzin emphatically refused to have any
part in the preparation and distribution of the tabloid as
printed and distributed by the Conservative Democrats.

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Allegation No. 5

"* * * The chairman of the 'Conservative Democrats Committee' is listed as Mr. Marion Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides."

ANSWER

Respondents can find no violation of the Federal Election Act by virtue of Mr. Edward's employment as an Assistant District Attorney. Mr. Edwards submits there is nothing he has done as chairman of the Conservative Democrats that was authorized by the candidate, or made with the candidate's cooperation or consultation, in concert with or at the request or suggestion of the candidate.

Allegation No. 6

"* * * the expenditures for printing and direct mail of the 'Conservative Democrats' committee, which we estimate to be in excess of \$35,000.00, are an integral part of the Tauzin campaign, and were made with the cooperation and consultation of Tauzin and/or his agents, and consequently were not an independent expenditure, although disclaimed as such."

ANSWER

Respondents categorically deny this allegation. All expenditures made by the "Conservative Democrats Committee"

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were expenditures pursuant to the definition at Section 431 (17): All expenditures made by and contributions made to Conservative Democrats were reported within 24 hours of the occurrence to appropriate State and Federal agencies.

In addition, to the best knowledge of the Treasurer, no contributions were received in excess of \$1,000 from any single contributor, nor were any contributors known to have contributed to the candidate's own authorized campaign fund except Carl Perry who contributed \$200 to The Billy Tauzin Campaign Committee as a private party.

Lastly, the candidate, W. J. "Billy" Tauzin, made public statements in answer to the press in regard to these allegations that neither he nor his campaign committee authorized the formation or activity of the Conservative Democrats.

CONCLUSION

Considering the foregoing Answers, the respondents submit there has not been any violation of the Federal Elections Act either in spirit or letter and that considering the respondents' answers the complaint of the Donelon for Congress Campaign Committee filed on May 15, 1980 by David R. Sherman, Treasurer, should be dismissed.

The respondents are aware that their categorization as a political committee set into motion certain detailed disclosure and reporting requirements. At this same time

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respondents reassert in this answer that all disclosure and reporting requirements were met in full compliance of the law, always within 24 hours of the reported act (contribution or expenditure) and all in advance of the election date.

Should the General Counsel desire further information to assist his investigation of the complaint, or, in the alternative, enter into conciliation of any matter not satisfactorily answered, the respondents are most willing to cooperate.

Thank you for your kind attention to this matter.

Respectfully submitted,



Abbott J. Reeves, Esq.
Counsel for Respondents:
Marion Edwards
A. J. Benintende
Harry Lee
Carl Perry
John M. Mamoulides

Thedford

910428

RECEIVED
GCC # 2874
80 OCT 6 09:42

ABBOTT J. REEVES
ATTORNEY AT LAW
P. O. BOX 465
419 DERBIGNY STREET
GRETN, LOUISIANA 70054
TELEPHONE (504) 367-1818

October 2, 1980

MELVIN M. BELL
OF COUNSEL

Mr. Charles N. Steele, Esq.
Federal Election Commission
Washington, D.C. 20463

Attn: Ms. Judy Thedford

RE: MUR 1238

Dear Mr. Steele:

Please be advised that Marion Edwards, A. J. Benintende, Harry Lee, Carl Perry, and John M. Mamoulides, are of the opinion that their original response and Motion to Dismiss complaints filed in this matter, adequately covers the supplementary letters enclosing news articles submitted by the complainants pursuant to your letter dated September 11, 1980.

Out of an abundance of caution, however, we have secured an affidavit from Mr. Carl Mullican who was originally responsible for securing photos in question, which should further clarify the lack of involvement of my clients.

Thank you for your kind attention to this matter.

Sincerely,



Abbott J. Reeves

AJR:eb
Enc.

ATTACHMENT VI pg 1

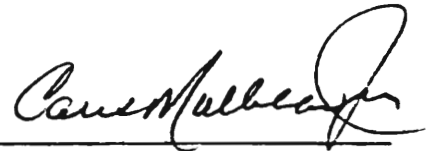
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AFFIDAVIT

Before me, a notary public in and for the Parish of Orleans, personally came and appeared Carl Mullican on this first day of October 1980 and under oath did depose the following:

1. That he is owner of Carl Mullican Communications, located in the Parish of Jefferson, Louisiana, with offices at 1421 North Causeway Boulevard, Metairie, Louisiana - telephone 834-8612.
2. That in his capacity as a public relations firm, on his own initiative did arrange for the taking of various photographs used in the Conservative Democrat's tabloid and used in the same tabloid, published on May 11, 1980, with reference to the Tauzin/Donelon campaign, that some of the same photographs used in the tabloid were sought by the Tauzin Committee members for their own private use.
3. The photographs reflected in Section 2, the Daily Review, Morgan City, Louisiana, dated Friday, May 16, 1980, appear to be some of the photographs that affiant arranged to have taken by Martin Perlman, who under instructions by Mr. Carl Mullican did take same photographs and was paid by Mr. Carl Mullican with his own operating expenses.



Carl Mullican

Sworn to and subscribed
before me on this first
day of October, 1980 in
the offices of Carl Mullican,
1421 North Causeway, Metairie,
Louisiana



Abbott J. Reeves,
Attorney-at-Law

914011
LAW OFFICES OF
THEODORE (TED) L. JONES

J. TRACY MITCHELL
ALVA C. SMITH, JR.
J. BENNETT KRAFT

POST OFFICE BOX 65122
BATON ROUGE, LOUISIANA 70896
3081 TEDDY DRIVE
TELEPHONE (504) 925-1115

October 20, 1980

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

Re: MUR 1238; Your Letter of September 11, 1980

Dear Mr. Steele:

We have reviewed the two enclosures to your letter of September 11, 1980, and our response to the matters they contain is as follows:

1. Donelon for Congress Campaign Committee letter dated May 16, 1980, regarding Times Picayune article. The Donelon Committee urges that the Times Picayune article is supportive of collusion between Mr. Tauzin, the Billy Tauzin Committee, its agents, and the Conservative Democrat's Committee. This matter is dealt with in our original Response and Motion to Dismiss Complaint filed with the FEC on June 10, 1980. Your attention is directed to pages 3 and 4 of our response which rebuts any implication of such collusion in law or in fact.
2. Donelon for Congress Campaign Committee letter of May 20, 1980, regarding a paid political ad in the Daily Review, Morgan City, La., on May 16, 1980. This letter and its enclosure were not contained in the original complaint and are, therefore, not specifically addressed by our Response and Motion to Dismiss Complaint. Moreover, this material is not a separate complaint or issue that requires an answer. We have supplemented our original response accordingly and amended it in light of further investigation.

However, the inclusion in an "authorized" campaign publication of literature or photographs which may also appear in an "unauthorized" communication does not in any way indicate complicity of Mr. Tauzin or his principal campaign Committee, or its agents, in or with such an unauthorized use and independent expenditures. Photographs, pamphlets, and other campaign paraphernalia utilized by the candidate and his authorized Committee in the course of the campaign are not copyrighted materials and may be further used by others without limit or prohibition. When such items are prepared, disseminated, or communicated to the public, the candidate and his Committee lose control over the usage of such materials. Moreover, the candidate cannot prevent others from exercising their Constitutional rights to make "independent expenditures". Buckley v. Valeo, 424 U.S. 1, 96 S.Ct. 612 (1976).

As the affidavits attached as Exhibits "A" and "B" indicate, there was no collusion between the unauthorized Conservative Democrats' Committee and the authorized Billy Tauzin Committee or Mr. Tauzin. The photographs in

ATTACHMENT II pg 1

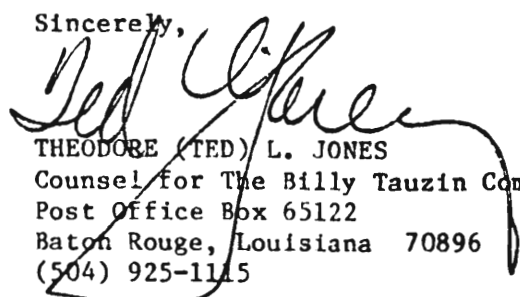
October 20, 1980

question were obtained by Carl Mullican Communications at his expense. They were used by the Conservative Democrats' Committee in its tabloid, by which means they came to the attention of Roy W. Willis of the Tauzin Committee. Willis inquired about who had prepared the tabloid and contacted Carl Mullican regarding the photographs, and obtained them from him. The photographs were not provided to the Billy Tauzin Committee by the Conservative Democrats' Committee. Mullican provided copies without apparent charge, which may constitute a contribution in kind. The six prints of the photographs are valued at approximately \$18.00.

In summation, the comments on pages 3 and 4 of our initial Response and Motion to Dismiss Complaint adequately address and dispose of this issue. The so-called supplemental evidence of the same picture appearing in "authorized" and "unauthorized" ads does effect the nature of the expenditure.

We would appreciate advice on final disposition of this matter, and if we may be of any further assistance, please contact the undersigned directly.

Sincerely,



THEODORE (TED) L. JONES
Counsel for The Billy Tauzin Committee
Post Office Box 65122
Baton Rouge, Louisiana 70896
(504) 925-1115

TLJ;rpj

cc: Honorable W. J. "Billy" Tauzin
Harold Sonnier, Esquire

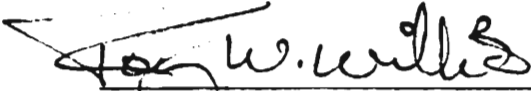
VII pg 2

SWORN STATEMENT OF ROY W. WILLIS
October 9, 1980

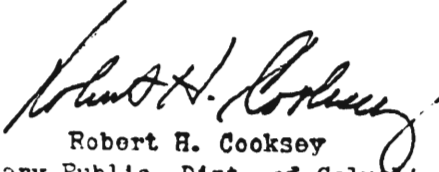
TO THE BEST OF MY PERSONAL KNOWLEDGE AND RECOLLECTION, I, Roy W. Willis first saw the photograph of Wilbert J. "Billy" Tauzin, II, that I subsequently used in preparing a newspaper advertisement on behalf of Tauzin's congressional campaign, when that photograph was reproduced in a tabloid publication produced for and by the Conservative Democrats Committee. I had seen the tabloid publication at Tauzin's congressional campaign headquarters in Metairie, Louisiana.

Having been instructed by Tauzin to prepare newspaper advertisements for his campaign, I made inquiries and learned that the publication had been commercially prepared for printing by the Carl Mullican Communications firm of Metairie, Louisiana. I called that firm and was told by Carl Mullican that he had copies of the photographs used in the tabloid publication, and that I could have them to use in the newspaper ads I was preparing. I drove to the Mullican office, obtained from him the photographs used in the tabloid, and subsequently used them in preparing newspaper advertisements sent to several newspapers in the Third Congressional District.

I certify that the foregoing is true, to the best of my knowledge.

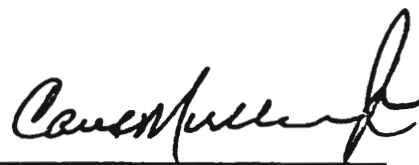

Roy W. Willis
2854 South Columbus
Arlington, VA 22206

*Sworn to before me and subscribed
in my presence this 9th day of October, 1980*


Robert H. Cooksey
Notary Public, Dist. of Columbia
Commission Expires July 14, 1985

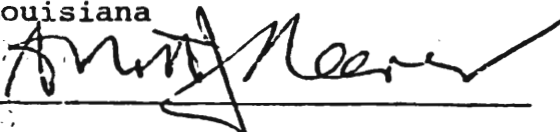
Before me, a notary public in and for the Parish of Orleans, personally came and appeared Carl Mullican on this first day of October 1980 and under oath did depose the following:

1. That he is owner of Carl Mullican Communications, located in the Parish of Jefferson, Louisiana, with offices at 1421 North Causeway Boulevard, Metairie, Louisiana - telephone 834-8612.
2. That in his capacity as a public relations firm, on his own initiative did arrange for the taking of various photographs used in the Conservative Democrat's tabloid and used in the same tabloid, published on May 11, 1980, with reference to the Tauzin/Donelon campaign, that some of the same photographs used in the tabloid were sought by the Tauzin Committee members for their own private use.
3. The photographs reflected in Section 2, the Daily Review, Morgan City, Louisiana, dated Friday, May 16, 1980, appear to be some of the photographs that affiant arranged to have taken by Martin Perlman, who under instructions by Mr. Carl Mullican did take same photographs and was paid by Mr. Carl Mullican with his own operating expenses.



Carl Mullican

Sworn to and subscribed
before me on this first
day of October, 1980 in
the offices of Carl Mullican,
1421 North Causeway, Metairie,
Louisiana



Abbott J. Reeves,
Attorney-at-Law

IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

SUPPLEMENTAL AND AMENDING RESPONSE
AND MOTION TO DISMISS COMPLAINT

61001724
COMES NOW, The Honorable W. J. "Billy" Tauzin, the Billy
Tauzin Committee (FEC I.D.# 088366), hereinafter referred to
as the BTC, and its officers and authorized agents, through
undersigned counsel, and with respect submits this supplemental
and amending response and motion to dismiss complaint, amending
its original response and motion to dismiss complaint in the
above matter submitted to the Federal Election Commission on
the 10th day of June, 1980.

1.

Having received additional information regarding MUR:1238
from the Honorable Federal Election Commission through its coun-
sel on the 11th day of September, 1980, the Respondents' original
response and motion to dismiss the complaint is hereby amended
and supplemented as follows:

2.

By deleting the following language from Page 4 of the ori-
ginal response and motion to dismiss the complaint:

"The Candidate, the BTC and its officers and authorized agents were not in and did not at any time come into possession of photographs contained in the tabloid complained of."

3.

Substitute the following in lieu thereof:

"Roy W. Willis was employed by the BTC to assist in the preparation of campaign advertisements. He saw Mr. Tauzin's photograph in the CDC tabloid and liked one of the pictures. He inquired of the CDC about getting a copy of the photograph and was referred to Carl Mullican of Carl Mullican Communications. Mr. Willis obtained one copy each of approximately six photographs appearing in the tabloid from Mullican, and subsequently used same in several newspaper ads."

CONCLUSION

WHEREFORE, premises considered, Congressman Tauzin, the BTC, its officers and authorized agents, by and through counsel of record, respectfully move that the Commission vote to dismiss the complaint, and that an order be entered by the Commission dismissing the complaint as it relates to Congressman Tauzin, the BTC, its officers and authorized agents.

Respectfully submitted:

LAW OFFICES OF THEODORE (TED) L. JONES
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115
Attorneys for Respondents

BY:


THEODORE (TED) L. JONES

BY:


J. BENNETT KRAFT



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David R. Sherman, Treasurer
Donelon for Congress
Campaign Committee
2601 Veterans Memorial Blvd.,
Metairie, LA 70002

Re: MUR 1238

Dear Mr. Sherman:

The Federal Election Commission has reviewed the allegations of your complaint dated May 15, 1980 and determined that on the basis of the information provided in your complaint and information provided by the respondents that there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended (the "Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter.

Should additional information come to your attention which you believe establishes a violation of the Act, please contact Judy Thedford, at (202)523-4057.

Sincerely,

Charles N. Steele
General Counsel

31040251728



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Theodore (Ted) L. Jones
Post Office Box 65122
3081 Teddy Drive
Baton Rouge, LA 70896

Re: MUR 1238

Dear Mr. Jones:

On May 21, 1980, the Commission notified your clients, W.J. "Billy" Tauzin and the Billy Tauzin Committee, of a complaint alleging that they may have violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1980, determined that on the basis of the information in the complaint and information provided by you that there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

81047251727



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Abbott J. Reeves
P.O. Box 465
419 Derbigny Street
Gretna, LA 70054

Re: MUR 1238

Dear Mr. Reeves:

On May 21, 1980, the Commission notified your clients, Marion Edwards, A.J. Benintende, Harry Lee, Carl Perry, and John M. Mamoulides, of a complaint alleging that they may have violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on _____, 1980, determined that on the basis of the information in the complaint and information provided by you that there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission has closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

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LAW OFFICES OF
THEODORE (TED) L. JONES

J. TRACY MITCHELL
ALVA C. SMITH, JR.
J. BENNETT KRAFT

POST OFFICE BOX 65122
BATON ROUGE, LOUISIANA 70898
3081 TEDDY DRIVE
TELEPHONE (504) 925-1115

3079

October 20, 1980

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

Re: MUR 1238; Your Letter of September 11, 1980

Dear Mr. Steele:

We have reviewed the two enclosures to your letter of September 11, 1980, and our response to the matters they contain is as follows:

1. Donelon for Congress Campaign Committee letter dated May 16, 1980, regarding Times Picayune article. The Donelon Committee urges that the Times Picayune article is supportive of collusion between Mr. Tauzin, the Billy Tauzin Committee, its agents, and the Conservative Democrat's Committee. This matter is dealt with in our original Response and Motion to Dismiss Complaint filed with the FEC on June 10, 1980. Your attention is directed to pages 3 and 4 of our response which rebuts any implication of such collusion in law or in fact.

2. Donelon for Congress Campaign Committee letter of May 20, 1980, regarding a paid political ad in the Daily Review, Morgan City, La., on May 16, 1980. This letter and its enclosure were not contained in the original complaint and are, therefore, not specifically addressed by our Response and Motion to Dismiss Complaint. Moreover, this material is not a separate complaint or issue that requires an answer. We have supplemented our original response accordingly and amended it in light of further investigation.

However, the inclusion in an "authorized" campaign publication of literature or photographs which may also appear in an "unauthorized" communication does not in any way indicate complicity of Mr. Tauzin or his principal campaign Committee, or its agents, in or with such an unauthorized use and independent expenditures. Photographs, pamphlets, and other campaign paraphernalia utilized by the candidate and his authorized Committee in the course of the campaign are not copyrighted materials and may be further used by others without limit or prohibition. When such items are prepared, disseminated, or communicated to the public, the candidate and his Committee lose control over the usage of such materials. Moreover, the candidate cannot prevent others from exercising their Constitutional rights to make "independent expenditures". Buckley v. Valeo, 424 U.S. 1, 96 S.Ct. 612 (1976).

As the affidavits attached as Exhibits "A" and "B" indicate, there was no collusion between the unauthorized Conservative Democrats' Committee and the authorized Billy Tauzin Committee or Mr. Tauzin. The photographs in

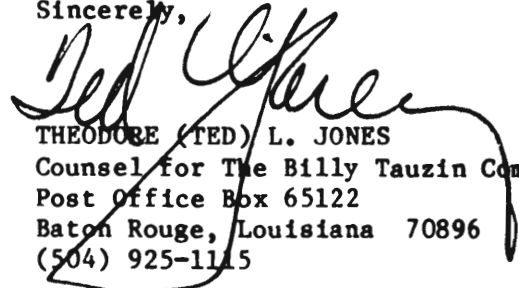
October 20, 1980

question were obtained by Carl Mullican Communications at his expense. They were used by the Conservative Democrats' Committee in its tabloid, by which means they came to the attention of Roy W. Willis of the Tauzin Committee. Willis inquired about who had prepared the tabloid and contacted Carl Mullican regarding the photographs, and obtained them from him. The photographs were not provided to the Billy Tauzin Committee by the Conservative Democrats' Committee. Mullican provided copies without apparent charge, which may constitute a contribution in kind. The six prints of the photographs are valued at approximately \$18.00.

In summation, the comments on pages 3 and 4 of our initial Response and Motion to Dismiss Complaint adequately address and dispose of this issue. The so-called supplemental evidence of the same picture appearing in "authorized" and "unauthorized" ads does effect the nature of the expenditure.

We would appreciate advice on final disposition of this matter, and if we may be of any further assistance, please contact the undersigned directly.

Sincerely,


THEODORE (TED) L. JONES
Counsel for The Billy Tauzin Committee
Post Office Box 65122
Baton Rouge, Louisiana 70896
(504) 925-1115

TLJ;rpj

cc: Honorable W. J. "Billy" Tauzin
Harold Sonnier, Esquire

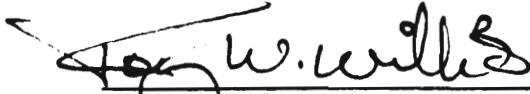
81010051730

SWORN STATEMENT OF ROY W. WILLIS
October 9, 1980

TO THE BEST OF MY PERSONAL KNOWLEDGE AND RECOLLECTION, I, Roy W. Willis first saw the photograph of Wilbert J. "Billy" Tauzin, II, that I subsequently used in preparing a newspaper advertisement on behalf of Tauzin's congressional campaign, when that photograph was reproduced in a tabloid publication produced for and by the Conservative Democrats Committee. I had seen the tabloid publication at Tauzin's congressional campaign headquarters in Metairie, Louisiana.

Having been instructed by Tauzin to prepare newspaper advertisements for his campaign, I made inquiries and learned that the publication had been commercially prepared for printing by the Carl Mullican Communications firm of Metairie, Louisiana. I called that firm and was told by Carl Mullican that he had copies of the photographs used in the tabloid publication, and that I could have them to use in the newspaper ads I was preparing. I drove to the Mullican office, obtained from him the photographs used in the tabloid, and subsequently used them in preparing newspaper advertisements sent to several newspapers in the Third Congressional District.

I certify that the foregoing is true, to the best of my knowledge.


Roy W. Willis
2854 South Columbus
Arlington, VA 22206

*Sworn to before me and subscribed
in my presence this 9th day of October, 1980*


Robert H. Cooksey
Notary Public, Dist. of Columbia
Commission Expires July 14, 1985

00 OCT 22 P 2: 01

AFFIDAVIT

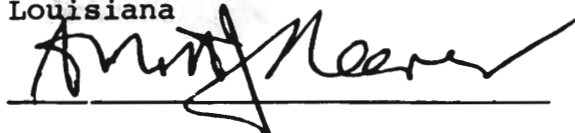
Before me, a notary public in and for the Parish of Orleans, personally came and appeared Carl Mullican on this first day of October 1980 and under oath did depose the following:

1. That he is owner of Carl Mullican Communications, located in the Parish of Jefferson, Louisiana, with offices at 1421 North Causeway Boulevard, Metairie, Louisiana - telephone 834-8612.
2. That in his capacity as a public relations firm, on his own initiative did arrange for the taking of various photographs used in the Conservative Democrat's tabloid and used in the same tabloid, published on May 11, 1980, with reference to the Tauzin/Donelon campaign, that some of the same photographs used in the tabloid were sought by the Tauzin Committee members for their own private use.
3. The photographs reflected in Section 2, the Daily Review, Morgan City, Louisiana, dated Friday, May 16, 1980, appear to be some of the photographs that affiant arranged to have taken by Martin Perlman, who under instructions by Mr. Carl Mullican did take same photographs and was paid by Mr. Carl Mullican with his own operating expenses.



