



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MJR # 1461

DATE FILMED 8/2/92 CAMERA NO. 4

CAMERAMAN E.E.S.

92040920002

GCC#8275 22455 RECEIVED  
National Foundation To Fight Political Corruption

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8373

Louis Wm. Barnett • Chairman

August 11, 1982

Mr. Charles N. Steel  
General Counsel  
Attn: Kenneth Gross  
FEDERAL ELECTION COMMISSION  
Washington, D. C. 20463

Dear Mr. Steel:

Per your request of August 4, 1982, I am resubmitting my complaint to the Commission.

Enclosed please find copies of my letters dated July 3, July 6, and July 25, 1982. These letters express the basis for my complaint and they are in writing.

I previously sent you my copies of (1) a tabloid mailing (xerox copy) and (2) a newspaper article from the Los Angeles Times. I do not personally have another copy in my possession.

I swear that the information contained in this complaint is true.

The complaint is being filed by the National Foundation to Fight Political Corruption, Inc. and myself, Louis William Barnett, Chairman. The address for myself and the Foundation is 516 Galer Place; Glendale, Calif. 91206

I believe that the enclosed letters clearly identify the persons and entities who are alleged to have committed violations.

I believe that the enclosed letters identify the source of the information.

I believe that the enclosed letters are clear and concise on the facts and what supporting documentation I have is contained in the complaint. The existence and nature of other documentation is noted.

Not required by FEC regulations but per the request of your July 14th letter, my phone number is 213-241-0133. The names I have cited in my complaint should either have addresses on file in office of they should be contained in this complaint.

Sincerely yours,

*Louis Wm. Barnett*  
Louis Wm. Barnett  
Chairman

Subscribed and Sworn to before me this

12<sup>th</sup> day of August 1982

*M. F. Fitzsimmons*  
NOTARY PUBLIC

In and for the County of Los Angeles, State of California



92040920003



RECEIVED  
National Foundation To Fight Political Corruption

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8373

Louis Wm. Barnett • Chairman

July 3, 1982

The Federal Election Commission  
Washington, D. C. 20463

Dear Sir(s):

On behalf of both myself and the National Foundation to Fight Political Corruption, I hereby file a complaint against Californians for Democratic Representation, a political action committee registered with the State of California (ID # 821685) and located at 1435 South La Cienega Blvd., Suite 101; Los Angeles, Calif. 90035.

We allege that Californians for Democratic Representation (1) failed to file as a Federal Multi-Candidate Committee, (2) commingled personal and corporation funds in violation of law, (3) paid \$10,000 to Pacific Survey Research for either door to door solicitations or survey signature gathering which may have constituted an illegal in-kind contribution for a federal race, (4) accepted illegal contributions from recognized federal (non-multi candidate) committees (Mel Levine for Congress \$15,000, Congressman Waxman Campaign Committee \$15,000, Berman for Congress \$15,000, Committee to Elect Esteven Torres to Congress \$15,000, and Dymally for Congress \$5,000), (5) made illegal in-kind contributions to certain federal candidates by allowing them to "buy-in" on a slate mailer at virtually no cost (Goldhammer for Congress \$50), (6) made illegal and unreported in-kind contributions to other federal candidates who contributed nothing to the slate mailer (Jerry Brown for U. S. Senate), (7) made illegal in-kind contributions to Matthew Martinez for Congress by providing a disproportionate amount of coverage to him in the slate mailer and by paying the cost of a "Mailgram" to voters on behalf of Martinez outside of the slate mailer (which also constitutes part of the illegal in-kind to Brown for Senate), (8) may have sent additional "Mailgrams" for other congressional candidates, and (9) failed to meet the standard for an independent expenditure since the Committee was created by the campaign manager (Mike Berman and B. A. D. Campaigns) for Mathew Martinez, Howard Berman, Henry Waxman, and Mel Levine.

We further allege that the Mel Levine for Congress Committee, Berman for Congress Committee, Congressman Henry Waxman Campaign Committee, Dymally for Congress, and Committee to Elect Esteven

92040920004

RECEIVED  
AUG 17 1982  
National Foundation To Fight Political Corruption

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8373

Louis Wm. Barnett • Chairman

Torres to Congress (1) had reason to believe that they were making illegal and unreported in-kind contributions to other federal candidates through the actions of their agent(s) (Mike Berman and B. A. D. campaigns), (2) knowingly violated the restrictions on single candidate committees by contributing in excess of \$1,000, and (3) knowingly comingled their funds with corporate funds through a state committee established by their agent(s).

Note: The Mel Levine for Congress Committee, Congressman Waxman Campaign Committee, and Berman for Congress Committee each gave \$1,000 to Mathew Martinez twice: \$1,000 for the Special Primary Election and \$1,000 for the Regular Primary Election. Therefore, any in-kind (even \$1.00) would be over the legal limit. Martinez contributed nothing to the slate mailings - according to the report filed by Californians For Democratic Representation on May 22, 1982.

Further, we allege that the candidates and committees which received the illegal in-kind contribution(s) failed to report them (Goldhammer for Congress and Brown for Senate). Failure to report can not be layed completely to Californians for Democratic Representation since the receiptent candidates and committees (or their officers and treasurers) received copies of the mailing(s) at their voter residences.

We further allege, that the Martinez campaign accepted \$10,000 from the Armenian National Committee - \$5,000 for the regular primary and \$5,000 for the special primary - an unqualified multi-candidate committee. Further, I have reason to believe that the Armenian National Committee also made illegal contributions to Brown for Senate (\$10,000) and Esteven Torres for Congress (\$5,000). Lastly, the Armenian National Committee contributions to the Martinez campaign was arranged by Mike Minasian, a Director of the Armenian National Committee and an employee of Assemblyman Martinez. The illegal contribution was therefor arranged by an agent of Mr. Martinez's.

The attached documentation was provided, in part, by the Ramirez for Congress Committee. However, this complaint was neither prepared by said committee nor filed at the suggestion of said committee.

Sincerely yours,

Louis Wm. Barnett  
Chairman

92040920005

RECEIVED  
National Foundation To Fight Political Corruption  
82 AUG 17 4 9:14

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8373

Louis Wm. Barnett • Chairman

July 6, 1982

The Federal Election Commission  
Washington, D. C. 20463

Dear Sir(s):

The purpose of this letter is to amend my complaint (dated July 3, 1982) which you should have received within the last few days.

The complaint was filed against Californians for Democratic Representation and a number of other committees.

My complaint also named the Martinez for Congress Committee as one of those that violated federal law. I would like to add at this time that the Martinez for Congress Committee filed a number of 48 Hour Notices which appear to reflect the receipt of illegal funds. First, a \$1,000 contribution from the Elder Election Committee. The Elder Election Committee is not a registered federal committee and the Committee has accepted corporation funds which would mean that its contribution to the Martinez campaign included comingled funds. Second, a contribution of \$3,000 from Friends of Assemblyman Richard Robinson which is not a federal committee, which accepted corporation contributions, and which gave over the \$1,000 limit.

Please Note: Even if these funds were later returned, they served as a bridge for the campaign between the date that they were received (June 5, 1982) and the election (June 8, 1982).

Sincerely yours,

Louis Wm. Barnett  
Chairman  
New Address: 516 Galer Place  
Glendale, Ca. 91206  
(213) 241-0133

92040920006



# National Foundation To Fight Political Corruption

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8378

Louis Wm. Barnett • Chairman

RECEIVED

82 AUG 17 9:14

July 25, 1982

Federal Election Commission  
Washington, D. C. 20463

Dear Sir(s):

Per Mr. Steele's letter of July 14, 1982 (By Kenneth Gross), please be advised that I swear that the contents of my complaint (letter dated July 3, 1982) are true.

Please be advised that I would like to amend my complaint as it pertains to the Armenian National Committee PAC. I would also charge that the Armenian National Committee PAC accepted corporation contributions for use in a federal election (see Report of Receipts and Disbursements for the Armenian National Committee PAC for the period 1/1/82 through 3/30/82 on file in your office). Specific corporate contributions include Murcole, Inc., Cerritos Valley Bank, Geminor, Inc. and Operating Industries, Inc. In addition, there are several business and associations whose corporate status is unknown.

Sincerely yours,

Louis Wm. Barnett  
Chairman

New Address: 516 Galer Place  
Glendale, Calif. 91206

92040920007

AUG 17 9:14

Bulk Rate  
U.S. POSTAGE  
PAID  
Permit No. 321  
Palo Alto, CA

# Mailogram

# Mailogram

CAR-RT SORT \*\*CR 0129

MRS ZITA TALBOT  
122 E ADAMS AV  
ALHAMBRA, CA 91801

\*\*\*\*\* YOUR POLLING PLACE IS \*\*\*\*\*  
HOUSE AT 309 E SAN MARINO

MATTHEW 'MARTY' MARTINEZ IS THE DEMOCRATIC CHOICE TO REPRESENT OUR COMMUNITY IN CONGRESS. U.S. SENATOR ALAN CRANSTON AND THE ENTIRE CALIFORNIA DEMOCRATIC CONGRESSIONAL DELEGATION HAVE ENDORSED MARTINEZ FOR CONGRESS.

HE IS THE CHOICE OF DEMOCRATS BECAUSE, AS AN ASSEMBLYMAN, HE IS THE LEGISLATURE'S TOP ANTI-CRIME EXPERT. HE PASSED THE LANDMARK 'GANG VIOLENCE SUPPRESSION ACT OF 1981,' GIVING POLICE THE TOOLS THEY NEED TO CRACK DOWN ON TEENAGE GANGS.

MARTINEZ HAS THE COURAGE AND ABILITY TO STAND UP TO THE SPECIAL INTERESTS. THE REPUBLICANS HAVE ALREADY SAID THEY WILL SPEND OVER \$1 MILLION TO TRY TO DEFEAT MARTINEZ. WE MUST STAND WITH HIM. MARTINEZ WILL BE A GREAT CONGRESSMAN.

HARLAND BRAUN, CHAIRMAN  
CALIFORNIANS FOR DEMOCRATIC REPRESENTATION

92040920008

02 AUG 17 09:14

California For Democratic Representation 1425 South La Cienega Blvd. Los Angeles, CA 90025

## Vote Democratic



*At every time of economic crises America has turned to the Democratic Party for leadership*

**Democrats!**  
**NO**  
on  
**5, 6, & 8**

California For Democratic Representation  
1425 S. La Cienega, Los Angeles, CA 90025

### Yes On 9

**“Proposition 9 is vital to protect California's environment and economic health.”**

**Charles Menoff, Chairman  
Democratic National Committee**

**“Yes on 9 to ensure a steady and sufficient supply of water.”**

**Mayor Tom Bradley  
Democrat for Governor**

**Democrats!**  
**YES**  
on  
**10, 11, & 12**

**An Unofficial Endorsement**

92040920009



92040920010

**VOTE**  
**DEMOCRAT**  
FOR THE PEOPLE

## Democratic Primary Slate

Take This With You To The Polls



Governor  
**TOM BRADLEY**

Lieutenant Governor  
**LEO T. McCARTHY**

Secretary of State  
**MARCH FONG EU**

Controller  
**KENNETH CORY**

Treasurer  
**JESSE M. UNRUH**

Attorney General  
**JOHN VAN de KAMP**

State Board of Equalization  
**SAUL LANKSTER**

U.S. Senator  
**EDMUND G. BROWN JR**

U.S. Representative  
**MATTHEW MARTINEZ**

STATE SENATE  
**JOSEPH MONTGAY**

STATE ASSEMBLY  
**CHARLES CALDERON**

Judge of the Superior Court  
#1 David A. Workman  
#2 David A. Ziskrout  
#8 Lawrence J. Rittenband  
#88 Kenneth Chang  
#89 William J. McVittie  
#80 Robert L. LaFont  
#102 Ernest M. Hiroshige

SUPT. OF SCHOOLS  
**WILSON RILES**

Assessor  
**ALEXANDER H. POPE**

SHERIFF  
**BOD FELICIANO**

State Measures  
1. FOR 7. NO  
2. YES 8. NO  
3. YES 9. YES  
4. YES 10. YES  
5. NO 11. YES  
6. NO 12. YES

YES ON 9  
SAVE OUR WATER

An Unofficial Endorsement



**CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (if committee)	
821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 1	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 4	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 3	-0-
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 7	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 1 + 2 + 3	\$ -0- LINES 1 + 2 + 3 (SHOULD EQUAL COLUMNS A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ -0-	\$ 230,083 SCHEDULE E, LINE 1	\$ 230,083
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 3	-0-
9. TOTAL EXPENDITURES .....	\$ -0- LINES 7 + 8	\$ 230,083 LINES 1 + 3	\$ 230,083 LINES 1 + 3 (SHOULD EQUAL COLUMNS A + B)

**STATEMENT OF CHANGES IN FINANCIAL CONDITION**

10. Cash on hand at the beginning of this period .....	\$ -0-
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	440,950
13. Cash payments this period (Line 7, Column B above) .....	230,083
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	210,867
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	-0-
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 210,867
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

**SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)**

18. CONTRIBUTIONS RECEIVED:

19. EXPENDITURES MADE:

1/1 thru 6/30	7/1 to date



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Cut/Rate Office Equipment Co. 1200 So. Figueroa Street Los Angeles CA 90015	G		310
Pacific Survey Research 1680 N. Vine St., #608 Los Angeles CA 90028	S		10,000
Matthew LaVeque 2110 Toscanini Eastview CA 90732	G		1,100
Joan Groener 10624 Putney Road Los Angeles CA 90064	G		1,400
Richard Greene 11945 Darlington Avenue #8 Los Angeles Ca 90049	G		1,400
SUBTOTAL			14,210

☒ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

- |   |            |
|---|------------|
| 1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)                  | \$ 229,852 |
| 2. Payments under \$100 this period (not itemized)  | \$ 231     |
| 3. Total Accrued Expenses paid this period (Schedule E, Line 4)                                   | \$ -0-     |
| 4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 2, Column B of Summary Page | \$ 230,083 |

# SCHEDULE E PAYMENTS AND CONTRIBUTIONS MADE

(CONTINUATION SHEET)  
FORM 420, 430 OR 490)

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

## CODES FOR CLASSIFYING EXPENDITURES

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES	"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
"I" - INDEPENDENT EXPENDITURES	"F" - FUNDRAISING EVENTS
"L" - LITERATURE	"G" - GENERAL OPERATIONS AND OVERHEAD
"B" - BROADCAST ADVERTISING	"T" - TRAVEL, ACCOMMODATIONS AND MEALS
"N" - NEWSPAPER AND PERIODICAL ADVERTISING	"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES
"O" - OUTSIDE ADVERTISING	

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Lynelle Jolley 3615 Lugo Avenue San Bernardino CA 92404	G		400
Mark D'agostino 8560 W. Olympic Blvd., #218 Los Angeles CA 90035	G T		1,000 89
United Democratic Campaign Committee 1528 W. Santa Barbara Avenue Los Angeles CA 90062	L	#761387	2,000
Below, Tobe & Associates 901 East 31st Street Los Angeles Ca 90011	L		175,000
California Today 473 S. Fairfax Avenue Los Angeles CA 90048	L		1,605
Aaron Bros. 330 N. La Cienega Blvd. Los Angeles CA 90048	G		237
H. G. Daniels Co. 2543 W. Sixth St. Los Angeles CA 90057	G		271
B.A.D. Campaigns 1435 S. La Cienega Blvd., Ste. 101 Los Angeles CA 90035	P		35,000
SUBTOTAL			215,642

☐ If more space is needed, check box and attach additional Schedules E.

92040920014

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 TO 5/22/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (if committee)  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the I.D. number or the treasurer's name and address)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
4/21/82 5/7/82 5/21/82	Citizens For Water I.D. #802229 612 S. Flower Street, Ste. 309 Los Angeles, CA 90017 Participation in Slate Mailer	50,000 25,000 25,000	
4/27/82 5/21/82	Friends of Van De Kamp I.D. #746447 P. O. Box 1030 Los Angeles, CA 90053 Participation in Slate Mailer	20,000 15,000	
1/82 1/82	Volunteers to Establish Sensible Taxation I.D. #810010 488 - 15th Avenue San Francisco, CA 94188 Participation in Slate Mailer	1,000 20,000	
1/82	Friends of Judge Ernest M. Hiroshige 23150 Crenshaw Blvd., Ste. 200 Torrance, CA 90505 Participation in Slate Mailer	1,000 10,000	
"	C.E.D. Political Action Fund I.D. #770983 409 Santa Monica Blvd., Ste. 214 Santa Monica, CA 90401 Participation in Slate Mailer	1,000	
11/82	Committee to Elect Peter Helfer I.D. #811242 445 - 33rd Street Manhattan Beach, CA 90266 Participation in Slate Mailer	650	
"	Ansley Q. Hyman, J.D. Universal City Professional Arts Bldg. 3123 Cahuenga Blvd., West Los Angeles, CA 90068 Participation in Slate Mailer	1,100	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	169,750

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)).	\$ 440.950
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized).	-0-
3. TOTAL INCREASES TO CASH (Line 1 + Line 2).	440.950
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)).	-0-
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized).	-0-
6. TOTAL DECREASES TO CASH (Line 4 + Line 5).	-0-
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	440.950 <small>(May be negative figure)</small>



SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the I.D. number or the treasurer's name and address.)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/11/82	Mel Levine For Congress 612 So. Flower St., Ste. 602 Los Angeles, CA 90017	15,000	
"	Congressman Waxman Campaign Committee 113 N. San Vicente Blvd., #205 Beverly Hills, CA 90211	15,000	
"	Berman for Congress 360 So. Kenmore Avenue, No. 306 Los Angeles, CA 90020	15,000	
14/82	Californians For Responsible Law Enforcement I.D. #821137	4,000	
21/82	311 So. Spring St., #502 Los Angeles, CA 90013	2,000	
14/82	Friends of Rosenthal P.O. Box 48466 I.D. #741692 Los Angeles, CA 90048	6,000	
"	Committee to Elect Judge Argento 525 Cordova Street Pasadena, CA 91101	15,000	
"	Committee to Elect George Webb 558 St. Charles Drive, #117 Thousand Oaks, CA 91360	1,500	
"		1,700	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	75,200

SUMMARY

- |   |    |  |
|---|----|--|
| 1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)).  | \$ |  |
| 2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized).   |    |  |
| 3. TOTAL INCREASES TO CASH (Line 1 + Line 2).   |    |  |
| 4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)).  |    |  |
| 5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized).   |    |  |
| 6. TOTAL DECREASES TO CASH (Line 4 + Line 5).   |    |  |
| 7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH<br>(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page |    |  |

(May be negative figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CAMPAIGN POSITION**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OF THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/14/82	Margolin For Assembly I.D. #821685 360 So. Kenmore Ave., No. 306 Los Angeles, CA 90020 Participation in Slate Mailer	15,000	
"	The Spellman Campaign Committee 238 Roswell Avenue Long Beach, CA 90803 Participation in Slate Mailer	1,250	
"	Citizens For Collis I.D. #811399 4329 Woodman Avenue Sherman Oaks, CA 91423 Participation in Slate Mailer	20,000	
21/82	Friends of Wilson Riles I.D. #810332 8455 Beverly Blvd., No. 304 Los Angeles, CA 90048 Participation in Slate Mailer	10,000 10,000	
"	Goldhammer For Congress 2755 Sanborn Avenue La Crescenta, CA 91214 Participation in Slate Mailer	50	
"	Friends of Ralph Dills I.D. #741684 Participation in Slate Mailer	5,000	
17/82	Committee To Elect Roy M. Carstairs 3250 Wilshire Blvd., #1505 I.D. #801096 Los Angeles, CA 90010 Participation in Slate Mailer	15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	
		76,300	

**SUMMARY**

- INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)) \$
- INCREASES TO CASH OF LESS THAN \$100 (Not itemized)
- TOTAL INCREASES TO CASH (Line 1 + Line 2)
- DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b))
- DECREASES TO CASH OF LESS THAN \$100 (Not itemized)
- TOTAL DECREASES TO CASH (Line 4 + Line 5)
- TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER OF COMMITTEE  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILED, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/17/82	Friends of Pope I.D. #791853 3250 Wilshire Blvd., Ste. 1505 Los Angeles, CA 90010 Participation in Slate Mailer	25,000	
"	Committee to Honor Ed Edelman c/o Marvin Prager I.D. #745880 2029 Century Park East, Ste. 1320 Los Angeles, CA 90067 Participation in Slate Mailer	15,000	
"	Friends For Gray Davis I.D. #810900 9601 Wilshire Blvd. Beverly Hills, CA 90210 Participation in Slate Mailer	15,000	
"	Monterey Park Citizens for Community Progress 345-A East Garvey Monterey Park, CA 91754 Participation in Slate Mailer	5,000	
"	Committee to Retain Judge Barbara Lee Burke I.D. #821650 1156 No. Brand Blvd. Glendale, CA 91202 Participation in Slate Mailer	750	
"	Peter G. Dunn 20110 Arrow Highway Covina, CA 91724 Participation in Slate Mailer	200	
"	Springer Election Committee 6321 Colorado Street I.D. #820741 Long Beach, CA 90803 Participation in Slate Mailer	250	
<input checked="" type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G	(a)	(b)
SUBTOTAL		61,200	

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)) ..... \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) .....
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)) .....
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) .....
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page ..... \$

(May be  
negative figures)

92040920018



SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OF THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/21/82	Stine For Assembly I.D. #820443 2717 West Avenue "K" Lancaster, CA 93534 Participation in Slate Mailer	500	
"	David A. Workman 5760 Lindenhurst Avenue Los Angeles, CA 90036 Participation in Slate Mailer	2,500	
"	Friends of Judge Bill McVittie P. O. Box 1013 Chino, CA 91710 Participation in Slate Mailer	10,000	
"	Friends of Alatorre I.D. #742125 2426 West Avenue 30 Los Angeles, CA 90065 Participation in Slate Mailer	15,000	
"	Robert L. Lafont Box 211 Avalon Santa Catalina Island, CA 90704 Participation in Slate Mailer	6,500	
"	Committee to Elect Esteven Torres to Congress 11717 The Plaza - Norwalk Square Norwalk CA 90650 Participation in Slate Mailer	15,000	
"	Friends of David Ziskrout 5530 Corbin Avenue, Suite 360 Tarzana CA 91356 Participation in Slate Mailer Treas: David Ziskrout	4,000	
SUBTOTAL		53,500	

☒ If more space is needed, check box at left  
and attach additional Schedules G

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) )	\$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) )	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$

92040920019

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM \_\_\_\_\_ THROUGH \_\_\_\_\_

NAME OF CANDIDATE OR COMMITTEE:

1/1/82 5/22/82  
 I.D. NUMBER (IF COMMITTEE)

Californians for Democratic Representation

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/21/82	Dymally for Congress 9117 South Main Street Los Angeles CA 90003 Participation in Slate Mailer	5,000	
<input type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a)	(b)
SUBTOTAL		5,000	

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) ) . . . . .	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) . . . . .		
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) ) . . . . .		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .		\$

(May be negative figure)

92040920020

Biblical times. "Swap meets—flea markets—are necessary for society. Through the centuries, there have been bazaars in Asia and in Europe. We are carrying on a natural sociological function. We cater to the people. That's why we exist," Bumb said.

Please see SWAP, Page 20

binet  
9 2 0 4 0 9 2 0 0 2 1  
cease  
raeli troops will not fire unless fired upon. It is not clear which side fired the first shell Thursday morning.

The Israeli armor and troops ringing the capital apparently intend to keep up the pressure on

people can determine their own destiny.

Despite public denials, the PLO appears ready to accept a new type of presence in Lebanon, since its

Please see LEBANON, Page 8

tion until an adequate demilitarized zone is established between the two countries.

He told the Conference of Presidents of Major American Jewish Organizations that the status quo will not be restored to Lebanon and that Israel will not withdraw until satisfactory safeguards are set up in a zone extending 27 to 30 miles north of Israel's border.

"As long as this is not achieved, the Israeli army will be in Lebanon," Begin vowed.

The prime minister's first speech on his current visit to the United States sent a clear message of firmness to the Reagan Administration, which is working on proposals to persuade Israel to allow a strengthened U.N. peacekeeping force to replace its troops.

Begin will confer about Lebanon with Secretary of State Alexander

Please see BEGIN, Page 10

## INDEX

Art	Part VI CALENDAR	Page 2, 4
Astrology	II METRO	2
Book Reviews	V VIEW	26, 28, 30
Bridge	V VIEW	26
Classified	VII CLASSIFIED	1-16
Comics	V VIEW	31
Crossword	VII CLASSIFIED	16
Dear Abby	II METRO	2
Editorials	II METRO	6, 7
Films	VI CALENDAR	1-15
Local News	II METRO	1-5, 8
Markets	IV BUSINESS	1-8
Music	VI CALENDAR	13, 14
Sports	III SPORTS	1-22, 24
Stage	VI CALENDAR	1, 16
TV-Radio	VI CALENDAR	1, 13-26
Wearing Apparel	FASHION 82	
Weather, Deaths III		23

Please see SLATES, Page 3

## Listings Had a Price, Disgruntled Candidates Say

# Slate Endorsement 'Shakedown' Claimed

By KENNETH REICH, Times Staff Writer

The week before the June 8 primary elections, every Democratic household in Los Angeles County and some outside the county—a total of 2.8 million households—received slate mailings endorsing a list of candidates.

Labeled in large, bold type "Democratic Voter Guide" and stating that it was put out by "Californians for Democratic Representation," the slates could easily be taken by recipients as an official Democratic Party position on the various races.

But, in fact, this largest of all primary slate operations in Southern California was put together as a commercial venture by two political consultants who with a few friends chose the candidates and who are widely accused of basing some choices on financial considerations.

Now, the slates put together by Michael Berman, brother of influential Democratic Assemblyman

Howard Berman (D-Los Angeles), and Carl D'Agostino, a former aide to state Controller Ken Cory, have become a subject of bitter controversy.

—Richard Nevins, a 24-year Democratic incumbent on the state Board of Equalization, charged that

he was left off the slate because he had refused to pay \$40,000 to appear on it. Instead, he noted, one of his poorly financed opponents, Saul E. Lankster of Compton, was put on the slate for nothing. Lankster, an unknown in much of the county, got 33% of the vote, and Nevins thinks that it was a notice to him that next time he had better pay Berman's and D'Agostino's price.

The way he was treated constituted "a shakedown, that is the only conclusion I can draw," Nevins declared this week.

—Los Angeles County Sheriff Sherman Block, who also was left off the slate after turning down a request for a \$25,000 payment, said of Berman and D'Agostino: "It's consistent with such individuals that if you don't meet their prices, they will go with someone for less or nothing, so as to teach you a lesson, so that next time you will deal

## WEATHER

U.S. Weather Service forecast: Night and morning low cloudiness with partial afternoon clearing today and Saturday. Slightly warmer.

Temperatures	High	Low
Thursday .....	65	60
Today's forecast .....	68	60
Saturday's forecast ..lower 70s .....	60	
June 17 last year .....	104	74
Record high June 17, 1917 ..	105	
Record low June 17, 1885 .....	47	

Complete details, Part III, Page 25.

## Senate-H \$103-Bill

By PAUL HOOVER

WASHINGTON—Senate House conferees early today ed a Republican-sponsored promise budget that calls spending cuts and tax in but still would leave a \$103.9 billion in the 1983 beginning Oct. 1. Approv voice vote.

Deficits under the pl drop to \$84 billion in 198 billion in 1985 as part of a to bring down interest rate vive the economy.

Democratic conferees o the resistance to the co plan, which resolves differ tween GOP budget pack proved recently the S the House, each with Reagan's support. The S prescribes a \$96.9 billi the House a \$99.3 billion fiscal 1983.

Both Republicans and



By RICHARD WEST  
Times Staff Writer

In the U.S. national interest. He re-

Please see WILSON, Page 22

to schedule longer, more structured  
debates in front of such groups as

meeting last week, Wilson blamed

Please see BROWN, Page 23

9 2 0 4 0 9 2 0 0 2 2

## SLATES: Pseudo-Democratic Mailings Rapped

Continued from First Page

with them and meet their price."

—County Assessor Alexander Pope—who did go on the slate for \$25,000—accused Berman of threatening to put his leading opponent, Stephen A. Weeks, on the slate for a lesser price unless Pope paid a "non-negotiable" \$50,000.

Pope, a Democrat, said he viewed putting Republican Weeks on a slate labeled "Democratic Voter Guide" so "absurd" that he had "raised a lot of hell" about Berman's

demands to Westside political leaders. Two days later, he said, Berman backed down and settled on half the price he had originally sought.

—Ed Burke, chairman of the Los Angeles County Democratic Central Committee, saying that the Berman-D'Agostino slates included listings of Republicans, accused the consultants of "misleading the public" and seeking financial profit. He said the county Democratic committee intends to file formal charges with the California Fair Political Practices Commission.

In a lengthy joint interview about the charges, Berman and D'Agostino dismissed them as reflecting ulterior motives and misunderstandings.

D'Agostino acknowledged that their firm, Berman and D'Agostino Campaigns Inc., had made profits approaching \$300,000 on all their political activities this year thus far. He did not say how much they made from the slate mailing.

But Berman said the slates were "not a strictly commercial venture."

It is done a lot on the merits. No endorsements are for sale."

The two consultants explained that some of those appearing on the slates are asked for money, in part, to defray the substantial cost of putting out the slates. D'Agostino said, for example, that his firm had paid out \$240,000 for postage alone and that there are printing and oth-

er costs. Because there are different legislative and judicial districts, more than 300 versions of the slates are produced and mailed.

Berman did concede that under certain circumstances the firm would put Republicans on its slate mailed only to Democrats. He acknowledged that such an endorsement might have been made of Block, who is a Republican, had negotiations for payment worked out. As it was, he said, only one Republican, Municipal Judge David A. Workman, is known to have appeared on the slates.

Berman and D'Agostino said they had put Lankster on the slate cards in the Board of Equalization race not because Nevins would not pay what was asked, but because they had concluded that Nevins had been a "creature of special interests" in his years on the board, and that he was, in Berman's words, "personally unreliable . . . unfit for public office."

Nevins' resentment and that of his campaign chairman, consultant Joseph Cerrell, led to Nevins' false charges of a shakedown, they said.

The consultants said the charges by Block and Pope resulted from misunderstandings. Berman blamed Block's campaign manager, Alma Fitch, for allegedly misleading the sheriff as to her negotiations with the Berman and D'Agostino firm to get Block on the slate. The firm,

which Berman repeatedly referred to in the interview by its initials, "BAD Campaigns," had never had any direct dealings with Block, he said.

Berman said Pope had "misread" their conversation. He insisted that he had never threatened to put Weeks on the slate. Berman said that when he learned that Pope was complaining that he had, "I immediately called him up . . . and said, 'Look, there's no issue anybody else being on.'"

Please see SLATES, Page 22

### Family History Rivalled 'Dallas'

He was a member of a family whose history could rival that of the fictitious doings depicted on the "Dallas" and "Dynasty" television series.

Salyer was 15 months old when he was taken to Kings County from his native Virginia by his father, Clarence, in 1918. Clarence Salyer had only \$100 when he arrived and went to work as foreman for a Tule Lake area farmer.

After just one season, though, Clarence went into farming for himself on an 80-acre parcel. Another son, Fred, and a daughter, Virginia, were born to Clarence and his wife. The children were put to work as soon as they could walk.

The family prospered, and

Please see SALYER, Page 22



BARBARA HANSEN / Los Angeles Times  
Michael Berman



JOSE GALVEZ / Los Angeles Times  
Carl D'Agostino

# SLATES: Pseudo-Party Endorsements Rapped

Continued from Third Page

As for Burke, Berman and D'Agostino noted that he puts out his own slate. They said they view him as a business competitor who is not acting out of any concern over the voters being misled.

"I think what you have to see is the motives behind all the accusations," Berman said. "Joe Cerrell has an interest . . . to blame some third party rather than himself for the poor showing his candidates had in this race. Dick Nevins personally has reason to explain his dreadful performance (a winning plurality of 43% in the Democratic primary) in an election other than his terrible performance in public office."

"Alex (Pope), I don't think, is concerned at directing it against us. I think (his criticism) is more directed at the process that allowed somebody else (South Los Angeles political slate mailer Willard Murray) to leave him off the slate and (cost him part of) the county. Ed Burke in this process is desperately trying to . . . turn logic on its head . . . Alma Fitch is trying to sell a bill of goods to Sherm (Block) based on the fact that she mishandled (the negotiating) process."

## Firm Offer for \$20,000

Block, however, said that he was closely acquainted with the negotiations and did not believe they had been mishandled by his side.

"They asked \$25,000," he said. "Alma Fitch had told them that in reviewing our budget, we could contribute \$10,000. Their response was that they already had a firm offer for \$20,000, so they certainly would not go with anybody for \$10,000."

As it turned out, however, the candidate who did appear on the Berman-D'Agostino slates, Bob Feliciano, paid, according to both Feliciano and Berman, only \$6,000.

"The consideration . . . was between a fine, high-minded, well-respected, moderate Republican

(Block), who many people in our political world like and respect, versus a fine, high-minded, conscientious guy (Feliciano) who was the endorsed Democrat," Berman said. "We had a tough, close call."

But Block said he could not accept such a view of what had happened, and thinks that he was the victim of unethical conduct.

"I can accept the fact that these people are engaged in a business," the sheriff said. "That in and of itself is not bad. But I believe there is something terribly wrong on two counts. Number one, the lack of clarification as to the true nature of the slates, of their being solely of a commercial nature and not an expression of any party or official group as to the qualifications of the candidates, and secondly, the implication that goes along with (their offer), that this is the price and if you don't pay, we'll list your opponent for lesser or no payment."

Block also made the point that several candidates pictured on the Berman-D'Agostino slates in various districts, such as Rep. Henry A. Waxman (D-Los Angeles), Assemblyman Herschel Rosenthal (D-Los Angeles) and Democratic Assembly candidate Gray Davis, had endorsed him. Yet voters seeing Feliciano on the slates might reasonably have assumed that they had not endorsed him.

## Better Policing Urged

"While I have no interest in interfering with someone's business enterprise, there should be a greater clarification as to the true source of these slates," the sheriff said. "I certainly think this is unethical. Alex Pope told me personally that he had the same difficulty."

Pope said, "I think that the whole arena needs better policing, and the question is whether the Legislature could work out some rules."

He described his conversation with Berman in these terms:

"He told me I was their preferred candidate. The price to me was fixed, \$50,000, not negotiable. If I was not willing to meet their price, which I told them I would not and could not, it would go to one of my opponents, and the price to that individual would be negotiable. Weeks was mentioned, and I had no doubt about their willingness to do that because they had dealt with him before."

Berman confirmed that he had negotiated with Weeks last year about possibly including him for Los Angeles city controller in the slates Berman had put out during the municipal elections. But, Berman said, no such deal was ever consummated.

Pope said that an experience he had this spring with the Willard Murray slate in the black community brought home to him how serious a problem it is when a candidate is not on an influential slate.

He reported that Murray, an aide to Rep. Mervyn M. Dymally (D-Lynwood), had asked him to pay \$10,000 to appear on his slates. Pope said that he offered \$1,000, only to be turned down by Murray, who instead gave the slate position to Weeks for either \$1,000 or \$15,000. The amount is in dispute.

## Candidates Came to Them

Weeks is a conservative Republican whose views usually would not go over well in the black community. His appearance on the mostly Democratic Murray slate presumably helped him carry many parts of the black community. If Weeks appeared on the much more widely circulated Berman-D'Agostino slates, Pope's view is that he easily could have been forced into a runoff and possibly even have trailed Weeks. Of course, there was no mention on the Murray slate of Weeks being a Republican.

Murray, contacted for comment, said that after he refused Pope's offer of \$1,000, Weeks had "contributed \$15,000" to appear on the slate.

Weeks, however, insisted Thursday that he actually had only paid Murray \$1,000.

Berman and D'Agostino emphasized that they seldom went out searching for money, and that most

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# SLATES: Pseudo-Party Endorsements Rapped

Continued from Third Page

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Weeks, however, insisted Thursday that he actually had only paid Murray \$1,000.

Berman and D'Agostino emphasized that they seldom went out searching for money, and that most

candidates recognizing the influence of their slates came to them.

In the Nevins case, for example, they said Cerrell had come to them and asked their price. They said they may have listed \$40,000, but only tentatively, that they had never committed themselves to putting him on the slate. Their decision was preempted, they said, when Cerrell informed them that Nevins "wanted no participation whatsoever in the slate."

Sometimes, however, Berman and D'Agostino did not insist on any payment from a candidate to appear on their slates.

## Bradley, Brown on Slates

When they tentatively approached associates of Los Angeles Mayor Tom Bradley about the Bradley gubernatorial campaign contributing something to appear on the slate, they were turned down, they said. But they decided to include Bradley on the slates anyway.

Gov. Edmund G. Brown Jr., did not pay anything to appear on the slates, either.

There is a widespread feeling that any purportedly Democratic slate in Los Angeles that did not include Bradley and Brown would lose its credibility with the voters.

Los Angeles County District Atty. John Van de Kamp, a candidate for attorney general, paid the \$50,000 that Berman-D'Agostino asked from him.

Although some judgeship candidates paid as much as \$22,500 to appear on the Berman-D'Agostino slates, one judge—Superior Court Judge Laurence J. Rittenband—appeared on the slate despite having paid nothing.

Rittenband said he had met with Berman and D'Agostino at the Hillcrest Country Club but rejected their asking prices of \$50,000, \$35,000 and \$25,000, telling them that he wished to pay nothing. He said he and his consultant, Cerrell, were "quite surprised" when his name appeared anyway.

D'Agostino said his understanding was that Rittenband had said he would pay \$1,000 or \$1,500. But the Berman-D'Agostino firm has received nothing from him thus far, he said.

2 for \$11

tees, tanks and

You can buy two of anything. Tops and enjoy the whole summer through stripes or with Rugby stripes. Tanks. Wonderful summery colors. All polo or \$5.99 ea. Classic shorts: four for basic, cuffed cinch-waist and cuffed





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

Mr. Louis W. Barnett  
National Foundation to Fight  
Political Corruption  
516 Galer Place  
Glendale, CA 91206

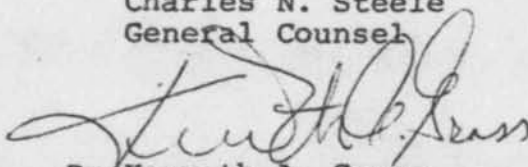
Dear Mr. Barnett:

This letter is to acknowledge receipt of your complaint of August 11, 1982, against Californians for Democratic Representation, Mel Levine for Congress, Congressman Waxman Campaign Committee, Berman for Congress, Committee to Elect Esteban Torres, Dymally for Congress Committee, Goldhammer for Congress, Brown for U.S. Senate, Martinez for Congress, Armenian National Committee PAC, Elder Election Committee, Friends of Assembly Richard Robinson, Murcole, Inc., Cerritos Valley Bank, Geminor Inc., and Operating Industries Inc. 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 five days.

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. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Steven Barndollar at (202)-523-4073.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

92040920025



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Armenian National Committee PAC  
Hyrayr Nalbandian, Treasurer  
1501 Venice Blvd.  
Los Angeles, CA 90006

Re: MUR 1461

Dear Mr. Nalbandian:

This letter is to notify you that on August 19, 1982 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 1461. 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.

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.

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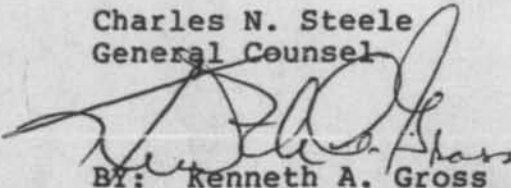
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920026

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920027





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Californians for Democratic Representation  
Harland W. Bravn, Treasurer  
1435 South La Cienega Blvd., Suite 101  
Los Angeles, CA 90035

Re: MUR 1461

Dear Mr. Bravn:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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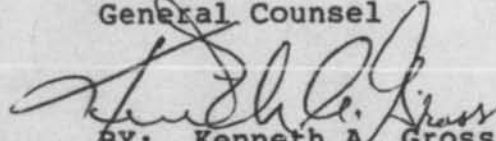
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920028

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920029



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Berman for Congress  
Bruce Corwin, Treasurer  
360 South Kenmore Avenue, #306  
Los Angeles, CA 90020

Re: MUR 1461

Dear Mr. Corwin:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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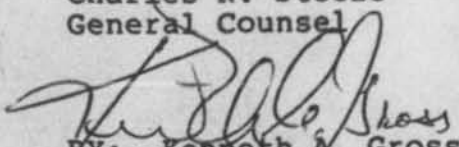
92040920030



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920031



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Brown for U.S. Senate  
Burt Pines, Treasurer  
1125 West 6th Street, 3rd Floor  
Los Angeles, CA 90017

Re: MUR 1461

Dear Mr. Pines:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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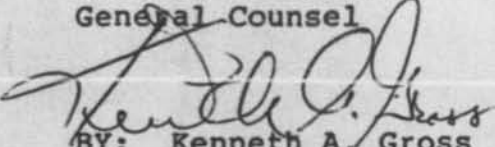
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920032

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920033





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Dymally for Congress Committee  
Eugene M. Wheeler, Treasurer  
9117 South Main Street  
Los Angeles, CA 90003

Re: MUR 1461

Dear Mr. Wheeler:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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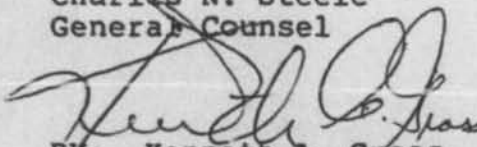
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920034

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Mervyn Dymally

92040920035



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Elder Election Committee  
Andrew Marincovich, Treasurer  
3651 Atlantic Avenue  
Long Beach, CA 90807

Re: MUR 1461

Dear Mr. Marincovich:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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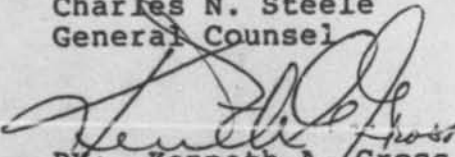
92040920036



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

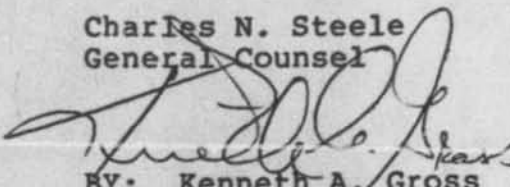
1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920037

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920038



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Harvey Goldhammer for Congress  
Kathy Moyd, Treasurer  
2755 Sanborn Avenue  
La Crescenta, CA 91214

Re: MUR 1461

Dear Ms. Moyd:

This letter is to notify you that on August 18, 1982 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 1461. 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.

92040920039





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mel Levine for Congress  
Lucy T. Fisenberg, Treasurer  
612 South Flower Street, Suite 602  
Los Angeles, CA 90017

Re: MUR 1461

Dear Ms. Eisenberg:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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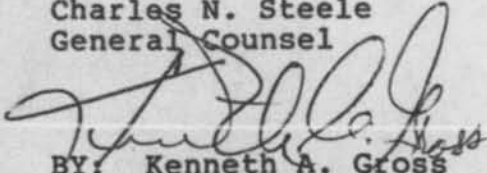
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920040

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920041



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Martinez for Congress  
Paul A. Young, Treasurer  
440 E. Garvey Avenue  
Monterey Park, CA 91754

Re: MUR 1461

Dear Mr. Young:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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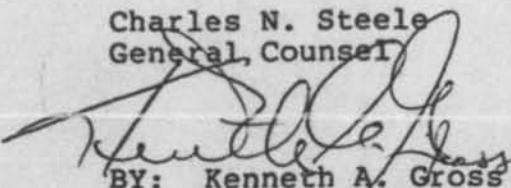
92040920042



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920043



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Friends of Assembly Richard Robinson  
James L. Carrick, Treasurer  
P.O. Box 702  
Santa Ana, CA 92701

Re: MUR 1461

Dear Mr. Carrick:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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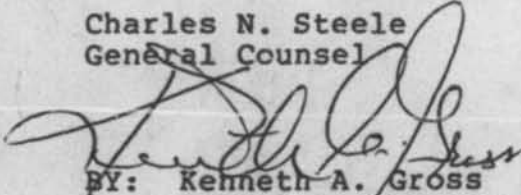
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920044

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920045





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Committee to Elect Esteban Torres  
Nancy Corrine Pena, Treasurer  
15960 Maplegrove Street  
La Puente, CA 91744

Re: MUR 1461

Dear Ms. Pena:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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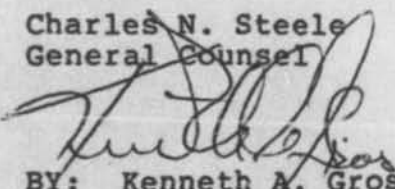
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92U40920046

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Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

32040920047



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Congressman Waxman Campaign Committee  
Ron Lederman, Treasurer  
113 N. San Vicente Blvd., #205  
Beverly Hills, CA 90211

Re: MUR 1461

Dear Mr. Lederman:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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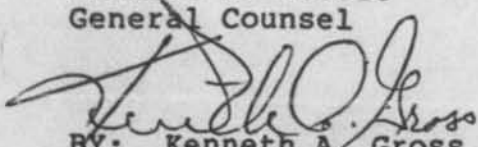
92040920048



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Henry A. Waxman

92040920049



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

President  
Cerritos Valley Bank  
13400 San Antonio Drive  
Norwalk, CA 90650

Re: MUR 1461

Dear Sir:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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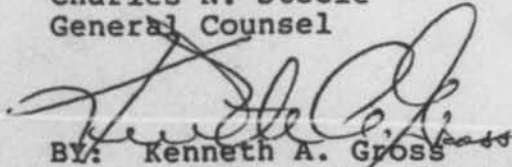
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92040920050

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Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920051





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

President  
Geminor, Inc.  
629 S. Hill Street  
Suite 604  
Los Angeles, CA 90014

Re: MUR 1461

Dear Sir:

This letter is to notify you that on August 18, 1982 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 1461. Please refer to this number in all future correspondence.

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Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statement 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.

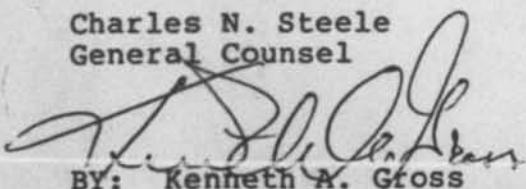
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920052

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920053



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

President  
Murcole, Inc.  
1105 S. Alameda Street  
Compton, CA 90220

Re: MUR 1461

Dear Sir:

This letter is to notify you that on August 18, 1982 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 1461. 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, statement 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.

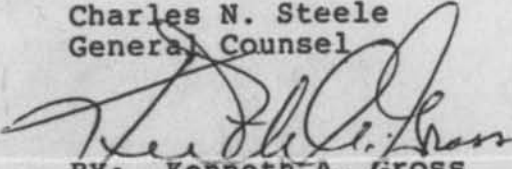
92040920054



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920055



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 24, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

President  
Operating Industries, Inc.  
2425 S. Garfield Avenue  
Monterey Park, CA 91754

Re: MUR 1461

Dear Sir:

This letter is to notify you that on August 18, 1982 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 1461. 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, statement 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.

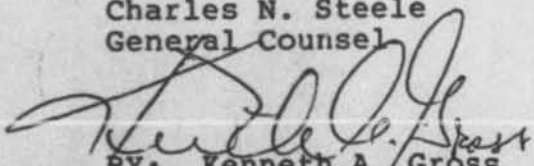
If you intend to be represented by counsel in this matter, please advise the Commission by sending a letter of representation stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920056

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at 202-523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



BY: Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920057



202713

RECEIVED AT THE FEC  
CCT# 8441  
82 SEP 13 AIO: 56

September 1, 1982

Federal Elections Commission  
Washington, D.C., 20463

RE: MUR 1461

Dear Sir:

In response to charges made by Mr. Barnett of the National Foundation to Fight Political Corruption, I must inform you that such charges are, in fact, baseless.

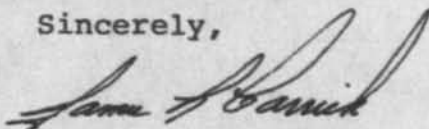
Friends of Assemblyman Richard Robinson PAC (FOARR), FEC ID# C000 96297, did contribute \$3,000 to Marty Martinez for Congress on May 26, 1982, which it is legally entitled to do as a federally registered committee. FOARR PAC reported this contribution on its May 20-June 20, 1982 report filed with the Commission.

To my knowledge, FOARR PAC has not accepted, nor has it deposited into its checking account, any corporation contributions. Previous reports filed by the Committee accurately reflect the source of each contribution. A review of these reports will confirm there are no corporate funds.