Carl Mullican

Sworn to and subscribed
before me on this first
day of October, 1980 in
the offices of Carl Mullican,
1421 North Causeway, Metairie,
Louisiana

Abbott J. Reeves,
Attorney-at-Law

IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

SUPPLEMENTAL AND AMENDING RESPONSE
AND MOTION TO DISMISS COMPLAINT

810051733
COMES NOW, The Honorable W. J. "Billy" Tauzin, the Billy
Tauzin Committee (FEC I.D.# 088366), hereinafter referred to
as the BTC, and its officers and authorized agents, through
undersigned counsel, and with respect submits this supplemental
and amending response and motion to dismiss complaint, amending
its original response and motion to dismiss complaint in the
above matter submitted to the Federal Election Commission on
the 10th day of June, 1980.

1.

Having received additional information regarding MUR 1238
from the Honorable Federal Election Commission through its coun-
sel on the 11th day of September, 1980, the Respondents' original
response and motion to dismiss the complaint is hereby amended
and supplemented as follows:

2.

By deleting the following language from Page 4 of the ori-
ginal response and motion to dismiss the complaint:

"The Candidate, the BTC and its officers and authorized agents were not in and did not at any time come into possession of photographs contained in the tabloid complained of."

3.

Substitute the following in lieu thereof:

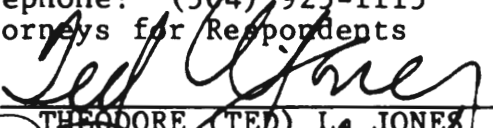
"Roy W. Willis was employed by the BTC to assist in the preparation of campaign advertisements. He saw Mr. Tauzin's photograph in the CDC tabloid and liked one of the pictures. He inquired of the CDC about getting a copy of the photograph and was referred to Carl Mullican of Carl Mullican Communications. Mr. Willis obtained one copy each of approximately six photographs appearing in the tabloid from Mullican, and subsequently used same in several newspaper ads."

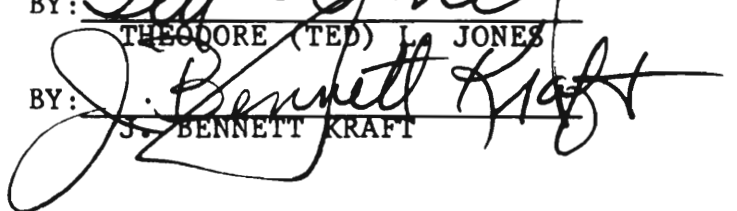
CONCLUSION

WHEREFORE, premises considered, Congressman Tauzin, the BTC, its officers and authorized agents, by and through counsel of record, respectfully move that the Commission vote to dismiss the complaint, and that an order be entered by the Commission dismissing the complaint as it relates to Congressman Tauzin, the BTC, its officers and authorized agents.

Respectfully submitted:

LAW OFFICES OF THEODORE (TED) L. JONES
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115
Attorneys for Respondents

BY: 
THEODORE (TED) L. JONES

BY: 
J. BENNETT KRAFT

81040251734

IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

SUPPLEMENTAL AND AMENDING RESPONSE
AND MOTION TO DISMISS COMPLAINT

81005173
COMES NOW, The Honorable W. J. "Billy" Tauzin, the Billy
Tauzin Committee (FEC I.D.# 088366), hereinafter referred to
as the BTC, and its officers and authorized agents, through
undersigned counsel, and with respect submits this supplemental
and amending response and motion to dismiss complaint, amending
its original response and motion to dismiss complaint in the
above matter submitted to the Federal Election Commission on
the 10th day of June, 1980.

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from the Honorable Federal Election Commission through its coun-
sel on the 11th day of September, 1980, the Respondents' original
response and motion to dismiss the complaint is hereby amended
and supplemented as follows:

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"The Candidate, the BTC and its officers and authorized agents were not in and did not at any time come into possession of photographs contained in the tabloid complained of."

3.

Substitute the following in lieu thereof:

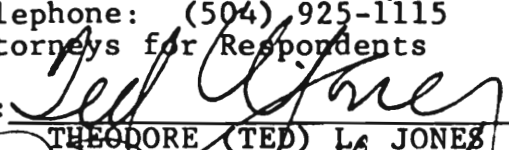
"Roy W. Willis was employed by the BTC to assist in the preparation of campaign advertisements. He saw Mr. Tauzin's photograph in the CDC tabloid and liked one of the pictures. He inquired of the CDC about getting a copy of the photograph and was referred to Carl Mullican of Carl Mullican Communications. Mr. Willis obtained one copy each of approximately six photographs appearing in the tabloid from Mullican, and subsequently used same in several newspaper ads."

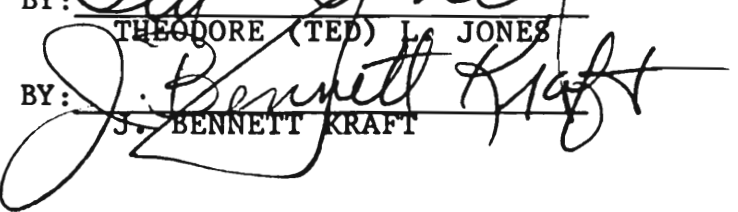
CONCLUSION

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Respectfully submitted:

LAW OFFICES OF THEODORE (TED) L. JONES
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115
Attorneys for Respondents

BY: 
THEODORE (TED) L. JONES

BY: 
J. BENNETT KRAFT

81040051736

81040251737

8000122



EXPRESS MAIL POST OFFICE TO ADDRESSEE
NEXT DAY SERVICE

33161989

FROM:

TO:	

◆ TO REMOVE PEEL BACK HERE ◆

DESTINATION:	
Date of Delivery:	
Time of Delivery:	
Initials of Delivering Employee:	
Signature of Addressee or Agent:	
DELIVERY WAS ATTEMPTED	
Date	Time:
Notice Left By:	

EXPRESS MAIL SERVICE

LABEL 118 JUNE 79 U.S.G.P.O. 1979-300-285

2996
LAW OFFICES OF
THEODORE (TED) L. JONES

J. TRACY MITCHELL
ALVA C. SMITH, JR.
J. BENNETT KRAFT

RECEIVED

POST OFFICE BOX 85122
BATON ROUGE, LOUISIANA 70804
3081 TEDDY DRIVE
TELEPHONE (504) 925-1115

October 8, 1980

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

Attention: Ms. Judy Thedford

Re: MUR 1238

Dear Mr. Steele:

We are in the process of examining the material brought to our attention by your letter of September 11, 1980. We have, as of yet, not received affidavits from all persons we believe to have knowledge of this matter.

As soon as we have received all affidavits and completed our investigation, we will forward them to your office, together with our supplemental response. We expect to have these materials to you by October 16, 1980.

With every good wish, I am

Sincerely yours,


J. Bennett Kraft

JBK/rpd

0 OCT 17 10:07

LAW OFFICES OF
THEODORE (TED) L. JONES
ATTORNEY & COUNSELOR AT LAW
POST OFFICE BOX 65122
BATON ROUGE, LOUISIANA 70896



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

OCT 17 A 8:46

Attention: Ms. Judy Thedford

910428

RECEIVED
GCC #2874
80 OCT 6 09:42

ABBOTT J. REEVES

ATTORNEY AT LAW

P. O. BOX 488

419 DERBIGNY STREET

GRETN, LOUISIANA 70054

TELEPHONE (504) 387-1818

October 2, 1980

MELVIN M. BELL
OF COUNSEL

Mr. Charles N. Steele, Esq.
Federal Election Commission
Washington, D.C. 20463

Attn: Ms. Judy Thedford

RE: MUR 1238

Dear Mr. Steele:

Please be advised that Marion Edwards, A. J. Benintende, Harry Lee, Carl Perry, and John M. Mamoulides, are of the opinion that their original response and Motion to Dismiss complaints filed in this matter, adequately covers the supplementary letters enclosing news articles submitted by the complaintants pursuant to your letter dated September 11, 1980.

Out of an abundance of caution, however, we have secured an affidavit from Mr. Carl Mullican who was originally responsible for securing photos in question, which should further clarify the lack of involvement of my clients.

Thank you for your kind attention to this matter.

Sincerely,



Abbott J. Reeves

AJR:eb
Enc.

3104051740

80 OCT 6 11:47

GENERAL COUNSEL

AFFIDAVIT

Before me, a notary public in and for the Parish of Orleans, personally came and appeared Carl Mullican on this first day of October 1980 and under oath did depose the following:

1. That he is owner of Carl Mullican Communications, located in the Parish of Jefferson, Louisiana, with offices at 1421 North Causeway Boulevard, Metairie, Louisiana - telephone 834-8612.
2. That in his capacity as a public relations firm, on his own initiative did arrange for the taking of various photographs used in the Conservative Democrat's tabloid and used in the same tabloid, published on May 11, 1980, with reference to the Tauzin/Donelon campaign, that some of the same photographs used in the tabloid were sought by the Tauzin Committee members for their own private use.
3. The photographs reflected in Section 2, the Daily Review, Morgan City, Louisiana, dated Friday, May 16, 1980, appear to be some of the photographs that affiant arranged to have taken by Martin Perlman, who under instructions by Mr. Carl Mullican did take same photographs and was paid by Mr. Carl Mullican with his own operating expenses.



Carl Mullican

Sworn to and subscribed
before me on this first
day of October, 1980 in
the offices of Carl Mullican,
1421 North Causeway, Metairie,
Louisiana



Abbott J. Reeves,
Attorney-at-Law

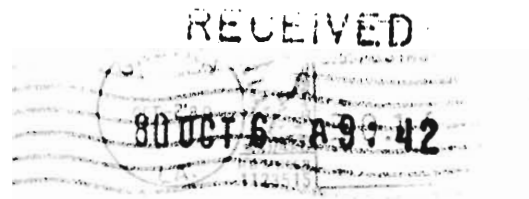
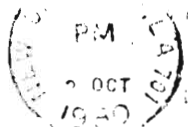
ABBOTT J. REEVES

ATTORNEY AT LAW

P. O. BOX 465

419 DERBIGNY STREET

GRETN. LOUISIANA 70054



Mr. Charles N. Steele, Esq.
Federal Election Commission
Washington, D.C. 20463

Attn: Ms. Judy Thedford

COO*
1710

1238
RECEIVED

'80 JUN 19 AM 11:25

ABBOTT J. REEVES
ATTORNEY AT LAW
P. O. BOX 485
419 DERBIGNY STREET
GRETN, LOUISIANA 70054
TELEPHONE (504) 367-1313

MELVIN M. BELL
OF COUNSEL

June 16, 1980

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

RE: Post-Election Report
FEC Id.No. COO 127753

Dear Mr. Steele:

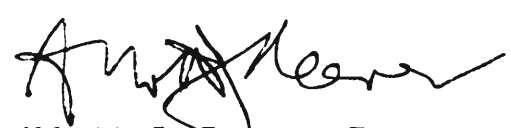
This letter is submitted as a part of FEC Form 3X attached hereto in compliance with Post-Election Report (30 days after Special Election).

First, please be advised it is meant to cover the Post-Election Report of the "Republicans for Tauzin" (RFT) if any report is required. The RFT is recognized as an Affiliate of the Conservative Democrats Committee (CDC), as indicated on the CDC Organization Statement dated May 10, 1980.

The RFT has never received contributions nor made any expenditures during its entire existence, particularly not in the reporting period of May 10, 1980 to June 6, 1980.

Secondly, all legal and accounting services have been performed by yours truly, Abbott J. Reeves, Esq., and are reported herein, but not carried forward to any category of contribution or expenditure. The express purpose of such services was to insure full compliance with the Act, and was not in any way to further the election of any candidate. Total hours expended in this regard were 46 hours, at rate of \$85.00, totalling \$3,910.00.

Respectfully submitted,



Abbott J. Reeves, Esq.

AJR:lam

Enclosure

61040251743

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

(Summary Page)

RECEIVED

JUN 17 10 11 55

1. Name of Committee (in Full) CONSERVATIVE DEMOCRATS COMMITTEE Address (Number and Street) 704 Daniel Street City, State and ZIP Code Kenner, Louisiana 70062 ☐ Check if address is different than previously reported.	4. TYPE OF REPORT (check appropriate boxes) (a) ☐ April 15 Quarterly Report ☐ July 15 Quarterly Report ☐ October 15 Quarterly Report ☐ January 31 Year End Report ☐ July 31 Mid Year Report (Non-election Year Only) ☐ Monthly Report for _____ ☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____ ☒ Thirtieth day report following the Special General Election on <u>5/17/80</u> in the State of <u>Louisiana</u> ☐ Termination Report (b) Is this Report an Amendment? ☐ YES ☒ NO
2. FEC Identification Number COO 127753	
3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (date)	

SUMMARY	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>5/10/80</u> Through <u>6/6/80</u>		
6. (a) Cash on Hand January 1, 19 <u>80</u>		\$ -0-
(b) Cash on Hand at Beginning of Reporting Period	\$ -0-	
(c) Total Receipts (from Line 18)	\$ 22,599.00	\$ 22,599.00
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 22,599.00	\$ 22,599.00
7. Total Disbursements (from Line 28)	\$ 22,535.00	\$ 22,535.00
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	\$ 64.00	\$ 64.00
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	

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

James K. Penton

Type or Print Name of Treasurer

For further information, contact:

Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

June 16, 1980

Date

SIGNATURE OF Assistant Treasurer

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

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

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FEC FORM 3X (3/80)

81040251742

**DETAILED SUMMARY PAGE
of Receipts and Disbursements
(Page 2, FEC FORM 3X)**

RECEIVED

00 JUN 19 AM 11:25

Name of Committee (in Full) CONSERVATIVE DEMOCRATS COMMITTEE		Report Covering the Period: From: 5/10/80 To: 6/6/80	
		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
I. RECEIPTS			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees		22,599.00	22,599.00
(Memo Entry Unitemized \$ _____)			
(b) Political Party Committees		-0-	-0-
(c) Other Political Committees		-0-	-0-
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		22,599.00	22,599.00
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		-0-	-0-
13. ALL LOANS RECEIVED		-0-	-0-
14. LOAN REPAYMENTS RECEIVED		-0-	-0-
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		-0-	-0-
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-
17. OTHER RECEIPTS (Dividends, Interest, etc.)		-0-	-0-
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		22,599.00	22,599.00
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES		-0-	-0-
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		-0-	-0-
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-
22. INDEPENDENT EXPENDITURES (Use Schedule E)		22,535.00	22,535.00
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)		-0-	-0-
24. LOAN REPAYMENTS MADE		-0-	-0-
25. LOANS MADE		-0-	-0-
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees		-0-	-0-
(b) Political Party Committees		-0-	-0-
(c) Other Political Committees		-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)		-0-	-0-
27. OTHER DISBURSEMENTS		-0-	-0-
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)		22,535.00	22,535.00
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d		22,599.00	22,599.00
30. TOTAL CONTRIBUTION REFUNDS from Line 26d		-0-	-0-
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		22,599.00	22,599.00
32. TOTAL OPERATING EXPENDITURES from Line 19		-0-	-0-
33. OFFSETS TO OPERATING EXPENDITURES from Line 15		-0-	-0-
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		-0-	-0-

81040251745

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
LINE NUMBER _____
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

CONSERVATIVE DEMOCRATS

A. Full Name, Mailing Address and ZIP Code

Abbott J. Reeves, Esq.
 419 Derbigny Street
 Gretna, Louisiana 70053

Name of Employer

Exempt legal or
 accounting services

Date (month,
 day, year)

Amount of Each
 Receipt this Period
\$3,910.00

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

B. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
 day, year)

Amount of Each
 Receipt This Period

Occupation

Receipt For: ☐ Primary ☐ General
☐ Other (specify):

Aggregate Year-to-Date--\$

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only) **Exempt legal or accounting services \$3,910.00**

81040251746

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 6 for
 LINE NUMBER 11 A
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
John L. Lauricella, Jr. 800 Commerce Road East Suite 100, Elmwood Park Harahan, Louisiana 70123	Self-Employed	5/13/80	
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Developer		
	Aggregate Year-to-Date—\$ 1,000.00		1,000.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Peter J. Pizzo, Jr. 20 Maryland Drive New Orleans, La. 70124	Century Graphics		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Vice President	5/13/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
J. McClanahan P. O. Box 404 Harvey, Louisiana 70058	A.W.I. Inc.		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/13/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
James H. Queyrouze P. O. Box 458 Kenner, Louisiana 70063	Merchants Bank		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation President	5/13/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Armando A. Papi P. O. Box 50451 New Orleans, La. 70150	Self-Employed		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Accountant	5/13/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
X. J. Grilletta 56 Imperial Woods Harahan, La. 70123	B & G Crane		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/13/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
S. C. Moschella 3201 Georgia Avenue, Suite 201 Kenner, Louisiana 70062	Self-employed		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Developer	5/13/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
SUBTOTAL of Receipts This Page (optional)			6,000.00
TOTAL This Period (last page this line number only) . Exempt. legal or Accounting Service			\$3,910.00

SCHEDULE A

ITEMIZED RECEIPTS

Page 2 of 6 for
 LINE NUMBER 11 A
 (Use separate schedule(s) for each
 category of the Detailed
 Summary Page)

Any information copied from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this Period
Lloyd Grandiano 81 Derbes Street Gretna, Louisiana 70053	Bon Marche Furniture Co.		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/13/80	\$ 500.00
	Aggregate Year-to-Date—\$	500.00	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Robert Autin 528 Debbie Street Westwego, La. 70094	Bon Marche Furniture Co.		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Salesman	5/13/80	500.00
	Aggregate Year-to-Date—\$	500.00	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Mr. & Mrs. N. J. D'Amico 740 Lydia Court Marrero, La.	Bon Marche Furniture Co.		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Salesman	5/13/80	500.00
	Aggregate Year-to-Date—\$	500.00	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Joseph Martin 4024 Hillcrest Marrero, Louisiana	7-11		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Security Guard	5/13/80	500.00
	Aggregate Year-to-Date—\$	500.00	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Ruth Fertel 711 North Broad New Orleans, La. 70119	Self-Employed		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Restaurant Owner	5/15/80	1,000.00
	Aggregate Year-to-Date—\$	1,000.00	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Frederick R. Heebe 9 Colony Road Gretna, Louisiana 70053	Manor Heights Co.		
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Attorney	5/15/80	1,000.00
	Aggregate Year-to-Date—\$	1,000.00	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Willie Dee Barnes Ward 9 Colony Road Gretna, Louisiana 70053			
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Housewife	5/15/80	1,000.00
	Aggregate Year-to-Date—\$	1,000.00	
SUBTOTAL of Receipts This Page (optional)			5,000.00
TOTAL This Period (last page this line number only)			

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SCHEDULE A

ITEMIZED RECEIPTS

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Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code Harold E. Pique 909 Papworth Avenue Metairie, Louisiana 70002	Name of Employer Pique, Winston and Pique	Date (month, day, year) 5/15/80	Amount of Each Receipt this Period 500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Architects	5/15/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
B. Full Name, Mailing Address and ZIP Code Samuel A. Romano No. 38 Verde Street Kenner, Louisiana 70062	Name of Employer Self-employed	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 1,000.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Contractor	5/15/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
C. Full Name, Mailing Address and ZIP Code R. C. Cotten P. O. Box 7754 Metairie, Louisiana 70010	Name of Employer Self-employed	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 1,000.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Investments	5/15/80	1,000.00
	Aggregate Year-to-Date—\$ 1,000.00		
D. Full Name, Mailing Address and ZIP Code Edmond G. Miranne 219 Carondelet Street New Orleans, Louisiana 70130	Name of Employer Self-employed	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 999.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Attorney	5/15/80	999.00
	Aggregate Year-to-Date—\$ 999.00		
E. Full Name, Mailing Address and ZIP Code Benedict Cimini, Jr. 615 Baronne Street New Orleans, La. 70113	Name of Employer Cimini, Meric, Burns, Counce, Inc.	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Architect	5/15/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
F. Full Name, Mailing Address and ZIP Code Ronnie Brechtel 240 Pelican Avenue New Orleans, La. 70114	Name of Employer Pelican Grocers	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/15/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
G. Full Name, Mailing Address and ZIP Code Michael B. Daul, Jr. 536 Second Street Gretna, Louisiana 70053	Name of Employer Daul Insurance Agency	Date (month, day, year) 5/15/80	Amount of Each Receipt This Period 500.00
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Insurance Agent	5/15/80	500.00
	Aggregate Year-to-Date—\$ 500.00		
SUBTOTAL of Receipts This Page (optional)			4,999.00
TOTAL This Period (last page this line number only)			

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SCHEDULE A

ITEMIZED RECEIPTS

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Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code Harry J. Atwood P. O. Box 310 Westwego, Louisiana 70094	Name of Employer A & H Electric	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/15/80	\$ 500.00
Aggregate Year-to-Date—\$ 500.00			
B. Full Name, Mailing Address and ZIP Code B. H. Miller 77 Derbes Street Gretna, Louisiana 70053	Name of Employer City of Gretna	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Police Chief	5/15/80	750.00
Aggregate Year-to-Date—\$ 750.00			
C. Full Name, Mailing Address and ZIP Code Jacob Amato 511 Westbank Expressway P. O. Box 441 Gretna, Louisiana 70054	Name of Employer Amato & Creely	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Attorney	5/15/80	250.00
Aggregate Year-to-Date—\$ 250.00			
D. Full Name, Mailing Address and ZIP Code V. Ray Rose 1010 Common Street, Suite 1500 New Orleans, La. 70112	Name of Employer Self-employed	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Attorney	5/15/80	1,000.00
Aggregate Year-to-Date—\$ 1,000.00			
E. Full Name, Mailing Address and ZIP Code John and Savilla Mamoulides 4917 Henican Place Metairie, Louisiana 70003	Name of Employer Parish of Jefferson	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation District Attorney	5/15/80	1,000.00
Aggregate Year-to-Date—\$ 1,000.00			
F. Full Name, Mailing Address and ZIP Code Thomas J. Ward 428 Timberlane Drive Gretna, Louisiana 70053	Name of Employer Ward Lumber Co.	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Owner	5/15/80	1,000.00
Aggregate Year-to-Date—\$ 1,000.00			
G. Full Name, Mailing Address and ZIP Code Richard E. Arnoult 150 Arnoult Road Metairie, Louisiana 70121	Name of Employer Parish of Jefferson	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Council Liaison Officer	5/15/80	500.00
Aggregate Year-to-Date—\$ 500.00			
SUBTOTAL of Receipts This Page (optional)			5,000.00
TOTAL This Period (last page this line number only)			