I trust this information and the reports filed by the Committee will clear this matter. I would like to be informed of your findings.

Please contact me if I can be of further assistance.

Sincerely,



JAMES L. CARRICK  
Treasurer

Friends of Assemblyman Richard Robinson  
P.O. Box 702  
Santa Ana, California 92702

32 SEP 13 P 1:19

RECEIVED  
VILLAGE OF  
GENERAL COUNSEL

92040920058

# National Foundation To Fight Political Corruption

RECEIVED AT THE FEC

82 SEP 9

AID: 14

XXXXXX 530 EAST CYPRESS XXXXX GLENDALE CALIFORNIA 91205 XXXXX 213-241-0133 XXXX

Louis Wm. Barnett • Chairman

516 Galer Place; Glendale, Calif. 91206 (213-241-0133)

September 3, 1982

Federal Election Commission  
Washington, D. C.

Dear Sir(s):

With this letter I would like to add additional information to my complaint against the Armenian National Committee Political Action Committee. (ANCPAC)

- 1) Western Refuse Hauling which is shown as a contributor to ANCPAC is actually a California Corporation which changed its name on June 19, 1979 to WRH Industries .
- 2) Metropolitan Waste Disposal is also a California corporation (incorporated on June 22, 1966). Yet it too is shown as a contributor to the ANCPAC.
- 3) Garfield Financial is also a California Corporation (date of incorporation July 6, 1971). It gave the ANCPAC \$784. The President of Garfield Financial is Michael Minasian who is also an agent for the ANCPAC (they paid some expenses for him) and an agent for Marty Martinez (as Martinez's employee). The ANCPAC financially supported Martinez's campaign for congress and Minasian knew that there were illegal corporation funds involved. Further, since Minasian also contributed \$450 to the ANCPAC the total funds under his control which he gave the ANCPAC WAS OVER THE \$1,000 legal limit.

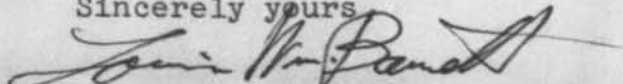
Since Minasian was an agent of the ANCPAC, the PAC should have had reason to believe that it was accepting illegal funds.

Further, Minasian is personally responsible for making that illegal campaign contribution.

The California Secretary of State's Office (916-445-2900) can verify the corporate status of these corporations for you. Further, the Secretary of State's Office can verify the status of Mike Minasian as President and agent for service of Garfield (916-445-2020).

These facts are true, I have named those in violation of FEC rules and regulations and the sources for my information.

Sincerely yours



Louis Wm. Barnett  
Chairman

CONTINUED: See Page 2, FEC Complaint.

92040920059

2 SEP 9 P 1:29

GENERAL COUNSEL

# National Foundation To Fight Political Corruption

530 EAST CYPRESS • GLENDALE, CALIFORNIA 91205 • 213-244-8373

Louis Wm. Barnett • Chairman

FEC Complaint - Page 2

Date: September 3, 1982

The Armenian Cultural Foundation of America is a non-profit, tax-exempt, 501 (c) 3, corporation according to its registration with the California Attorney General's Charitable Trust Division. This fact can be confirmed by calling (916) 445-2021.

The Armenian Cultural Foundation of America is another corporation which made a campaign contribution to the Armenian National Committee.

  
LOUIS WM. BARNETT

STATE OF CALIFORNIA )  
                                  ) ss.  
COUNTY OF LOS ANGELES)

On September 4, 1982 before me, the undersigned, a Notary Public in and for said State, personally appeared Louis William Barnett, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal.

  
Garth W. Murphy - Notary Public





2 cc# 8439

# Operating Industries, Inc.

2425 SO. GARFIELD AVENUE  
MONTEREY PARK, CA. 91754  
TELEPHONE 726-3202

September 3, 1982

2 SEP 13 AM 1:25

RECEIVED  
GENERAL COUNSEL

The Federal Election Commission  
Washington, D. C. 20463

Dear Sirs:

This letter is written in response to your certified letter of August 24, 1982, which alleges that I may have violated certain sections of the Federal Election Campaign Act. In particular, the complaint (as stated in the July 25, 1982 letter from Louis Wm. Barnett to the Federal Election Commission) charges that "...the Armenian National Committee PAC accepted corporate contributions for use in a federal election...Specific corporate contributions include...Operating Industries, Inc."

In response to this charge, I wish to provide the following information:

- (1) On January 26, 1982, a check was issued by Operating Industries, Inc., in the amount of \$1000.00 to the Armenian National Committee PAC, ID#811585. The check was in payment for the purchase of one table (10 tickets) for the Armenian National Committee's fundraising event on February 6, 1982. We have always supported the National Armenian Committee's fundraising events, for whatever uses or purposes they deem appropriate.... A photocopy of the cancelled check is attached.
- (2) At no time between January 26, 1982 and August 30, 1982 was I notified by the Armenian National Committee that our corporate contribution was in violation of federal election contribution requirements. As a private citizen, I was unaware of any violation and would not knowingly have violated election contribution procedures. I am therefore not a participant in their decisions about the allocation of contributions raised through fundraising events.

I want to cooperate to the fullest extent in the resolution of these charges. Please feel free to contact me should you require further information or documentation.

Sincerely,



Michael Harabedian  
President, Operating Industries, Inc.

920409220061  
020409220061

OPERATING INDUSTRIES, INC.

2425 SOUTH GARFIELD AVENUE  
MONTEREY PARK, CALIFORNIA 91754

RECEIVED AT THE FEC

82 SEP 7

P 3:45  
867945

90-1043

1222

THE SUM I 000 DOLLARS 00 CTS

DOLLARS

NET  
AMOUNT

DATE

TO THE ORDER OF

IO. # 811585

1,000

DESCRIPTION

OPERATING INDUSTRIES, INC.

GARFIELD BANK

2417 West Whittier Montebello, California

⑈008679⑈ ⑆122216439⑆ 01⑈01681401⑈

⑈0000100000⑈

92040920062

POLITICAL

FOR

THE

CA

ILY

COMMITTEE

COMMITTEE

3

10-4

FB '82 08  
P.O.  
SPR LOS ANGELES  
1220-0004-3

4-3

8203-4

RECEIVED

IN COMMITTEE

PAY TO THE

ORDER OF

CA

PASADENA

FUN DEP

ARMENIAN NA

POLITICAL ACT

7810

10-18  
4  
1220-0016-6  
FEB 82 09  
FEB 82 09

84/28

# HARVEY GOLDHAMMER FOR CONGRESS

2755 SANBORN AVENUE

LA CRESCENTA, CA 91214 • (213) 248-1763

September 5, 1982

Marybeth Tarrant  
Federal Election Commission  
Washington, D. C. 20463

Re: MUR 1461

Dear Ms. Tarrant:

92040920063

A review of the complaint of the "National Foundation to Fight Political Corruption" indicates that the only allegation against our candidate, Harvey Goldhammer, and our committee, Harvey Goldhammer for Congress, is that we received and failed to report illegal in-kind contributions from Californians for Democratic Representation in the form of an inclusion on a slate mailer "at virtually no cost." We believe this allegation to be ill-founded for the following reasons:

- 1) In the primary election of June, 1982, Harvey Goldhammer was an unopposed candidate for the Democratic nomination in California's 22nd District.
- 2) During the campaign leading up to the primary election, we decided to participate in two slate mailers, one of which was put together by Californians for Democratic Representation. Both of these mailers would have been sent out with or without our participation. In light of this and the limited value that being a part of such slate mailers would have for an unopposed primary candidate, a decision was reached by this committee to contribute \$50 to each slate mailer. The figure of \$50 was our assessment of the value to us of having Harvey Goldhammer's name included on each of the slate mailers. It is therefore our position that our candidate, Harvey Goldhammer, and this committee did not receive any in-kind contributions from Californians for Democratic Representation.
- 3) We have not "failed" to report any contributions or expenditures. As of this date, our candidate and this committee have not raised or expended \$5,000 or more in the course of this campaign. As such, we have not become obligated to file a report of contributions and disbursements with the Federal Election Commission.

32 SEP 10 AM 11:44

RECEIVED  
GENERAL COUNSEL

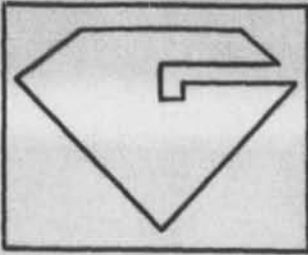


For the above reasons, we feel that the allegations of the "National Foundation to Fight Political Corruption" against Harvey Goldhammer and our committee, Harvey Goldhammer for Congress, which arose from the Californians for Democratic Representation mailer, are completely groundless. If you would like to discuss any of the issues raised in this letter, please feel free to contact me at (213) 794-7336.

Very truly yours,

Kathy Moyd  
Treasurer  
HARVEY GOLDHAMMER FOR CONGRESS

92040920064



**GEMINOR, INC.**

*Importer of Diamonds and Fine Jewelry*

629 South Hill Street, Suite 604 / Los Angeles, California 90014 / (213) 489-3620

202720  
RECEIVED AT THE FEC  
8451

82 SEP 13 P 4: 01

September 8, 1982

Marybeth Tarrant  
General Counsel's Office  
Federal Election Commission  
Washington, D.C. 20463

Re: MUR 1461

Dear Ms. Tarrant:

Thank you for bringing to my attention the fact that the Federal Election Code does not permit contributions from corporations to federally registered Political Action Committees.

To comply with the law the Armenian National Committee is re-funding my contribution of \$250 (a copy of the check is enclosed).

In addition to the above effort to correct the situation, I would like to submit the following information for your consideration.

First, Geminor, Inc. is a small corporation in the diamond and jewelry business whose stocks are entirely held by me. Since my line of business does not necessitate involvement in the political election and campaign process, I am not familiar with the federal election regulations. It is due to this lack of familiarity with the regulations that I was not aware of the prohibition on corporate contributions.

Second, my contribution to the Armenian National Committee's Political Action Committee was made to assist in the A.N.C. Billboard fundraiser. In March of this year, I donated \$250 to the A.N.C. PAC to help sponsor billboards to raise the public's awareness of the Armenian Genocide.

Mr. Karapetian, A.N.C.'s executive director, has informed me that at the time of the billboard fundraising campaign they were not familiar enough with the limitations on contributions to notify me that my corporate contribution was not permissible.

I hope the above explanation clarifies the matter and shows that I had not intended to break F.E.C. regulations.

Sincerely,

*H. Beshlian*  
Harout Beshlian  
President

92040920065


A detailed black and white illustration of an eagle with its wings spread wide, perched on a branch. The eagle's head is turned to the left, and its talons are visible. The background shows some foliage and a small decorative element in the bottom left corner.

1036

90-75/1222

9-71982

Pay to the order of Gemino, Inc. \$ 250.00  
Two Hundred and Fifty and no 100/100 100/100 100/100



**Citizens Bank**  
MAIN OFFICE

MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

21112

**781026972**

John F. Kennedy



MUNGER, TOLLES & RICKERSHAUSER

A LAW PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

612 SOUTH FLOWER STREET

LOS ANGELES, CALIFORNIA 90017-2885

TELEPHONE (213) 683-9100

RECEIVED AT THE FEC

600# 8442

82 SEP 13 10:55

E. LEROY TOLLES  
CHARLES E. RICKERSHAUSER, JR.  
RICHARD D. EBBENSHADE  
PETER R. TAFT  
C. DOUGLAS KRAHWINKLE  
ROBERT K. JOHNSON  
ALAN V. FRIEDMAN  
RONALD L. OLSON  
DENNIS E. KINNAIRD  
SIMON H. LORNE  
DENNIS C. BROWN  
ROBERT E. DENHAM  
COVERT E. PARNELL III  
JEFFREY I. WEINBERGER  
MELVYN H. WALD  
EDWIN V. WOODSONE, JR.  
ALLEN H. KATZ  
DANIEL R. GARCIA  
ALAN D. BERSIN  
ROBERT L. ADLER  
NANCY T. BERKMAN  
CARY B. LERMAN  
WILLIAM L. CATHEY, JR.

CHARLES D. SIEGAL  
RONALD K. MEYER  
GREGORY R. STONE  
HOEL M. RASSDALE  
LUCY T. EISENBERG  
RALPH F. HIRSCHMANN  
SANDOR E. SAMUELS  
BRADLEY S. PHILLIPS  
GEORGE M. GARVEY  
RITA J. MILLER  
D. BARCLAY EDMUNDSON  
ERIC A. CHIAPPINELLI  
WILLIAM D. TENKO  
NEIL J. BARKER  
MARILYN BARRETT  
BRAD D. BRIAN  
CAROL S. LARSON  
TERRY E. SANCHEZ  
GLEN H. MERTENS  
ROBERT S. KHAUSS  
R. GREGORY MORGAN  
JOEL D. DEUTSCH

A PROFESSIONAL CORPORATION

OF COUNSEL  
CHARLES T. MUNGER  
ERNEST J. ZACK  
MONROE E. PRICE  
FREDERICK S. WARDER, JR.  
(1932-1972)

CABLE ADDRESS  
MUNTOLL

TELEX 877674

TELECOPIER  
(213) 489-1849

RECEIVED  
GENERAL COUNSEL

September 8, 1982

Mr. Scott Thomas  
Office of the General Counsel  
Federal Election Commission  
1325 "K" Street, N.W.  
Washington, D. C. 20463

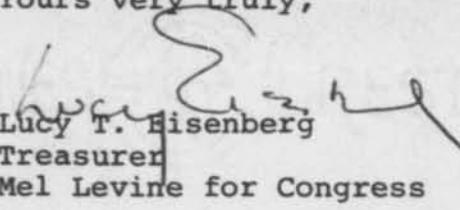
Re: Complaint No. MUR 1461

Dear Mr. Thomas:

On behalf of Mel Levine for Congress, I would like to request a 10-day extension of time within which to respond to the above-referenced complaint. My records reflect that the complaint was received on August 30, 1982. Accordingly, our response will be due on or before September 24, 1982.

Thank you for your cooperation in this matter.

Yours very truly,

  
Lucy T. Eisenberg  
Treasurer  
Mel Levine for Congress

LTE/t

92040920067



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 15, 1982

Lucy T. Eisenberg, Treasurer  
Mel Levine for Congress Committee  
Munger, Tolles & Rickershauser  
612 South Flower Street  
Los Angeles, California 90017

Re: MUR 1461

Dear Ms. Eisenberg:

This is in reference to your letter dated September 8, 1982, requesting an extension until September 24, 1982, to respond to the filing of a complaint against your committee.

The General Counsel has granted your extension, and therefore, this office will expect your response on or before September 24, 1982.

Enclosed please find a copy of our procedures and designation of counsel form which you have requested. If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

Enclosures  
Procedures  
Designation of Counsel Statement

92040920068

September 12, 1982

82 SEP 16 P2:00

**CERTIFIED MAIL  
RETURN RECEIPT REQUESTED**

Mr. Charles N. Steele  
General Counsel  
Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Dear Sirs:


This letter is to respond to your letters of August 24 notifying the Congressman Waxman Campaign Committee, Mel Levine for Congress Committee, and the Berman for Congress Committee of the complaint filed by the National Foundation to Fight Political Corruption. We are responding jointly because our situations are factually identical.

Each of the mentioned campaign committees paid \$15,000 to Californians for Democratic Representation to secure advertising space on at least two slate mailings in support of the respective candidacies of Henry Waxman in the 24th C.D., Howard Berman in the 26th C.D., and Mel Levine in the 27th C.D.

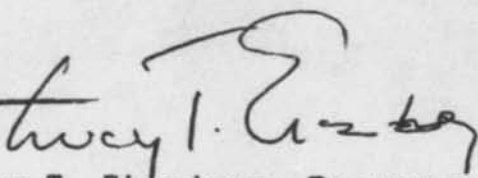
The payments were for mail on behalf of their candidacies, and not to promote any other state or federal candidacy.

We believe this clarifies in toto the facts regarding the Waxman, Levine, and Berman campaign committees' involvement with Californians for Democratic Representation and demonstrates that any further FEC proceeding would be fruitless. Please notify us if any further information is required.

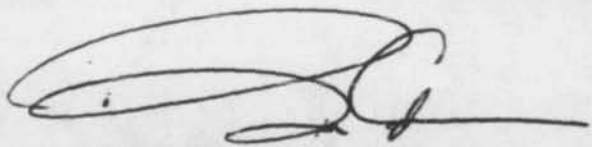
Sincerely,



Ronald Lederman, Treasurer  
Congressman Waxman  
Campaign Committee



Lucy T. Eisenberg, Treasurer  
Mel Levine for Congress  
Campaign Committee



Bruce Corwin, Treasurer  
Berman for Congress  
Campaign Committee

92040920069



202800805 RECEIVED AT THE FEC 202805

# Matthew Martinez

## Democrat for Congress

September 12, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Charles N. Steele  
General Counsel  
Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Dear Sirs:

This is in response to your letter of August 24 regarding MUR 1461. We believe the allegations by the National Foundation to Fight Political Corruption are completely untrue and are totally politically motivated.

The evidence for the latter claim is that mailings and literature were distributed by the Ramirez for Congress Campaign Committee claiming that Martinez was "under investigation" for violations of election reporting laws no more than two days after the National Foundation to Fight Political Corruption's complaint. Of necessity, this literature and mail was prepared either simultaneous with or in advance of the filing of the complaint.

That the allegations are false is readily apparent. First, the Martinez for Congress Campaign did in fact pay \$13,000 to Californians for Democratic Representation for advertising space in their slate mailing program. Copies of some of the variations of mailings are attached. A copy of our campaign report indicating this payment is also attached.

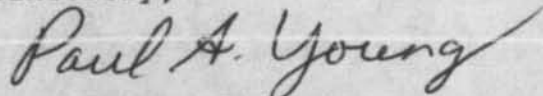
Second, the Elder Election Committee is a federal election committee that has filed a campaign report with the FEC. Friends of Robinson PAC is a federally registered political action committee (ID # C00096297). Both contributions to the Martinez campaign committee were permissible under federal law.

92040920070

Third, upon notification by the FEC that the Armenian National Committee PAC had not yet reached the status of an official political action committee, both Martinez campaign committees returned the contribution. Subsequent to the date of its qualification, the Armenian National Committee PAC reissued its contributions to the two Martinez committees (Special and Regular).

I hope I have answered all of your questions. Please let me know if I can be of any further assistance.

Sincerely,



Paul Young, Treasurer  
Martinez for Congress-Special  
Martinez for Congress

92040920071

# REPORT OF RECEIPTS AND DISBURSEMENTS For an Authorized Committee

(Summary Page)

Committee (in Full)

**Martinez for Congress**  
Address (Number and Street)

**444 E. Garvey Ave.**

City, State and ZIP Code

**Monterey Park, Ca. 91754**

2. FEC Identification Number

**099988**

3. Is this Report an Amendment?

☐ YES

☒ NO

☐ Check if address is different than previously reported.

4.

## TYPE OF REPORT

☐ 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)

☐ Twelfth day report preceding

(Type of Election)

election on \_\_\_\_\_ in the State of \_\_\_\_\_

☐ Thirtieth day report following the General Election

on \_\_\_\_\_ in the State of \_\_\_\_\_

☐ Termination Report

This report contains activity for — ☒ Primary Election ☒ General Election ☐ Special Election ☐ Runoff Election

## SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>5/20/82</u> Through <u>6/30/82</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 52,875	\$ 76,077
(b) Total Contribution Refunds (from Line 20d)	\$ 5,000	\$ 5,000
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 47,875	\$ 71,077
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 54,631	\$ 120,016
(b) Total Offsets to Operating Expenditures (from Line 14)	\$ -0-	\$ -0-
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 54,631	\$ 120,016
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 61	
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)	\$ 38,885	

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

For further information, contact:

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

Paul Young

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

7/14/82  
Date

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.

FEC FORM 3 (3/78)

92040920072



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

Name of Committee (in Full)

Martinez for Congress

Report Covering the Period:

From: 5/20/82

To: 6/30/82

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

24,226

38,853

(Memo Entry Unitemized \$ 4,315 )

(b) Political Party Committees

5,000

5,000

(c) Other Political Committees

23,649

32,224

(d) The Candidate

-0-

-0-

(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)

52,875

76,077

-0-

-0-

**12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES**

**13. LOANS:**

(a) Made or Guaranteed by the Candidate

-0-

35,000

(b) All Other Loans

2,000

2,000

(c) TOTAL LOANS (add 13a and 13b)

2,000

37,000

**14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)**

-0-

-0-

**15. OTHER RECEIPTS (Dividends, Interest, etc.)**

-0-

-0-

**16. TOTAL RECEIPTS (Add 11e, 12, 13c, 14 and 15)**

54,875

113,077

**II. DISBURSEMENTS**

**17. OPERATING EXPENDITURES**

54,631

120,016

**18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES**

-0-

-0-

**19. LOAN REPAYMENTS:**

(a) Of Loans Made or Guaranteed by the Candidate

(b) Of All Other Loans

-0-

-0-

(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)

**20. REFUNDS OF CONTRIBUTIONS TO:**

(a) Individuals/Persons Other Than Political Committees

(b) Political Party Committees

(c) Other Political Committees

5,000

5,000

(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)

5,000

5,000

**21. OTHER DISBURSEMENTS**

-0-

-0-

**22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)**

59,631

125,016

**III. CASH SUMMARY**

23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD

4,817

24. TOTAL RECEIPTS THIS PERIOD (From Line 16)

54,875

25. SUBTOTAL (Add Line 23 and Line 24)

59,692

26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)

59,631

27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)

61

92040920073

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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Ernest M. Camacho 617 S. Olive St., #815 Los Angeles, Ca. 90014  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Attorney Aggregate Year-to-Date—\$ 325	<b>Date (month, day, year)</b> 5/20/82	<b>Amount of Each Receipt This Period</b> 325
<b>B. Full Name, Mailing Address and ZIP Code</b>  Andy M. Camacho 4545 Encino Ave. Encino, Ca. 91316  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Attorney Aggregate Year-to-Date—\$ 325	<b>Date (month, day, year)</b> 5/20/82	<b>Amount of Each Receipt This Period</b> 325
<b>C. Full Name, Mailing Address and ZIP Code</b>  Edward L. Kunekel 617 S. Olive St., #707 Los Angeles, Ca. 90014  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Attorney Aggregate Year-to-Date—\$ 325	<b>Date (month, day, year)</b> 5/20/82	<b>Amount of Each Receipt This Period</b> 325
<b>D. Full Name, Mailing Address and ZIP Code</b>  Wayne Tam 410 S. Date Alhambra, Ca. 91803  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Wayne Tam</i> <i>Self-Employed</i> <b>Occupation</b> <i>Attorney</i> Aggregate Year-to-Date—\$ 500	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 500
<b>E. Full Name, Mailing Address and ZIP Code</b>  Mina Shirvanian 1641 Oakengate Dr. Glendale, Ca. 91207  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Mina Shirvanian</i> <b>Occupation</b> <i>Attorney</i> Aggregate Year-to-Date—\$ 400	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 400
<b>F. Full Name, Mailing Address and ZIP Code</b>  Winston Ko 1020 Del la Fuente St. Monterey Park, Ca. 91754  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Winston Ko</i> <b>Occupation</b> <i>Attorney</i> Aggregate Year-to-Date—\$ 400	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 400
<b>G. Full Name, Mailing Address and ZIP Code</b>  Max Palevsky 924 Westwood Blvd., #700 Los Angeles, Ca. 90024  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Investor Aggregate Year-to-Date—\$ 1,000	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>SUBTOTAL of Receipts This Page (optional)</b>			3,275
<b>TOTAL This Period (last page this line number only)</b>			

92040920074

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Name of Committee (in Full)

Martinez for Congress

A. Full Name, Mailing Address and ZIP Code

Xtra Girl Office System  
1730 W. Olympic, #300  
Los Angeles, Ca 90015

Name of Employer

Date (month,  
day, year)  
5/29/82

Amount of Each  
Receipt This Period  
400

Occupation

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

Aggregate Year-to-Date—\$ 400

B. Full Name, Mailing Address and ZIP Code

Jane Weintraub  
9601 Wilshire Blvd., #508  
Beverly Hills, Ca. 90210

Name of Employer

None

Date (month,  
day, year)  
5/29/82

Amount of Each  
Receipt This Period  
1,000

Occupation

Homemaker

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

Aggregate Year-to-Date—\$ 1,000

C. Full Name, Mailing Address and ZIP Code

Jerry Weintraub  
9601 Wilshire Blvd., #508  
Beverly Hills, Ca. 90210

Name of Employer

Management III

Date (month,  
day, year)  
5/29/82

Amount of Each  
Receipt This Period  
1,000

Occupation

President

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

Aggregate Year-to-Date—\$ 1,000

D. Full Name, Mailing Address and ZIP Code

Patrick W. Deel  
13900 Panay Way, #R-116  
Marina Del Rey, Ca. 90291

Name of Employer

Date (month,  
day, year)  
5/29/82

Amount of Each  
Receipt This Period  
1,000

Occupation

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

Aggregate Year-to-Date—\$ 1,000

E. Full Name, Mailing Address and ZIP Code

Bob Chang  
420 N. Atlantic Blvd.  
Monterey Park, Ca. 91754

Name of Employer

Best Western Monterey  
Park Inn

Date (month,  
day, year)  
5/29/82

Amount of Each  
Receipt This Period  
400

Occupation

Owner

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

Aggregate Year-to-Date—\$ 400

F. Full Name, Mailing Address and ZIP Code

Mary Woodard Lasker  
865-1st Ave.  
New York, N.Y. 10017

Name of Employer

Self-Employed

Date (month,  
day, year)  
6/2/82

Amount of Each  
Receipt This Period  
1,000

Occupation

Investor

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

Aggregate Year-to-Date—\$ 1,000

G. Full Name, Mailing Address and ZIP Code

Fernando Barreto  
1310 Echo Park Ave., #6  
Los Angeles, Ca. 90026

Name of Employer

Self-Employed

Date (month,  
day, year)  
6/2/82

Amount of Each  
Receipt This Period  
600

Occupation

D.D.S.