SCHEDULE A

ITEMIZED RECEIPTS

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 (Use separate schedule(s) for each
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 Summary Page)

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Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code Abbott J. Reeves- 419 Derbigny Street Gretna, Louisiana 70053	Name of Employer Self-employed	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Attorney	5/15/80	\$ 250.00
Aggregate Year-to-Date--\$ 250.00			
B. Full Name, Mailing Address and ZIP Code Larry Hooper 1604 Hudson Street Kenner, Louisiana 70062	Name of Employer City of Kenner	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Mayor	5/15/80	250.00
Aggregate Year-to-Date--\$ 250.00			
C. Full Name, Mailing Address and ZIP Code Pat Sharp Marline Drive Gretna, Louisiana 70053	Name of Employer 	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation 	5/15/80	100.00
Aggregate Year-to-Date--\$ 100.00			
D. Full Name, Mailing Address and ZIP Code Nathan Stein 294 Wright Avenue Gretna, Louisiana 70053	Name of Employer Self-employed	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Accountant	5/15/80	100.00
Aggregate Year-to-Date--\$ 100.00			
E. Full Name, Mailing Address and ZIP Code Denise Adams New Orleans, Louisiana	Name of Employer Fairfield Homes	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Secretary	5/15/80	500.00
Aggregate Year-to-Date--\$ 500.00			
F. Full Name, Mailing Address and ZIP Code Tracy Charles Gretna, Louisiana 70053	Name of Employer Self-employed	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Offshore Electrician	5/15/80	100.00
Aggregate Year-to-Date--\$ 100.00			
G. Full Name, Mailing Address and ZIP Code Jo Ann Winters 2204 Stafford Gretna, Louisiana 70053	Name of Employer Associate Builders and Contractors	Date (month, day, year)	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Secretary	5/15/80	100.00
Aggregate Year-to-Date--\$ 100.00			
SUBTOTAL of Receipts This Page (optional)			1,400.00
TOTAL This Period (last page this line number only)			

SCHEDULE A

ITEMIZED RECEIPTS

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 LINE NUMBER 11 A
 (Use separate schedule(s) for each
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 Summary Page)

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Name of Committee (in Full)

CONSERVATIVE DEMOCRATS COMMITTEE

A. Full Name, Mailing Address and ZIP Code John DeAngelo	Name of Employer 	Date (month, day, year) 	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation 	5/15/80	100.00
	Aggregate Year-to-Date—\$ 100.00		
B. Full Name, Mailing Address and ZIP Code James K. Penton 2113 N. Turnbull Metairie, Louisiana 70001	Name of Employer Parish of Jefferson	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☒ General ☐ Other (specify):	Occupation Administrative Assistant	5/15/80	100.00
	Aggregate Year-to-Date—\$ 100.00		
C. Full Name, Mailing Address and ZIP Code Abbott J. Reeves, Esq. Legal/Accounting Services Pursuant to 2 USC	Name of Employer Self-Employed	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☒ Other (specify): Special Election	Occupation Attorney	6/16/80	3,910.00
	Aggregate Year-to-Date—\$		
D. Full Name, Mailing Address and ZIP Code 	Name of Employer 	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation 		
	Aggregate Year-to-Date—\$		
E. Full Name, Mailing Address and ZIP Code 	Name of Employer 	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation 		
	Aggregate Year-to-Date—\$		
F. Full Name, Mailing Address and ZIP Code 	Name of Employer 	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation 		
	Aggregate Year-to-Date—\$		
G. Full Name, Mailing Address and ZIP Code 	Name of Employer 	Date (month, day, year) 	Amount of Each Receipt This Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation 		
	Aggregate Year-to-Date—\$		
SUBTOTAL of Receipts This Page (optional)			200.00
TOTAL This Period (last page this line number only)			\$22,599.00

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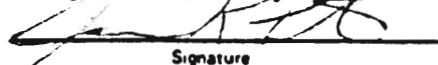
ITEMIZED INDEPENDENT EXPENDITURES

Page 1 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full) CONSERVATIVE DEMORACTS			I.D. No. COO 127753	
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
Carl Mulican Communications 1421 N. Causeway Blvd. Metairie, La. 70001	Production of letters, envelopes and postage costs in support of W.J. "Billy" Tauzin	5/13/80	\$8,000.00	☒ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 8,000.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$ 8,000.00	

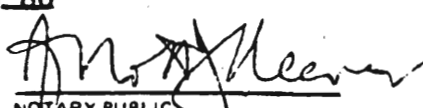
Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.


Signature

June 16, 1980
Date

Subscribed and sworn to before me this 16th day of June, 1980

My Commission expires life


NOTARY PUBLIC
Abbott J. Reeves

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ITEMIZED INDEPENDENT EXPENDITURES

Page 2 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(a) Carl Mullican Communica- tions 1421 No. Causeway Blvd. Metairie, La. 70001	Balance due on production of letters, envelopes and postage costs and partial pay-	5/15/80	6,800.00	W. J. "Billy" Tauzin U.S. Congress 3rd District, La. ☒ Support ☐ Oppose
	ment of costs for printing 50,000 tabloids			☐ Support ☐ Oppose
(b) Maxine Lentz 1241 Homestead Avenue Metairie, La. 70005	Canvassing and distribution of literature prior to election	5/15/80	100.00	" " ☒ Support ☐ Oppose
(b) Joe Ovella 1001 Ridge Lake Drive Metairie, La. 70001	" "	5/15/80	150.00	☒ Support ☐ Oppose
(b) Delta Area Democrats 1000 Trudeau Drive Kenner, La. 70063	" "	5/15/80	700.00	☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 7,050.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980

Date

Subscribed and sworn to before me this 16th day of June, 1980My Commission expires
Life

NOTARY PUBLIC

Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 3 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(b) Bud Olistar 3801 Ridge Lake Drive Metairie, La. 70001	Canvassing and distribution of literature prior to election	5/15/80	200.00	W. J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(b) Jake Fruchtnacht 3812 Division St. Metairie, La. 70002	" "	5/15/80	500.00	" ☒ Support ☐ Oppose
(b) Thelma Young 615 1/2 Webster Street Kenner, La. 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Irma Kennedy 850 Third St., Apt. 2B Kenner, La. 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Dwight Clay 707 Clay Street Kenner, La. 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ <u>820.00</u>	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$ _____	
(c) TOTAL Independent Expenditures			\$ _____	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980

Date

Subscribed and sworn to before me this 16th day ofJune, 1980

My Commission expires

Live

NOTARY PUBLIC

Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 4 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(b) Alma Winzy 3012 Albany Kenner, Louisiana 70062	Canvassing and distribution of literature prior to election	5/15/80	40.00	W. J. "Billy" Tauzin U.S. Congress 3rd District, La. ☒ Support ☐ Oppose
(b) Jackie Coston 2724 Idaho Kenner, La. 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Lorena Goiner 3006 Albany Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Alice Griggs 3055 Ohio Avenue Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Trilly Farlin 1325 Dilton Metairie, La. 70003	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 200.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980

Date

Subscribed and sworn to before me this 16th day ofJune, 19 80

My Commission expires

Life

NOTARY PUBLIC

Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

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(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(b) Damita McGee 1325 Dilton Metairie, La. 70003	Canvassing and distribution of literature prior to election	5/15/80	40.00	W. J. - "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(b) Christine Bacot 1417 Francious Metairie, La. 70003	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Cora Jones 613 Clay Street Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Mildred Thompson 525 Atlanta Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Betty Magee 1112 Hudson Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 200.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980

Date

Subscribed and sworn to before me this 16th day of June, 1980

My Commission expires
Life

NOTARY PUBLIC

Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 6 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(b) Barbara Chatman 1112 Hudson Kenner, La. 70062	Canvassing and distribution of literature prior to election	5/15/80	40.00	W. J. - "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(b) Martha Forent 3505 W. Louisiana State Dr. Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Jessie Mac Bell Webster Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Barbara Bates 3133 Ohio Avenue Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(b) Mregenda Clark 1013 31st Street Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 200.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

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LifeNOTARY PUBLIC
Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 7 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)				I.D. No.	
CONSERVATIVE DEMOCRATS				COO 127753	
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought	
(b) Alta Times 3109 Albany Kenner, Louisiana 70062	Canvassing and distribution of literature prior to election	5/15/80	40.00	W. J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose	
(b) Earlice Walker 3029 Ohio Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose	
(b) Felice McMiller 511 Taylor Kenner, Louisiana 7-062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose	
(b) Shirley Ursin 510 Taylor Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose	
(b) Dorothy Williams 610 Webster Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose	
				☐ Support ☐ Oppose	
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 200.00		
(b) SUBTOTAL of Unitemized Independent Expenditures			\$		
(c) TOTAL Independent Expenditures			\$		

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

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NOTARY PUBLIC

Abbott J. Beeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 8 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(b) Patsy Warner 409 Bengal Road Kenner, Louisiana 70062	Canvassing and distribution of literature prior to election	5/15/80	40.00	W.J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(b) Dorothy Woodard 624 1/2 Webster Kenner, Louisiana 70062	" "	5/15/80	40.00	" ☒ Support ☐ Oppose
(c) Georgia Gibson 509 Bengal Road Kenner, Louisiana 70062	Payment for auto expenses for distribution of literature	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Paulette Lee 613 1/2 Clay Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Emily Goiner 3004 Albany Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 230.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

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LifeNOTARY PUBLIC
Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 9 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(c) Vanessa Bardwell 620 Baron Kenner, Louisiana 70062	Payment for auto expenses for distribution of literature	5/15/80	50.00	W.J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(c) Minnie Bacot 1417 Francious Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Lela Duskin 1304 Dilton Metairie, La. 7003	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Margaret Gray 1300 Dilton Metairie, La. 70003	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Verinell Magee 1112 Hudson Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 250.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Subscribed and sworn to before me this 16th day ofJune, 1980

My Commission expires

LifeNOTARY PUBLIC
Abbott J. Reeves

Signature

June 16, 1980

Date

ITEMIZED INDEPENDENT EXPENDITURES

Page 10 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(c) Alvin Joseph 401 Atlanta Kenner, Louisiana 70062	Payment for auto expenses for distribution of literature	5/15/80	50.00	W.J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(c) Paul Clay 707 Clay Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Johnnie Bell Webster Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Helen Miles 3127 Lexington Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Annie Washington 933 31st Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 250.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

Date

June 16, 1980

Subscribed and sworn to before me this 16th day of
June, 1980

My Commission expires
Life

NOTARY PUBLIC
Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 11 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full)		I.D. No.		
CONSERVATIVE DEMOCRATS		COO 127753		
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
(c) Pearl Ursin 9012 Wall Kenner, Louisiana 70062	Payment for auto expenses for distribution of literature	5/15/80	50.00	W.J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
(c) Isabella Williams 432 Ducken Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Dorothy Torrence 300 Bengal Street Kenner, Louisiana 70062	" "	5/15/80	50.00	" ☒ Support ☐ Oppose
(c) Ali McGee 1325 Dilton Metairie, Louisiana 70003	" "	5/15/80	100.00	" ☒ Support ☐ Oppose
Federal Express One Shell Square New Orleans, La. 70130	Mailing Costs	5/15/80	40.00	" ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ 290.00	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$	
(c) TOTAL Independent Expenditures			\$	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980

Date

Subscribed and sworn to before me this 16th day ofJune 19 80

My Commission expires

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Abbott J. Reeves

ITEMIZED INDEPENDENT EXPENDITURES

Page 12 of 12 Pages

(See Reverse Side for Instructions)

Name of Committee (in Full) CONSERVATIVE DEMOCRATS			I.D. No. COO 127753	
Full Name, Mailing Address & ZIP Code of Each Payee	Purpose of Expenditure	Date (month, day, year)	Amount	Name of Federal Candidate supported or opposed by the expenditure & office sought
Carl Mullican 1421 No. Causeway Blvd.	Final Payment for production of 50,000 tabloids	5/15/80	4,145.00	W.J. "Billy" Tauzin U. S. Congress 3rd District, La. ☒ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
				☐ Support ☐ Oppose
(a) SUBTOTAL of Itemized Independent Expenditures			\$ <u>4,145.00</u>	
(b) SUBTOTAL of Unitemized Independent Expenditures			\$ _____	
(c) TOTAL Independent Expenditures			\$ <u>14,545.00</u>	

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Signature

June 16, 1980
DateSubscribed and sworn to before me this 16th day ofJune 19 80

My Commission expires

Live

NOTARY PUBLIC

Abbott J. Reeves

ABBOTT J. REEVES
ATTORNEY AT LAW
P. O. BOX 488
419 DERBIGNY STREET
GRETN, LOUISIANA 70054
TELEPHONE (504) 347-1212

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MELVIN M. BELL
OF COUNSEL

June 10, 1980

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

C08398

Re: MUR 1238

Attn: Ms. Judy Thedford

Dear Mr. Steele:

Enclosed please find a Motion to Dismiss
and, alternatively, Response to the above-captioned
complaint submitted on behalf of Marion J. Edwards,
A. J. Benintende, Harry Lee, Carl Perry and John M.
Mamoulides.

Thank you for your kind attention to this
matter.

Sincerely,



Abbott J. Reeves

AJR:eb
Enc.

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GENERAL COUNSEL

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UNITED STATES OF AMERICA
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

DAVID R. SHERMAN, TREASURER
FOR THE DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

VERSUS

MARION J. EDWARDS, CHAIRMAN,
CONSERVATIVE DEMOCRATS COMMITTEE;
A. J. BENINTENDE, TREASURER,
CONSERVATIVE DEMOCRATS COMMITTEE;
HARRY LEE, SHERIFF, JEFFERSON
PARISH; CARL PERRY, CHAIRMAN,
REPUBLICANS FOR TAUZIN COMMITTEE;
AND JOHN M. MAMOULIDES, DISTRICT
ATTORNEY, JEFFERSON PARISH

* * * * *

COMPLAINT
MUR 1238

MOTION TO DISMISS COMPLAINT AND,
ALTERNATIVELY, RESPONSE

Respondents, through undersigned counsel, move
this Committee to dismiss the complaint filed by David R.
Sherman, Treasurer, The Donelon for Congress Committee,
on the following grounds:

The individuals named herein should be dismissed
inasmuch as none participated as individual solicitors
for funds, none received any contributions as individuals,
on behalf of any candidate, none made financial contributions
in excess of \$1,000 to either The Billy Tauzin Committee or

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Conservative Democrats Committee or the Republicans for Tauzin Committee or made any personal expenditures of any kind in excess of \$250.00.

1. Marion J. Edwards, designated Chairman of Conservative Democrats Committee, which committee has been assigned FEC Identification Number C00127753, has not knowingly participated in the instant matter in any way except as Chairman of the Conservative Democrats. Anything he did do was done without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

2. A. J. Benintende, Treasurer of the Conservative Democrats Committee, has not knowingly participated in the instant matter in any way except as Treasurer of the Conservative Democrats. (I.D. No. 092029). Anything he did do was without the cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

3. Harry Lee, Sheriff, Jefferson Parish, participated in The Billy Tauzin Committee by making a

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tape for radio, authorized by The Billy Tauzin Committee. Expenses for cutting the tape and airing it to the radio public were paid for by The Billy Tauzin Committee, which also acknowledged authorization and the fact The Billy Tauzin Committee paid for it. Harry Lee did not make any financial contribution to Conservative Democrats Committee or the Republicans for Tauzin Committee. Harry Lee did write and contribute a letter for use, and at the expense of the Conservative Democrats Committee. This letter was initiated by Harry Lee himself and made without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and which was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

A photograph taken and used in the Conservative Democrats Committee tabloid was taken prior to the formation of the Committee. The actual taking and use in the tabloid was without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

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4. Carl Perry, Chairman, Republicans for Tauzin Committee, acted solely in this capacity, which committee had been designated as an affiliated committee by the dominant Conservative Democrats Committee. See Walther vs. Federal Election Commission, 468 F.Supp. 1235 (1979) (USDC, District of Columbia). Neither Carl Perry or The Republicans for Tauzin sought or collected any contributions; neither did they make any expenditures of any kind. Carl Perry's singular participation was under the auspices of the Conservative Democrats Committee which printed and distributed and entirely paid for a letter signed by Carl Perry. All of Carl Perry's activities were without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

5. John M. Mamoulides, District Attorney, Jefferson Parish, did not participate in the instant campaign in any way except as financial contributor to the Conservative Democrats Committee (to the extent of \$500.00. His wife, Savilla Mamoulides also contributed \$500.00). Mr. Mamoulides' letter was produced on his own personal letterhead, and printed and distributed entirely at the expense of the

Conservative Democrats Committee. The letter was made without cooperation or consultation with any candidate or any authorized committee or agent of such candidate, and was not made in concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate.

All activity of the newly-formed committee was well within the guidelines of such unauthorized committees, 2 U.S.C. Section 431, Subsection (4), especially where all organization and reporting requirements were met, particularly the reporting of all contributions and expenditures.

For the foregoing reasons, respondents submit the complaint is insufficient in law and fact and should be dismissed.

GENERAL STATEMENT IN
SUPPORT OF MOTION
TO DISMISS

The genesis of the Conservative Democrats evolved from the refusal of candidate W. J. "Billy" Tauzin to authorize the publication of his opponent's sorry record as a public official. Apparently Mr. Tauzin was not cognizant of the details of Mr. Donelon's errors and

omissions in prior public service, not being a resident of Jefferson Parish. Also, Mr. Tauzin emphatically chose not to so attack his opponent's record.

Consequently, feeling very strongly that the public should be alerted to Donelon's failings of the past, the Conservative Democrats Committee was formed on May 10, 1980 for the express purpose, at that time, to raise funds for the publication and distribution of a tabloid and letters to apprise the voters of Jefferson Parish of Jim Donelon's record.

At the outset, it is noteworthy that nowhere in the instant complaint does the Donelon for Congress Campaign Committee allege any falsehoods were printed about Mr. Donelon or any scurrilous innuendoes. There is no allegation of "dirty tricks." Cf. Segretti vs. Calif., 544 P.2d 929 (1976). The fact of the matter is that the general tenor of the Donelon threnody is that the sorry record of Mr. Donelon's past political performance was published at all. In many ways, this fact alone adumbrates the complaint itself.

As National Democratic Committeeman, the Honorable John M. Mamoulides was indeed concerned that Mr. Tauzin was elected but nevertheless was not an authorized agent, directly or indirectly in Mr. Tauzin's campaign.

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In his role as District Attorney of Jefferson Parish, Mr. Mamoulides was most cognizant of opponent Jim Donelon's political record and it was on that personal knowledge that Mr. Mamoulides drew the material reflected in his letter to the voters, published and paid for by the Conservative Democrats. Another source of the material used in the tabloid was from the Journals of Proceedings of the Louisiana House of Representatives published by PAR (Public Affairs Research Council).

Carl Perry, self-admitted registered Republican, formed the "Republicans for Tauzin" Committee. This was done with the objective of exposing the newly self-styled Republican to the public lest they be ineluctably taken in by the implausibly transmogrified Donelon. Everything done by this affiliated committee, which did not solicit or receive any contributions or make any expenditures, was under the express control and at the expense of the Conservative Democrats Committee. The Republicans for Tauzin became an affiliated committee with the Conservative Democrats Committee and the sole participation was the preparation, printing and distribution of the letter over Carl Perry's signature, with the required disclaimer.

RESTATEMENT OF ALLEGATIONS IN COMPLAINT,
WITH SPECIFIC RESPONSES THERETO
WITH PERTINENT FACTS AND APPLICABLE LAW

Allegation No. 1:

"* * * It is our contention that (a) the statement signed by Tauzin and (b) the photographs and (c) the letter from Harry Lee were provided by his (Tauzin's) campaign organization..."

ANSWER

(a) Respondents submit that the statement referred to as a "personal message from candidate Tauzin with a printed signature," was in fact created by Mr. Carl Mulligan, who was engaged as public relations consultant to create and print a tabloid. Mr. Tauzin had no input or knowledge of the so-called "personal message," nor did Mr. Tauzin sign it. The message, the original work of Mr. Mulligan, does not carry a "signature" by Mr. Tauzin, but simply reflects his printed name at its conclusion.

The alleged "personal message" was original with public relations man, Carl Mulligan, of Carl Mulligan Communications, and Mr. Tauzin did not contribute or cooperate in any way with its creation. Finally, no one connected with the candidate's campaign organization contributed or cooperated or in any way participated in the development of the text that complaintants have styled as a "personal message."

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(b) Respondents submit that the "ten photographs of candidate Tauzin of a personal nature" are in fact of a public nature, and are improperly characterized as "personal."

The photographs were posed for or made available to Carl Mulligan Communications, a public relations firm, and not solicited or arranged for by any of the respondents. All photographs were used for the first time in the Conservative Democrats' tabloid, none having been reprinted or republished from any other literature. The source of all pictures is entirely with the PR firm.

Mr. Carl Mulligan, was solely responsible for the layout and printing of the tabloid, including the taking and selection of photographs.

(c) With reference to the letter from Harry Lee, Sheriff, Jefferson Parish, this was an independent gesture by Mr. Lee to provide the Conservative Democrats with additional text for the tabloid. The preparation of this letter was done solely by Mr. Lee. Collaterally, the letter's contents were carried as a news item earlier by local press. In no way did Mr. Lee, in its preparation, purpose or cost, have the cooperation, prior consent, or consultation with the candidate or his agents.