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

Aggregate Year-to-Date—\$ 600

SUBTOTAL of Receipts This Page (optional)

5,400

TOTAL This Period (last page this line number only)

92040920075



## SCHEDULE A

## ITEMIZED RECEIPTS

Page 3 of 4 for  
 LINE NUMBER 113  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Summary Page)

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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Basilio H. Martinez 226 Peacock Lane Montebello, Ca. 90640  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Self Employed</i> <i>has made to make</i> <i>this information</i>  <b>Occupation</b>  <b>Aggregate Year-to-Date—\$</b> 600	<b>Date (month, day, year)</b> 6/2/82	<b>Amount of Each Receipt This Period</b> 600
<b>B. Full Name, Mailing Address and ZIP Code</b>  Wiley S. Stilwell 18753 Ludlow Northridge, Ca. 91324  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Self Employed</i> <i>has made to make</i> <i>this information</i>  <b>Occupation</b>  <b>Aggregate Year-to-Date—\$</b> 1,000	<b>Date (month, day, year)</b> 6/4/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>C. Full Name, Mailing Address and ZIP Code</b>  John Weidner 923 Country Rd. Monterey Park, Ca. 91754  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> <i>Self Employed</i>  <b>Occupation</b>  <b>Aggregate Year-to-Date—\$</b> 200	<b>Date (month, day, year)</b> 6/4/82	<b>Amount of Each Receipt This Period</b> 200
<b>D. Full Name, Mailing Address and ZIP Code</b>  Carl Albert 1801 Century Park East, #2200 Los Angeles, Ca. 90067  Receipt For: <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify): 1,000 1,000	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Attorney  <b>Aggregate Year-to-Date—\$</b> 2,000	<b>Date (month, day, year)</b> 6/5/82	<b>Amount of Each Receipt This Period</b> 2,000
<b>E. Full Name, Mailing Address and ZIP Code</b>  Marilyn Gersten 1150 Laurel Way Beverly Hills, Ca. 90210  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> None  <b>Occupation</b> Homemaker  <b>Aggregate Year-to-Date—\$</b> 1,000	<b>Date (month, day, year)</b> 6/5/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>F. Full Name, Mailing Address and ZIP Code</b>  Albert Gersten, Jr. 1150 Laurel Way Beverly Hills, Ca. 90210  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Gersten Construction Co.  <b>Occupation</b> President  <b>Aggregate Year-to-Date—\$</b> 1,000	<b>Date (month, day, year)</b> 6/5/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>G. Full Name, Mailing Address and ZIP Code</b>  Carmen Warschaw 2324 N. Vermont Ave. Los Angeles, Ca. 90027  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Self-Employed  <b>Occupation</b> Investor  <b>Aggregate Year-to-Date—\$</b> 1,000	<b>Date (month, day, year)</b> 6/5/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>SUBTOTAL of Receipts This Page (optional)</b>			6,800
<b>TOTAL This Period (last page this line number only)</b>			

92040920076

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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Uri Harkham 857 S. San Pedro St. Los Angeles, Ca. 90014  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>  Jonathan Martin  <b>Occupation</b> Executive - V.P.  Aggregate Year-to-Date-\$ 1,000	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt this Period</b> 1,000
<b>B. Full Name, Mailing Address and ZIP Code</b>  Efrem Harkham 627 N. Foothill Blvd. Beverly Hills, Ca. 90210  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>  Jonathan Martin  <b>Occupation</b> Exec-V P.  Aggregate Year-to-Date-\$ 1,000	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>C. Full Name, Mailing Address and ZIP Code</b>  Merrill W. Francis 940 E. Main St. Alhambra, Ca. 91801  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>  Self-Employed  <b>Occupation</b> Attorney  Aggregate Year-to-Date-\$ 436	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 436
<b>D. Full Name, Mailing Address and ZIP Code</b>  Stuart Jaffe 1801 Century Park East, #1818 Los Angeles, Ca. 90067  Receipt For: <input checked="" type="checkbox"/> Primary <input checked="" type="checkbox"/> General <input type="checkbox"/> Other (specify): 1,000 1,000	<b>Name of Employer</b>  Charter Properties  <b>Occupation</b> Prop. Investor  Aggregate Year-to-Date-\$ 2,000	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 2,000
<b>E. Full Name, Mailing Address and ZIP Code</b>      Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>     <b>Occupation</b>    Aggregate Year-to-Date-\$	<b>Date (month, day, year)</b>    	<b>Amount of Each Receipt This Period</b>    
<b>F. Full Name, Mailing Address and ZIP Code</b>     Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>    <b>Occupation</b>   Aggregate Year-to-Date-\$	<b>Date (month, day, year)</b>   	<b>Amount of Each Receipt This Period</b>   
<b>G. Full Name, Mailing Address and ZIP Code</b>     Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>    <b>Occupation</b>   Aggregate Year-to-Date-\$	<b>Date (month, day, year)</b>   	<b>Amount of Each Receipt This Period</b>   
<b>SUBTOTAL of Receipts This Page (optional)</b>			4,436
<b>TOTAL This Period (last page this line number only)</b>			19,911

92040920077

**SCHEDULE A**

**ITEMIZED RECEIPTS**

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

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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Dem. Cong. Camp. Comm. 400 N. Capitol St., N.W., #319 Washington, D.C. 20001		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt this Period</b> 5,000
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> 5,000	
<b>B. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>C. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>D. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>E. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>F. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>G. Full Name, Mailing Address and ZIP Code</b>  _____		<b>Name of Employer</b>  _____	<b>Date (month, day, year)</b>  _____	<b>Amount of Each Receipt This Period</b>  _____
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify): _____		<b>Occupation</b>  _____	<b>Aggregate Year-to-Date—\$</b> _____	
<b>SUBTOTAL of Receipts This Page (optional)</b> .....				5,000
<b>TOTAL This Period (last page this line number only)</b> .....				5,000

92040920078



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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Congressman Fazio Camp. Comm. 934 Greenstar Way Sacramento, Ca. 95831	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 5/20/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 1,000		
<b>B. Full Name, Mailing Address and ZIP Code</b>  Machinists Non-Partisan Pol. League 1300 Connecticut Ave., N.W. Washington, D.C. 20036	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 5/20/82	<b>Amount of Each Receipt This Period</b> 5,000
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 5,000		
<b>C. Full Name, Mailing Address and ZIP Code</b>  Carpenters Leg. Improvement Comm. 101 Constitution Ave., N.W. Washington, D.C. 20001	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 500
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 500		
<b>D. Full Name, Mailing Address and ZIP Code</b>  Friends of Monty Manibog 231 W. Garvey Ave. Monterey Park, Ca. 91754	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 5/25/82	<b>Amount of Each Receipt This Period</b> 99
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 99		
<b>E. Full Name, Mailing Address and ZIP Code</b>  Am. Fed. of State, Co. & Municipal Employees 1625 C St., N.W. Washington, D.C. 20036	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 5/29/82	<b>Amount of Each Receipt This Period</b> 1,500
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 1,500		
<b>F. Full Name, Mailing Address and ZIP Code</b>  Friends of Assemblyman Richard Robinson Box 702 Santa Ana, Ca. 92701	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 6/4/82	<b>Amount of Each Receipt This Period</b> 3,000
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 3,000		
<b>G. Full Name, Mailing Address and ZIP Code</b>  Pol. Action Council of Educators 400 ...	<b>Name of Employer</b>   <b>Occupation</b>	<b>Date (month, day, year)</b> 6/4/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>Receipt For:</b> <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Aggregate Year-to-Date—\$</b> 1,000		
<b>SUBTOTAL of Receipts This Page (optional)</b>			12,099
<b>TOTAL This Period (last page this line number only)</b>			

92040920079

## SCHEDULE A

## ITEMIZED RECEIPTS

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

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Name of Committee (in Full)

Martinez for Congress

<b>A. Full Name, Mailing Address and ZIP Code</b>  Nat. Educ. Assoc. PAC 1201 - 16th St., N.W. Washington, D.C. 20036  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>   <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>5,000</u>	<b>Date (month, day, year)</b> 6/4/82	<b>Amount of Each Receipt this Period</b> 5,000
<b>B. Full Name, Mailing Address and ZIP Code</b>  Elder Election Comm. 3651 Atlantic Ave. Long Beach, Ca. 90807  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>   <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>1,000</u>	<b>Date (month, day, year)</b> 6/5/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>C. Full Name, Mailing Address and ZIP Code</b>  Pol. Ed. Fund of the Bldg. & Const 815 - 16th St., N.W., #603 Washington, D.C. 20006  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b> Trades Dept.  <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>300</u>	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 300
<b>D. Full Name, Mailing Address and ZIP Code</b>  Drive-42 1616 W. 9th St. Los Angeles, Ca. 90015  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>   <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>1,000</u>	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 1,000
<b>E. Full Name, Mailing Address and ZIP Code</b>  Armenian National Comm. PAC 1501 Venice Blvd. Los Angeles, Ca. 90006  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>   <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>5,000</u>	<b>Date (month, day, year)</b> 6/8/82	<b>Amount of Each Receipt This Period</b> 4,000
<b>F. Full Name, Mailing Address and ZIP Code</b>  Dymally for Congress Comm. 1245 - 4th St., S.W., #E307 Washington, D.C. 200024  Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>   <b>Occupation</b>  Aggregate Year-to-Date-\$ <u>500</u>	<b>Date (month, day, year)</b> 6/21/82	<b>Amount of Each Receipt This Period</b> 250
<b>G. Full Name, Mailing Address and ZIP Code</b>     Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Name of Employer</b>     <b>Occupation</b>     Aggregate Year-to-Date-\$	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt This Period</b>
<b>SUBTOTAL of Receipts This Page (optional)</b>			11,550
<b>TOTAL This Period (last page this line number only)</b>			23,649

92040920080

## SCHEDULE A

## ITEMIZED RECEIPTS

Page 1 of 1 for  
 LINE NUMBER 13b  
 (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) Martinez for Congress			
A. Full Name, Mailing Address and ZIP Code  Joseph Shalant 14948 Camarosa Dr. Pacific Palisades, Ca. 90272		Name of Employer <i>self-employed</i>	Date (month, day, year) 6/8/82
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation <i>Attorney</i>	Amount of Each Receipt this Period 1,000
		Aggregate Year-to-Date—\$ 1,000	
B. Full Name, Mailing Address and ZIP Code  Frances T. Shalant 14948 Camarosa Dr. Pacific Palisades, Ca. 90272		Name of Employer <i>self-employed</i>	Date (month, day, year) 6/8/82
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation <i>Attorney</i>	Amount of Each Receipt This Period 1,000
		Aggregate Year-to-Date—\$ 1,000	
C. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation	Amount of Each Receipt This Period
		Aggregate Year-to-Date—\$	
D. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation	Amount of Each Receipt This Period
		Aggregate Year-to-Date—\$	
E. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation	Amount of Each Receipt This Period
		Aggregate Year-to-Date—\$	
F. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation	Amount of Each Receipt This Period
		Aggregate Year-to-Date—\$	
G. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		Occupation	Amount of Each Receipt This Period
		Aggregate Year-to-Date—\$	
SUBTOTAL of Receipts This Page (optional)			2,000
TOTAL This Period (last page this line number only)			2,000

92040920081



**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Page 1 of 2 for  
 LINE NUMBER 17  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Summary Page)

Any information copied from such Reports and 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)

Martinez for Congress

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
J. Paul Vargas 119 S. Everett St., #5 Glendale, Ca. 91205	Fee & Expenses	5/20/82	82
		6/4/82	250
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
Golden Shark Restaurant 122 Japanese Village Plaza Mall Los Angeles, Ca.	Dinner	5/21/82	1,700
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
U.S. Postmaster Los Angeles, Ca.	Postage	5/24/82	4,400
		6/3/82	1,100
		6/3/82	4,350
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
" "	" "	6/3/82	300
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
Below-Tobe 901 E. 31st St. Los Angeles, Ca. 90011	Computer Work	5/24/82	4,800
		5/25/82	783
		5/29/82	6,558
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
" "	" "	6/1/	2,666
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
Franklin Press 1001 S. Arrowhead Ave. San Bernardino, Ca.	Printing	5/25/82	1,614
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
Pacific Telephone Van Nuys, Ca.	Telephone Service	5/25/82	329
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
Thomas Graphics 4281 W. 3rd St. Los Angeles, Ca.	Printing	6/3/82	2,277

SUBTOTAL of Disbursements This Page (optional) ..... 31,209

TOTAL This Period (last page this line number only) .....

92040920082

## SCHEDULE B

## ITEMIZED DISBURSEMENTS

Page 2 of 2 for  
 LINE NUMBER 17  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Summary Page)

Any information copied from such Reports and 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)

Martinez for Congress

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Calif. for Democratic Representation 1435 S. La Cienega Ave., #101 Los Angeles, Ca. 90035	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	6/5/82 6/5/82	11,000 2,000
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
BAD Campaigns 1435 S. La Cienega, #101 Los Angeles, Ca. 90035	Fee Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	6/8/82	9,000
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Kinde Durkee 262 Covina Ave., #3 Long Beach, Ca. 90803	Fee Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	6/24/82	750
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		
SUBTOTAL of Disbursements This Page (optional)			22,750
TOTAL This Period (last page this line number only)			53,959

92040920083

## SCHEDULE B

## ITEMIZED DISBURSEMENTS

Page 1 of 1 for  
 LINE NUMBER 20c  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Summary Page)

Any information copied from such Reports and 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)

Martinez for Congress

A. Full Name, Mailing Address and ZIP Code

Org. for Safe & Sane Fireworks  
 P.O. Box 20594  
 San Jose, Ca. 95160

Purpose of Disbursement

Refund

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)  
5/27/82

Amount of Each  
 Disbursement This Period  
1,000

B. Full Name, Mailing Address and ZIP Code

Armenian National Comm.  
 1501 Venice Blvd.  
 Los Angeles, Ca. 90006

Purpose of Disbursement

Refund

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)  
6/7/82

Amount of Each  
 Disbursement This Period  
4,000

C. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

D. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

E. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

F. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

G. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

H. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

I. Full Name, Mailing Address and ZIP Code

Purpose of Disbursement

Disbursement for: ☐ Primary ☐ General  
☐ Other (specify):

Date (month,  
 day, year)

Amount of Each  
 Disbursement This Period

SUBTOTAL of Disbursements This Page (optional)

5,000

TOTAL This Period (last page this line number only)

5,000

92040920084



Name of Committee (in Full) <b>Martinez for Congress</b>			
<b>A. Full Name, Mailing Address and ZIP Code of Loan Source</b>  Matthew G. Martinez 439 S. New Ave. Monterey Park, Ca. 91754 Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (Specify):	<b>Original Amount of Loan</b>  15,000  Personal	<b>Cumulative Payment To Date</b>  -0-	<b>Balance Outstanding at Close of This Period</b>  15,000
Terms: Date Incurred <u>3/31/82</u> Date Due _____ Interest Rate _____ % (apr) <input type="checkbox"/> Secured			
List All Endorsers or Guarantors (if any) to Item A			
1. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
2. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
3. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
<b>B. Full Name, Mailing Address and ZIP Code of Loan Source</b>  Matthew G. Martinez 439 S. New Ave. Monterey Park, Ca. 91754 Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (Specify):			
<b>Original Amount of Loan</b>  20,000  Personal		<b>Cumulative Payment To Date</b>  -0-	<b>Balance Outstanding at Close of This Period</b>  20,000
Terms: Date Incurred <u>5/17/82</u> Date Due _____ Interest Rate _____ % (apr) <input type="checkbox"/> Secured			
List All Endorsers or Guarantors (if any) to Item B			
1. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
2. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
3. Full Name, Mailing Address and ZIP Code	Name of Employer		
	Occupation		
	Amount Guaranteed Outstanding: \$		
SUBTOTALS This Period This Page (optional)			35,000
TOTALS This Period (last page in this line only)			
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.			

92040920085

Name of Committee (in Full) <b>Martinez for Congress</b>				
A. Full Name, Mailing Address and ZIP Code of Loan Source  <b>Joseph Shalant 14948 Camarosa Dr. Pacific Palisades, Ca. 90272</b>	Original Amount of Loan <b>1,000</b>  <b>Personal</b>	Cumulative Payment To Date <b>-0-</b>	Balance Outstanding at Close of This Period <b>1,000</b>	
Terms: Date Incurred <b>6/8/82</b> Date Due _____ Interest Rate _____ % (apr) <input type="checkbox"/> Secured				
List All Endorsers or Guarantors (if any) to Item A				
1. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
2. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
3. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
B. Full Name, Mailing Address and ZIP Code of Loan Source  <b>Frances T. Shalant 14948 Camarosa Dr. Pacific Palisades, Ca. 90272</b>				
		Original Amount of Loan <b>1,000</b>	Cumulative Payment To Date <b>-0-</b>	Balance Outstanding at Close of This Period <b>1,000</b>
Election: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):				
Terms: Date Incurred <b>6/8/82</b> Date Due _____ Interest Rate _____ % (apr) <input type="checkbox"/> Secured				
List All Endorsers or Guarantors (if any) to Item B				
1. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
2. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
3. Full Name, Mailing Address and ZIP Code	Name of Employer			
	Occupation			
	Amount Guaranteed Outstanding: \$			
SUBTOTALS This Period This Page (optional) . . . . .				<b>2,000</b>
TOTALS This Period (last page in this line only) . . . . .				<b>37,000</b>
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.				

92040920086

**SCHEDULE D**  
(Revised 3/80)

**DEBTS AND OBLIGATIONS**  
**Excluding Loans**

Page 1 of 1 for  
LINE NUMBER 10  
(Use separate schedules  
for each numbered line)

Name of Committee (in Full)	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
Martinez for Congress				
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor  Matthew G. Martinez 439 S. New Ave. Monterey Park, Ca. 91754	914	971	-0-	1,885
Nature of Debt (Purpose): Rent				
B. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
C. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
1) SUBTOTALS This Period This Page (optional) . . . . .				1,885
2) TOTAL This Period (last page this line only) . . . . .				1,885
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only) . . . . .				37,000
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only) . . . . .				38,885

72040720081



# Mailogram

261 58 94 111 119 139 151

MISS DEMORAH J BROWN  
136 N HAMILTON DR S  
BEVERLY HILLS, CA 90211

\*\*\*\*\* YOUR POLLING PLACE IS \*\*\*\*\*  
XXXXXXXXXX AT XXXXXXXXXXXX

MARTINEZ FOR CONGRESS, GARCIA FOR STATE SENATE, AND POLANCO FOR ASSEMBLY -- OUR COMMUNITY'S DEMOCRATIC TEAM.

MATTHEW MARTINEZ IS THE CLEAR DEMOCRATIC CHOICE FOR CONGRESS. HE WILL FIGHT REAGAN'S DISASTROUS ECONOMIC POLICIES.

ALEX GARCIA IS A STRONG AND HONEST STATE SENATOR. HIS OPPONENT, TORRES, IS AN ENEMY OF THE UNITED FARM WORKERS.

RICHARD POLANCO IS A 'KENNEDY DEMOCRAT' WHO HAS BROUGHT OUR COMMUNITY TOGETHER. HE DESERVES OUR VOTE FOR ASSEMBLY.

MARTINEZ, GARCIA AND POLANCO DESERVE OUR SUPPORT. THEY ARE A GREAT DEMOCRATIC TEAM FOR OUR COMMUNITY.

CESAR CHAVEZ, PRESIDENT  
UNITED FARM WORKERS

**VOTE\*\*\***  
**DEMOCRAT**  
FOR BETTER GOVERNANCE

## Democratic Primary Slate

Take This With You To The Polls



**VOTE\*\*\***  
**DEMOCRAT**  
FOR BETTER GOVERNANCE

Governor  
**TOM BRADLEY**

Lieutenant Governor  
**LEO T. MCCARTHY**

Secretary of State  
**MARCH FONG EU**

Controller  
**KENNETH CORY**

Treasurer  
**JESSE M. UNRUH**

Attorney General  
**JOHN VAN de KAMP**

State Board of Equalization  
**SAUL LANKSTER**

U.S. Senator  
**EDMUND G. BROWN JR**

U.S. Representative  
**MATTHEW MARTINEZ**

STATE SENATE  
ALEX GARCIA

STATE ASSEMBLY  
RICHARD POLANCO

Judge of the Superior Court  
#1 David A. Workman  
#2 David A. Ziskrout  
#8 Lawrence J. Rittenband  
#48 Kenneth Chang  
#49 William J. McVittie  
#80 Robert L. LaFont  
#102 Ernest M. Hiroshige

SUPT. OF SCHOOLS  
WILSON FILES

Assessor  
**ALEXANDER H. POPE**

SHERIFF  
BOB FELICIANO

SUPERVISOR  
EDMUND EDELMAN

State Measures

1. FOR	7. NO
2. YES	8. NO
3. YES	9. YES
4. YES	10. YES
5. NO	11. YES
6. NO	12. YES

YES ON 9  
SAVE OUR WATER

An Unofficial Endorsement

Governor  
**TOM E**

Lieutenant Governor  
**LEO T.**

Secretary of State  
**MARCI**

Controller  
**KENNE**

Treasurer  
**JESSE**

Attorney General  
**JOHN**

State Board of Equalization  
**SAUL**

U.S. Senator  
**EDMUN**

U.S. Representative  
**MATTH**

880029404209

MRS CAROL J SEGERMARK  
120 S FEEVES DR 302  
BEVERLY HILLS, CA 90212

\*\*\*\*\* YOUR VOLLING PLACE IS \*\*\*\*\*  
XXXXXXXXXX AT XXXXXXXXXXXX

MARTINEZ FOR CONGRESS, GARCIA FOR STATE SENATE, AND POLANCO  
FOR ASSEMBLY -- OUR COMMUNITY'S DEMOCRATIC TEAM.

MATTHEW MARTINEZ IS THE CONSENSUS DEMOCRATIC CHOICE FOR  
CONGRESS. HE WILL FIGHT THE REAGAN ECONOMIC POLICIES.

ALEX GARCIA IS A STRONG AND HONEST STATE SENATOR. HIS  
OPPONENT, TORRES, IS BACKED BY REPUBLICAN BIG BUSINESS.

RICHARD POLANCO IS AN ANTI-CRIME DEMOCRAT WHO HAS BEEN  
ENDORSED BY MAJOR LAW ENFORCEMENT ORGANIZATIONS.

HARLAND PRAUN, CHAIRMAN  
CALIFORNIANS FOR DEMOCRATIC REPRESENTATION

P.S. EAST LOS ANGELES MUNICIPAL COURT JUDGE DAVID PEREZ  
DESERVES ALL DEMOCRATS' VOTES IN HIS BID FOR RE-ELECTION.

**VOTE\*\*\***  
**DEMOCRAT**  
FOR BETTER GOVERNMENT

## Democratic Primary Slate

Take This With You To The Polls



Governor

**TOM BRADLEY**

Lieutenant Governor

**LEO T. McCARTHY**

Secretary of State

**MARCH FONG EU**

Controller

**KENNETH CORY**

Treasurer

**JESSE M. UNRUH**

Attorney General

**JOHN VAN de KAMP**

State Board of Equalization

**SAUL LANKSTER**

U.S. Senator

**EDMUND G. BROWN JR**

U.S. Representative

**MATTHEW MARTINEZ**

STATE SENATE  
**ALEX GARCIA**

STATE ASSEMBLY  
**RICHARD POLANCO**

Judge of the Superior Court

#1 David A. Workman  
#2 David A. Ziskrout  
#8 Lawrence J. Rittenband  
#48 Kenneth Chang  
#49 William J. McVittie  
#80 Robert L. LaFont  
#102 Ernest M. Hiroshige

MUNICIPAL JUDGE

**DAVID PEREZ**

SUPT. OF SCHOOLS

**WILSON RILES**

Assessor

**ALEXANDER H. POPE**

SHERIFF

**BOB FELICIANO**

SUPERVISOR

**EDMUND EDELMAN**

State Measures

1. FOR	7. NO
2. YES	8. NO
3. YES	9. YES
4. YES	10. YES
5. NO	11. YES
6. NO	12. YES

YES ON 9  
SAVE OUR WATER

An Unofficial Endorsement

202764

RECEIVED AT THE FEC

Andrew P. Marincovich, C.P.A. 82 SEP 16 P 1: 58  
3711 Long Beach Boulevard, Suite 424  
Long Beach, California 90807

September 13, 1982

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

Attn: Mr. Kenneth A. Gross,  
Associate General Counsel

Re: MUR 1461

Dear Sir:

On July 15, 1982, while preparing the Elder Election Committee report for the Federal Election Commission, our office was in constant touch with Kathleen Beuzard (800-424-9503) of the FEC, regarding the proper procedure for filing. Ms. Beuzard indicated that, even though our contribution to the Martinez Campaign was dated June 4, 1982, we could file for our Identification Number at the time we filed our report, which we did. For your information, a copy of the Elder Election Committee report, dated July 15, 1982, is enclosed, along with a copy of the committee's issued Identification Number 103934.

There were no corporate contributions made to the Federal "Elder Election Committee". Assemblyman Elder has a State committee, "Elder for Assembly Committee", to which corporate contributions may be made. We do not believe that there are grounds for action against the Elder Election Committee.

Cordially,

Andrew Marincovich, Treasurer  
Elder Election Committee  
3651 Atlantic Avenue  
Long Beach, California 90807

APM/jm

Enclosures

2 SEP 16 P 3: 46

92040920090



92040920091

NOTICE OF RECEIPT

This is to acknowledge receipt of the document(s) listed below, filed pursuant to the provisions of the Federal Election Campaign Act, as amended.

103934 IS YOUR IDENTIFICATION NUMBER.  
PLEASE USE IT ON ALL CORRESPONDENCE  
AND CHECKS SUBMITTED TO THIS OFFICE.

TYPE OF DOCUMENT (as specified by submitting candidate or committee)	DATE RECEIVED
COMMITTEE REGISTRATION	07/23/82
JULY 15 RECEIPT	07/23/82

Office of the Clerk  
Office of Records and Registration  
U.S. House of Representatives  
Washington, D.C. 20515

*James P. ...*

U.S. HOUSE OF REPRESENTATIVES

ELLEN ELECTION COMMITTEE (UNAUTH)  
ANNE MARINOVICH, TEXAS.  
3651 ATLANTIC AVE.  
LONG BEACH, CA  
508C7

RECEIVED AT THE F  
CCH # 8481  
82 SEP 16 P 1: 5

# REPORT OF RECEIPTS AND DISBURSEMENTS

Political Committee Other Than an Authorized Committee

RECEIVED AT THE F

(Summary Page)

82 SEP 16 P 1: 5

1. Name of Committee (in Full)  
**ELDER ELECTION COMMITTEE**

Address (Number and Street)  
**3651 ATLANTIC AVE.**

City, State and ZIP Code  
**LONG BEACH, CALIFORNIA 90807**

☐ Check if address is different than previously reported.

2. FEC Identification Number  
**APPLIED FOR**

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on N/A (date)

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 General Election  
on \_\_\_\_\_ in the State of \_\_\_\_\_  
☐ Termination Report

(b) Is this Report an Amendment?  
☐ YES ☒ NO

## SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>6-4-82</u> Through <u>6-30-82</u>		
6. (a) Cash on Hand <del>Beginning</del> <u>6-4-82</u>		\$ 2,000.00
(b) Cash on Hand at Beginning of Reporting Period	\$ 2,000.00	
(c) Total Receipts (from Line 18)	\$ -0-	\$ -0-
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 2,000.00	\$ 2,000.00
7. Total Disbursements (from Line 28)	\$ 2,000.00	\$ 2,000.00
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	\$ -0-	\$ -0-
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ N/A	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ N/A	

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

For further information, contact:

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

**Andrew Marincovich**

Type or Print Name of Treasurer

*Andrew P. Marincovich*  
SIGNATURE OF TREASURER

July 15, 1982

Date

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)

92040920092

Name of Committee (in Full)

ELDER ELECTION COMMITTEE

Report Covering the Period

From 6-4-82

To: 6-30-82

82 SEP 16 P 1: 58

**I. RECEIPTS**

**11. CONTRIBUTIONS (other than loans) FROM:**

(a) Individuals/Persons Other Than Political Committees

(Memo Entry Unitemized \$ )

(b) Political Party Committees

(c) Other Political Committees

(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)

**12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES**

**13. ALL LOANS RECEIVED**

**14. LOAN REPAYMENTS RECEIVED**

**15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)**

**16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES**

**17. OTHER RECEIPTS (Dividends, Interest, etc.)**

**18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)**

**II. DISBURSEMENTS**

**19. OPERATING EXPENDITURES**

**20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES**

**21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES**

**22. INDEPENDENT EXPENDITURES (Use Schedule E)**

**23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)**

**24. LOAN REPAYMENTS MADE**

**25. LOANS MADE**

**26. REFUNDS OF CONTRIBUTIONS TO:**

(a) Individuals/Persons Other Than Political Committees

(b) Political Party Committees

(c) Other Political Committees

(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)

**27. OTHER DISBURSEMENTS**

**28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)**

**III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES**

**29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d**

**30. TOTAL CONTRIBUTION REFUNDS from Line 26d**

**31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)**

**32. TOTAL OPERATING EXPENDITURES from Line 19**

**33. OFFSETS TO OPERATING EXPENDITURES from Line 15**

**34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)**

**COLUMN A**  
Total This Period

**COLUMN B**  
Calendar Year-to-Date

-0-

-0-

\$2,000.00

\$2,000.00

\$2,000.00

\$2,000.00



**SCHEDULE A**

**ITEMIZED RECEIPTS  
FOR  
CASH ON HAND**

Page 1 of 1 for (b)  
LINE NUMBER 6  
(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)

**ELDER ELECTION COMMITTEE**

<b>A. Full Name, Mailing Address and ZIP Code</b> James Ramo 8478 Allenwood Rd. Los Angeles, CA 90046		<b>Name of Employer</b> TM Cablevision 2935 Redondo Ave. Long Beach, CA 90806	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Receipt this Period</b> \$ 100.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b> Regional Vice-Pres.	<b>Aggregate Year-to-Date—\$</b> \$100.00	
<b>B. Full Name, Mailing Address and ZIP Code</b> Calif. Pharmacists PAC 555 Capitol Mall, Ste. 635 Sacramento, CA 95814		<b>Name of Employer</b> #741831	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Receipt This Period</b> 200.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b> Political Action Comm.	<b>Aggregate Year-to-Date—\$</b> \$200.00	
<b>C. Full Name, Mailing Address and ZIP Code</b> Ca. Assn. Highway Patrolmen PAC 2030 V Street Sacramento, CA 95818		<b>Name of Employer</b> #802001	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Receipt This Period</b> 350.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b> Political Action Comm.	<b>Aggregate Year-to-Date—\$</b> \$350.00	
<b>D. Full Name, Mailing Address and ZIP Code</b> L. A. County Carpenters 500 S. Virgil Avenue Los Angeles, CA 90020		<b>Name of Employer</b> #742028	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Receipt This Period</b> 350.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b> Political Action Comm.	<b>Aggregate Year-to-Date—\$</b> \$350.00	
<b>E. Full Name, Mailing Address and ZIP Code</b> Fund For Insurance Education 1211 K Street Mall Sacramento, CA 95814		<b>Name of Employer</b> #743846	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Receipt This Period</b> 1,000.00
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b> Political Committee	<b>Aggregate Year-to-Date—\$</b> \$1000.00	
<b>F. Full Name, Mailing Address and ZIP Code</b>		<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt This Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b>	<b>Aggregate Year-to-Date—\$</b>	
<b>G. Full Name, Mailing Address and ZIP Code</b>		<b>Name of Employer</b>	<b>Date (month, day, year)</b>	<b>Amount of Each Receipt This Period</b>
<b>Receipt For:</b> <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):		<b>Occupation</b>	<b>Aggregate Year-to-Date—\$</b>	
<b>SUBTOTAL of Receipts This Page (optional)</b>				
<b>TOTAL This Period (last page this line number only)</b>				\$2,000.00

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**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Page 1 of 1 for  
 LINE NUMBER 21  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Summary Page)

Any information copied from such Reports and 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) <b>ELDER ELECTION COMMITTEE</b>			
<b>A. Full Name, Mailing Address and ZIP Code</b> Matthew Martinez For Congress 440 E. Garvey St. Monterey Park, CA 91754	<b>Purpose of Disbursement</b> Matthew Martinez 30th C.D.-California  Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Disbursement This Period</b>  \$1,000.00
<b>B. Full Name, Mailing Address and ZIP Code</b> Matthew Martinez for Congress-Special Election 440 E. Garvey St. Monterey Park, CA 91754	<b>Purpose of Disbursement</b> Matthew Martinez 30th C.D.-California  Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input checked="" type="checkbox"/> Other (specify): Spec. Elec.	<b>Date (month, day, year)</b> 6-4-82	<b>Amount of Each Disbursement This Period</b>  \$1,000.00
<b>C. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>D. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>E. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>F. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>G. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>H. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>I. Full Name, Mailing Address and ZIP Code</b>	<b>Purpose of Disbursement</b>   Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	<b>Date (month, day, year)</b>	<b>Amount of Each Disbursement This Period</b>
<b>SUBTOTAL of Disbursements This Page (optional)</b> .....			
<b>TOTAL This Period (last page this line number only)</b> .....			<b>\$2,000.00</b>

92040920095

CALIFORNIANS FOR

DEMOCRATIC REPRESENTATION

RECEIVED AT THE FEC  
6cc# 8485  
82 SEP 16 P1:50

September 13, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Charles N. Steele  
General Counsel  
Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Dear Sirs:

We are writing in response to the allegations made against Californians for Democratic Representation by the "National Foundation to Fight Political Corruption" in its letters dated July 3, July 6, July 25, and August 11. We believe that the obviously partisan political motivation behind the complaints has led to a serious, but easily corrected, mischaracterization of the facts and applicable law. Accordingly, we believe that there is no basis for the Commission to further pursue the allegations.

Californians for Democratic Representation is a California organization formed for the purpose of producing and distributing slate mailings for its preferred California candidates and ballot measures. The funding of the Committee's program is similar to that of magazine, television and newspaper advertising. Candidates and ballot measures get value from CDR's services and publications commensurate with the funds CDR receives from the respective campaigns to pay for CDR's services. There are no contributions to candidates, nor are there expenditures for candidates. Payment is made and received for the slate mail "advertising" produced by CDR.

Approximately 90% of CDR's gross receipts came from California campaigns. The remaining 10% of receipts were paid to Californians for Democratic Representation by federal campaigns. As with the receipts from California campaigns, the federal campaign funds were essentially for the purchase of advertising space on slate mailers. In such circumstances, it is absurd to suggest that CDR was required to file as a Federal Multi-Candidate Committee. The Los Angeles Times is not required to

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82 SEP 16 P3:57

RECEIVED  
OFFICE OF THE  
GENERAL COUNSEL



file as such a committee--nor should be Californians for Democratic Representation. Neither receives contributions (as opposed to payments for "advertising" services); neither spends any money on behalf of candidates (apart from the very funds received from candidates to pay for services).

All federal campaigns that paid for their portion of the slate mail have reported those expenditures on their federal disclosure reports. Similarly, state campaigns have accurately disclosed their participation in the program on their campaign disclosure reports filed with the California Fair Political Practices Commission. Californians for Democratic Representation has fully disclosed its funding sources and expenditures in reports filed with the California FPPC. Copies of these reports have been attached. Please note that pursuant to the advice of the California FPPC, all income was reported as "miscellaneous receipts" rather than as "contributions received." The failure of the "National Foundation" to recognize this basic distinction has apparently prevented it from being able to distinguish the nature of CDR's funding from the funding of political action committees whose activities would be the subject of federal regulation.

The FEC has demonstrated by its past actions that it shares the view we set forth here. In previous years, Carl D'Agostino and Michael Berman have participated in various slate committees similar to CDR. The federal participants in these slate activities have accurately reported their expenditures according to federal law. Their actions, as well as the parent slate committee's actions, have never been questioned by the FEC. In fact, in previous years and this year, the FEC staff was called to confirm informally our common sense view. In all such discussions, the FEC could see no alternative to the view of the law presented here. No staff comment was made that indicated any problem in our proceeding the way we have.

Because of the reasons stated above and because literally dozens of slate mailing committees in California and around the country (we have attached just a few examples from the primary election in California) are indistinguishable from CDR, we believe that pursuit of the charges made by the National Foundation to Fight Political Corruption would be both contrary to law and an arbitrary and wasteful expenditure of time and money. Under the theories that are implicit in the National Foundation's complaints, all slate mailers and indeed most political advertising would be drastically and unwarrantedly restrained. The inevitable result of precluding federal candidates from spending more than the \$1,000 on slate activities would be to prohibit candidates and parties from participating jointly in coalition mail. Even if this were an objective with any support in federal law, its impact would certainly be of great consequence to the political process nationally. If the National Foundation to Fight Political Corruption wishes to promote radical new standards in this area, it should draft new or at

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least propose new legislation regulations, which might properly be the subject of extensive public hearings. An enforcement action based on the National Foundation's novel theories would plainly be improper.

The following are our responses to the specific allegations made by the National Foundation to Fight Political Corruption.

**ALLEGATION:** Californians for Democratic Representation failed to file as a Federal Multi-Candidate Committee.

**FACTS:** CDR has no obligation to file as a Federal Multi-Candidate Committee. Federal PACs accept funds from people and committees that wish to contribute to politics under the auspices of that PAC. CDR receives no contributions. It accepts payments from candidates for services provided to that candidate. As stated above, candidates get value from the production of mail exactly commensurate with the funding they provide.

**ALLEGATION:** CDR commingled personal and corporate funds in violation of the law.

**FACTS:** The Los Angeles Times accepts advertising dollars from both state and federal campaigns. It then runs ads for each campaign that has paid for advertising. This is analogous to federal campaign participation in CDR (with the exception that CDR has a point of view). CDR accepts funds from participating campaigns to publish advertising on their behalf. In fact, CDR's sole purpose in filing reports with the FPPC was to preclude any impression that it was refusing to make full disclosure of its receipts and expenditures. California's FPPC advised CDR that it was unsure of whether it was required to file.

**ALLEGATION:** (CDR) paid \$10,000 to Pacific Survey Research for either door to door solicitation or survey signature gathering which may have constituted an illegal in-kind contribution for a federal race.

**FACTS:** CDR contracted with a polling company, Pacific Survey Research, to conduct a phone survey in parts of L.A. County to serve as a useful research tool to aide CDR in producing a high-quality targeted slate mailing. The results of the survey were privileged to CDR and were in no way used to benefit any campaign, either state or federal. There was no door-to-door solicitation, nor was there any signature gathering.

**ALLEGATION:** (CDR) accepted illegal contributions from recognized federal (non-multi candidate) committees (Mel Levine for Congress \$15,000, Congressman Waxman Campaign Committee \$15,000, Berman for Congress \$15,000, Committee to Elect

92040920098



Esteven (sic) Torres \$15,000, and Dymally for Congress \$5,000).

**FACTS:** CDR accepted no contributions. The federal campaign committees mentioned spent money on behalf of their own candidates--in order to get votes for their own candidates. The value to each of the candidates necessitated an expense of more than \$1,000. The contribution limitations required by federal law apply to campaigns or individuals giving to political action committees or primary campaign committees in support of candidates. CDR fits none of these categories. There is certainly no limitation on the amount of money a federal campaign can spend at a television station, at the postmaster, or at a mailing house.

**ALLEGATION:** (CDR) made illegal in-kind contributions to certain federal candidates by allowing them to "buy-in" on a slate mailer at virtually no cost (Goldhammer for Congress \$50).

**FACTS:** No in-kind contributions were made to any candidate by CDR. First, CDR is not in a position to manufacture money. Since its total income was provided by the participating candidates, and since candidates derived political value from CDR's program precisely equivalent to the money they spent, there is no way any money could have been contributed to any candidate. Second, Goldhammer was only mentioned, and never featured, on the mailings produced by CDR. A careful examination of the almost 1,000 versions of CDR's mailings would clearly demonstrate to any fair analyst why Goldhammer's \$50 participation matched his received value. It should be noted that Goldhammer was unopposed in the Democratic Primary in a "safe" Republican district. Also, none of the principals of CDR know Mr. Goldhammer and had no intention of providing "special" help to his candidacy.

**ALLEGATION:** (CDR) made illegal and unreported in-kind contributions to other federal candidates who contributed nothing to the slate mailer (Jerry Brown for U.S. Senate).

**FACTS:** CDR produces a mail product to benefit the campaigns of participants in its mail program. Jerry Brown's listing on a slate mailing covering Los Angeles County (his political base) was of no benefit to his campaign, and was not done with the intention of benefitting his campaign. His name was listed for one purpose only--to benefit the other participants in the program. He was not the beneficiary of any in-kind contribution--in fact, he was the donor, albeit unknowingly, to the other participants. Many candidates for both state and federal offices use, as part of their political strategy, praise of or identification with more popular or better known candidates for public office. (Attached is a slate mailing put out by a candidate for Assembly in California's 45th district. On the slate, Congressman Henry Waxman was recommended for office. Is the candidate who produced this slate

92040920099



in violation of federal law? Or, is Congressman Waxman in violation of federal law for not listing an in-kind contribution from Ulrich? Waxman was strongly supporting Ulrich's opponent, and had no knowledge of the slate until it was received by voters in his area. Denying Ulrich the right to associate with Waxman denies him a reasonable vote-getting strategy.

We have attached many examples of mailings (produced by campaigns and candidates unassociated with the principals of CDR) that list federal candidates on slates paid for with corporate funds. In every case, listing these federal candidates was done not for their benefit, but for the benefit of the other candidates appearing on the slate. If the Commission were to agree with this charge, it would necessitate similar rulings against all the attached slate mailing committees, as well as all other slate and non-slate mail and media in America.

**ALLEGATION:** (CDR) made illegal in-kind contributions to Matthew Martinez for Congress by providing a disproportionate amount of coverage to him in the slate mailer and by paying the cost of a "Mailgram" to voters on behalf of Martinez outside of the slate mailer (which also constitutes part of the illegal in-kind to Brown for Senate).

**FACTS:** Approximately 1.1 million CDR Mailograms were sent to Democratic voters in L.A. County. The mailing to which this complaint refers was an integral part of the slate mailing program and not "outside of the slate mailer." All participants in the program who paid large amounts (e.g. \$13,000-\$15,000 for a Congressional seat) were featured on the gram portion of the Mailogram. It is, in fact, exactly what they were purchasing--feature space on a slate mailing. Martinez received \$13,000 worth of political value for the \$13,000 he spent.

**ALLEGATION:** (CDR) may have sent additional "Mailgrams" for other congressional candidates.

**FACTS:** Yes, this is true. Federal, as well as state, candidates who participated in a consequential way were, as a matter of course, featured on the gram portion of the Mailogram.

**ALLEGATION:** (CDR) failed to meet the standard for an independent expenditure since the Committee was created by the campaign manager (Mike Berman and B.A.D. Campaigns) for Matthew Martinez, Howard Berman, Henry Waxman, and Mel Levine.

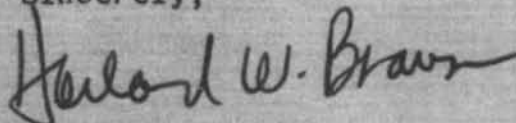
**FACTS:** Yes, this is true, but not for the reasons stated. First of all, "Mike" Berman and B.A.D. Campaigns served no campaign management function in the Primary for Howard Berman, Henry Waxman, or Mel Levine. Second, CDR does not need to nor does

92040920100

it wish to pass a test for independent expenditure qualification. Candidates derived political value exactly commensurate with their financial participation.

I hope this is a sufficient response to the complaint. If you have any questions, or require additional information, please call me.

Sincerely,



HARLAND W. BRAUN  
Treasurer, Californians for  
Democratic Representation

92040920101

# COPY

# 82



Form 410  
1982

## STATEMENT OF ORGANIZATION (RECIPIENT COMMITTEE)

(Instructions Code Section 44101-11)

IF AMENDMENT: ENTER ID NUMBER	TYPE OF PRINT (check)
----------------------------------	-----------------------

FULL NAME OF COMMITTEE	
Californians for Democratic Representation	
STREET ADDRESS OF COMMITTEE (Include P.O. Box)	
1435 S. La Cienega Blvd., Ste. 101, Los Angeles, Calif. 90035	
CITY AND COUNTY	
Los Angeles	
DATE QUALIFIED AS COMMITTEE (MM/DD/YY)	PHONE NUMBER
not yet qualified	213/652-7212
A OFFICIAL USE ONLY	B OFFICIAL USE ONLY

I TREASURER AND OTHER PRINCIPAL OFFICERS			
POSITION	NAME AND PERMANENT STREET ADDRESS	AREA CODE	PHONE NO.
TREASURER	Harland W. Braun, 2049 E. Century Park East, Ste. 1800, Los Angeles, Ca. 90067	213	277-4777

Attach additional information on appropriately labeled continuation sheets.

### II IS THIS A CONTROLLED COMMITTEE?

(A controlled committee is one which is controlled directly or indirectly by a candidate or which acts jointly with a candidate or controlled committee in connection with the making of expenditures. A candidate controls a committee if he or she, his or her agent or any other committee he or she controls, has significant influence on the actions or decisions of the committee.)

[ ] YES (Complete Section III)

[X] NO (Section III is not applicable)

### III CANDIDATES CONTROLLING THIS COMMITTEE; CANDIDATES OR COMMITTEES WITH WHICH THIS COMMITTEE ACTS JOINTLY

FOR OFFICIAL USE ONLY	NAME OF CANDIDATE OR COMMITTEE	IDENTIFICATION NUMBER OF COMMITTEE OR TREASURER NAME AND PERMANENT STREET ADDRESS
	N/A	

Attach additional information on appropriately labeled continuation sheets.

### IV PERSONS OR ORGANIZATIONS, IF ANY, WITH WHICH THIS COMMITTEE IS AFFILIATED OR CONNECTED

NAME AND STREET ADDRESS	AREA CODE	PHONE NO.
N/A		

Attach additional information on appropriately labeled continuation sheets.

YOU MUST COMPLETE THE VERIFICATION ON PAGE 2

For information required to be provided to you pursuant to the Information Practices Act of 1977, see "Information Manual on Campaign Disclosure Provisions of the Political Reform Act," Part X.

92040920102







Form 420  
1982

**RECIPIENT COMMITTEE  
CAMPAIGN STATEMENT**  
(Government Code Sections 84200-84217)

For use by recipient committees which receive a cumulative  
contribution of \$100 or more from a single source.