Allegation No. 2

"* * * Another mailing...from District Attorney John Mamoulides, who has been a key leader in Mr. Tauzin's campaign, one of his most intimate advisors, backers, and fund-raisers."

ANSWER

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Respondents do not see any violation in the above, "Allegation No. 2" but do acknowledge Mr. Mamoulides' mailing of a letter under the heading of "Office of District Attorney" was a creation of his own independent act and not done with the cooperation or consultations with the candidate or any authorized committee or agent of such candidate; neither was it made, printed and distributed in concert with, or at the request or suggestion of the candidate. All costs for its preparation were paid for by Mr. Mamoulides and all costs for printing and distribution were paid for by the Conservative Democrats.

The information cited in Mr. Mamoulides' letter is a matter of public record and has no source that could be attributed directly or indirectly to the candidate's campaign organization.

Further, Mr. Mamoulides made no contributions to the candidate's campaign committee. The sole contribution was in the amount of \$1,000 made to the Conservative Democrats Committee by John and Savilla Mamoulides.

Allegation No. 3

"The third letter...on a letterhead entitled 'Republicans for Tauzin'... is in violation of regulations in that it contains the candidate's name..."

ANSWER

Respondents state the "Conservative Democrats Committee" and its affiliated organization "Republicans for Tauzin Committee" are both unauthorized by the candidate and deny any violation of the Federal Elections Act by use of the candidate's name.

While Section 432 (e)(4) precludes the use of the name of any candidate in the unauthorized committee name, Section 102.14 of the Federal Register dated March 7, 1980 appears to authorize the use of the individual's name.

Actually, it is submitted, "Republicans for Tauzin Committee" is not subject to regulation under the Act inasmuch as the instant title is applicable "* * * only to committees soliciting contributions or making expenditures..."

U.S. vs. National Committee for Impeachment, 469 F.2d 1135 (2nd Cir.1972) at 1141; ACLU, Inc. vs. Jennings, 366 F.Supp. 1041 at 1057 (1973), (USDC, D.C.). The "Republicans for Tauzin" did not solicit or receive contributions. Neither did they make any expenditures. In any event, this affiliated committee was properly identified as an affiliated committee

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in the Statement of Organization of the Conservative Democrats
Committee filed May 10, 1980.

Allegation No. 4

"* * * that the Conservative
Democrats filed as an independent
committee on May 12, 1980...a
witness will swear to having seen
copies of the tabloid in candidate
Tauzin's automobile on the evening
of May 12, 1980..."

ANSWER

The Conservative Democrats Committee did in fact
file as an independent committee by placing in the mail, its
Statement of Organization on the same day it was formed,
that is May 10, 1980. Again, on that same day it authorized
the publication of a tabloid to be put together and printed
by Carl Mulligan Communications. The publication was available
for distribution the next day, May 11, 1980. However a copy
may or many not have been in Mr. Tauzin's automobile, if at
all, is beyond the knowledge of the respondents. The fact of
the matter is that Mr. Tauzin emphatically refused to have any
part in the preparation and distribution of the tabloid as
printed and distributed by the Conservative Democrats.

Allegation No. 5

"* * * The chairman of the 'Conservative Democrats Committee' is listed as Mr. Marion Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides."

ANSWER

Respondents can find no violation of the Federal Election Act by virtue of Mr. Edward's employment as an Assistant District Attorney. Mr. Edwards submits there is nothing he has done as chairman of the Conservative Democrats that was authorized by the candidate, or made with the candidate's cooperation or consultation, in concert with or at the request or suggestion of the candidate.

Allegation No. 6

"* * * the expenditures for printing and direct mail of the 'Conservative Democrats' committee, which we estimate to be in excess of \$35,000.00, are an integral part of the Tauzin campaign, and were made with the cooperation and consultation of Tauzin and/or his agents, and consequently were not an independent expenditure, although disclaimed as such."

ANSWER

Respondents categorically deny this allegation. All expenditures made by the "Conservative Democrats Committee"

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were expenditures pursuant to the definition at Section 431 (17). All expenditures made by and contributions made to Conservative Democrats were reported within 24 hours of the occurrence to appropriate State and Federal agencies.

In addition, to the best knowledge of the Treasurer, no contributions were received in excess of \$1,000 from any single contributor, nor were any contributors known to have contributed to the candidate's own authorized campaign fund except Carl Perry who contributed \$200 to The Billy Tauzin Campaign Committee as a private party.

Lastly, the candidate, W. J. "Billy" Tauzin, made public statements in answer to the press in regard to these allegations that neither he nor his campaign committee authorized the formation or activity of the Conservative Democrats.

CONCLUSION

Considering the foregoing Answers, the respondents submit there has not been any violation of the Federal Elections Act either in spirit or letter and that considering the respondents' answers the complaint of the Donelon for Congress Campaign Committee filed on May 15, 1980 by David R. Sherman, Treasurer, should be dismissed.

The respondents are aware that their categorization as a political committee set into motion certain detailed disclosure and reporting requirements. At this same time

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respondents reassert in this answer that all disclosure and reporting requirements were met in full compliance of the law, always within 24 hours of the reported act (contribution or expenditure) and all in advance of the election date.

Should the General Counsel desire further information to assist his investigation of the complaint, or, in the alternative, enter into conciliation of any matter not satisfactorily answered, the respondents are most willing to cooperate.

Thank you for your kind attention to this matter.

Respectfully submitted,



Abbott J. Reeves, Esq.
Counsel for Respondents:
Marion Edwards
A. J. Benintende
Harry Lee
Carl Perry
John M. Mamoulides

DATE

Law Offices of Theodore (Ted) L. Jones — (504) 925-1115
3081 Teddy Dr., P. O. Box 65122, Baton Rouge, La. 70896

MEMO TO:

6/10/80

Mr. Thedford

~~Mr. Thedford~~ —

8

attached to be filed —

Please date and sign
receipt and stamp copy
as filed —

Thank

Ted Jones

3101

Acc # 1623

LAW OFFICES OF
THEODORE (TED) L. JONES

J. TRACY MITCHELL
ALVA C. SMITH, JR.
J. BENNETT KRAFT

POST OFFICE BOX 65122
BATON ROUGE, LOUISIANA 70896
3081 TEDDY DRIVE
TELEPHONE (504) 925-1115

June 9, 1980

HAND DELIVERED

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

Attention: Ms. Judy Thedford

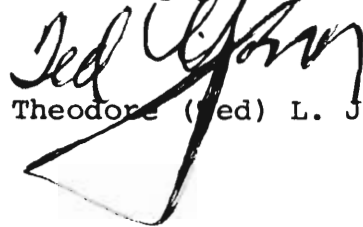
Re: MUR 1238

Dear Mr. Steele:

On behalf of respondents W. J. "Billy" Tauzin and The Billy Tauzin Committee, we hereby submit our Response and Motion to Dismiss the Complaint regarding MUR 1238.

Thank you for your assistance in this matter.

Sincerely yours,



Theodore (Ted) L. Jones

TLJ:sed

Enclosure

Received:

____ day of _____, 1980.

BY: _____
Federal Election Commission
Washington, D.C.

on JUN 10 P 2:40

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GENERAL COUNSEL

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IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELON FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

RESPONSE AND MOTION TO DISMISS COMPLAINT

COMES NOW, Candidate W. J. "Billy" Tauzin, the Billy Tauzin Committee (FEC I.D. # 088366), hereinafter referred to as the BTC, and its officers and authorized agents, through undersigned counsel, and with respect represents that Complaint #MUR 1238, dated May 15, 1980, filed by David R. Sherman, Treasurer, The Donelon for Congress Committee, states no violation of law by Candidate Tauzin, the BTC, its officers and authorized agents, and, therefore, moves the Commission to dismiss the Complaint as it relates to Candidate Tauzin, the BTC and its officers and authorized agents. As a basis for such dismissal, the following grounds are assigned:

1.

The Complaint (MUR 1238) states:

"* * * that the expenditures for printing and direct mail of the 'Conservative Democrats' Committee, which we estimate to be in excess of \$35,000.00, are an integral part of the Tauzin Campaign, and were made with the cooperation and consultation of Tauzin and/or his agents, and consequently were not an independent expenditure, although disclaimed as such."

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88-150010

The Complaint further states that:

"An organization known as 'Conservative Democrats' which lists A. J. Benintende as Treasurer, 704 Daniels Street, Kenner, Louisiana, has paid for the publication and mailing of two broad-based letters to voters and a tabloid, copies of which are enclosed. All three pieces carry the disclaimer 'This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by Conservative Democrats, etc.'."

The Complaint specifically states:

(a) Charge:

The tabloid contains a personal message from Candidate Tauzin with a printed signature. It also contains ten photographs of Candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the Sheriff of Jefferson Parish, Louisiana, without disclaimer. It is our contention that the statement signed by Tauzin and the photographs and the letter from Harry Lee were provided by his campaign organization, and that this tabloid could not have been done without the cooperation, prior consent, or consultation with the candidate or his agent. It is further pointed out that the Harry Lee who provided the letter has also done a radio tape paid for by the Tauzin organization and is one of the candidate's closest supporters in Jefferson Parish, Louisiana.

Response:

Candidate Tauzin and his Principal Campaign Committee, the BTC, did not prepare, print or distribute, and did not authorize a "personal message" for inclusion in the tabloid of or for use by the "Conservative Democrats" Committee (hereinafter referred to as the CDC) in any of the CDC's literature or communications. The CDC apparently developed and prepared the information used in the tabloid through its own resources. Other than references to periodicals and official journals of legislative proceedings, how the CDC obtained and used the written materials

and caused to be printed in the tabloid the candidate's name is not actually known by Candidate Tauzin, the BTC and its officers or its authorized agents. References show that the materials used by the CDC were obtained from Journals of the Proceedings of the Louisiana House of Representatives and published reports of Public Affairs Research Council, a Baton Rouge, Louisiana, based private research group. Furthermore, Candidate Tauzin, the BTC, its officers and authorized agents did not act in concert with, did not make a request or any suggestion to the CDC for the preparation, publication and distribution of such a tabloid, nor the inclusion therein of any materials referring to or that clearly identifies or refers to Billy Tauzin. Moreover, Candidate Tauzin, in fact, expressly refused to attack his opponent's record on local issues treated in the CDC tabloid. BTC Counsel specifically advised Mr. Mamoulides of the refusal of both the Candidate and the BTC, its officers and agents to authorize any other political committee to receive contributions or make expenditures on behalf of Candidate Tauzin's candidacy.

The photographs contained in the tabloid are political photographs of a candidate investigating local issues and talking with local people, pointed out by his supporters in the Jefferson Parish area, and so far as Candidate Tauzin, the BTC and its officers and authorized agents know, such photographs were not taken for use by the CDC or any committee in a tabloid such as that complained of. These pictures were not made by or under the direction or control of Candidate Tauzin, the BTC and its officers

and/or authorized agents, and such photographs were not provided by Candidate Tauzin, the BTC, its officers or authorized agents to the CDC or its officers or agents. A candidate cannot refuse to be photographed during the course of a campaign, and even though he did pose for pictures with any group, the Candidate is not responsible for unauthorized use made of photographs by political committees or others who take or obtain possession of and display such photographs in unauthorized communications or literature developed by such other persons or unauthorized political committees.

Jefferson Parish supporters made pictures with Candidate Tauzin greeting people and inspecting local drainage problems that need and deserve attention from the new Congressman. Candidate Tauzin took pictures with many groups during the course of the campaign, but did not take pictures with the CDC or its officers or agents for the purpose charged. The Candidate, the BTC and its officers and authorized agents were not in and did not at any time come into possession of photographs contained in the tabloid complained of. Such photographs were not supplied to the CDC by Candidate Tauzin, the BTC or its authorized agents or officers. In fact, so far as Candidate Tauzin knew at the time the pictures were taken, the CDC did not exist.

The letter from Sheriff Harry Lee was not sought nor requested by Candidate Tauzin, the BTC, or its officers or authorized agents and was not provided to the CDC by or at the suggestion or request of Candidate Tauzin, the BTC, or its officers and authorized agents. Sheriff Lee endorsed Candidate Tauzin publicly and verbally, but

was not asked by Candidate Tauzin, the BTC, its officers or authorized agents to put his endorsement in letter form or for use by anyone or any political committee. Sheriff Lee was requested by Candidate Tauzin to cut a radio tape to publicize the Sheriff's endorsement and support of Candidate Tauzin. The costs of producing and distributing this tape was paid for and the communication was authorized by the BTC. The appropriate disclaimer [2 USCA 441d(a)(1)] was contained thereon.

The so-called tabloid, its content and material, was "done" without the cooperation, prior consent, or consultation of Candidate Tauzin, the BTC, its officers and authorized agents. Sheriff Lee, himself, was not an authorized agent of the BTC. He was a close friend and political supporter of Candidate Tauzin, but the Sheriff was not authorized by Candidate Tauzin, the BTC, its officers or authorized agents to make any communication through or in connection with the CDC. Sheriff Lee's activity with respect to the letter published by the CDC was his own act.

(b) Charge:

Another mailing, paid for by this allegedly-independent committee, Conservative Democrats, is from District Attorney John Mamoulides, who has been a key leader in Candidate Tauzin's campaign, one of his most intimate advisors, backers and fund-raisers.

Response:

District Attorney, John Mamoulides, did endorse and actively support Candidate Tauzin. However, he was not at any time authorized by Candidate Tauzin, the BTC or its officers or authorized agents to prepare and mail the letter referenced in the Complaint. His action was obviously authorized by the CDC as the disclaimer thereon shows.

(c) Charge:

The third letter, although the disclaimer shows that it is paid for by the CDC, is on a letterhead entitled "Republicans for Tauzin". This organization has been listed with the FEC as an affiliated organization with CDC, and is in violation of regulations in that it contains the Candidate's name.

Response:

Candidate Tauzin, the BTC, and its officers and authorized agents did not authorize or knowingly permit any other committee to use Tauzin's name in the name of its committee or in any other way. The name was selected and used without the knowledge or consent of Candidate Tauzin, the BTC and its officers and authorized agents. Candidate Tauzin, the BTC, its officers and authorized agents specifically disavow the right of any group or person to use the Candidate's name in the title of a committee. FEC Reg. 100.3(a)(3).

(d) Charge:

Records of the FEC show that Conservative Democrats filed as an independent committee on May 12, 1980, five days in advance of the election, and on approximately the date that these mailings were delivered to the Post Office and/or the Tauzin campaign. A witness will swear to having seen copies of the tabloid in Candidate Tauzin's automobile on the evening of May 12, 1980, at the time that he was participating in a television debate on WYES-TV in New Orleans.

Response:

Candidate Tauzin, the BTC, its officers and authorized agents will accept as best evidence of the contents thereof records on file with the Federal Election Commission and/or the Clerk of the House of Representatives with respect to any political committee that filed a Statement of Organization. Candidate Tauzin, the BTC, its officers and authorized agents have no knowledge when any mailings

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were delivered to the Post Office by the CDC. At the time CDC literature came to the attention of Candidate Tauzin, the BTC or its officers and authorized agents obtained copies of the literature for the purposes of examining same. Mailings of the literature were not delivered to Candidate Tauzin, the BTC, its officers and authorized agents of the "Tauzin Campaign" and said parties did not mail or participate in the mailing or other distribution of CDC literature.

(e) Charge:

The chairman of the "Conservative Democrats Committee" is listed as Mr. Marion J. Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides.

Response:

The Registration record of the CDC on file with the FEC is the best evidence of who serves as chairman of that committee. So far as Candidate Tauzin, the BTC, its officers and authorized agents know, Marion Edwards, Esquire, is employed by District Attorney John Mamoulides as an Assistant District Attorney for Jefferson Parish, Louisiana.

Statement:

The activity, action and communication of the CDC cannot be attributed to Candidate Tauzin, the BTC, its officers and authorized agents, because such parties had nothing to do with CDC and did not authorize CDC in any fashion. FEC Reg. 100.5(f)(2).

The tabloid and other materials prepared and distributed by the CDC contains the proper disclaimer. 2 USCA 441d(a)(3). Therefore, no cause of action exists against the Tauzin candidacy,

the BTC, its officers or authorized agents with respect to activities, actions or communications of the CDC, its officers, agents and any other affiliated committee.

2.

A "political committee", within the meaning of 2 USCA 431(4)(A), does not make "independent expenditures" as defined in 2 USCA 431(17), within the meaning of 2 USCA 434(c). An independent expenditure applies only to an individual who makes an "expenditure" other than by "contribution" to a candidate or a political committee. 2 USCA 434(c); FEC Reg. 104.4, 104.3.

3.

"Political committees" are required to file Statements of Organization within ten (10) days after becoming a political committee within the meaning of 2 USCA 431(4). 2 USCA 433(a). Advisory Opinion 1976-51 issued by the Federal Election Commission indicates the broad sweep of activity that may require the filing of such a Statement of Organization. The Statement of Organization (FEC Form 1) must contain "the name, address, relationship, and type of any connected organization or affiliated committee * * *." 2 USCA 433(b)(2). Any change in information stated in the Statement of Organization must be reported in accordance with Section 432(g) within ten (10) days after the change occurs. 2 USCA 433(c).

A candidate for federal office is mandated to designate in writing a principal campaign committee. 2 USCA 434(e)(1); FEC Reg. 102.12. A candidate may, but is not required to, authorize in writing political committees in addition to the principal campaign

committee to receive "contributions" or make "expenditures" on behalf of such candidate; the reports to be filed by such additional authorized committees are filed with the principal campaign committee. 2 USCA 432(e)(1) and (f). A candidate is the agent of his principal campaign committee. 2 USCA 432(e)(2).

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The CDC was not designated in writing as the Principal Campaign Committee by Candidate Tauzin, and the CDC was not a political committee authorized in writing or otherwise by Candidate Tauzin or his Principal Campaign Committee (the BTC) to receive "contributions" or make "expenditures" on behalf of Candidate Tauzin. 2 USCA 431(5) and (6); 2 USCA 432(e)(1). cf. Generally Candidate Tauzin's Consent and Designation Letter addressed to the BTC, dated January 3, 1980, a copy of which is attached and marked Exhibit A. A copy of this Consent and Designation Letter was attached to the BTC's Statement of Organization (FEC Form 1) filed with the Federal Election Commission, through the Clerk of the U. S. House of Representatives, on January 3, 1980. Such Consent and Designation Letter clearly sets forth campaign policy regarding actions of persons and political committees such as that of the CDC.

Thus, CDC became a "political committee" as a result of its own actions; it apparently filed with the FEC its own Statement of Organization; however, the CDC was not authorized to receive "contributions" or make "expenditures" on behalf of Candidate Tauzin. A candidate has ^{Plenary} ~~penary~~ power, discretion and the absolute right to refuse to authorize any committee other than the Principal Campaign Committee.

4.

Political committees are defined and classified in 2 USCA 431(4), (5), (6) and (16), and FEC Reg. 100.5(e). A political committee is either an authorized committee or an unauthorized committee. 2 USCA 431(5), (6); FEC Reg. 100.5(f)(1) and (2).

The CDC was not an authorized committee of Candidate Tauzin, the BTC, its officers or authorized agents.

5.

2 USCA 441d(a) requires any person that makes an expenditure to finance a communication advocating the election or defeat of a clearly identified candidate to state (a) whether such communication is paid for or authorized by a candidate, an authorized political committee of a candidate, or its agents; or (b) paid for by other persons authorized by a candidate, an authorized political committee of a candidate, or its agents; or (c) if not authorized by a candidate, a political committee of a candidate, or its agents, the person(s) paying for such communication and the fact that the communication is not authorized by any candidate or candidate's committee.

The CDC tabloid complained of plainly and clearly reflects the disclaimer required of "unauthorized communications and solicitations". 2 USCA 441d(a)(3).

6.

The CDC was never authorized to receive contributions or make expenditures on behalf of Candidate Tauzin, his Principal Campaign Committee, the BTC, its officers and authorized agents; the communications financed by CDC were not authorized by Candidate

Tauzin, the BTC or its officers or authorized agents, and its activities cannot be attributed to the BTC.

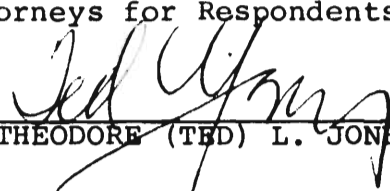
Wherefore, Candidate Tauzin, the BTC, its officers and authorized agents, for reasons assigned, respectfully move the Commission to vote to dismiss the Complaint, and that an Order be entered by the Commission dismissing the Complaint as it relates to Candidate Tauzin, the BTC, its officers and authorized agents.

Respectfully submitted:

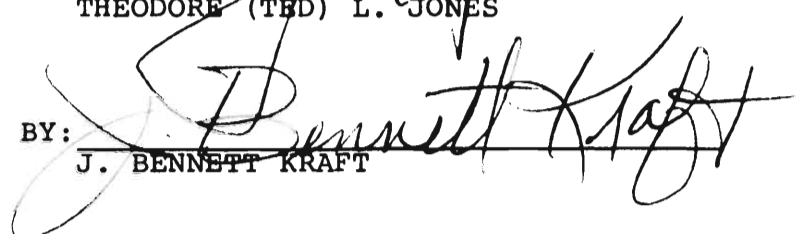
Law Offices of Theodore (Ted) L. Jones
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115

Attorneys for Respondents

BY:


THEODORE (TED) L. JONES

BY:


J. BENNETT KRAFT

IN THE FEDERAL ELECTION COMMISSION

WASHINGTON, D.C.

COMPLAINT OF DAVID R. SHERMAN,
TREASURER FOR THE DONELO FOR
CONGRESS CAMPAIGN COMMITTEE

Against

MUR 1238

CANDIDATE W. J. "BILLY" TAUZIN,
THE BILLY TAUZIN COMMITTEE AND
ITS OFFICERS AND AUTHORIZED
AGENTS, ET AL

Respondents

MEMORANDUM IN SUPPORT OF MOTION TO DISMISS COMPLAINT

Candidate Tauzin, the BTC, its officers and authorized agents file this Memorandum through its undersigned Counsel, in support of its Motion to Dismiss the Complaint.

1.