(Type or Print in Ink)

RECEIVED AT THE FEC

82 SEP 16 P 1: 59

Statement covers period from 5/23/82 through 6/30/82

A OFFICIAL USE ONLY

NAME OF COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER

821685

ADDRESS OF COMMITTEE:

NO. AND STREET

CITY

STATE

ZIP CODE

AREA CODE

PHONE NUMBER

1435 S. La Cienega Blvd., Ste. 101, Los Angeles CA 90035

213/652-7212

NAME OF TREASURER:

Harland W. Braun

PERMANENT ADDRESS OF TREASURER:

NO. AND STREET

CITY

STATE

ZIP CODE

AREA CODE

PHONE NUMBER

2049 E. Century Park East, Suite 1800, Los Angeles CA 90067

213/277-4777

DATE OF ELECTION (MO., DAY, YR.) (IF APPLICABLE):

6/8/82

TOTAL PAGES

12

SPONSORING ORGANIZATION (IF APPLICABLE):

**ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES** (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

92040920104

OFFICIAL  
USE ONLY

NAME OF CANDIDATE OR OFFICEHOLDER AND OFFICE OR  
MEASURE AND BALLOT NUMBER OR LETTER

CHECK ONE  
Support Oppose

AMOUNT OF  
EXPENDITURES  
THIS PERIOD

CUMULATIVE  
TO DATE

Attach additional information on appropriately labeled continuation sheets.

**VERIFICATION**

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

Executed on 7/31/82 at Los Angeles, CA. by Harlan W. Braun

A candidate or officeholder who controls a committee must also verify the campaign statement.

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on \_\_\_\_\_ at \_\_\_\_\_ by \_\_\_\_\_

**CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

COLUMN A  
Cumulative  
total from  
previous period\*

COLUMN B  
Total this period  
from attached  
schedules

COLUMN C  
Cumulative  
to date  
(Columns A + B)

**CONTRIBUTIONS RECEIVED**

1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 3	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 3	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 3	-0-
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 7	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5 (SHOULD EQUAL COLUMNS A + B)

**EXPENDITURES MADE**

7. Payments .....	\$ 230,083	\$ 492,017 SCHEDULE E, LINE 4	\$ 722,100
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 3	-0-
9. TOTAL EXPENDITURES .....	\$ 230,083 LINES 7 + 8	\$ 492,017 LINES 7 + 8	\$ 722,100 LINES 7 + 8 (SHOULD EQUAL COLUMNS A + B)

**STATEMENT OF CHANGES IN FINANCIAL CONDITION**

10. Cash on hand at the beginning of this period .....	\$ 210,867
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	299,350
13. Cash payments this period (Line 7, Column B above) .....	492,017
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	18,200
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 18,200
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

**SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)**

1/1 thru 6/30      7/1 to date

18. CONTRIBUTIONS RECEIVED:

19. EXPENDITURES MADE:




**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
La Salle Paper Co. 747 N. Western Ave. Hollywood, CA 90029	L		139
Mark D'Agostino 8560 W. Olympic Blvd., #218 Los Angeles, CA 90035	G T		1,000 276
Vendor: World Oil Co. Los Angeles, CA		\$148	
Frye & Smith 5304 Metro St. San Diego, CA 92110	L		22,079
XXXXXXXXXXXXXXXXXXXXX			XXXXXX
SUBTOTAL			23,494

☒ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)	\$ 491,704
2. Payments under \$100 this period (not itemized)	\$ 313
3. Total Accrued Expenses paid this period (Schedule F, Line 4)	\$ -0-
4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page	\$ 492,017

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
**Californians for Democratic Representation**

**CODES FOR CLASSIFYING EXPENDITURES**

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- |   |  |
|---|--|
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| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

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NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Israel Today 10340 Reseda Blvd. Northridge, CA 91326	N		150
Reporter 8300 W. 3rd St. Los Angeles, CA 90048	N		100
U.S. Postmaster Paramount, CA	L		24,600
Below, Tobe & Associates, Inc. 901 E. 31st Street Los Angeles, CA 90011	L		204,500
California Today 473 S. Fairfax Ave. Los Angeles, CA 90048	L		9,600
Roger's Bindery 328 S. Mt. View Ave. San Bernardino, CA 92408	L		10,849
B'nai B'rith Messenger 2510 W. 7th Street Los Angeles, CA 90057	N		2,000
XXXXXXXXXXXXXXXXXXXXX			XXXXXX
SUBTOTAL			251,799

☒ If more space is needed, check box and attach additional Schedules E.

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82
I.O. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
 Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES	"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
"I" - INDEPENDENT EXPENDITURES	"F" - FUNDRAISING EVENTS
"L" - LITERATURE	"G" - GENERAL OPERATIONS AND OVERHEAD
"B" - BROADCAST ADVERTISING	"T" - TRAVEL, ACCOMMODATIONS AND MEALS
"N" - NEWSPAPER AND PERIODICAL ADVERTISING	"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES
"O" - OUTSIDE ADVERTISING	

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.O. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Joan Groener 10624 Putney Rd. Los Angeles, CA 90064	G		2,600
Richard Greene 11945 Darlington Ave., #8 Los Angeles, CA 90049	G		2,000
Matthew LeVeque 2110 Toscanini Eastview, CA 90732	G		1,150
United Democratic Campaign Committee 1528 W. Santa Barbara Ave. Los Angeles, CA 90062	N		18,703
J & M Advertising 2285 Westwood Blvd. Los Angeles, CA 90064	L		1,688
Bill Andresen 834 4th Street, #211 Santa Monica, CA 90403	G		2,400
Mars Stationers 5872 W. Pico Blvd. Los Angeles, CA 90019	G		293
Astro Office Products, Inc. 841 E. Artesia Blvd. Carson, CA 90746	G		265
SUBTOTAL			29,099

☒ If more space is needed, check box and attach additional Schedules E.



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
**Californians for Democratic Representation**

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |  |   |
|--|---|
| <p>"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES</p> <p>"I" - INDEPENDENT EXPENDITURES</p> <p>"L" - LITERATURE</p> <p>"B" - BROADCAST ADVERTISING</p> <p>"N" - NEWSPAPER AND PERIODICAL ADVERTISING</p> <p>"O" - OUTSIDE ADVERTISING</p> | <p>"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS</p> <p>"F" - FUNDRAISING EVENTS</p> <p>"G" - GENERAL OPERATIONS AND OVERHEAD</p> <p>"T" - TRAVEL, ACCOMMODATIONS AND MEALS</p> <p>"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES</p> |
|--|---|

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Pacific Telephone Van Nuys, CA 91388	G		729
B.A.D. Campaigns 1435 S. La Cienega Blvd., #101 Los Angeles, CA 90035	P		185,000
Lynelle Jolley 3615 Lugo Ave. San Bernardino, CA 92404	G		1,583
Vendor: L.A. County Registrar-Recorder Los Angeles, CA \$123	S		
<b>SUBTOTAL</b>			187,312

☐ If more space is needed, check box and attach additional Schedules E.

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/28/82	Committee to Elect George Webb 588 St. Charles Dr., #117 Thousand Oaks, CA 91360 Treas: William Csellak	500	
5/28/82	David Ziskrout 5816 Lockhurst Dr. Woodland Hills, CA 91360 Treas: David Ziskrout	3,500	
5/28/82	Robert La Font 2052 Pine Ave. Long Beach, CA 90806	6,000	
5/31/82	Committee to Retain Judge Clarence A. Stromwall 3250 Wilshire Blvd., #2207 Los Angeles, CA 90010 I.D. 821685	5,000	
5/31/82	David A. Workman 110 N. Grand Ave. County Courthouse, Div. 11 Los Angeles, CA 90012	2,500	
5/31/82	Friends of Judge Jill Jakes 15578 Otsego St. Encino, CA 91436 I.D. #811533	2,000	
5/1/82	Robbins Birthday Dinner Comm. 13701 Riverside Dr., #500 Sherman Oaks, CA 91423 I.D. #791930	15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a)	(b)
SUBTOTAL		34,500	

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$ 300,350	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		300,350
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	1,000	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		1,000
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$299,350

(May be negative figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS, ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/26/82	Reza For Assemblyman Committee P.O. Box 5274 Hacienda Heights, CA 91745	Participation in Slate Mailer	500
5/24/82	Citizens For Water I.D. #802229 612 S. Flower St., #309 Los Angeles, CA 90017	Participation in Slate Mailer	25,000 65,000
26/82	Friends of Judge Bill McVittie I.D. #746615 P.O. Box 1013 Chino, CA 91710	Participation in Slate Mailer	12,500
26/82	Volunteers to Establish I.D. #810010 Sensible Taxation 488 15th Ave. San Francisco, CA 94188	Participation in Slate Mailer	15,000 14,000
28/82	Friends of Ralph Dills I.D. #741684 P.O. Box 2064 Gardena, CA 90247	Participation in Slate Mailer	5,000
28/82	The Spellman Campaign Committee 238 Roswell Ave. Long Beach, CA 90803	Participation in Slate Mailer Treas: Vicki Mortensen	1,250
28/82	Friends of Richard Polanco I.D. #820013 5833 E. Beverly Blvd. Los Angeles, CA 90022	Participation in Slate Mailer	4,000
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a)	(b)
		SUBTOTAL	142,250

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>[IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS]</small>			AMOUNT OF	
				INCREASE TO CASH	DECREASE TO CASH
6/1/82	Elder For Assembly Committee P.O. Box 7403 Long Beach, CA 90807	I.D. #771716	Participation in Slate Mailer	5,000	
6/1/82	Friends of Judge Ernest M. Hiroshige 23150 Crenshaw Blvd., #200 Torrance, CA 90805	Treas: Charles Elias	Participation in Slate Mailer	7,500	
6/1/82	Committee to Retain Judge Jon M. Mayeda 601 W. 5th St., #1100 Los Angeles, CA 90017	I.D. #820633 For Judge Ernest M. Hiroshige	Participation in Slate Mailer	4,000	
6/2/82	Citizens For Collis 4329 Woodman Ave. Sherman Oaks, CA 91423	I.D. #811399	Participation in Slate Mailer	20,000	
6/2/82	Friends of Wilson Riles 8455 Beverly Blvd., #304 Los Angeles, CA 90048	I.D. #810332	Participation in Slate Mailer	3,500	
6/2/82	Bob Feliciano Election Comm. 9242 Muller St. Downey, CA 90241	I.D. #800152	Participation in Slate Mailer	6,000	
6/2/82	Friends of Van De Kamp P.O. Box 1030 Los Angeles, CA 90056	I.D. #746447	Participation in Slate Mailer	15,000	
<div><input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G</div> <div>SUBTOTAL</div>				(a) 61,000	(b)

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be  
negative figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

I.D. NUMBER (IF COMMITTEE)

Californians for Democratic Representation

821685

92040920113

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILE, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/2/82	Holmdahl Re-Election Campaign Committee 731 77th Ave. Oakland, CA 94621 I.D. #780047 For No on Prop. 10, 11, 12	Participation in Slate Mailer 5,000	
6/2/82	Naftali Deutsch C & D Investment Co. 9911 W. Pico Blvd. Los Angeles, CA 90035 For No on Prop. 10, 11, 12	Participation in Slate Mailer 1,750	
5/3/82	Cerrell Associates, Inc. 320 N. Larchmont Blvd. Los Angeles, CA 90004 For Judge David Perez	Participation in Slate Mailer 5,000	
6/3/82	Friends of Zev Yaroslavsky 1640 Fifth St., #216 Santa Monica, CA 90401 For No on Prop. 10, 11, 12	Participation in Slate Mailer 5,250	
6/6/82	Californians For Responsible Law Enforcement 311 S. Spring, #502 Los Angeles, CA 90013 I.D. #821137	Participation in Slate Mailer 1,000	
6/6/82	Martinez For Congress 444 E. Garvey Ave. Monterey Park, CA 91754	Participation in Slate Mailer 13,000	
6/7/82	California Cablesystems, Inc. 16052 Beach Blvd., #112N Huntington Beach, CA For Yes on Prop. M-City of Pico Rivera	Participation in Slate Mailer 15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	46,000

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82

NAME OF CANDIDATE OR COMMITTEE:		I.O. NUMBER (IF COMMITTEE)	
Californians for Democratic Representation		821685	

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.O. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/9/82	Roger's Bindery 328 S. Mt. View Ave. San Bernardino, CA 92408 <div style="text-align: right;">Deposit Refund</div>	8,000	
6/17/82	Re-Election For Judge Laurence Rittenband 2826 Medill Pl. Los Angeles, CA 90064 Treas: Ben Bloom <div style="text-align: right;">Participation in Slate Mailer</div>	1,000	
7/30/82	Marian M. Cella P.O. Drawer J Palm Springs, CS 92263 <div style="text-align: right;">Participation in Slate Mailer</div>	3,500	
7/30/82	Glenborough Corp. 4 W. Fourth Ave. San Mateo, CA 94402 <div style="text-align: right;">For Yes on Prop. 1</div>	2,000	
7/30/82	Lewin & Lewin A Professional Corp. 111 S. Hudson Ave., Ste. A Pasadena, CA 91101 <div style="text-align: right;">For Yes on Prop. 10, 11, 12</div>	100	
7/30/82	Mercury Equities Co. 7251 Owensmouth Ave., #10 Canoga Park, CA 91303 <div style="text-align: right;">For Yes on Prop. 10, 11, 12</div>	1,000	
7/30/82	Committee to Retain Yvonne Burke For Supervisor 9200 Sunset Blvd., #1000 Los Angeles, CA 90069 <div style="text-align: right;">For Yes on Prop. 10, 11, 12</div>	1,000	
SUBTOTAL		(a) 16,600	(b)

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/30/82	Monterey Park Citizens for Community Progress 345-A East Garvey Monterey Park, CA 91754 <span style="float: right;">Refund</span>		1,000
<input type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G	(a)	(b)
SUBTOTAL			1,000

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

92040920115



<sup>1</sup>Government Code Sections 84200–84217).

For use by recipient committees which receive a cumulative contribution of \$100 or more from a single source.

(Type or Print in Ink)

Statement covers period from 1/1/82 through 5/22/82

**A OFFICIAL USE ONLY**

NAME OF COMMITTEE:

I. O. NUMBER

Californians for Democratic Representation

821685

ADDRESS OF COMMITTEE:

NO. AND STREET

415

1757

● 2010 年 10 月 10 日

**Abstract**

---

1435 S. La Cienega Blvd., Ste. 101, Los Angeles CA 90035

213/652-7212

NAME OF TREASURER:

Harland W Braun

PERMANENT ADDRESS OF TREASURER:

NO. AND STREET

2000年

\_\_\_\_\_

\_\_\_\_\_

---

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~~3049 E. Century Park East, Ste. 1800, Los Angeles CA 90067~~

213/277-4777

DATE OF ELECTION (MO., DAY, YR.) (IF APPLICABLE)

TOTAL PAGES

SPONSORING ORGANIZATION (if applicable):

6/8/82

ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

Attach additional information on appropriately labeled continuation sheets.

## VERIFICATION

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

Executed on 5/27/82 at Los Angeles, Ca.  
(DATE) (CITY AND STATE)

0.0

(SIGNATURE OF TREASURER)

A candidate or officeholder who controls a committee must also verify the campaign statement.

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on

31

24

(SIGNATURE OF CANDIDATE OR OFFICEHOLDER)

**CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (if committee)	
821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 1	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 2	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 3	-0-
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 4	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5 (SHOULD EQUAL COLUMNS A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ -0-	\$ 230,083 SCHEDULE E, LINE 1	\$ 230,083
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 1	-0-
9. TOTAL EXPENDITURES .....	\$ -0- LINES 7 + 8	\$ 230,083 LINES 7 + 8	\$ 230,083 LINES 7 + 8 (SHOULD EQUAL COLUMNS A + B)

**STATEMENT OF CHANGES IN FINANCIAL CONDITION**

10. Cash on hand at the beginning of this period .....	\$ -0-
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	440,950
13. Cash payments this period (Line 7, Column B above) .....	230,083
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	210,867
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	-0-
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 210,867
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

**SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)**

	1/1 thru 6/30	7/1 to date
18. CONTRIBUTIONS RECEIVED:		
19. EXPENDITURES MADE		



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD

FROM 1/1/82 THROUGH 5/22/82

ID NUMBER OF COMMITTEE

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

821685

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "EF" - FUNDRAISING EVENTS                                      |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (If Committee, also enter ID NUMBER OR NAME AND ADDRESS OF EMPLOYER)	CODE OR DESCRIPTION OF PAYMENT	AMOUNT PAID
Cut/Rate Office Equipment Co. 1200 So. Figueroa Street Los Angeles CA 90015	G	310
Pacific Survey Research 1680 N. Vine St., #608 Los Angeles CA 90028	S	10,000
Matthew LaVeque 2110 Toscanini Eastview CA 90732	G	1,100
Joan Groener 10624 Putney Road Los Angeles CA 90064	G	1,400
Richard Greene 11945 Darlington Avenue #8 Los Angeles Ca 90049	G	1,400
SUBTOTAL		14,210

☒ If more space is needed, check box and attach additional Schedules E

**SUMMARY**

- |   |            |
|---|------------|
| 1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)                  | \$ 229,852 |
| 2. Payments under \$100 this period (Not itemized)  | \$ 231     |
| 3. Total Accrued Expenses paid this period (Schedule F, Line 4)                                   | \$ -0-     |
| 4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page | \$ 230,083 |

SCHEDULE E  
PAYMENTS AND CONTRIBUTIONS MADE  
(CONTINUATION SHEET)  
FORM 420, 430 OR 490)

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

CODES FOR CLASSIFYING EXPENDITURES

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES	"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
"I" - INDEPENDENT EXPENDITURES	"F" - FUNDRAISING EVENTS
"L" - LITERATURE	"G" - GENERAL OPERATIONS AND OVERHEAD
"B" - BROADCAST ADVERTISING	"T" - TRAVEL, ACCOMMODATIONS AND MEALS
"N" - NEWSPAPER AND PERIODICAL ADVERTISING	"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES
"O" - OUTSIDE ADVERTISING	

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Lynelle Jolley 3615 Lugo Avenue San Bernardino CA 92404	G		400
Mark D'agostino 8560 W. Olympic Blvd., #218 Los Angeles CA 90035	G T		1,000 89
United Democratic Campaign Committee 1528 W. Santa Barbara Avenue Los Angeles CA 90062	L	#761387	2,000
Below, Tobe & Associates 901 East 31st Street Los Angeles Ca 90011	L		175,000
California Today 473 S. Fairfax Avenue Los Angeles CA 90048	L		1,605
Aaron Bros. 330 N. La Cienega Blvd. Los Angeles CA 90048	G		277
H. G. Daniels Co. 2543 W. Sixth St. Los Angeles CA 90057	G		271
B.A.D. Campaigns 1435 S. La Cienega Blvd., Ste. 101 Los Angeles CA 90035	P		35,000
SUBTOTAL			215,642

☐ If more space is needed, check box and attach additional Schedules E.

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD

FROM 1/1/82 THROUGH 5/22/82

I.D. NUMBER (IF COMMITTEE)

821685

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>		AMOUNT OF	
			INCREASES TO CASH	DECREASES TO CASH
4/21/82 5/7/82 5/21/82	Citizens For Water I.D. #802229 612 S. Flower Street, Ste. 309 Los Angeles, CA 90017	Participation in Slate Mailer	50,000 25,000 25,000	
4/27/82 5/21/82	Friends of Van De Kamp I.D. #746447 P. O. Box 1030 Los Angeles, CA 90053	Participation in Slate Mailer	20,000 15,000	
1/82	Volunteers to Establish Sensible Taxation 488 - 15th Avenue I.D. #810010 San Francisco, CA 94188	Participation in Slate Mailer	1,000 20,000	
1/82	Friends of Judge Ernest M. Hiroshige 23150 Crenshaw Blvd., Ste. 200 Torrance, CA 90505	Participation in Slate Mailer	1,000 10,000	
1/82	C.E.D. Political Action Fund I.D. #770983 409 Santa Monica Blvd., Ste. 214 Santa Monica, CA 90401	Participation in Slate Mailer	1,000	
1/82	Committee to Elect Peter Helfer 445 - 33rd Street I.D. #811242 Manhattan Beach, CA 90266	Participation in Slate Mailer	650	
	Ansley Q. Hyman, J.D. Universal City Professional Arts Bldg. 3123 Cahuenga Blvd., West Los Angeles, CA 90068	Participation in Slate Mailer	1,100	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G			SUBTOTAL	169,750

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a.))	\$ 440,950
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	440,950
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b.))	-0-
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	-0-
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	440,950

(May be  
negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/11/82	Mel Levine For Congress 612 So. Flower St., Ste. 602 Los Angeles, CA 90017	15,000	
"	Congressman Waxman Campaign Committee 113 N. San Vicente Blvd., #205 Beverly Hills, CA 90211	15,000	
"	Berman for Congress 360 So. Kenmore Avenue, No. 306 Los Angeles, CA 90020	15,000	
5/4/82	Californians For Responsible Law Enforcement I.D. #821137	4,000	
5/1/82	311 So. Spring St., #502 Los Angeles, CA 90013	2,000	6,000
5/24/82	Friends of Rosenthal P.O. Box 48466 I.D. #741692 Los Angeles, CA 90048	15,000	
"	Committee to Elect Judge Argento 525 Cordova Street Pasadena, CA 91101	1,500	
"	Committee to Elect George Webb 558 St. Charles Drive, #117 Thousand Oaks, CA 91360	1,700	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	75,200

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) 1.)	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) 1.)		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH <small>(Line 3 minus Line 6) Enter here and on line 12 of Summary Page</small>		\$

(May be  
negative figures)

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 TO 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OF THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/14/82	Margolin For Assembly I.D. #821685 360 So. Kenmore Ave., No. 306 Los Angeles, CA 90020 Participation in Slate Mailer	15,000	
"	The Spellman Campaign Committee 238 Roswell Avenue Long Beach, CA 90803 Participation in Slate Mailer	1,250	
"	Citizens For Collis I.D. #811399 4329 Woodman Avenue Sherman Oaks, CA 91423 Participation in Slate Mailer	20,000	
21/82	Friends of Wilson Riles I.D. #810332 8455 Beverly Blvd., No. 304 Los Angeles, CA 90048 Participation in Slate Mailer	10,000 10,000	
"	Goldhammer For Congress 2755 Sanborn Avenue La Crescenta, CA 91214 Participation in Slate Mailer	50	
"	Friends of Ralph Dills I.D. #741684 Participation in Slate Mailer	5,000	
17/82	Committee To Elect Roy M. Carstairs 3250 Wilshire Blvd., #1505 I.D. #801096 Los Angeles, CA 90010 Participation in Slate Mailer	15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules.		SUBTOTAL	76,300

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) 1) ..... \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) .....
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) 1) .....
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) .....
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page .....

Make  
negative figure

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/17/82	Friends of Pope I.D. #791853 3250 Wilshire Blvd., Ste. 1505 Los Angeles, CA 90010	25,000	
"	Committee to Honor Ed Edelman c/o Marvin Prager I.D. #745880 2029 Century Park East, Ste. 1320 Los Angeles, CA 90067	15,000	
"	Friends For Gray Davis I.D. #810900 9601 Wilshire Blvd. Beverly Hills, CA 90210	15,000	
"	Monterey Park Citizens for Community Progress 345-A East Garvey Monterey Park, CA 91754	5,000	
"	Committee to Retain Judge Barbara Lee Burke I.D. #821650 1156 No. Brand Blvd. Glendale, CA 91202	750	
"	Peter G. Dunn 20110 Arrow Highway Covina, CA 91724	200	
"	Springer Election Committee 6321 Colorado Street I.D. #820741 Long Beach, CA 90803	250	
SUBTOTAL		61,200	

☒ If more space is needed, check box at left  
and attach additional Schedules G

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) ) \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) . . . . .
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) ) . . . . .
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .

\$  
(May be  
negative figure)



SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars.)

STATEMENT COVERS PERIOD

FROM 1/1/82 THROUGH 5/22/82

I.D. NUMBER (IF COMMITTEE)

821685

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/21/82	Stine For Assembly I.D. #820443 2717 West Avenue "K" Lancaster, CA 93534 Participation in Slate Mailer	500	
"	David A. Workman 5760 Lindenhurst Avenue Los Angeles, CA 90036 Participation in Slate Mailer	2,500	
"	Friends of Judge Bill McVittie P. O. Box 1013 Chino, CA 91710 Participation in Slate Mailer	10,000	
"	Friends of Alatorre I.D. #742125 2426 West Avenue 30 Los Angeles, CA 90065 Participation in Slate Mailer	15,000	
"	Robert L. Lafont Box 211 Avalon Santa Catalina Island, CA 90704 Participation in Slate Mailer	6,500	
"	Committee to Elect Esteven Torres to Congress 11717 The Plaza - Norwalk Square Norwalk CA 90650 Participation in Slate Mailer	15,000	
"	Friends of David Ziskrout 5530 Corbin Avenue, Suite 360 Tarzana CA 91356 Participation in Slate Mailer Treas: David Ziskrout	4,000	
SUBTOTAL		53,500	



If more space is needed, check box, if left  
and attach additional Schedules G.