Candidate's Consent Letter Designating His Principal Campaign Committee

Attached hereto as Exhibit A is the Candidate's Consent Letter and Designation of Principal Campaign Committee, dated January 3, 1980, from W. J. "Billy" Tauzin to Carroll P. Dantin, Chairman, Harold J. Sonnier, Treasurer, and Theodore (Ted) L. Jones, Counsel, The Billy Tauzin Committee, Post Office Box 1500, Thibodaux, Louisiana, 70301, which letter was filed with the Federal Election Commission attached to FEC Form 1, on or about January 3, 1980, and within ten (10) days of the BTC's designation as a Principal Campaign Committee by Candidate Tauzin.

The Consent and Designation Letter sets forth fully the authority vested in the BTC and clearly shows that sole authority

for the appointment of agents and authorization of other political committees was vested exclusively in The Billy Tauzin Committee.

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For convenience and to expedite review of pertinent provisions of the Consent and Designation Letter, certain parts thereof have been redlined to focus attention germane to implications of the Complaint. The Consent and Designation Letter, prepared prior to January 8, 1980, changes in the Federal Election Campaign Act of 1971, clearly demonstrates Candidate Tauzin's plan and policy with respect to his campaign, control of the activities of its officers, agents and volunteers, and his procedure for the authorization of political committees. Clearly, such letter points out the lack of authority with respect to the campaign and the candidacy of Tauzin of any political committee or individual, except that vested solely in the BTC. Candidate Tauzin's Consent and Designation Letter constitutes public notice and advance disavowal from the time it was filed with the Federal Election Commission and the Louisiana Secretary of State, as an attachment to FEC Form 1, relative to conduct of the campaign and compliance with the FECA of 1971.

The BTC and Candidate Tauzin took all action available to them in discouraging the actions of CDC. However, the CDC or any group has a right under the First Amendment to exert its views in a political campaign and may make expenditures to further these views. In Buckley v. Valeo, 424 U.S. 1, 96 S.Ct. 612 (1976), the Court examined the sensitive area wherein the interests of those making expenditures to express their political views, independent, separate and apart from a candidate or his authorized committees, collided with those of the Government in assuring^{that} public elections are free

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of corruption and abuse. Under current law, there is no limitation upon expenditures of political committees to advocate the election or defeat of a clearly identified candidate. Buckley, supra., at Page 647. In striking down such limitations upon expenditures independent of the candidate and his authorized committees, the Court stated:

"Unlike contributions, such independent expenditures may well provide little assistance to the candidate's campaign and indeed may prove counterproductive. The absence of prearrangement and coordination of an expenditure with the candidate or his agent not only undermines the value of the expenditure to the candidate, but also alleviates the danger that expenditures will be given as a quid pro quo for improper commitments from the candidate."

The Court also said that:

"While the independent expenditure ceiling thus fails to serve any substantial governmental interest in stemming the reality or appearance of corruption in the electoral process, it heavily burdens core First Amendment expression. For the First Amendment right to "'speak one's mind . . . on all public institutions'" includes the right to engage in "'vigorous advocacy' no no less than 'abstract discussion.'" (Citations omitted) Advocacy of the election or defeat of candidates for federal office is no less entitled to protection under the First Amendment than the discussion of political policy generally or advocacy of the passage or defeat of legislation."

The Court, in Buckley, supra., also stated:

" * * * the concept that government may restrict the speech of some elements of our society in order to enhance the relative voice of others is wholly foreign to the First Amendment, which was designed "to secure 'the widest possible dissemination of information from diverse and antagonistic sources,'" and "'to assure unfettered interchange of ideas for the bringing about of political and social changes desired by the people.'" (Citations omitted) The First Amendment's protection against governmental abridgment of free expression cannot properly be made to depend on a person's financial ability to engage in public discussion."

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It is apparent that Candidate Tauzin, the BTC, its officers and authorized agents took all steps available to them under the Federal Election Campaign Act of 1971 to refuse, withhold and protect against any appearance of authorization from the CDC. Indeed, to require a candidate or his principal campaign committee to do more would require them to do what the Government was prohibited from doing in Buckley v. Valeo, supra., i.e., abridging a party's right to free expression under the First Amendment. Such a position is one which the Federal Election Commission cannot and should not sanction or encourage.

2.

Procedures for Authorized Agents and Host Committees
on Political and Fundraiser Reception

Attached as Exhibit B is Memorandum of Counsel, dated March 28, 1980, directed to the officers, campaign staff, authorized agents and members of area host committees of the BTC, which outlines the procedure to be followed by the BTC, its officers and agents for political and fundraiser receptions, and, said Memorandum sets out the requirements for mail outs, agents and operatives, and the do nots with respect to the candidacy of Tauzin and the business of the BTC.

The Memorandum of Counsel expressly directed the addressees that all activities must be handled only by agents authorized in writing. From a consideration of Exhibits A and B, it is apparent that there was no actual and could have been no implied authority for the CDC to perform any activity for the BTC or Candidate Tauzin

and the protocols further dictated that all agents and other political committees were to expressly be designated in writing. No such designations were made. CDC was not an agent of Candidate Tauzin, the BTC, its officers and agents, and derived no authority of any kind from such persons.

CONCLUSION

In view of the foregoing, and the fact that The Conservative Democrats Committee and its affiliated committees were never in any manner authorized by Candidate Tauzin, the BTC, its officers and authorized agents to make any "expenditure" or to finance any communication on behalf of the Tauzin Campaign, is clearly shown and demonstrated.

Respectfully submitted:

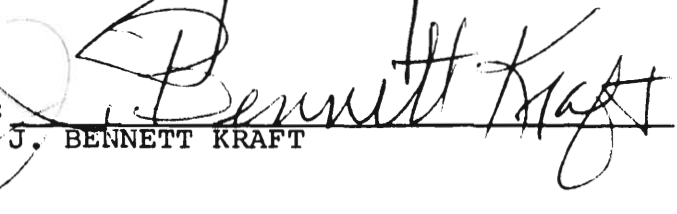
Law Offices of Theodore (Ted) L. Jones
3081 Teddy Drive
Post Office Box 65122
Baton Rouge, Louisiana 70896
Telephone: (504) 925-1115

Attorneys for Respondents

BY:


THEODORE (TED) L. JONES

BY:


J. BENNETT KRAFT

W. J. "BILLY" TAUZIN
P. O. BOX 783
THIBODAUX, LOUISIANA 70301

EXHIBIT "A"

January 3, 1980

Mr. Carroll P. Dantin, Chairman
Mr. Harold J. Sonnier, Treasurer
Mr. Theodore (Ted) L. Jones, Counsel
The Billy Tauzin Committee
Post Office Box 1500
Thibodaux, Louisiana 70301

Gentlemen:

In the spirit of keeping current the designation of and mandate to my Principal Campaign Committee (The Billy Tauzin Committee), and policies concerning federal election law, the Federal Election Commission, requirements for compliance by federal elective officeholders, candidates for federal office and other persons with respect to campaign activity, and, in keeping current the Committee policies on reporting and disclosure of financial activity which may influence my nomination or election to federal office, your attention is directed to the essential requirements of the Federal Election Campaign Act of 1971 (PL 92-225), as amended by the Federal Election Campaign Act Amendments of 1974 (PL 93-443) and 1976 (PL 94-283), hereinafter referred to as the FECA, and Regulations issued with respect thereto.

The Billy Tauzin Committee was established and registered on January 3, 1980, as a "political reporting committee", and continues in existence by my consent and designation.

The 1974 Amendments to the FECA (PL 93-443) were adopted effective January 1, 1975, and on May 30, 1975, the Federal Election Commission became operative upon transfer of authority from the United States House Clerk, United States Senate Secretary and United States Comptroller General. Based on the Supreme Court's decision of January 30, 1976, in Buckley v. Valeo, 424 U.S. 1 (1976), the FECA was amended effective May 11, 1976, by adoption of PL 94-283. On August 3, 1976, Regulations were proposed by the FEC under 2 USCA 438 (cf. 41 FR 35933). Regulations were finally adopted in 1977.

Thus, in accordance with 2 USCA 432 (e) (1), I hereby designate "The Billy Tauzin Committee" as my "principal campaign committee", (as defined in 2 USCA 431 (n)), under the FECA of 1971, as amended. The Committee shall be registered to comply with 2 USCA 432 and 2 USCA 433 (c).

Furthermore, I designate The Billy Tauzin Committee, hereinafter referred to as the "Committee", as my principal, sole and only campaign committee (2 USCA

431 (n)) and agent to administer, raise, hold for my account, use and expend funds on my behalf so long as I hold or seek federal office, or, until such time as all requirements under the FECA have been finally fulfilled and/or the Committee or the undersigned is relieved from further filing under 2 USCA 433 (d), or until my consent is withdrawn. This Committee shall not support any other candidate for any other office. 2 USCA 433 (e) (1).

You are reminded that the Committee is also a "political organization" within the meaning of 26 USCA 527 (e) and must file appropriate income tax returns as cash basis taxpayer required under 26 USCA 6012 (a) (6) to report any income received as defined in 26 USCA 527 (c) (1).

I hereby appoint Carrol P. Dantin, Chairman, Harold J. Sonnier, Treasurer, and Theodore (Ted) L. Jones, Counsel, for The Billy Tauzin Committee, and my individual candidacy. You are advised that no contribution and no expenditure of funds shall be received or made at a time when there is a vacancy in the office of Chairman or Treasurer of the Committee. cf. 2 USCA 432 (a) and 2 USCA 441j.

By designating a principal campaign committee and giving my consent on a continuing basis for another (see definition of person at 2 USCA 431 (h)) to solicit and receive contributions, or act as my agent to do so, and hold or maintain funds, or make expenditures, with a view to bringing about my nomination for or election to federal office under 2 USCA 431(b), I become and remain at all times a "candidate" as defined in the latter section for all purposes of the FECA, subject to certain provisions of the United States Criminal Code, 18 USCA 591, et seq., and penal provisions of USCA 439b and c and 2 USCA 441a through 441j, as amended by PL 93-443 and PL 94-283, bearing on the subject of federal elections and duties and obligations of federal candidates and their political committees with respect thereto. As an individual candidate, I do not intend to accept any "contributions" or make any "expenditures" for the purpose of influencing my nomination or election to federal office, except through the Committee. Likewise the Committee, its officers, agents and employees (including all volunteers) and "other persons", are subject to compliance of laws and regulations of the FEC.

Having designated The Billy Tauzin Committee as my principal campaign committee under the law, it is my intent to organize, update, simplify, centralize and control for the Committee its reporting, disclosure and compliance obligations of the FECA. Therefore, I set forth the following rules, requirements, and policies for the Committee and thereby fix controls and standards for all officers, agents and operatives having any official connection with my campaign: you must carefully, dutifully and diligently adhere to this mandate, to-wit:

1. Until such time as I expressly terminate consent thereto, The Billy Tauzin Committee is the sole, exclusive, principal and only "political committee" and "campaign committee" (2 USCA 431 (n) and 432(e)) which shall exist under my consent and authority with respect to my tenure in or candidacy for federal office. This is to insure inviolate that the Committee shall, until terminated,

have exclusive and is hereby vested with sole jurisdiction, control, authority, responsibility and discretion over any, every and all matters or decisions of every nature, kind and description concerning political, campaign, financial, or administrative activity relating to me as a federal officeholder or as a candidate for federal office and my campaign. There shall be no other "political committees" or "persons" authorized by me, or by the Committee, within the meaning of 2 USCA 432(e), except for "Agency Committee" under rules hereinafter set forth.

As the Principal Campaign Committee, and in furtherance of my campaign and for political purposes, you may designate from time to time, and for a specified period of time, "Agency" or "Subordinate" committees as contemplated by 2 USCA 432(e). Such designated "Agency Committees" shall be authorized in writing (using FEC Form 2a, or its successor forms), and their reports shall be filed as provided in 2 USCA 433(e); your Committee shall give assistance with registration (using FEC Form #1) and filings for designated "Agency Committees". Except as provided in this paragraph, any expenditures not made by the Principal Campaign Committee as a designated "Agency Committee" shall be deemed and treated as an "independent expenditure" within the meaning of 2 USCA 434(e). cf. Reg. 100.14(b).

Any person or political committee other than the Principal Campaign Committee, and authorized and designated "Agency Committees", shall include on the face or front page of all literature and advertisements which identifies me or published in connection with my campaign, the "unauthorized activities notice" provided for in 2 USCA 435 and 441d.

Your Committee shall limit the authority of designated "Agency Committees" as set forth in your designation and authority letter (to be attached to FEC Form 2a). "Agency Committees" shall acknowledge in writing that they are subject to the same limitations, restrictions, requirements and policies as the principal campaign committee. Moreover, "Agency Committees" must agree in writing that every agent or authorized person acting for such "Agency Committee" shall be authorized in writing so as to avoid or prevent illegal acts, improprieties, conflicts of interest and other unauthorized activity being attributed in some way to me or the principal campaign committee.

You shall not permit or make any expenditure of Committee funds for political purposes to any corporation, bank or labor union or person, except in payment of lawful, traditional and proper campaign or ordinary or necessary "officeholder" obligations, duly incurred for the purchase of campaign supplies, materials, goods, services actually rendered or for other "qualified campaign expenses" related to the candidate or the Committee, its officers, employees, authorized agents or consultants, or items or property ordinary to and necessary in the carrying on of my duties as a federal officeholder or as a candidate therefor.

2. In conducting your activities during my tenure in office or for any subsequent campaign for nomination or election to federal office, I direct that two divisions operate in the Committee, to-wit:

(a) Administrative Division of The Billy Tauzin Committee: This division shall be responsible for financial activity, accounting, legal, reporting disclosure, filings and compliance, authorization, disbursements or expenditures, deposits, bank accounts, fund raising activity, and maintaining the books, records and files associated with the campaign, and appointing agents, agency committees and authorized other persons.

(b) Political Division of The Billy Tauzin Committee: This division shall be responsible for political activity associated with the campaign, and may have Campaign Coordinators, except that every person having any constituted authority concerning the campaign must be appointed in writing by the Campaign Chairman or Treasurer and General Counsel.

3. The Administrative Division shall receive, deposit and account for all contributions. In this regard, your Committee shall designate in writing individuals, including myself, who are authorized to solicit, receive, collect, pick-up, or handle any funds or contributions for the Committee under the rule laid down in 2 USCA 432(b). Any person not authorized to do so in writing by your Committee shall have no authority to solicit contributions or incur obligations or expend any money on my behalf or on behalf of the Committee. 2 USCA 441d; 2 USCA 441b on Fraudulent Misrepresentation of Campaign Authority; 2 USCA 435 and 434(e); Reg. 110.1 No Contribution that appears illegal shall be accepted, and no contribution shall be accepted from any state, federal or local employee. 18 USCA 607.

With respect to contributions every contributor information card shall contain the following representations from every contributor, to-wit:

STATEMENT TO COMMITTEE AND ITS AUTHORIZED AGENTS

a. The amount of this contribution does not exceed contributor's individual limitation of \$1,000 with respect to any election for a candidate or his designated committee within the meaning of 2 USCA 441a (a) (1) (A); and that such amount does not exceed contributor's overall limitation of \$25,000 to all federal candidates, within the meaning of 2 USCA 441a (a) (3).

b. If contribution is from a Political Committee, amount contributed does not exceed, in the aggregate with respect to any election, \$5,000 within the meaning of 2 USCA 441a (a) (2) (A).

c. The amount contributed belongs to a duly registered Political Committee or in individual contributor's own personal or partnership funds and are not funds of a Corporation, a Bank or a Trust Company (including a Bank Holding Company), a Labor Union or Organization, a Public Utility Holding Company, Trust Funds, or the Funds of another; that contributor does not have an agreement, expressed or implied, from or with any person or entity that the amount contributed is or will be in any way reimbursed.

d. Contributor makes this contribution to the Committee, voluntarily, freely and wholly without inducement, coercion, intimidation, economic or discriminatory reprisal of any kind; there has been no promise or implication of employment, position or appointment, of contributor to any vocation, job, contract, relationship of any kind nor the offer of anything of value in return for such contribution or political support by the Candidate, the Committee or its agents, servants or employees.

e. The amount contributed, if in currency, does not exceed the aggregate limitation of \$100 within the meaning of 2 USCA 441g.

f. Contributor will not seek to deduct contributions to the Committee as a business expense, bad debt or worthless security under any provision of the Internal Revenue Code of 1954, as amended.

g. Contributor is not a defense contractor, is not a foreign national and is not making a contribution of funds for, through, or by virtue of any foreign government or defense contractor 2 USCA 441(c) (e).

4. I hereby designate The Citizens Bank & Trust Company of Thibodaux, as the Committee's Campaign depository under 2 USCA 437b (a) (1). The Committee shall maintain its checking account in said depository. The Committee may, from time to time, as needed, borrow funds from any bank or trust company. In addition, the Committee may deposit campaign funds not currently needed in other protected financial institutions or savings and loan associations.

(a) Under 2 USCA 437b (a) (1), the Committee shall maintain only one (1) checking account at The Citizens Bank & Trust Company of Thibodaux, the designated depository. In the event of surplus funds on hand, the Committee, with my express written approval, may place a portion of such funds in a savings account or on a short-term certificate of deposit at interest only in the name of the Committee; no account, passbook or certificate shall be a bearer instrument. Interest earned on such account or certificate shall be credited to the regular checking account (from which all expenditures are to be made) periodically under the financial institution's policy with respect to payment of interest.

Each duly appointed "Agency Committee" shall designate its own depository and shall comply with the rules as provided for political committees. 2 USCA 437b (a) (1).

(b) The Committee shall obtain an employer's identification number for federal and state income, social security and other tax purposes. Interest earned shall be reported by and in the name of the Committee for income tax purposes.

(c) Passbooks, time certificates or other evidence of savings accounts or deposit of committee funds, except regular deposits in the checking account, shall be placed in safekeeping with the bank on non-degotiable trust or safekeeping receipts. The number of the receipt shall be recorded in the books of the Committee and in the Committee files of the Committee's certified public accountant, and the Committee shall keep in its files its copy of each such receipt and shall make one Xerox Copy of same for the files of its CPA. The purpose of this procedure is to avoid the need for a safe deposit box and to keep a running record for the Committee of any and all trust or safekeeping receipts.

5. All contributions, proceeds of any loan, or other funds received and accepted, except contributions in kind (which are to be reported to or recorded by the Committee within three business days after receipt or consumption) shall be deposited in the single checking account maintained by the Committee within a reasonable time after receipt and acceptance by the Committee. Receipts of currency

Receipts of currency should be deposited within the banking day received to avoid theft, loss or destruction, even though the Committee is unable to identify the source of such currency receipts. Unidentified currency receipts shall be identified as to the contributor within three (3) days after receipt or else returned by Committee check to the person, if known, who delivered or mailed it to the Committee. If currency cannot be traced after due diligence to source, it shall be placed in a Committee trust account in a designated depository for unknown donors pending return or proper identification. cf. 2 USCA 437b (a) (1) and 2 USCA 441g. No unidentified receipt shall be used or expended by the Committee on any campaign activity except that it shall, solely by Committee check, be returned to source if rejected, or, applied to the Committee's checking account by deposit when the source is determined and the contribution has been duly accepted by the Committee.

6. The Committee shall, upon receipt of any contribution and prior to acceptance thereof, prepare and keep on file a contributors information card with respect to all contributions. cf. 2 USCA 434 (b) (2). The Committee shall maintain an alphabetical or computer program file or cross index of contributions for purposes of aggregating and reporting the cumulative value of contributions from individuals or political committees for per election and the overall limitations. 2 USCA 434 (b) (3), (4) and (5); 434(c). No contribution shall be knowingly accepted in violation of Title 18 of the United States Code, and no contributions shall be accepted from any individual or political committee in excess of the amounts permitted by law. 2 USCA 441a.

No person may make contributions to or for the benefit of any candidate and/or his authorized committees with respect to any election for federal office which, in the aggregate, exceeds \$1,000 per election. 2 USCA 441a (a) (1) (A). No political committee (other than a principal campaign committee) may make contributions to or for the benefit of any candidate with respect to any election for federal office which, in the aggregate, exceeds \$5,000 per election. 2 USCA 441a (a) (1) (A). (Note special definition of political committee for this purpose under 2 USCA 441a (a) (4). No individual shall make, and no candidate or political committee shall knowingly accept any contributions aggregating more than \$25,000 in any calendar year (overall individual limitation on contributions). 2 USCA 441a (a) (3). Any contribution from the Democratic National Committee, the Democratic Senate or House Campaign Committees, and the Louisiana Democratic State Central Committee shall be consistent with 2 USCA 441b.

It is to be noted that the per election limitations apply separately to my 1980 primary and general election.

7. All contributions in kind shall be reported at fair market value.

8. You shall include on the face or front page of all literature and advertisements (cf. 2 USCA 435 and 441d (1) and proposed FEC Regulation 110.11):

- (a) "A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C."

and

(b) "Authorized and Paid for by The Billy Tauzin Committee, Harold J. Sonnier, Treasurer", P. O. Box 1500, Thibodaux, Louisiana, 70301"

9. All loans made for the campaign or for use in the campaign shall be made in accordance with applicable banking laws and regulations and in the ordinary course of business, and, all loans shall be handled by the Committee Chairman, Treasurer and Counsel. Notes evidencing debt shall be executed by, in the name of and with the Committee as maker, signed by the Chairman or Treasurer, with the entire loan proceeds placed in the Committee's checking account. Security required by or for any such loan shall be my personal endorsement, guarantee signed on appropriate documents or other personal assets as collateral in a form approved by Counsel.

10. No expenditure of any kind, except a contribution in kind and petty cash as permitted by 2 USCA 437b(b), shall be made except by check drawn on the Committee's checking account. Petty cash transactions shall be limited to campaign supplies or incidental expenses and shall not exceed \$100.00 per transaction. All other payments shall be made only by check. 2 USCA 437b (a) (1).

(a) No expenditure of any kind, including expenses or travel advances, except contributions in kind consumed by the Committee or its authorized agents and duly reported to the Committee by such agent, shall be made except upon an invoice or accounting approved and initialed by either the Chairman or the Treasurer of the Committee. 2 USCA 432 (a), (c)(3) and (4), (d); 2 USCA 434(b) (9) through (14); 2 USCA 437(a) (1); 2 USCA 439(a) (2); 2 USCA 441b; 18 USCA 591 (f); 18 USCA 597; and note the overall limitation on expenditures of 2 USCA 441a and 441b.

(b) The Committee and its agents, servants or employees shall make no payment, expenditure or transfer of funds that may constitute the recipient thereof an "Agency Committee", an authorized "political committee" or "other person" under 2 USCA 432(e) (2), 433(e), 434(e) or 434(b) (13), Reg. 100.14(b), or exceed the limitation of 2 USCA 437b (b), unless such recipient is advised of his or its responsibility for compliance with the FECA and particularly reports required under 2 USCA 433, 434(a) and (b).

(c) No expenditure shall be knowingly made to a person for political purposes, who is on relief, receives welfare food stamps, social security, VA benefits or other economic assistance from any agency of the United States or of any state, or any political subdivision, agency or instrumentality thereof, unless such person is advised or made aware that such expenditure may constitute income under Section 61, Internal Revenue Code of 1954 (26 USCA 61) and may be material in determining the amount of any economic assistance such person receives or to which he is entitled, and, that he or she is under a duty to report or disclose the receipt of such funds to all authorities administering such economic benefit programs and for tax purposes.

11. You are directed to establish and maintain a list of all Committee employees, authorized agents and authorized campaign personnel, including a list of volunteer campaign workers.

January 3, 1980

(a) You are directed that no person or group is authorized to incur debt, or in any way obligated the Committee or me, or solicit, receive or expend money for or on behalf of me or the Committee unless the Committee, through its Chairman or Treasurer, expressly authorizes such person or group in writing to do so. Such written authorization shall set forth the duty of each authorized agent to disclose and account for all transactions under 2 USCA 432(b) and (c).

(b) Each employee, authorized agent, campaign personnel or volunteer shall be instructed on their authority and duties with respect to the campaign and all activity related thereto. See 2 USCA 441b on Fraudulent Misrepresentation of Campaign Authority. No one officially connected with me or my campaign or your committee is authorized or permitted to make any expenditure or payment or make any solicitation that may be considered illegal or unethical.

(c) You have complete and sole authority to designate, authorize and empower in writing such agents, employees or contractors as you deem necessary in performing your function as a "political committee" and "principal campaign committee" under the FECA, as amended, and in conducting my campaign for re-election.

(d) No campaign worker shall place any campaign literature in any private mailbox.

12. You are directed to take all steps necessary to insure full and complete compliance with the FECA and related laws, federal, state, and local, and all regulations, advisory opinions and/or rulings of the Federal Election Commission.

13. I caution you, the Committee, its authorized agents, and campaign personnel not to solicit or accept any contribution or make any expenditure or knowingly participate in any activity or commit any act directed toward the public that may violate local, state or federal laws, rules and regulations of the Federal Election Commission, Standing Rules of the United States House of Representatives, or that may reflect adversely, create a conflict of interest or that may be considered unethical or an improper use of influence by me, as a candidate or Member of the United States House of Representatives or as a member of any House, joint or Congressional Committee, or as a public official.

14. You may authorize and establish under the Committee, and as its agent or agents, "Finance or Event Committees" composed solely of Louisiana citizens to raise and assemble funds for the Committee. However, activity of such "Agents" must be consistent with the provisions of this letter.

15. As Chairman, Treasurer, and Counsel, respectively, you are responsible to see that all filings under the FECA are properly and timely performed so as to avoid any penalty under 2 USCA 441j.

16. While other persons may in some way become involved in my campaign or political activity or may act without authorization, and since we cannot control, restrain, prohibit or avoid the action of others, I direct that persons associated

January 1, 1978

with my campaign or the Committee act only and solely through the Committee under such authorization as you may from time to time confer in writing. Independent acts of others are covered in the FECA to 2 USCA 435 and 441d, while independent financial activity is covered by 2 USCA 434(e). I must protect myself and the Committee, to the extent possible, from intentional or unintentional unlawful, secret, private or unknown independent campaign activity or agents or other persons, groups or committees which may be at some later date attributed to or associated with the Committee, its authorized agents, employees or my campaign. Your policy position, therefore, should be to discourage independent campaign acts and expenditures with respect to my campaign. 2 USCA 434 (e); 2 USCA 441b.

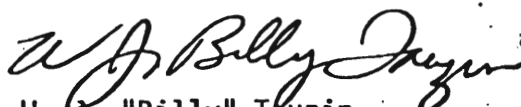
17. I designate Augustin Zeringue, Public Accountant, who shall maintain a set of books for the Committee, prepare and file all reports, financial statements or other accounting requirements under the FECA, as amended, and shall audit such records as necessary.

18. I designate Harold J. Sonnier, Custodian of books, accounts and records.

19. All contracts or agreements with, by or between the Committee and any other person or entity shall be in writing and shall be approved prior to execution by Counsel.

With best wishes, I am

Respectfully,


W. B. "Billy" Tauzin
Candidate

"Billy" Tauzin

The Billy Tauzin Committee
P. O. Box 1500
Thibodaux, La. 70301
504/447-8967

EXHIBIT "B" CONGRESS

Carroll P. Dantin, Chairman
Harold J. Sonnier, Treasurer
Theodore "Ted" L. Jones, Counsel

March 28, 1980

TO: Officers, Campaign Staff, Authorized Agents
and Members of Area Host Committees

FROM: Ted Jones, Counsel

PROCEDURES FOR AUTHORIZED AGENTS AND HOST COMMITTEES ON POLITICAL AND FUNDRAISER RECEPTIONS

A. INTRODUCTION

Under the Federal Election Campaign Act of 1971 (FECA), as amended, and as supplemented by Regulations of the Federal Election Commission (FEC), the Standing Rules of the United States ^{House} Senate, and the general laws of the United States, running for federal office is cumbersome, a legal and accounting trap. It is, therefore, necessary that any "candidate" for federal office adopt definite campaign policy and a Plan.

Billy Tauzin has designated a principal campaign committee (The Billy Tauzin Committee) to account for, report and disclose all campaign contributions, expenditures and financial activity, as required by law. cf. 2 USCA 432(e). The Committee is empowered to appoint, in writing, agents and to fix their authority with respect to the campaign.

Financial activity on behalf of Billy Tauzin is handled by The Billy Tauzin Committee because of individual "contribution" limitations, other technical requirements of the Act, and the control required to insure compliance with the FECA and the Standing Rules of the ^{House} Senate. Please observe these few suggestions and no problems should arise:



The Billy Tauzin Committee a "Principal Campaign" and "Political Committee" under FECA.
A copy of our report is filed with the Federal Election Commission and is available for purchase from the
Federal Election Commission, Washington, D.C. 20463

1. Campaign financial activity has been divided between:

- (a) Political Receptions (cocktail parties, dinners, coffees, meetings, etc.);
- (b) Fundraiser Receptions (solicitation of money); and
- (c) Direct Mail Solicitations.

Political Receptions cover all activity that advocates election of Billy Tauzin, except fundraisers. Fundraiser Receptions cover all parties, receptions, meetings, of every kind and type, where campaign contributions are solicited or accepted. Direct Mail Solicitations cover all mailouts that in any way solicit campaign Contributions.

2. Different legal procedures, information, requirements and sanctions apply to the solicitation or acceptance of contributions for political purposes.

3. All activity, political or fund raising, must be handled only by agents authorized in writing.

4. Host Committees are area or event committees to help in staging the reception or fundraiser.

B. POLITICAL RECEPTIONS, MEETING DINNERS AND COCKTAIL PARTIES

1. Billy's calendar is managed by _____ in Thibodaux. Once Billy has accepted, committed himself to a political or fund raising event and same has been assigned a calendar date and time therefor, persons to serve on the host committee should be cleared with Harold J. Sonnier, Treasurer of The Billy Tauzin Committee, before any other action is taken, plans made or any costs are incurred.

2. The Host Committee Coordinator or pivot man should clear the suggested program and estimates of costs, etc., with the Treasurer. Any questions on incurring of debt and the contents of all printed matter should be checked with Counsel. All written mailouts must have printed or written on the front or face thereof: "Authorized and paid for by The Billy Tauzin Committee, Harold J. Sonnier, Treasurer." cf. 2 USCA 44ld; FEC Reg. 110.11. All communications soliciting contributions must contain the following statement on the face or front page: "A copy of our report is filed with the Federal Election Commission and is available for purchase from the Federal Election Commission, Washington, D.C.".

3. The format and content of all printed or written matter is to be checked with Counsel before it is printed or written in final form. Use Committee letterhead or approved invitations only for written communication.

4. At all functions, make sure the distinction is maintained between Political Receptions and Fundraiser Receptions.

5. Do not accept in-kind "contributions" and do not make in-kind "expenditures" (for example, do not permit X to contribute or pay for spirits; Y to pay for food; Z to pay for cleanup, bartenders, etc.). The Billy Tauzin Committee will pay all "authorized" and "qualified" campaign or political expenses and costs related to any approved reception or event on behalf of Billy Tauzin.

6. Telephone calls, flowers, stamps, food, spirits, entertainment, catering, etc., are proper reception costs. The Committee will pay for those upon direction and approval of and with appropriate invoices submitted by the Host Committee Coordinator. The Committee will also reimburse for related travel, secretarial and long distance calls. Do not use any corporate telephones, credit cards, postage meters, etc.

C. FUNDRAISER RECEPTIONS

1. The Billy Tauzin Committee uses a numbered invitation with contributor's information card to solicit money because each individual is limited in the amount he may contribute. We furnish these for each fundraising event to gather the necessary uniform and detailed records to permit aggregation of contributions from the same source or individual. This is an absolute requirement. Please observe the information printed on the invitation and review representations on the reverse side of this card. These are important.

2. "Contributions" should be mailed directly to the Committee's post office box address or handed to Billy or Committee personnel. A completed contributor's information card on each contributor is required. In the event checks and the information cards are returned to you personally, attach the check to the contributor's card and forward same to the Treasurer at the Committee's address immediately.

3. The Do Not's:

- (a) Do not open any bank accounts.
- (b) Do not deposit any funds in any bank.
- (c) Do not exercise any discretion over campaign checks handed, mailed to or received by you.
- (d) Do not expend any funds (yours or the Committee's) on behalf of Billy or the campaign, except authorized expenditures.
- (e) Corporations (including professional corporations), banks and labor unions are not permitted to contribute in any fashion.
- (f) Do not accept any cash "contributions".
- (g) Do not make any cash "expenditures".
- (h) Do not send or write any letters, mailouts or other information that refers to or identifies with Billy on your personal or firm stationery; likewise, in soliciting funds on behalf of the Committee.
- (i) Do not hand over campaign contributions in a federal building.
- (j) Do not commit or become involved in any act that may violate the authority bestowed upon you by the Committee.

- (k) Do not present any campaign materials to Billy to be signed until it has first been cleared with Counsel.
- (l) Do not condone any acts of impropriety that come to your attention.

4. Individual contributions to, for the benefit of or use by Billy may not exceed in the aggregate \$1,000.00 per individual in a primary election, and \$1,000.00 per individual in a general election. Contributions by partnership check requires an allocation of the contributed amount to each partner who owns an interest in the partnership capital or is charged in its entirety to a particular partner's capital account. (See the contributor information card. All information on each partner deemed to have made a contribution must be included).

5. Please furnish a list of names and addresses to the Committee of people solicited for "contributions".

6. By definition, the terms "contribution" and "expenditure" are very broad. Everything of value is covered. The exceptions are very narrow and tend to mislead or entrap more than provide an acceptable method of operation. cf. 2 USCA 431(e) and (f).

If any questions arise, please call for response and discussion. Where any doubt exists, do not act without advice unless you are absolutely sure that you are thoroughly briefed on the law. DO NOT EXCEED YOUR CAMPAIGN AUTHORITY. 2 USCA 441h.

For additional information, telephone:

The Billy Tauzin Committee	(504) 447-8967
Harold J. Sonnier	(504) 447-2395
Ted Jones	(504) 925-1115 (O) (504) 927-6193 (H)
Hal Kilshaw	(504) 923-2254

--END--

TLJ

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ABBOTT J. REEVES
ATTORNEY AT LAW
P. O. BOX 465
419 DERBIGNY STREET
GRETN, LOUISIANA 70054
TELEPHONE (504) 367-1212

MELVIN M. BELL
OF COUNSEL

June 3, 1980

C38362

JUN 9 PM 1:49

GENERAL COUNSEL

Charles N. Steele, Esq.
General Counsel
Federal Elections Commission
Washington, D. C. 20463

Re: MUR 1238

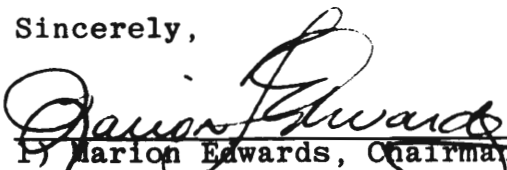
Dear Mr. Steele:

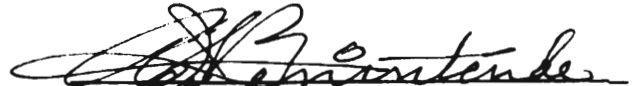
Please be advised, with reference to the above-numbered complaint, we, the undersigned, have designated Mr. Abbott J. Reeves, Esq., P. O. Box 465, 419 Derbigny Street, Gretna, Louisiana, 70054, telephone No. (504) 367-1212, to represent us in this matter.

We authorize Mr. Reeves to receive any notifications and other communications from the Commission.

Thank you for your kind attention to this matter.

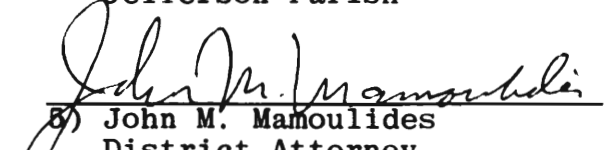
Sincerely,


1) Marion Edwards, Chairman
Conservative Democrats


2) A. J. Benintende, Treasurer
Conservative Democrats


3) Carl Perry, Chairman
Republicans for Tauzin


4) Harry Lee, Sheriff
Jefferson Parish


5) John M. Mamoulides
District Attorney
Jefferson Parish

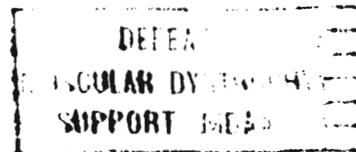
ABBOTT J. REEVES

ATTORNEY AT LAW

P. O. BOX 465

410 DERBIGNY STREET

GRETN, LOUISIANA 70054



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

11:21 AM 6 JUN 90

RECEIVED

"Billy" ★
Tauzin

The Billy Tauzin Committee
P. O. Box 1500
Thibodaux, La. 70301
504/447-8967

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CONGRESS

Carroll P. Dantin, Chairman
Harold J. Sonnier, Treasurer
Theodore "Ted" L. Jones, Counsel

May 29, 1980

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

008269

Re: The Billy Tauzin Committee
MUR 1238

Dear Mr. Steele:

Pursuant to your letter dated May 21, 1980, please be advised that we are represented by Theodore L. "Ted" Jones in the above referenced matter. You are hereby authorized to forward notification and other communications from your office to Mr. Jones.

Mr. Jones may be reached at the following address: P. O. Box 65122, Baton Rouge, Louisiana 70896, telephone number (504) 925-1115.

Sincerely,


Harold J. Sonnier
Treasurer

HJS:jpd

cc: Theodore L. Jones

RECEIVED
GENERAL COUNSEL
JUN 2 PM 1:26

"Billy"
Tauzin

The Billy Tauzin Committee
P. O. Box 1500
Thibodaux, La. 70301

CERTIFIED

PO1 9451487

MAIL



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



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 11, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Abbott S. Reeves
P.O. Box 465
419 Derbigny Street
Gretna, LA 70054

Re: MUR 1238

Dear Mr. Reeves:

Enclosed please find two additional letters enclosing news articles which were submitted to the Commission by the complainant in this matter.

Under the Act, you have an opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Please submit any response which you may have to the two letters within 15 days of your receipt of this notice. If no response is received within 15 days, the Commission may take further action based on the available information.

Please note this matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A).

If you have any questions, please contact Judy Thedford at (202)523-4057.

Sincerely,

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

Charles N. Steele
General Counsel

Enclosure:
Letters & Articles

8104951817

PS Form 3811, Jan 1979

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● 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: *att: J. S. Levens*
P.O. Box 4165
414 W. Broadway St
Chittenden LA 70052

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
9-16308

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent
Eve J. Brandon

4. DATE OF DELIVERY *9-15-80* POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

☆ GPO : 1979-388-048

81040251818



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 11, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Theodore (Ted) L. Jones
P.O. Box 65122
3081 Teddy Drive
Baton Rouge, LA 70895

Re: MUR 1238

Dear Mr. Jones:

Enclosed please find two additional letters enclosing news articles which were submitted to the Commission by the complainant in this matter.

Under the Act, you have an opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Please submit any response which you may have to the two letters within 15 days of your receipt of this notice. If no response is received within 15 days, the Commission may take further action based on the available information.

Please note this matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A).

If you have any questions, please contact Judy Thedford at (202)523-4057.

Sincerely,

Charles N. Steele
General Counsel

Enclosure:
Letters & Articles

81040251819



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 29, 1980

MEMORANDUM TO: The File

FROM: Judy Thedford

SUBJECT: MUR 1238

The attached letter sent to David Sherman was returned to the Commission marked "No such number". The envelope was re-addressed to Mr. Sherman with the correction of the street number (2601).

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Official Business
Penalty for Private Use \$300

POSTAGE AND FEES PAID



Do not re-mail in this envelope
No such office in state
No such street
Insufficient Address
Unclear
Address not
Uncler

GENERAL COUNSEL



David T. Sherman, Treasurer
Donelon for Congress Campaign Committee
2610 Veterans Memorial Blvd.
Metairie, Louisiana 70002

57 JUN 19 9 33

CERTIFIED

92487



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David R. Sherman, Treasurer
Donelon for Congress Campaign Committee
2610 Veterans Memorial Blvd.
Metairie, Louisiana 70002

Dear Mr. Sherman:

This letter is to acknowledge receipt of your complaint of May 16, 1980, against A. J. Benintende, Republicans for Tauzin, John Mamoulides, Marion J. Edwards, Harry Lee, W. J. Tauzin, and Harold J. Sonnier which alleges violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondents will be notified of this complaint within 5 days and a recommendation to the Federal Election Commission as to how this matter should be initially handled will be made 15 days after the respondents' notification. You will be notified as soon as the Commission takes final action on your complaint. Should you have or receive any additional information in this matter, please forward it to this office. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles N. Steele".

Charles N. Steele
General Counsel

Enclosure

81040251821

81040251822

PS Form 3871, April 1977 RETURN RECEIPT REGISTERED, INSURED AND CERTIFIED MAIL

● 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:
David E. Sherman
Princeton, N.J. Cong. - Cont.

3. ARTICLE DESCRIPTION
 REGISTERED NO. ☐ CERTIFIED NO. ☒ INSURED NO. ☐
945010

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☒ Authorized agent
[Signature]

4. DATE OF DELIVERY ☐ METAL POSTMARK
JUN 10 1980

5. ADDRESS Complete only if required

6. UNABLE TO DELIVER BECAUSE ☐ CLERK'S INITIALS

12:35 *Midford* ☆GPO 1977-0-249-595



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

A. J. Benintende, Treasurer
Conservative Democrats
704 Daniel Street
Kenner, Louisiana

Re: MUR 1238

Dear Mr. Benintende:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: A. J. Benintende
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

75 Form 3811, Aug. 1978

RECEIVE: 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:
*A. J. Benintende, Head
Conservative Democrats
704 Daniel Street
New York, N.Y.*

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. *598hnb* INSURED NO. _____
(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE *A. J. Benintende* ☐ Addressee ☐ Authorized agent
DATE OF DELIVERY _____

4. ADDRESS (Complete only if requested)

5. UNABLE TO DELIVER BECAUSE _____

1238 *Thedford*

MAY 28 1980
USPO
CLEARING HOUSE



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

John M. Mamoulides, District Attorney
Office of the District Attorney
Twenty-Fourth Judicial District
Jefferson Parish Courthouse
Gretna, Louisiana 70053

Re: MUR 1238

Dear Mr. Mamoulides:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

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If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: J. M. Mamoulides
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

3100 2011, Aug. 1978

● 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:
*John M. Mamoulides, Dist. Atty.
Office of the District Atty.
Twenty-fourth Judicial District
Spring Branch, Louisiana
70059*

3. ARTICLE DESCRIPTION:
REGISTERED NO. _____ CERTIFIED NO. *1L8hnb* INSURED NO. _____

(Always obtain signature of addressee or agent.)

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

4. DATE OF DELIVERY
5/27/80

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO: 1979-272-382

1238

Thedford



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Marion J. Edwards
Assistant District Attorney
Office of the District Attorney
Twenty-Fourth Judicial District
Jefferson Parish Courthouse
Gretna, Louisiana 70053

Re: MUR 1238

Dear Mr. Edwards:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: Marion J. Edwards
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

PS Form 3811, Aug. 1978

● **SENDER:** Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space.