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)) \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) . . . . .
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)) . . . . .
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .

(May be  
negative figure)

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
**Californians for Democratic Representation**

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the I.D. number or the treasurer's name and address)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/21/82	Dymally for Congress 9117 South Main Street Los Angeles CA 90003  Participation in Slate Mailer	5,000	
<input type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a) SUBTOTAL	(b) 5,000

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)).	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized).	\$	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2).	\$	
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)).	\$	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	\$	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	\$	
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figure)

92040920125



Wallace Albertson  
Community College Trustee

7580 Melrose Ave.  
Los Angeles, CA 90046

April 19, 1982

CAR-RT PRESORT \*\*CR 21  
45036080

Mr. & Mrs. Zev Yaroslavsky  
165 N Formosa  
Los Angeles, Ca. 90036

Dear Mr. & Mrs. Yaroslavsky:

As your local Democratic candidate for State Assembly, I have a problem and I need your good counsel to help solve it.

For 28 years my late husband, actor Jack Albertson and I have lived and worked and owned a home here in the La Brea Park area.

I have built a career in public service. I was the first woman President of the powerful statewide California Democratic Council and am its only President to serve three terms. I am now in my fifth year of service as a Member of the Los Angeles Community College Board of Trustees, and serving my third term as President of the Board.

As President of the California Democratic Council, I have been most supportive of Assemblyman Hersch Rosenthal, who is now running for the State Senate with my full endorsement.

In addition, I have fully supported the work of our fine Democratic Congressman Henry Waxman and Councilman Zev Yaroslavsky.

It would seem only natural that I would have Hersch, Henry

(continued over please)

92040920126



and Zev's endorsements for my campaign for the State Assembly.

But I don't!

Why Not? We agree on all issues and policies. Surely they recognize my long service to our local community and my long years of work within our Democratic Party. My five years of legislative and administrative experience as a Los Angeles Community College Trustee and three term President speaks for itself.

These politicians are supporting a young man who moved from Washington, D.C. two months ago to run for the legislature from a district in the San Fernando Valley. When he couldn't get enough support to run for office there he packed his bags again! He moved into an apartment in Hollywood just days ago to run for our local Assembly seat.

This young man, Burt Margolin, was an aide in the office of Congressman Henry Waxman. Out of friendship to Henry Waxman, these politicians are now supporting Margolin.

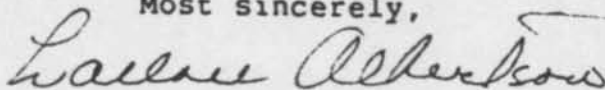
So, how does a local Democratic Party leader, experienced legislator and administrator, a 28 year resident and homeowner of this area and a long time supporter of the policies of Zev Yaroslavsky, Henry Waxman and Hersch Rosenthal convince the average voter to support her against this outsider?

Frankly, Mr. & Mrs. Yaroslavsky, I don't know. And that's why I need your counsel, and your help.

Enclosed is your Assembly Campaign Questionnaire. In it I have proposed several possible ways to overcome this problem. I need your ideas on which of these approaches is best, and what other ideas you may have.

Please, take a few moments now to give me your thoughts and ideas. I have enclosed a postage-paid envelope for your use.

Most sincerely,



Wallace Albertson  
Los Angeles Community College Trustee  
Local Democratic Assembly Candidate  
for La Brea Park

P.S. Please return your Questionnaire today. The postage is already paid and I need your views right away. Thank you.

92040920127



Our Local Democrat

**Wallace Alberson**

## State Assembly Campaign Questionnaire

Please consider each question carefully. Keep in mind that the purpose of your answers is to help decide how best to elect your local Democratic Assembly candidate and defeat the threat from the outsider who just moved into our community a few weeks ago from Washington, D.C.

**Question 1:** How many citizens' views does this questionnaire represent?

- ☐ One    ☐ Two    ☐ Three    ☐ Four or more

*Note: If views differ between respondents, please note this fact directly on this questionnaire, or on a separate sheet of paper you enclose with this questionnaire.*

**Question 2:** Do you believe most voters disapprove of having a candidate move into their community at the last moment, solely for the purpose of seeking political office?

- ☐ Yes    ☐ No    ☐ Undecided

Comments:

**Question 2B:** If "Yes", do you believe there should be some residency requirement prior to seeking office?

- ☐ Yes    ☐ No    ☐ Undecided

Comments:

**Question 2C:** If "Yes", how long do you believe a person should be required to reside in our community before seeking to represent us?

- ☐ 6 Months    ☐ 1 Year    ☐ 2 Years    ☐ 3 Years    ☐ 5 Years  
☐ Less than 6 Months    ☐ More than 5 Years

Comments:

92040920128

9 2 0 0 4 0 9 2 0 1 2 9

**Question 3:** Do you believe Wallace Albertson should emphasize her 28 years of working, living and serving our neighborhood in her campaign?

☐ Yes    ☐ No    ☐ Undecided

Comments:

**Question 4:** Should Wallace Albertson talk about her support for Congressman Henry Waxman, Assemblyman Hersch Rosenthal and Councilman Zev Yaroslavsky? Keep in mind that her opponent is a young aide to Waxman.

☐ Yes    ☐ No    ☐ Undecided

Why? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Question 5:** Wallace Albertson is the widow of Jack Albertson, a prominent actor who starred in "Chico and The Man". Do you believe it would be helpful to mention this fact in her campaign?

☐ Yes    ☐ No    ☐ Undecided

Comments:

**Question 6:** Wallace Albertson was the first woman elected to serve as President of the powerful California Democratic Council. How important do you believe most voters would find this fact?

☐ Very Important    ☐ Somewhat Important  
☐ Not Very Important    ☐ Undecided

Comments:



92040920130

**Question 7** • Just beginning her campaign, Wallace Albertson has already earned the support of many prominent national, state and local community leaders.

Please consider each one and check whether you believe each endorsement should be used in the campaign heavily, a little or not at all.

	Heavily	A Little	Not at All
Bella Abzug .....	_____	_____	_____
Milton Berle .....	_____	_____	_____
Yvonne Brathwaite-Burke .....	_____	_____	_____
Midge Costanza .....	_____	_____	_____
Rabbi Sidney J. Jacobs .....	_____	_____	_____
Norman Lear .....	_____	_____	_____
Rev. Troy Perry .....	_____	_____	_____
Helen Reddy .....	_____	_____	_____
State Senator David Roberti .....	_____	_____	_____
Stanley Sheinbaum .....	_____	_____	_____
State Senator Alan Sieroty .....	_____	_____	_____
Councilwoman Peggy Stevenson .....	_____	_____	_____
Former U.S. Senator John V. Tunney .....	_____	_____	_____

Comments:

**Question 8** • Serving for five years as a Member of the Los Angeles Community College Board of Trustees, Wallace Albertson has real in-depth experience in education and educational problems. As a trustee, she has gained valuable legislative and administrative experience. Which do you believe is the most important, second most important, and third most important among these in terms of serving this community in the legislature?

	Most Important	2nd Most Important	3rd Most Important
Legislative Experience .....	_____	_____	_____
Experience in Education .....	_____	_____	_____
Administrative Experience .....	_____	_____	_____

Why? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

92040920131

**Question 9:** Do you believe, given all you have read and considered, that Wallace Albertson can overcome the handicap of having Hersch Rosenthal, Henry Waxman and Zev Yaroslavsky endorse Waxman's aide in our local Democratic State Assembly campaign?

☐ Yes ☐ No ☐ Undecided

Comments:

**Question 10:** Will you support Wallace Albertson?

☐ Yes ☐ No ☐ Undecided

Comments:

**Question 10B:** If "Yes", will you help in her campaign as well as vote for her?

☐ Yes ☐ No ☐ Undecided

How will you help? (mark one or more)

☐ By placing a small sign in my window or yard.

☐ By holding an informal coffee in my home.

☐ By doing volunteer work.

☐ By \_\_\_\_\_

(Write in how you will help.)

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_ Zip \_\_\_\_\_

Phone \_\_\_\_\_

**Question 10C:** If "Undecided", what would convince you to vote for Wallace Albertson?

Your good counsel is deeply appreciated. Please send your Questionnaire in the enclosed postage-paid envelope today. Thank you.

**Do Not Mark Below This Line**

Date Received:	Date Tabulated	Verified By:
----------------	----------------	--------------

9 2 0 4 0 9 2 0 1 3 2



Sherman Block  
SHERIFF



Carol Hallett  
Lt. Governor



Glenn Rose  
Sec. of State



Ollie Speraw  
Controller



Phil Kazanjian  
Treasurer



George  
Nicholson  
Atty. General



Leo Bagdonas  
State Board of  
Equalization  
District 1



De De Audet  
State Board of  
Equalization  
District 4



Ted Bruinsma  
US Senator



Richard Ferraro  
Superintendent  
Public Schools



David A.  
Workman  
Superior Court  
Office No. 1

JUDGE



Anthony F.  
Telleria  
Superior Ct.  
No. 2

JUDGE



Laurence J.  
Rittenband  
Superior Ct.  
No. 8

JUDGE



Raymond J.  
de Espinosa  
Superior Ct.  
No. 80

JUDGE



Elana Sullivan  
Superior Ct.  
No. 102

JUDGE



Charles G.  
Rubin  
Municipal Ct.  
Beverly Hills

JUDGE



Richard P.  
Moroney  
Municipal Ct.  
No. 2

JUDGE



Harold J.  
Sinclair  
Municipal Ct.  
No. 9

JUDGE



Clarence  
Stromwall  
Municipal Ct.  
No. 11

JUDGE



Stephen A.  
Weeks  
Assessor



George  
Abrahams  
Supervisor  
3rd District



Jerry Zerg  
24th  
Congressional



Suzanne  
Lefevre  
Mun. Judge  
Pasadena



Frank N.  
Ricchiazzi  
Assembly

## KEITH F. MARSH



REPUBLICAN  
STATE SENATE 24TH DISTRICT

THE COMMUNITY PEOPLE  
P.O. BOX 4561  
Los Angeles, California 90051

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\*\*CR 02

NO ON 9  
YES ON VICTIMS BILLOF RIGHTS 8  
NO ON CHARTER AMENDMENT H  
CALIFORNIANS CONCERNED ABOUT CRIME ENDORSEMENTS



ON JUNE 8TH VOTE FOR:

---

**Richard Nevins**  
Member, State Board of Equalization,  
4th District

---

**Edmund G. Brown, Jr.**  
United States Senator

---

**Judge David M. Kennick**  
L.A. Superior Court Judge, Office #1

---

**Commissioner John C. Gunn**  
L.A. Superior Court Judge, Office #2

---

**Judge Laurence J. Rittenband**  
L.A. Superior Court Judge, Office #8

---

**Commissioner Roy M. Carstairs**  
L.A. Municipal Court Judge, Office #2

---

**Judge Clarence A. Stromwall**  
L.A. Municipal Court Judge,  
Office #11

---

**Judge David D. Perez**  
East Los Angeles Municipal Court  
Judge, Office #1

---

**Alexander H. Pope**  
Los Angeles County Assessor

---

**Edmund D. Edelman**  
Supervisor, Third District

---

**Jim Lloyd**  
Congress, 34th District

---

**Richard Polanco**  
Assembly, 56th District

---

92040920133

9 2 0 4 0 9 2 0 1 3 4



**FOR GOVERNOR**

**TOM BRADLEY**

**FOR ASSEMBLY**

**TOM HAYDEN**

**DEMOCRATIC CANDIDATES**

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SANTA MONICA, CA 90403

★TAKE THIS CARD TO THE POLLS★  
**PRIMARY ELECTION**

**JUNE 8, 1982**

★POLLS OPEN★

7:00 A.M. to 8:00 P.M.

25

**STATE**

Governor <b>TOM BRADLEY</b>	4 → ○
Lieutenant Governor <b>LEO T. McCARTHY</b>	16 → ○
Secretary Of State <b>MARCH FONG EU</b>	21 → ○
Controller <b>KENNETH CORY</b>	28 → ○
Board Of Equalization <b>RICHARD NEVINS</b>	39 → ○

**CONGRESSIONAL**

United States Senator <b>EDMUND G. BROWN JR.</b>	62 → ○
Congress 27th District <b>MEL LEVINE</b>	68 → ○

**STATE LEGISLATURE**

22nd Senate District <b>HERSCHEL ROSENTHAL</b>	73 → ○
44th Assembly District <b>TOM HAYDEN</b>	81 → ○

**COUNTY COMMITTEE**

<b>RICHARD SHUMSKY</b>	85 → ○
<b>CAROLYN J. WALLACE</b>	89 → ○
<b>LYNNE A. WILLIAMS</b>	90 → ○
<b>IRV ROSENFELD</b>	91 → ○
<b>MICHAEL HEUMANN</b>	93 → ○
<b>DAVID LUI</b>	94 → ○
<b>NANCY BRAUN</b>	97 → ○
Supt. of Public Instruction <b>WILSON RILES</b>	186 → ○
County Assessor <b>ALEXANDER H. POPE</b>	196 → ○

**NO ON PROPOSITION 9**

If you wish to join the Santa Monica Demo.  
Club, fill out, tear off, and mail to:

**SANTA MONICA DEMO. CLUB**  
601 CALIFORNIA AVE #102  
SANTA MONICA, CA 90403

Name \_\_\_\_\_

Address \_\_\_\_\_

Phone No. \_\_\_\_\_



Superintendent of Public Instruction  
**Wilson Riles** 197 — ○  
 County Assessor  
**Alexander Pope** 210 — ○  
 Sheriff  
**Bob Feliciano** 221 — ○  
 Supervisor  
**Edmund D. Edelman** 225 — ○

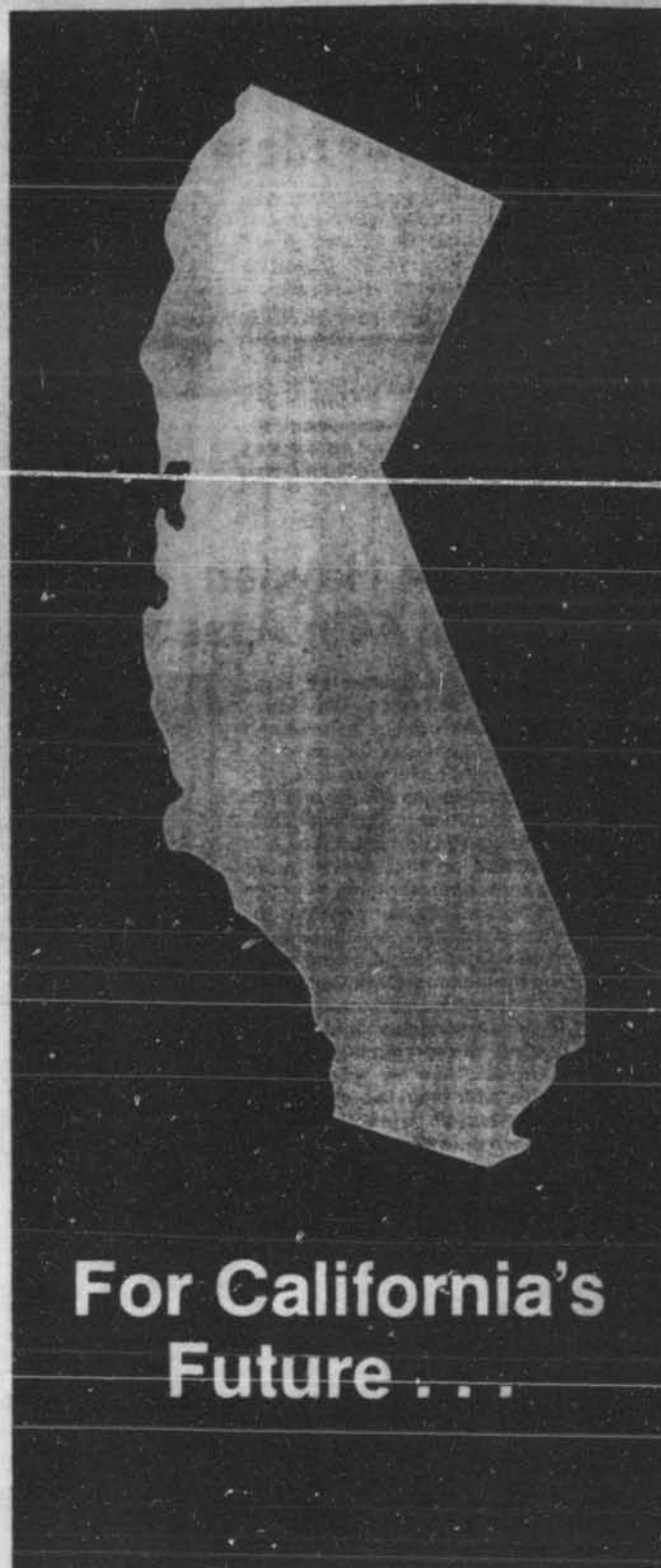
**Propositions**  
 Proposition 3 - YES 241 — ○  
 Proposition 4 - YES 245 — ○  
 Proposition 5 - NO! 250 — ○  
 Proposition 6 - NO! 254 — ○  
 Proposition 7 - NO! 258 — ○  
 Proposition 8 - NO! 263 — ○  
 Proposition 9 - NO! 267 — ○  
 Proposition 10 - YES 269 — ○  
 Proposition 11 - YES 272 — ○  
 Proposition 12 - YES 275 — ○  
 Proposition H - NO! 282 — ○  
 Proposition J - NO! 291 — ○

#### **BRUIN DEMOCRATS**

*The Bruin Democrats have been an effective electoral organization in Westside politics for over two decades. This dedicated group of UCLA students, faculty, alumni and community leaders have helped to forge progressive ideals and to deepen political awareness in West Los Angeles. Past presidents of the Bruin Democrats include Representative Henry Waxman and Assemblyman Howard Berman, who have helped build this fine tradition.*

*Paid for by:*  
 BRUIN DEMOCRATIC CLUB  
 P.O. Box 283  
 308 Westwood Plaza  
 Los Angeles, CA 90024  
 Alan Viterbi, President  
 I.D.#782-082

**VOTE TUESDAY**  
 June 8th - 7 am — 8 pm



**For California's  
 Future...**

92040920136

# Vote Democratic!

## Rosenthal for State Senate

Assemblyman Herschel Rosenthal has served in the State Legislature for eight years. A strong advocate of consumer protection, Mr. Rosenthal recently authored the important item-pricing law and has introduced numerous legislative bills to outlaw the discriminatory policies of automobile insurance companies. Mr. Rosenthal won praise for his fine service in the State Assembly and has received awards from conservation, consumer and senior citizen organizations. Westside citizens will be represented by one of the Legislature's finest members when they elect Herschel Rosenthal to the State Senate.



## Tom Hayden Democrat 44th Assembly

Tom Hayden is one of California's most effective consumer advocates. On issues ranging from rent control in Los Angeles and Santa Monica to the dangers of toxic waste, Tom Hayden has continually demonstrated effective leadership. He has led the effort in California to promote energy conservation, solar energy and coastal protection. Hayden favors more police on the streets, more neighborhood anti-crime programs, effective handgun controls and tougher penalties for repeat offenders. Hayden has won the support of all the women's organizations on the Westside, including the National Organization for Women, for his dedicated work on behalf of the Equal Rights Amendment and for his unequivocal stand for reproductive freedom and choice. Hayden, and his wife, actress Jane Fonda, live with their two children in Santa Monica. Please join us in voting for one of the Westside's most effective leaders and vote for Tom Hayden, Democrat, 44th Assembly District.



## No On Proposition 9

Proposition 9 will force Los Angeles taxpayers to pay for the wasteful practices of big corporate agribusiness. 85% of California's water resources are diverted to agriculture, half of which is wasted by inefficient irrigation systems. This practice is encouraged by the availability of cheap, taxpayer-subsidized water. Los Angeles residents are being asked to pay for most of this \$19,000,000,000 boondoggle while receiving only 6% of the water. Furthermore, the construction of the Peripheral Canal will destroy the delicate environmental balance in the San Francisco Bay Delta areas, the detrimental impact of which will be felt for generations to come.

## Ballot Recommendations

Governor Tom Bradley	4	—	○
Lieutenant Governor Leo T. McCarthy	16	—	○
Secretary of State March Fong Eu	21	—	○
Controller Kenneth Cory	28	—	○
Treasurer Jesse M. Unruh	31	—	○
Attorney General Omer L. Rains	35	—	○
Board of Equalization Richard Nevins	39	—	○
United States Senator Edmund G. Brown Jr.	62	—	○
Congress Anthony C. Bellenson	68	—	○
State Senator Herschel Rosenthal	73	—	○
State Assembly Tom Hayden	81	—	○
County Committee Bill Spiegel	86	—	○
Carolyn J. Wallace	89	—	○
Lynne A. Williams	90	—	○
Irv Rosenfield	91	—	○
Alan "Asher" Viterbi	92	—	○
Michael Heuman	93	—	○
David Lui	94	—	○
Superior Court Judge Office #1 - Michael A. Cowell	159	—	○
Office #2 - Coleman A. Swart	167	—	○
Office #8 - Laurence J. Rittenband	168	—	○
Office #49 - William J. McVitte	172	—	○
Office #80 - Raymond J. de Espinosa	175	—	○
Office #102 - Ernest M. Hiroshige	178	—	○
Municipal Court Office #2 - Stanley P. Berg	187	—	○
Office #9 - Lloyd S. Kumley	190	—	○
Office #11 - Clarence A. Stromwall	191	—	○

# The West Valley's Democratic Team

**Congressman Anthony C. Beilenson - 23rd District**



Now in his 20th year of public service, Congressman Beilenson has earned an outstanding reputation for effectiveness, integrity, and honesty.

He has an established record of championing consumers' rights, environmental protection legislation, control and reduction of nuclear arms, and women's rights and family planning programs.

Widely recognized for his conservation efforts, Congressman Beilenson authored the legislation which created the Santa Monica Mountains National Recreation Area, and he continues to be its strongest advocate in the Congress.

**Steven Afriat Endorsed By Senator Alan Cranston**



*Steven Afriat and Senator Alan Cranston working to make sure that California gets its fair share of federal funding.*

"I have known Steve Afriat for many years. He's just the kind of Democrat we need in the State Assembly. Steve will be an effective representative for middle income Californians and I am proud to endorse his candidacy."

**ALAN CRANSTON**  
United States Senator

92040920138



9 2 0 4 0 9 2 0 1 3 9

# Democrats For The West Valley

**ANTHONY C. BEILENSON**  
Member of Congress, 23rd District



**GARY HART**  
For State Senate




**STEVEN C. AFRIAT**  
For State Assembly



**CONWAY COLLIS**  
For State Board of Equalization



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**Vote Tuesday, June 8th**  
**Polls Open 7:00 am — 8:00 pm**

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3250 Wilshire Blvd., Suite 1505, Los Angeles, CA 90010, ID #077170, Stanley R. Carlson, Treasurer  
50% authorized and paid for by Steve Afriat for Assembly, P.O. Box 1173, Canoga Park, CA 91304  
ID #781679, Janice Burdick, Treasurer

9 2 0 4 0 9 2 0 1 4 0



Democratic Candidates Gray Davis, Herschel Rosenthal, Howard Berman

Dear Friends:

The election on June 8th is of the utmost importance to our community. Please vote on Tuesday—it means so much to us all.



**VOTE**

Tuesday, June 8th  
Polls Open at  
7 a.m. and  
Close at 8 p.m.