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:**
*Marion J. Edwards, Asst. Dir. AM
Office of the Dist. Atty.
U.S. Judicial District
Jefferson Parish, Louisiana*

3. **ARTICLE DESCRIPTION:** *10053*

REGISTERED NO. CERTIFIED NO. INSURED NO.
993hnb

4. (Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent
K. Holder

5. **DATE OF DELIVERY** *5/27/88* **POSTMARK** *0-157
MAY 27
NEW ORLEANS, LA*

6. **ADDRESS** (Complete only if requested)

7. **UNABLE TO DELIVER BECAUSE:** **CLEARANCE INITIALS**

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

☆ GPO: 1979-272-282

1238

Thedford

8100051828



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Harry Lee, Sheriff
Jefferson Parish Sheriff's Office
3300 Metairie Road
Metairie, Louisiana 70001

Re: MUR 1238

Dear Mr. Lee:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: Harry Lee
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

31000251830

PS Form 3811, Aug. 1978

• **REQUIRE:** 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:
Nancy Lee, Sheriff's Office, Parish Sheriff's Office, 3309 Metairie Road, Metairie, Louisiana

3. ARTICLE DESCRIPTION:
REGISTERED NO. CERTIFIED NO. INSURED NO.
L93hnb

(Always obtain signature of addressee or agent)
I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent
Frank Gerry

4. DATE OF DELIVERY *5/27* POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS *W*

1238 *Thedford* 12 SEP 1979-270-002



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

W. J. Tauzin
P.O. Box 780
805 Levert Drive
Thibodaux, Louisiana 70301

Re: MUR 1238

Dear Mr. Tauzin:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: W. ● Tauzin
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

PS Form 3811, Aug. 1979

● **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:**
W.G. Tauzin
P.O. Box 805
Westview, CO 80901

3. **ARTICLE DESCRIPTION:**

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	<i>898hbb</i>	

1 (Always obtain signature of addressee or agent)

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

4. **DATE OF DELIVERY**
5-16-80

5. **ADDRESS** (Complete only if requested)

6. **UNABLE TO DELIVER BECAUSE:**

1238

Thedford

0861 96 AM

U.S. POST OFFICE

U.S. G.P.O. (1170-270-102)



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Harold J. Sonnier, Treasurer
Billy Tauzin for Congress Committee
P.O. Box 1500
Thibodaux, Louisiana 70301

Re: MUR 1238

Dear Mr. Sonnier:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that your Committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against your Committee in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

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If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Letter to: Harold J. Sonnier
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

81010251832

PS Form 3811, Aug. 1978

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

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:
Harold J. Sonnier, Inc.
Gilly Taugin for Cong. Comm.
P.O. Box 1500

3. ARTICLE DESCRIPTION: *70301*

REGISTERED NO. CERTIFIED NO. INSURED NO.
698776

4. (Always obtain signature of addressee or agent)
I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
Gerie Schiro

4. DATE OF DELIVERY POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: CLERK'S INITIALS

1238 *Thedford*

★ GPO: 1979-573-500



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 21, 1980

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Republicans for Tauzin
1001 North Causeway Blvd.
Metairie, Louisiana 70001 .

Re: MUR 1238

Dear Sir or Madam:

This letter is to notify you that on May 19, 1980, the Federal Election Commission received a complaint which alleges that your Committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act") or Chapters 95 and 96 of Title 26, U.S. Code. A copy of this complaint is enclosed. We have numbered this matter MUR 1238. Please refer to this number in all future correspondence.

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Letter to: Republicans for Tauzin
Page Two

If you have any questions, please contact Judy Thedford, the staff member assigned to this matter at (202) 523-5071. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,


Charles N. Steele
General Counsel

Enclosure

1. Complaint
2. Procedures

81040251936

CCC# 1522

RECEIVED

19 MAY 1980 10 AM 9:43

Donelon CONGRESS

May 16, 1980

(504) 834-6110

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

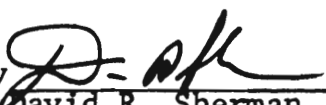
RE: Complaint Against W.J. "Billy" Tauzin and the
Billy Tauzin Campaign Committee

Dear Mr. Chairman:

The attached news article from the May 16, 1980,
edition of the New Orleans Times-Picayune is submitted
as an addendum to our complaint dated May 15, 1980.

Your attention is directed to Mr. Tauzin's reported
admission regarding the tabloid photographs and to the
final paragraph of the article, which support our con-
tention of consultation and coordination between Mr.
Tauzin and his staff on one hand and the so-called
"independent committee" on the other hand.

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

By 
David R. Sherman, Treasurer

Attachment

2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

610402518337

Tauzin Hit with Charge

By ED ANDERSON

Officials of Republican 3rd Congressional District candidate James Donelon's campaign late Thursday filed a complaint with the Federal Elections Commission charging Democratic opponent W.J. "Billy" Tauzin's organization with setting up an allegedly illegal committee to receive contributions for campaign literature in Jefferson Parish.

Tauzin, contacted Thursday night in Morgan City, denied the charge, calling it "last-minute politics as usual."

The complaint, filed by registered mail shortly before 5 p.m. Thursday by Donelon Campaign Committee Treasurer David R. Sherman, claims Tauzin or his campaign committee set up "a bogus committee" to receive campaign contributions to produce at least

\$35,000 worth of mail-outs in a tabloid newspaper attacking the Republican's record and qualifications.

Tauzin and Donelon square off in a special runoff for the 3rd District seat Saturday in an election both candidates feel will be won by a razor-thin margin.

Donelon, who was campaigning with Gov. David Treen at a dinner in Houma Thursday night, has scheduled a news conference for 9:30 a.m. Friday at the Fountain Bay Club Hotel to further explain the charges. Donelon campaign officials said they would turn over a copy of their charges to the

U.S. Attorney's office for further investigation.

Tauzin earlier this week had planned to meet with reporters at the New Orleans Hilton Friday at 11:15 a.m. The subject of the allegations likely will be addressed by the Democratic state representative from Thibodaux at that time.

During the runoff, each candidate has accused the other of mudslinging and not addressing the issues.

Tauzin renewed those charges after being informed by The Times-Picayune of Donelon's move. "I challenge him to a duel, but he'd probably just choose mud," Tauzin said. "There is no substance to it at all."

Sherman said Donelon was aware the complaint was being filed but the decision to take the charges to the FEC was made by campaign strategist John Cade, Donelon Press Secretary Jay Brinkman and himself.

The charges state that an "independ-

Cont. in Sec. 1, Page 18, Col. 5

Charge Hits Tauzin

Continued from Page 1

dent" committee known as "Conservative Democrats" was responsible for the production of the campaign literature which began circulating in the Metairie area Monday. Donelon campaign officials claim the group — which lists A.J. Benintende as treasurer — has ties to Tauzin or the Democrat's campaign organization.

Sherman said the "Conservative Democrats Committee" is headed by Marion J. Edwards, an assistant Jefferson Parish district attorney and a member of the staff of District Attorney John Mamoulides, one of Tauzin's "most intimate advisers, backers and fundraisers."

The complaint alleges the literature was produced with the knowledge of Tauzin or officials of his campaign despite a disclaimer which reads: "This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by Conservative Democrats."

FEC regulations permit individuals to contribute a maximum of \$1,000 to a congressional candidate's race, except in the case of contributions to so-called "independent" committees not affiliated with the candidate or his organized campaign structure. The maximum allowable contribution to an independent committee is \$5,000.

Sherman said the Conservative Democrats group was established "to circumvent the disclosure regulations of the federal election laws" by allowing contributors to donate more than the legal FEC limits to the "dummy" group.

Tauzin shot back that everything was done "exactly according to Hoyle. Neither I nor my campaign committee set up such a subcommittee."

The complaint says the tabloid newspaper "contains a personal message from candidate Tauzin" with his printed signature as well as "ten photographs of candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the sheriff of

Jefferson Parish . . . without disclaimer."

Tauzin admitted the group "took some pictures with me in the Jefferson area," but their publication in the newspaper does not constitute a violation.

The two-page allegation continues: "It is our contention that the statement signed by Tauzin and the photographs in the letter from Harry Lee were provided by his campaign organization and that this tabloid could not have been done without the cooperation, prior consent or consultation with the candidate or his agent."

Sherman said in the complaint that one of the mailings bearing the Conservative Democrats disclaimer was written and signed by Mamoulides.

The complaint said another letter bearing the disclaimer appears on a letter written on "Republicans for Tauzin" stationery.

"This organization has been listed with the FEC as an affiliated organization with Conservative Democrats and is in violation of regulations in that it contains the candidate's name," said the complaint.

Sherman said FEC records indicate that Conservative Democrats filed as an independent committee just Monday, "five days in advance of the election and on approximately the date that these mailings were delivered to the post office and/or the Tauzin campaign."

Donelon campaign lieutenants said going public with the charges two days before the runoff is a "calculated risk" which could hurt their candidate.

Brinkman stressed that the Donelon campaign "didn't get all the information" until Thursday although "it started falling into our hands Monday. It took us until today (Thursday) to check it with the FEC."

Tauzin said that he or his campaign staff "thoroughly checked out" FEC law and told Mamoulides to do the same before the literature was printed. "Mr. Mamoulides, to my knowledge, checked it out," said Tauzin.

The Times-Picayune

NEW ORLEANS, FRIDAY MORNING, MAY 16, 1980

Donelon
CONGRESS

May 20, 1980

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060
87 MAY 1980

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008192

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

RE: Complaint Against W.J. "Billy" Tauzin and the
Billy Tauzin Campaign Committee

Dear Mr. Chairman:

Enclosed is a newspaper article which appeared
in the Daily Review, Morgan City, Louisiana, on Friday,
May 16, 1980. As substantiation of our complaint filed
on May 15, 1980, please note that the picture of W.J. "Billy"
Tauzin is the same picture that appeared on the cover of
the tabloid prepared by the Conservative Democrats.

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

BY David R. Sherman
David R. Sherman, Treasurer

DRS/lh

Enclosure

81040251840
52:30 12 MAY 1980
9641#000
2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002
(504) 834-6110

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

Billy Tauzin

United States Congress



The strength of America is in its people, who have the authority to decide who will serve as their elected officials.

I am a candidate for the United States Congress in an election to be held on Saturday, May 17. You have a right to know and I have the obligation to inform you of my qualifications for that highly responsible elective position so that you can make an informed, objective judgment on which candidate can best serve your interests.

Thank you for your thoughtful consideration.

Billy Tauzin

Billy Tauzin

United States Congress

Billy Tauzin, an attorney, was first elected by the citizens of Lafourche Parish to the Louisiana Legislature in 1971. His performance in that position was of such high quality that he was re-elected in 1975 and again in 1979.

A graduate of Thibodaux High School, Billy Tauzin earned a Bachelor of Arts degree from Nicholls State University and a law degree from Louisiana State University, where he was graduated with highest honors.

He was elected outstanding young man of Thibodaux in 1971 and outstanding young man of America in 1969 and 1971 by the local and national Junior Chamber of Commerce. He has served as Chapter president and state director of the Louisiana Jaycees.

Billy Tauzin also has served as president of the Lafourche Bar Association and the Kiwanis Club and treasurer of the Lafourche Community Action Program.

He is married to the former Gayle Clement and they have four children.

Congress

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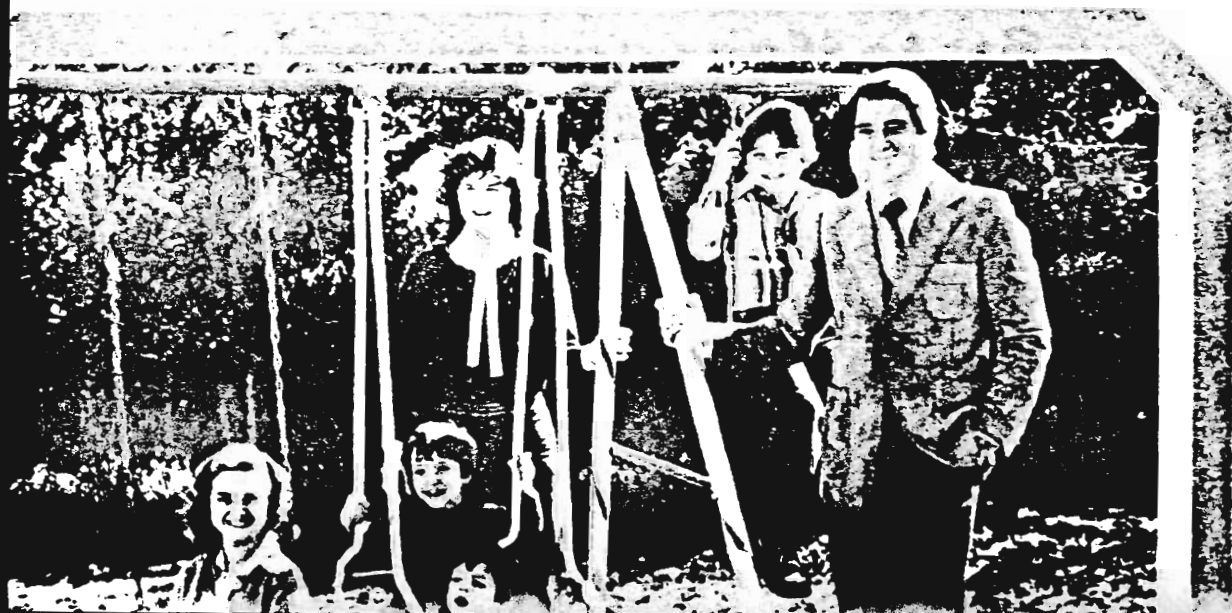


ated to public service

"Gayle and I -- we were married January 23, 1965 -- are dedicated to public service, to making our maximum contribution to our fellow-citizens.

"In my eight years of service in the Louisiana Legislature, all my actions -- as reflected in my voting record -- were guided by what I thought to be best for the people, not what was politically expedient. I brought to that elective position honesty, integrity and a willingness to work for the people; I bring the same to this campaign for Congress.

"I firmly believe that with your confidence and support I can, as your Congressman, make many worthwhile contributions to the betterment of our district, our state and our nation."





Billy Tauzin

... a record of performance

For over eight years, Billy Tauzin has held a position of leadership in the Louisiana House of Representatives, and served as chief floor leader the past four years.

A fiscal conservative, he has led the successful fight to mandate a balanced state budget for eight straight years. Legislation he has sponsored has resulted in tax reductions totaling an estimated \$1.3 billion.

Billy Tauzin is a promoter of the free enterprise system. He has cut bureaucratic rule-making power in state government and encouraged the growth and development of businesses and industries.

The Billy Tauzin

Voting Record 1976-1979

Taxes Billy Tauzin voted to raise the Homestead Exemption to \$5,000 to eliminate the state's 5-3/4 mill property tax, to eliminate state income taxes and to eliminate the state sales tax on food and drugs. He was a principal sponsor of the successfully passed first-use tax on natural gas produced offshore Louisiana entering the state for processing transmission. The first-use tax already has produced \$300 million a year in new revenues for the state to be used in two ways: to protect Louisiana's invaluable wetlands and barrier islands and to pay off, in advance, Louisiana's bonded debt.

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Labor Management Billy Tauzin voted for Right to Work.

Open Government Billy Tauzin voted to strengthen public records laws, to strengthen open meeting laws, for a comprehensive code of ethics and to curb dual office holding.



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HARRY LEE

May 7, 1980

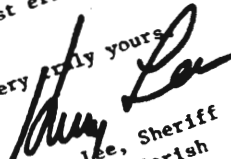
Dear Friends:

Along with the honor and privilege of being Sheriff, there is also the responsibility of the office. I knew there would be times when I would have to make tough decisions.

Backing a candidate for the Third Congressional seat is my first tough decision. Jim Donelon is my friend and he is from Jefferson Parish. I know Jim to be honest and capable, yet I have decided to back Billy Tauzin. Billy Tauzin is not from Jefferson, but he, too, is honest and capable.

It was a tough decision for me, but I have made it because, as Sheriff, my obligation is not to my friends, but to the people I serve. I know how Congress works, and I know Billy will be more effective in a Congress where all Committee Chairmen, the Majority Leader and the Speaker are democrats.

Hoping you will join me in electing the most effective candidate, Billy Tauzin, I am

Very truly yours,

 Harry Lee, Sheriff
 Jefferson Parish

HL/sf

Jefferson Parish Sheriff's Office • 3300 Metairie Road • Metairie, La 70001 • (504) 834-7700

Billy Tauzin/Congress also is supported by District Attorney John Mamoulides, Jefferson Parish Council Chairman Bob and other elected Parish officials.

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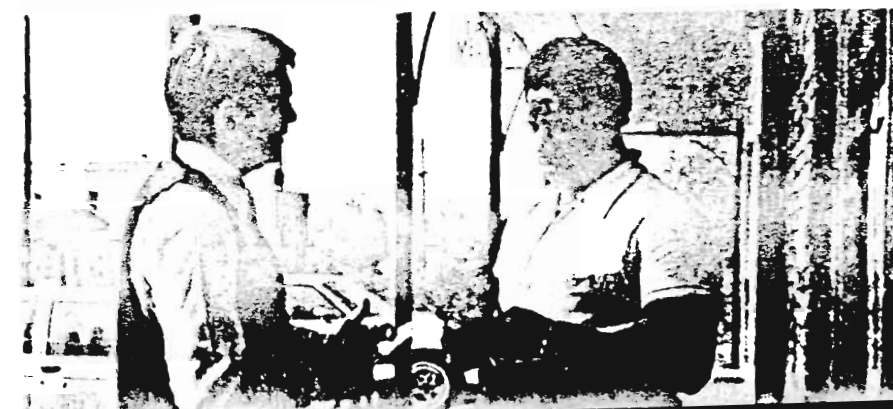
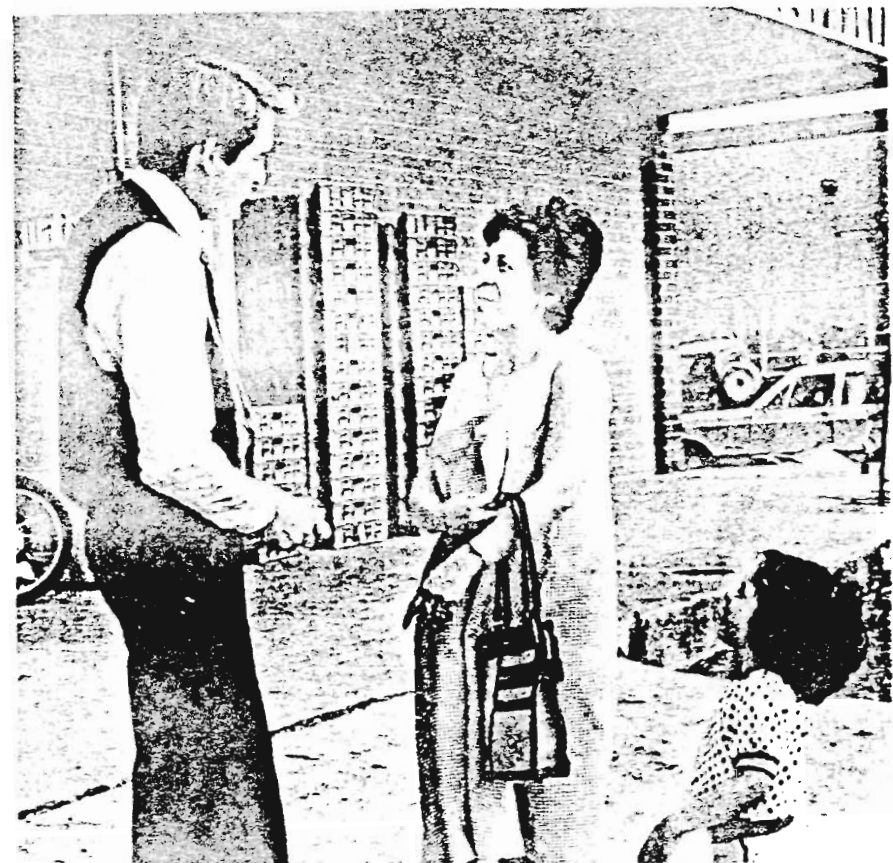
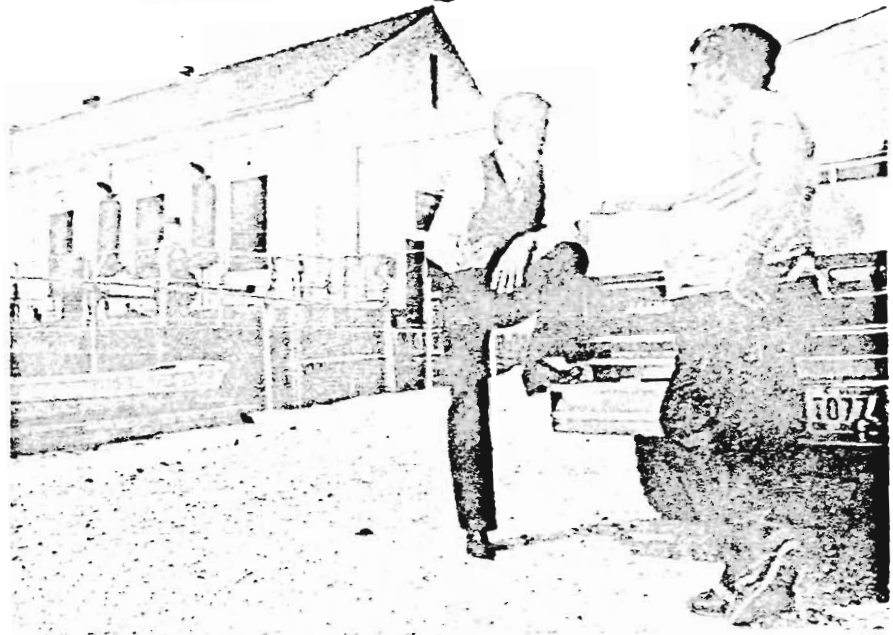
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Treen asked me to change my
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to vote for the best qualified
ord of public service. I believe
andidates' records will clearly
will be your most effective



"This is the first time I have ever heard of a party going into battle under the slogan, 'Throw the rascals in.' "

Adlai Stevenson
Democratic Presidential
Candidate
September 12, 1952

"Louisiana's open primary law permits voters in state elections to vote for the candidate of their choice regardless of party affiliation.

"I believe that to be a good law in that it places emphasis on qualifications of candidates, it lowers campaign and election costs and it encourages a wider participation of voters in the democratic process.

"Citizens of Louisiana historically have expressed a preference for candidates who advocate sound fiscal programs, support the cause of free enterprise, and protect the people from unwarranted interference in their personal affairs by governments on all levels.

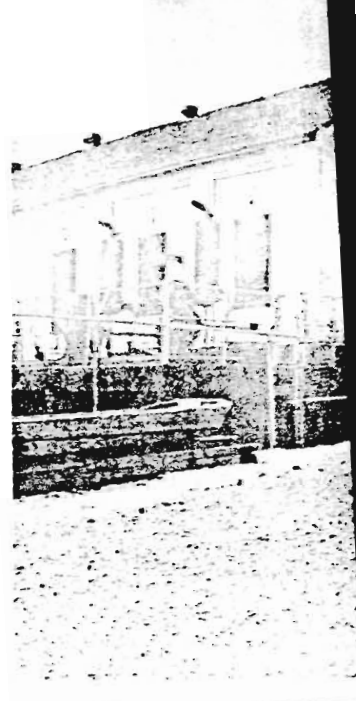
"My voting record clearly indicates that I have measured up to such voter expectations. I fully intend to continue such an approach to government because it expresses my political philosophy and I believe that of the people I am privileged to represent.

"That is why Louisiana is known and recognized as a Conservative Democratic State and why we have elected to Congress persons of the caliber of F. Edward Hebert and Joe Waggoner who have been among the most outstanding leaders of our nation. Louisiana Democrat does not label a person radical; neither does Republican label a person conservative.

"My record of public service, which has contributed to sound and major accomplishments for all citizens of Louisiana, has been as a Democrat. While I repeatedly have been identified as a conservative Democrat because of my position on certain legislation -- and I'm proud of that -- I nevertheless have remained loyal to the party and the people who have elected and supported me. I believe loyalty is an admirable virtue, and that it should not be compromised by tinsel promises of political support.

"When Governor David Treen asked me to change my party affiliation, I refused for the very basic reason that such would be compromising my loyalty to the people who elected and believed in me, and because I knew I could be more effective for the people of the Third Congressional District within the majority party.

"On Saturday, May 17, the citizens of Jefferson Parish will have the opportunity to vote for the best qualified candidate based on his record of public service. I believe an objective study of the candidates' records will clearly indicate that Billy Tauzin will be your most effective legislator in Congress."



Proven Leadership

The problems confronting our nation today are complex, confusing and confounding -- yet with experienced and sound leadership those problems can be resolved.

RGY. Having served as chair-
of the five-state Southwest
Energy Commission, Billy
has gained the experience to
new and innovative ap-
s to the resolution of the
energy problem.

can neither afford nor accept
onal energy program shaped
dictated by foreign govern-
. Our efforts must be di-
to developing domestic
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AL RESPONSIBILITY. Billy
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MILITARY SECURITY. WH
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whatever steps are necessar
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"For all Americans and fo
people who believe that freed
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INFLATION. Billy Tauzin bel
the social manipulators have
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inflation or economic depre
equally erodes the living standar
the American people.

"We can and should consist
balance federal spending
federal revenues as a first
essential step to halt inflation

James Donelon

A Republican for the past three months

Elected to a four-year term as Jefferson Parish Council Chairman

During his four-year term

- no major improvements made in Parish's drainage or sewerage system
- voted to have Parish pay \$2 million for land on which to dump sludge without then, or now, having a necessary federal permit
- signed and approved a garbage collection contract which may have resulted in excessive overpayments of nearly \$1 million
- Lafreniere Park was not completed in four years; West Esplanade is still bottlenecked at Elmwood
- never once offered to reduce taxes; supported additional service charges
- supported ordinance to regulate business advertising

This publication is not authorized by Billy Tauzin or any of his campaign committees or agents. This publication was paid for by Conservative Democrats, A. J. Benintende, Treasurer, 704 Dantel St., Kenner, LA.

Billy Tauzin

- a life long co Democrat.
- elected to 3 terms to the Legislature.
- authored and legislation that:
 - [1] reduced state
 - [2] balanced million dollar budget
 - [3] encouraged development
 - [4] improved our school system
 - [5] put controls on bureaucrats
 - [6] increased the state's tax base
 - [7] protected Louisiana's natural resources
 - [8] and, gave us the right to use our own resources
- selected by legislative colleagues, staff and media as "one of Louisiana's best legislators"
- chosen "Legislative Conservationist of the Year" by the Louisiana Federation in 1977
- nationally recognized energy expert.
- served five years as Chairman of the House Resources Committee which has jurisdiction over the state's mineral and fishery resources

DONELON FOR CONGRESS
CAMPAIGN COMMITTEE
P. O. Box 8648
Metairie, LA 70011

81040251851

FROM: DONELON FOR CONGRESS
CAMPAIGN COMMITTEE
P.O. Box 8648
METAIRIE, LA 70011



REGISTERED
NO. 8083

TO: ROBERT O. PIERNAN, CHAIRMAN
FEDERAL ELECTION COMMISSION
1325 K STREET NW
WASHINGTON, DC 20463

RECEIPT
REQUESTED

5155A Gair - OGC

RECEIVED
CCC#142
100 MAY 19 PM 3:19

Donelon **CONGRESS**

May 15, 1980

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street, N.W.
Washington, D. C. 20463

308081

RE: Complaint Against W. J. "Billy" Tauzin
and the Billy Tauzin Campaign Committee

Dear Mr. Chairman:

In accordance with 2 U.S.C. 437g(a), I hereby submit the following complaint against W. J. "Billy" Tauzin, candidate for the United States House of Representatives, Third Congressional District of Louisiana and the Billy Tauzin Campaign Committee. This complaint is grounded upon certain campaign activities occurring prior to the May 17, 1980, Special Run-off Election for the aforementioned Third Congressional District of Louisiana.

In particular, I complain of the following violations:

An organization known as "Conservative Democrats" which lists A. J. Benintende as Treasurer, 704 Daniels Street, Kenner, Louisiana, has paid for the publication and mailing of two broad-based letters to voters and a tabloid, copies of which are enclosed. All three pieces carry the disclaimer "This publication not authorized by Billy Tauzin or any of his campaign committee and was paid for by conservative Democrats, etc."

The tabloid contains a personal message from candidate Tauzin with a printed signature. It also contains ten photographs of candidate Tauzin of a personal nature and a letter endorsing Tauzin from Harry Lee, the Sheriff of Jefferson Parish, Louisiana, without disclaimer. It is our contention that the statement signed by Tauzin and the photographs and the letter from Harry Lee were provided by his campaign organization, and that this tabloid could not have been done without the cooperation, prior consent, or consultation with the candidate or his agent. It is further pointed out that the Harry Lee who provided the letter

2601 VETERANS MEMORIAL BOULEVARD
METAIRIE, LOUISIANA 70002
(504) 834-6110

PAID FOR BY THE DONELON FOR CONGRESS CAMPAIGN COMMITTEE

has also done a radio tape paid for by the Tauzin organization and is one of the candidate's closest supporters in Jefferson Parish, Louisiana.

Another mailing, paid for by this allegedly-independent committee, Conservative Democrats, is from District Attorney John Mamoulides, who has been a key leader in Mr. Tauzin's campaign, one of his most intimate advisors, backers, and fund-raisers.

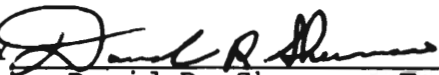
The third letter, although the disclaimer shows that it is paid for by Conservative Democrats, is on a letterhead entitled "Republicans For Tauzin." This organization has been listed with the FEC as an affiliated organization with Conservative Democrats, and is in violation of regulations in that it contains the candidate's name.

Records of the FEC show that Conservative Democrats filed as an independent committee on May 12, 1980, five days in advance of the election, and on approximately the date that these mailings were delivered to the Post Office and/or the Tauzin campaign. A witness will swear to having seen copies of the tabloid in candidate Tauzin's automobile on the evening of May 12, 1980, at the time that he was participating in a television debate on WYES-TV in New Orleans.

The chairman of the "Conservative Democrats Committee" is listed as Mr. Marion J. Edwards, who is an Assistant District Attorney in Jefferson Parish, an employee of Mr. Mamoulides.

It is our contention that the expenditures for printing and direct mail of the "Conservative Democrats" committee, which we estimate to be in excess of \$35,000.00, are an integral part of the Tauzin campaign, and were made with the cooperation and consultation of Tauzin and/or his agents, and consequently were not an independent expenditure, although disclaimed as such.

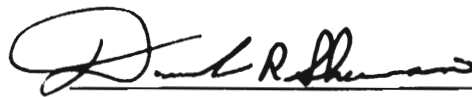
DONELON FOR CONGRESS
CAMPAIGN COMMITTEE

BY 
David R. Sherman, Treasurer

81040251853

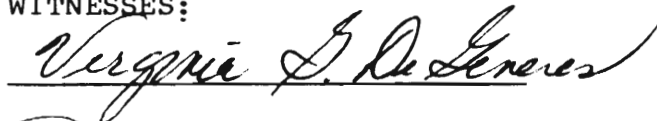
STATE OF LOUISIANA
PARISH OF JEFFERSON

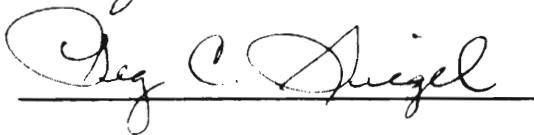
Before me the undersigned notary public in and for the State and Parish aforesaid, personally came and appeared DAVID R. SHERMAN, who stated that he files the foregoing complaint which he believes to be true and correct and to the best of his knowledge and has subscribed same before the undersigned, competent witnesses and me, Notary, after a due reading of the whole.

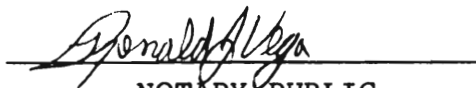


DAVID R. SHERMAN, Treasurer

WITNESSES:







NOTARY PUBLIC

81040251854

REPUBLICANS FOR TAUZIN

1001 N. CAUSEWAY BLVD. METAIRIE, LOUISIANA 70001

Our Fellow-Citizens:

As Republicans and supporters of Governor Dave Treen, we have been placed in a position that makes necessary our choosing service to country over party obligation.

Our choice of service to country is reflected in our decision to endorse and support Billy Tauzin, a conservative Democrat, for the Third Congressional position in the election this Saturday.

That decision was based on Billy Tauzin's solid record of performance and accomplishment in the eight years he has served in the Louisiana Legislature, his conservative approach to fiscal and other legislative matters, his depth of knowledge and experience in energy problem solutions, and his ability to translate the desires of the people into worthwhile legislation.

On the other hand, James Donelon, his opponent, has had only four years experience as an elected official -- that as Chairman of the Jefferson Parish Council.

In that four year period, some of the most shameful chapters in the history of Jefferson Parish government were written while Mr. Donelon served in a position of trust, responsibility and leadership. Let's look briefly at the record:

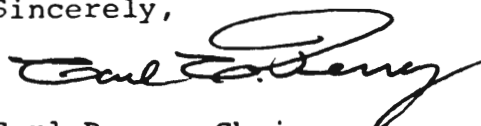
- the Parish paid \$2 million for land to dump sludge which as yet cannot be used for that purpose.
- the Parish paid \$4,000 per day to the Carlos Marcello Marsh Investment Co. for illegally dumping sludge on the land the Parish did not own.
- a garbage contract he approved and signed may already have cost the taxpayers nearly \$1 million in excessive over-charges.
- much needed drainage pumps were found in the weeds and 3 years later are still not pumping water.

Mr. Donelon, as a Democrat, placed his record of public service before the voters last Fall and was rejected in his bid for lieutenant governor. Now he places that same sorry record, as a "Republican", before the voters and asks to be elected to Congress.

It is our considered opinion that Mr. Donelon's public record does not reflect favorably on either party. For him to identify with the Republican party is misleading, a disservice to the public and repugnant to all of us who believe in conservative government.

We believe that Dave Treen will make a great Governor for our State. We recall that in his several campaigns for Congress against Democratic opposition he emphasized that votes be cast "for the man" and "not for the party." We subscribe to Governor Treen's philosophy and now ask you -- Republicans and Democrats -- to vote "for the man" and "not for the party." Billy Tauzin is the man.

Sincerely,



Carl Perry, Chairman
Republicans for Tauzin Committee

8 1 0 4 0 2 5 1 5 6
Office of District Attorney
Twenty-Fourth Judicial District
Jefferson Parish Courthouse
Gretna, Louisiana 70053

John M. Mamoulides
District Attorney

Dear Jefferson Voter:

Dave Treen was elected Governor because he received the support of many conservative Democrats who were aware of his fine record in public office as a conservative, hard-working public official. THEY VOTED FOR THE MAN AND NOT FOR THE PARTY.

Now the Governor seems to be asking the people of Jefferson to elect James Donelon to the U.S. Congress, not based on his record as a public official, but presumably because he changed from a Democrat to a Republican. It sounds like he's now saying, "Vote the party and not the man."

A quick look at Mr. Donelon's record as Jefferson Parish Council Chairman for the past four years will show that the problems of drainage and sewerage worsened, Lafreniere Park was not completed, the same traffic bottleneck at West Esplanade and Elmwood still exists, the garbage collector allegedly charged us nearly \$1 million in excessive fees, and \$2 million of taxpayers' money was paid for land on which to dump sludge but which cannot be used for that purpose.

If Mr. Donelon believes that a listing of his failures in public office is dirty politics, then so be it. But because he is again a candidate for public office, he has an obligation to the people to either explain or defend his record of the past four years. I'm not aware that he has done so.

I am voting for BILLY TAUZIN as my Congressman for the very basic reason that he is the best qualified to represent me and the people of Jefferson Parish.

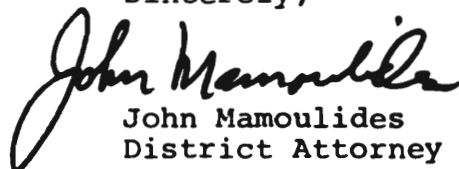
BILLY TAUZIN has been elected to the Louisiana Legislature for eight years, and has compiled an outstanding record of positive accomplishments for the people of this State.

BILLY TAUZIN has campaigned on his record of accomplishments as an elected official, which includes tax reductions that total \$1.3 billion, a first-use tax on natural gas that yields over \$200 million annually in new State revenues, a reduction in the number of bureaucrats on our payroll, a balanced multi-million dollar State budget, an increase in the Homestead Exemption, Right-to-Work legislation, and protection of our natural resources.

LET'S AGAIN VOTE FOR THE MAN, NOT THE PARTY.

BILLY TAUZIN . . . in your heart you know he's right. So join me this Saturday in electing the right candidate for the important office of Congressman.

Sincerely,


John Mamoulides
District Attorney

Billy Tauzin

United States Congress



The strength of America is in its people, who have the authority to decide who will serve as their elected officials.

I am a candidate for the United States Congress in an election to be held on Saturday, May 17. You have a right to know and I have the obligation to inform you of my qualifications for that highly responsible elective position so that you can make an informed, objective judgment on which candidate can best serve your interests.

Thank you for your thoughtful consideration.

Billy Tauzin

United States Congress

Billy Tauzin, an attorney, was first elected by the citizens of Lafourche Parish to the Louisiana Legislature in 1971. His performance in that position was of such high quality that he was re-elected in 1975 and again in 1979.

A graduate of Thibodaux High School, Billy Tauzin earned a Bachelor of Arts degree from Nicholls State University and a law degree from Louisiana State University, where he was graduated with highest honors.

He was elected outstanding young man of Thibodaux in 1971 and outstanding young man of America in 1969 and 1971 by the local and national Junior Chamber of Commerce. He has served as Chapter president and state director of the Louisiana Jaycees.

Billy Tauzin also has served as president of the Lafourche Bar Association and the Kiwanis Club and treasurer of the Lafourche Community Action Program.

He is married to the former Gayle Clement and they have four children.



dedicated to public service

"Gayle and I -- we were married January 23, 1965 -- are dedicated to public service, to making our maximum contribution to our fellow-citizens.

"In my eight years of service in the Louisiana Legislature, all my actions -- as reflected in my voting record -- were guided by what I thought to be best for the people, not what was politically expedient. I brought to that elective position honesty, integrity and a willingness to work for the people; I bring the same to this campaign for Congress.

"I firmly believe that with your confidence and support I can, as your Congressman, make many worthwhile contributions to the betterment of our district, our state and our nation."



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The Billy Tauzin

Voting Record 1976-1979

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Labor Management Billy Tauzin voted for Right-to-Work.

Open Government Billy Tauzin voted to strengthen public records laws, to strengthen open meeting laws, for a comprehensive code of ethics and to curb dual office holding.



May 7, 1980

Friends:

Along with the honor and privilege of being Sheriff, there is the responsibility of the office. I knew there would be times when I would have to make tough decisions.

Backing a candidate for the Third Congressional seat is my first tough decision. Jim Donelon is my friend and he is from Jefferson Parish. I know Jim to be honest and capable, yet I have decided to back Billy Tauzin. Billy Tauzin is not from Jefferson, but he, too, is honest and capable.

It was a tough decision for me, but I have made it because, as Sheriff, my obligation is not to my friends, but to the people I serve.

I know how Congress works, and I know Billy will be more effective in a Congress where all Committee Chairmen, the Majority Leader and the Speaker are democrats.

Hoping you will join me in electing the most effective candidate, Billy Tauzin, I am

Very truly yours,

Harry Lee
Harry Lee, Sheriff
Jefferson Parish

HL/sf

Jefferson Parish Sheriff's Office • 3300 Metairie Road • Metairie, La. 70001 • (504) 834-7700

Billy Tauzin/Congress also is supported by District Attorney John Mamoulides, Jefferson Parish Council Chairman Bob Evans and other elected Parish officials.

"This is the first time I have ever heard of a party going into battle under the slogan, 'Throw the rascals in.' "

**Adlai Stevenson
Democratic Presidential
Candidate
September 12, 1952**

"Louisiana's open primary law permits voters in state elections to vote for the candidate of their choice regardless of party affiliation.

"I believe that to be a good law in that it places emphasis on qualifications of candidates, it lowers campaign and election costs and it encourages a wider participation of voters in the democratic process.

"Citizens of Louisiana historically have expressed a preference for candidates who advocate sound fiscal programs, support the cause of free enterprise, and protect the people from unwarranted interference in their personal affairs by governments on all levels.

"My voting record clearly indicates that I have measured up to such voter expectations. I fully intend to continue such an approach to government because it expresses my political philosophy and I believe that of the people I am privileged to represent.

"That is why Louisiana is known and recognized as a Conservative Democratic State and why we have elected to Congress persons of the caliber of F. Edward Hebert and Joe Waggoner who have been among the most outstanding leaders of our nation. Louisiana Democrat does not label a person radical; neither does Republican label a person conservative.

"My record of public service, which has contributed to sound and major accomplishments for all citizens of Louisiana, has been as a Democrat. While I repeatedly have been identified as a conservative Democrat because of my position on certain legislation -- and I'm proud of that -- I nevertheless have remained loyal to the party and the people who have elected and supported me. I believe loyalty is an admirable virtue, and that it should not be compromised by tinsel promises of political support.

"When Governor David Treen asked me to change my party affiliation, I refused for the very basic reason that such would be compromising my loyalty to the people who elected and believed in me, and because I knew I could be more effective for the people of the Third Congressional District within the majority party.

"On Saturday, May 17, the citizens of Jefferson Parish will have the opportunity to vote for the best qualified candidate based on his record of public service. I believe an objective study of the candidates' records will clearly indicate that Billy Tauzin will be your most effective legislator in Congress."



James Donelon

A Republican for the past three months

Elected to a four-year term as Jefferson Parish Council Chairman

During his four-year term

- no major improvements made in Parish's drainage or sewerage system
- voted to have Parish pay \$2 million for land on which to dump sludge without then, or now, having a necessary federal permit
- signed and approved a garbage collection contract which may have resulted in excessive overpayments of nearly \$1 million
- Lafreniere Park was not completed in four years; West Esplanade is still bottlenecked at Elmwood
- never once offered to reduce taxes; supported additional service charges
- supported ordinance to regulate business advertising

Billy Tauzin

- a life long Democrat.
- elected to 3 terms to the Legislature.
- authored and legislation that
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Billy Tauzin

- a life long conservative Democrat.
- elected to 3 consecutive terms to the Louisiana Legislature.
- authored and supported legislation that:
 - [1] reduced state taxes
 - [2] balanced multi-billion dollar budget
 - [3] encouraged industrial development
 - [4] improved our public school system
 - [5] put controls on state bureaucrats
 - [6] increased the home-stead exemption
 - [7] protected Louisiana's natural resources
 - [8] and, gave us the right to use our own energy resources
- selected by legislative colleagues, staff and news media as "one of Louisiana's best legislators."
- chosen "Legislative Conservationist of the Year" by the Louisiana Wildlife Federation in 1979.
- nationally recognized as an energy expert.
- served five years as chairman of the House Natural Resources Committee which has jurisdiction over the state's mineral and fishery resources.

Proven Leadership

The problems confronting our nation today are complex, confusing and confounding -- yet with experienced and sound leadership those problems can be resolved.

ENERGY. Having served as chairman of the five-state Southwest Regional Energy Commission, Billy Tauzin has gained the experience to provide new and innovative approaches to the resolution of the nation's energy problem.

"We can neither afford nor accept a national energy program shaped and dictated by foreign governments. Our efforts must be directed to developing domestic energy resources and those efforts must be accorded the highest priority."

FISCAL RESPONSIBILITY. Billy Tauzin was a principal architect in mandating a balanced budget for Louisiana. The same successful approach can be utilized in Washington.

"There is one perfectly understandable word that will balance a budget. No."

MILITARY SECURITY. With relatively few studies, the efforts of the military to protect its citizens believes it is time to build an arsenal of democracy whatever steps are taken to insure that the investment in the military is

"For all Americans, people who believe in a God-given right to life, liberty and the pursuit of happiness, we must afford to be seen to any nation."

INFLATION. By the social manipulation of the sight of the fact of inflation or economic growth, inflation equally erodes the value of the American people's savings.

"We can and must balance the federal budget, a federal revenue essential step to the future of the nation."

A Need for

Proven Leadership

The problems confronting our nation today are complex, confusing and confounding -- yet with experienced and sound leadership those problems can be resolved.

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MILITARY SECURITY. When a relatively few students can frustrate the efforts of the United States to protect its citizens, Billy Tauzin believes it is time to inventory the arsenal of democracy and to take whatever steps are necessary to insure that the inventory is adequate.

"For all Americans and for all people who believe that freedom is a God-given right, America cannot afford to be second best militarily to any nation."

INFLATION. Billy Tauzin believes the social manipulators have lost sight of the fact that economic inflation or economic depression equally erodes the living standards of the American people.

"We can and should consistently balance federal spending with federal revenues as a first and essential step to halt inflation."

Mr. Robert O. Piernan, Chairman
Federal Election Commission
1325 K Street N.W.
Washington, D.C. 20463

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FEDERAL ELECTION COMMISSION

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

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Date Filmed May 28, 1981 Camera No. --- 2

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