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Polling Place

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An Unofficial Endorsement

# COMMUNITY SLATE

Governor: TOM BRADLEY —→ X

Lt. Governor: LEO T. McCARTHY —→ X

## State Board of Equalization

District #1: CONWAY COLLIS —→ X

District #4: RICHARD NEVINS —→ X

## United States Senator

EDMUND G. BROWN, JR. —→ X

## United States Representative

23rd District: ANTHONY C. BEILENSON —→ X

26th District: HOWARD BERMAN —→ X

## State Senator

22nd District: HERSCHEL ROSENTHAL —→ X

## Member of the Assembly

GRAY DAVIS —→ X

## Democratic County Central Committee

Mary J. Solow	Judith Hirschberg
Lesley Devine	Toni Brown Kimmel
Robaire M. Viloria	Alan H. Friedenthal

## Judge of the Superior Court

Office No. 1 DAVID M. KENNICK —→ X

Office No. 2 ANTHONY F. TELLERIA —→ X

Office No. 80 RAYMOND J. de ESPINOSA —→ X

## Judge of the Municipal Court

Los Angeles No. 2 STANLEY BERG —→ X

Los Angeles No. 11 CLARENCE A. STOMWALL —→ X

Beverly Hills No. 2 CHARLES G. RUBIN —→ X

## County Assessor

ALEXANDER H. POPE —→ X

## County Supervisor

EDMUND D. EDELMAN —→ X

## State Measures

8 CRIMINAL JUSTICE NO —→ X

9 PERIPHERAL CANAL NO —→ X

10 REAPPORTIONMENT, Congressional YES —→ X

11 REAPPORTIONMENT, Senate YES —→ X

12 REAPPORTIONMENT, Assembly YES —→ X

## Los Angeles City Measures

**H** CITY CHARTER AMENDMENT ON POLICE AND FIREFIGHTERS' PENSIONS **NO —→ X**



9 2 0 4 0 9 2 0 1 4 2



Richard Alatorre

# YOUR COMMUNITY DEMOCRATIC TEAM

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**VOTE TUESDAY, JUNE 8**



Art Torres

**YES ON PROP. #10  
YES ON PROP. #11  
YES ON PROP. #12**

YOUR POLLING PLACE ADDRESS



CAR-RT SORT \*\* CR 4202

HOUSE  
150 S AVE 55

MR DOUGLAS LEE HAWK  
247 TERRACE 52  
LOS ANGELES, CA 90042



Richard Polanco

VOTER INFORM  
CALL: 256-0592

↑↑↑↑  
YOUR ADDRESS

## PLEASE TAKE THIS TO THE POLLS

Paid for by Friends of Alatorre, 2426 W. Avenue 30, Los Angeles, CA 90065, Ernest Camacho, Treasurer

## Assemblymen Richard Alatorre and Art Torres urge you to Vote

### UNITED STATES SENATOR

Vote for One	EDMUND G. BROWN JR., Democratic Governor of California	→ (X)
--------------	---	-------

### UNITED STATES REPRESENTATIVE

25th District Vote for One	EDWARD R. ROYBAL, Democratic Member of Congress	→ (X)
-------------------------------	--	-------

### STATE SENATOR

24th District Vote for One	ART TORRES, Democratic California State Assemblyman	→ (X)
-------------------------------	--	-------

### MEMBER OF THE STATE ASSEMBLY

55th District Vote for One	RICHARD ALATORRE, Democratic Assemblyman	→ (X)
-------------------------------	---	-------

56th District Vote for One	RICHARD G. POLANCO, Democratic Governor's Special Assistant	→ (X)
-------------------------------	--	-------

MEMBER STATE BOARD OF EQUALIZATION 4th District Vote for One	RICHARD NEVINS, Democratic Member, State Board of Equalization, 4th District	→ (X)
--	--	-------

### JUDICIAL

#### JUDGE OF THE SUPERIOR COURT

Office No. 1 Vote for One	DAVID M. KENNICK Judge of the Municipal Court	→ (X)
------------------------------	--	-------

Office No. 2 Vote for One	JOHN C. GUNN Commissioner, Municipal Court	→ (X)
------------------------------	---	-------

Office No. 8 Vote for One	LAURENCE J. RITTENBAND Judge of the Superior Court	→ (X)
------------------------------	---	-------

Office No. 80 Vote for One	RAYMOND J. de ESPINOSA Attorney at Law	→ (X)
-------------------------------	---	-------

#### JUDGE OF THE MUNICIPAL COURT LOS ANGELES JUDICIAL DISTRICT

Office No. 2 Vote for One	ROY M. CARSTAIRS Municipal Court Commissioner	→ (X)
------------------------------	--	-------

Office No. 9 Vote for One	HAROLD J. SINCLAIR Judge of the Municipal Court	→ (X)
------------------------------	--	-------

Office No. 11 Vote for One	CLARENCE A. STROMWALL Judge, Los Angeles Municipal Court	→ (X)
-------------------------------	---	-------

#### JUDGE OF THE MUNICIPAL COURT EAST LOS ANGELES JUDICIAL DISTRICT

Office No. 1 Vote for One	DAVID D. PEREZ Judge of the Municipal Court, E. Los Angeles Judicial District	→ (X)
------------------------------	---	-------

SUPERINTENDENT OF PUBLIC INSTRUCTION	WILSON RILES State Superintendent of Public Instruction	→ (X)
--	---	-------

### COUNTY

ASSESSOR Vote for One	ALEXANDER H. POPE Los Angeles County Assessor	→ (X)
--------------------------	--	-------

SHERIFF Vote for One	SHERMAN BLOCK Sheriff, L.A. County-Appointed	→ (X)
-------------------------	---	-------

SUPERVISOR 3rd District Vote for One	EDMUND D. EDELMAN Supervisor, Third District	→ (X)
--	---	-------

### STATE MEASURES

8	→ NO	(X)
---	------	-----

9,10,11,12	→ YES	(X)
------------	-------	-----

### CITY MEASURES

H	→ NO	(X)
---	------	-----

**Voten el Ocho de Junio, lleve este carta contigo para votar**

\*\*\* **BALLOT** \*\*\*  
**RECOMMENDATIONS  
AND  
ENDORSEMENTS**

DEMOCRATIC PRIMARY ELECTION — JUNE 8, 1982

CONTESTED OFFICES

FEDERAL

U.S. CONGRESS, 24th DISTRICT

☒ **HENRY WAXMAN**

STATE

LIEUTENANT GOVERNOR

☒ **LEO McCARTHY**

SECRETARY OF STATE

☒ **MARCH FONG EU**

CONTROLLER

☒ **KENNETH CORY**

SUPERINTENDENT OF  
PUBLIC INSTRUCTION

☒ **WILSON RILES**

ASSEMBLY, 45th DISTRICT

☒ **ROY ULRICH**

STATE BALLOT MEASURES

YES ☒ **PROPOSITION 10**

YES ☒ **PROPOSITION 11**

YES ☒ **PROPOSITION 12**

Please feel free to use this card as a ballot guide, for  
reference when you go to the polls on June 8th. And,  
above all, **VOTE!**

\*\*\*

92040920144



92040920145

Paid for by  
Ulrich for Assembly Committee  
8383 Wilshire Blvd., Suite 900  
Beverly Hills, CA 90211

BULK RATE  
U.S. POSTAGE  
PAID  
LOS ANGELES, CA  
PERMIT NO. 26306

CAR-PT SORT      #CR 22

9 2 0 4 0 9 2 0 1 4 6



Tom Bradley, Democrat for Governor



Edmund G. Brown, Jr., Democrat for  
U.S. Senator



Tom Hayden, Democrat for Assembly



Supervisor Ed Edelman

**VOTE**  
Tuesday, June 8th  
Polls Open at  
7 a.m. and  
Close at 8 p.m.

This is the  
Location of  
Your  
Polling Place

Good Government Council  
354 S. Arden Blvd.  
Los Angeles, CA 90020

Bulk Rate  
U.S. Postage  
**PAID**  
Los Angeles, Ca.  
Permit No. 36201

RESIDENCIA

CAR-RT SORT \*CR 12

3747 S  
SEAHORN DR

VANNIE & WILLIAM ANDRESEN  
3826 S CASTLEROCK RD  
MALIBU CA 90265

Dear Friends:

The election on June 8th is of the utmost  
importance to our community. Please vote on  
Tuesday—it means so much to us all.



\*\*\*\*\*  
An Unofficial Endorsement

# COMMUNITY SLATE

Governor: TOM BRADLEY → X

Lt. Governor: LEO T. McCARTHY → X

## State Board of Equalization

District #4: RICHARD NEVINS → X

## United States Senator

EDMUND G. BROWN, JR. → X

## United States Representative

MEL LEVINE → X

## State Senator

HERSCHEL ROSENTHAL → X

## Member of the Assembly

TOM HAYDEN → X

## Democratic County Central Committee

Richard Shumsky  
Carolyn Wallace  
Lynne A. Williams

Irv Rosenfeld  
David Lui  
Nancy Braun

Michael Heumann

## Judge of the Superior Court

Office No. 1 DAVID M. KENNICK → X

Office No. 2 ANTHONY F. TELLERIA → X

Office No. 80 RAYMOND J. de ESPINOSA → X

## Los Angeles Municipal Court Judge

Office No. 2 STANLEY P. BERG → X

Office No. 11 CLARENCE STROMWALL → X

## County Assessor

ALEXANDER H. POPE → X

## County Supervisor

EDMUND D. EDELMAN → X

## State Measures

8 CRIMINAL JUSTICE NO → X

9 PERIPHERAL CANAL NO → X

10 REAPPORTIONMENT, Congressional YES → X

11 REAPPORTIONMENT, Senate YES → X

12 REAPPORTIONMENT, Assembly YES → X

## Los Angeles City Measures

H CITY CHARTER AMENDMENT ON POLICE AND FIREFIGHTERS' PENSIONS NO → X

Be sure to take this guide  
with you on Election Day



ROBERT D. EPPLE  
*Attorney at Law*  
6410 Del Amo Boulevard  
Lakewood, California 90713  
(213) 429-3258

September 15, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Federal Election Commission  
Enforcement Division  
Office of General Counsel  
Washington, D.C. 20463

Attn: Kenneth A. Gross

Re: RESPONSE: MUR 1461  
COMMITTEE TO ELECT ESTEBAN TORRES

Dear Sirs,

This letter is in response to those charges that appear to relate to the Committee to Elect Esteban Torres to Congress.

I will attempt to answer all charges as they are laid out in the letter of Louis Barnett of July 3, 1982.

"Mike" Berman, and B.A.D. campaigns at no time were authorized to contract for this committee. They served in the capacity of advisors to the candidate and his manager, and at no time were they given the authority, apparent or otherwise to act as agents of this committee or campaign. B.A.D. campaigns did not act as management in this campaign. We should therefore not be held to be responsible for any action taken by them in furtherance of any other committee, if in fact they have so acted.

No contributions of any type were made to the Californians for Democratic Representation. Payments to this "committee" were made for the purpose of paying for a "slate mailer" that was delivered to homes in this congressional district that contained an "endorsement" of our candidate. These payments were strictly for the service, and goods rendered to this committee. As Treasurer, I had no reason to believe that we paid any more than an appropriate price for the mailer that was delivered. We paid the price that was asked of us, and that we

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agreed to without asking for proof of prices paid by any others. Since this was a commercial venture, of which we were not owners, or of other standing to question, it is not within our rights to demand a list of prices paid by other clients unless we were to bring suit for discrimination based upon unlawful class distinctions. In talking to each person that had the authority, apparent, or actual, to act for this committee (the manager, the assistant treasures, and the candidate) I found no indication that any person on this committee had any belief that we were paying more than we should for the service to be rendered. Each person indicated that they thought that the price paid was no more than necessary for benefit that was received in our district.

No part of the payment that was made by our committee was intended to benefit any other candidate or committee. It appears on my investigation that no member of this committee had knowledge that any other committee or candidate would participate free, or at a bargain. We therefore should not be held to have made any in-kind contribution to another candidate, and certainly not any in excess of allowable contributions.

On our 12th day report before primary election, we showed a contribution from the Armenian National Committee (A.N.C.), and indicated that we believed that this contribution should be returned as an excessive contribution. This report was based on the following:

Upon giving our committee a check for \$5,000.00, the A.N.C. told the assistant Treasurer, Nancy Pena that they were a qualified "multi-candidate" committee. They in fact told her the definition, and indicated that they had met the conditions some time earlier and had filed for that status with the F.E.C. The check was deposited in reliance upon the A.N.C. verification that they were qualified as a multi-candidate committee.

On May 21, 1982, while preparing the 12th day report, I called F.E.C. Public Records to determine if all the multi-candidate committees listed were qualified. I was told at this time that the A.N.C. was not qualified. I then called the A.N.C. and was told that they had not received verification of their qualification from the F.E.C. As Treasurer of this committee, I instructed the assistant Treasurer to prepare a check to be sent to the A.N.C., and reported the transaction as being an unlawful receipt. Over this date, and the three days following, the A.N.C. continued to be vehement in the belief that they were qualified.

Considering the vehemence of the A.N.C. as to their qualification, before dropping the check at the post office, we again called the F.E.C. Public Records. At this time

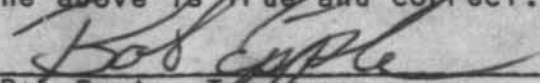
they indicated that the A.N.C. was a multi-candidate committee, and was a multi-candidate committee at the time we received the contribution. If there is any error in this case it is one of over disclosure, rather than in accepting the contribution.

It is my belief that this was a proper and legal contribution, and that only a clerical error exists due to the filing lag at the F.E.C.

I am the Treasurer of the Committee to Elect Esteban Torres To Congress. The matters stated herein are true of my own knowledge except as to those which I stated were on the statement of another responsible person, and as to those I believe them to be true.

Executed this fifteenth day of September, 1982, at Lakewood, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

  
\_\_\_\_\_  
Bob Epple, Treasurer  
(Robert D. Epple, Attorney)

RDE:cae  
ENCLOSURE



202749  
809

RECEIVED AT THE FEC  
Ca # 8504  
82 SEP 20 P4: 26

STATEMENT OF DESIGNATION OF COUNSEL

82 SEP 20 A10: 55


RECEIVED  
CLERK OF THE  
GENERAL COUNSEL

NAME OF COUNSEL: ROBERT D. EPPLE  
ADDRESS: 6410 Del Amo Blvd., Lakewood, CA 90713  
TELEPHONE: (213) 429-3258

The above-named individual is hereby designated as my  
counsel and is authorized to receive any notifications and  
other communications from the Commission and to act on my  
behalf before the Commission.

9-14-82

Date

  
Signature

NAME: COMMITTEE TO ELECT ESTEBAN TORRES TO CONGRESS  
BOB EPPLE, Treas.  
ADDRESS: 15960 Maplegrove St.  
La Puente, CA 91744  
HOME PHONE: (213) 863-9020  
BUSINESS PHONE: (213) 429-3258

92040920151



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 16, 1982

Mr, Louis W. Barnett  
National Foundation to Fight  
Political Corruption  
516 Galer Place  
Glendale, CA 91206

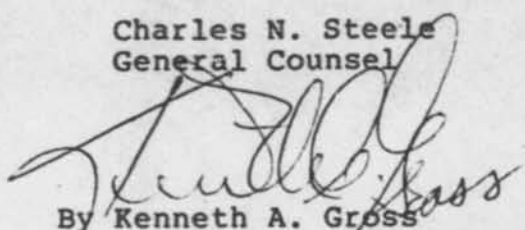
Dear Mr. Barnett:

This letter is to acknowledge receipt of your complaint of September 3, 1982, against the Armenian National Committee PAC, Wester Refuse Hauling, Metropolitan Waste Disposal, Garfield Financial Co., and Armenian Cultural Foundation of America 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 five days.

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. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Steven Barndollar at (202) 523-4073.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

Enclosure

92040920152



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 16, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Western Refuse Hauling  
P.O. Box 214  
Gardena, CA 90247

Re: MUR 1461

Dear Sir/Madam:

This letter is to notify you that on September 9, 1982, the Federal Election Commission received a complaint which alleged that you have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1461. 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 completing the enclosed form 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.

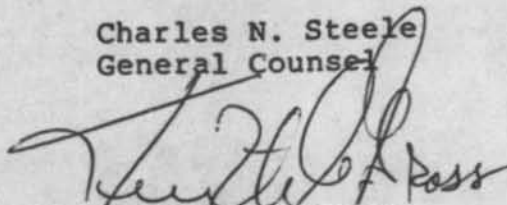
92040920153



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



By Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920154



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 16, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Garfield Financial Company  
2445 South Whittier Blvd.  
Montebello, CA 90640

Re: MUR 1461

Dear Sir/Madam:

This letter is to notify you that on September 9, 1982, the Federal Election Commission received a complaint which alleged that you have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1461. 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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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.

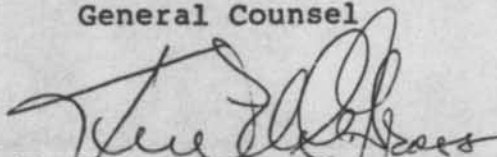
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920155

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



By Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920156





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 16, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Metropolitan Waste Disposal  
900 South Maple Street  
Montebello, CA 90640

Re: MUR 1461

Dear Sir/Madam:

This letter is to notify you that on September 9, 1982, the Federal Election Commission received a complaint which alleged that you have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1461. 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.

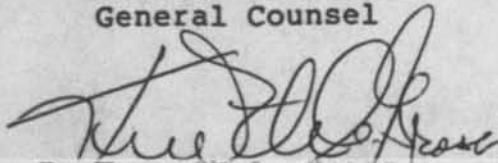
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920157

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



By Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920158



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 16, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Armenian Cultural Foundation of America  
108 North Brand Blvd.  
Glendale, CA 91203

Re: MUR 1461

Dear Sir/Madam:

This letter is to notify you that on September 9, 1982, the Federal Election Commission received a complaint which alleged that you have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1461. 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 completing the enclosed form 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.

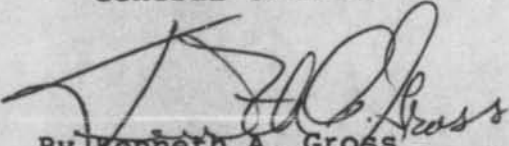
92040920159



If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920160



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 16, 1982

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Armenian National Committee PAC  
Hyrayr Nalbandian, Treasurer  
1501 Venice Blvd.  
Los Angeles, CA 90006

Re: MUR 1461

Dear Mr. Nalbandian:

This letter is to notify you that on September 9, 1982, the Federal Election Commission received an amended complaint which further alleged that you have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1461. 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.

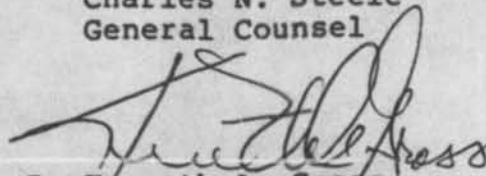
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

92040920161

If you have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202) 523-4529. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele  
General Counsel



By Kenneth A. Gross  
Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

92040920162



MERVYN M. DYMALLY  
THIRTY-FIRST DISTRICT  
CALIFORNIA



**Congress of the United States**  
**House of Representatives**  
**Washington, D.C. 20515**

September 20, 1982

RECEIVED AT THE FEC

1116 LONGWORTH BUILDING  
WASHINGTON, D.C. 20515

82 SEP 21 11:45

COMMITTEE  
FOREIGN AFFAIRS  
SCIENCE AND TECHNOLOGY

GCC#8508

Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D. C. 20463

Dear Mr. Gross:

Because our Treasurer, Mr. Eugene Wheeler, is not available, I am taking the liberty of responding to your letter of August 24, 1982, (MUR 1461).

Because the complaint by the National Foundation to Fight Political Corruption is so vague, frivolous, and difficult to comprehend, we are requesting an extension of thirty days to respond to this matter. In the meantime, the response is being prepared for the Commission.

Sincerely,

MERVYN M. DYMALLY  
Member of Congress

MMD:dk

P.S. Please note the new address for the Dymally for Congress Committee: 322 West Compton Boulevard, Suite 100B, Compton, California 90220.

202834

6cc# 8518

**CERRITOS  
VALLEY  
BANK**  
YOUR 24 HOUR BANK

13400 San Antonio Drive  
Norwalk, California 90650  
(213) 868-3221

12 SEP 23 P 3:11

RECEIVED  
GENERAL COUNSEL

September 20, 1982

The Federal Election Commission  
Washington, D.C. 20463

RE: MUR 1461

Dear Sirs:

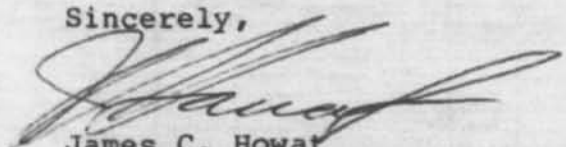
This letter is written in response to your certified letter of August 24, 1982, which alleges that Cerritos Valley Bank may have violated certain sections of the Federal Election Campaign Act. In particular, the complaint, as stated in the July 25, 1982, letter from Louis Wm. Barnett, charges that "...the Armenian National Committee PAC accepted corporate contributions for use in a federal election...specific corporate contributions include...Cerritos Valley Bank."

In response to this charge, I wish to provide the following information:

1. On January 28, 1982, our check was issued in the amount of \$1,000.00 to the Armenian National Committee PAC. The check was in payment for the purchase of one table (10 tickets) for the Armenian National Committee's fundraising event on February 6, 1982. It was our understanding that this dinner was supporting State Assemblyman Marty Martinez. At that time, and to this date, we had no knowledge that any of these funds would be used to support a campaign for federal office.
2. At no time between January 28, 1982, and August 30, 1982, were we notified by the Armenian National Committee that our corporate contribution was in violation of federal election contribution requirements. We were unaware of any violation and would not knowingly have violated election contribution procedures.

I wish to assure you that our Bank will cooperate in any way possible to resolve this problem. Please feel free to contact me directly if I can be of any assistance.

Sincerely,



James C. Howat  
President



82 SEP 21 P 1: 41

STATEMENT OF DESIGNATION OF COUNSEL

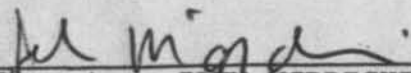
NAME OF COUNSEL: ALLAN E. TEBBETTS  
BALL, HUNT, HART, BROWN and BAERWITZ  
ADDRESS: 120 Linden Avenue, Long Beach, CA 90802  
TELEPHONE: (213) 435-5631

The above-named individual is hereby designated as my  
counsel and is authorized to receive any notifications and  
other communications from the Commission and to act on my  
behalf before the Commission. Re: MUR 1461

12 SEP 21 A 11: 23

RECEIVED  
GENERAL COUNSEL

September 15, 1982  
Date

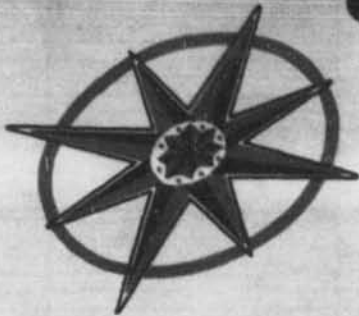
  
Signature JOHN MGRDICHIAN,  
President, MURCOLE, INC.

NAME: MURCOLE, INC.  
ADDRESS: 1105 S. Alameda Street, Compton, CA 90220  
HOME PHONE: Not Applicable  
BUSINESS PHONE: (213) 537-2853

92040920165



6cc# 8524



*W.R.H. Industries*

*Post Office Box 214, Gardena, California 90247*

September 21, 1982

12 SEP 24 P 1:31

Federal Election Committee  
1325 K. Street  
Washington D. C. 20463

Atten: Marybeth Tarrant

Dear Ms Tarrant:

Confirming our telephone conversation this date, our corporation has no knowledge that the Armenian National Committee was using the contributions from W.R.H. Industries for Political purposes.

We will immediately contact the Armenian National Committee and explain the situation and if it is proven that the Company's contributions were wrongfully used, we will demand that such contributions be returned at once.

Very truly yours,

W.R.H. INDUSTRIES

Hacob Shirvanyan,  
Vice President- General Manager

HS:st

Certified Mail, Return Receipt Requested

19803 South Main Street, Carson, California 90745, (213) 321-2533

92040920166

September 22, 1982

SONIC AIR

Mary Beth Tarrant  
Office of General Counsel  
Federal Election Commission  
1325 K Street  
N.W.  
Washington, D.C. 20463

2 SEP 23 A3:20

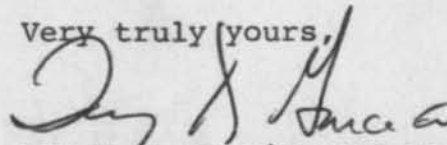
RECEIVED  
GENERAL COUNSELRe: MUR 1461

Dear Ms. Tarrant:

Pursuant to my telephone conversation of today's date with Mr. Scott Thomas of your office, on behalf of the Brown for U.S. Senate Committee (the "Committee"), I hereby request an extension of the filing deadline for the Committee's response to the above-referenced complaint. As I explained to Mr. Thomas, this matter was initially submitted to legal counsel in Washington, D.C. for response. However, because of Committee staff error, a series of unfortunate communication mixups and the general confusion of a highly publicized and controversial campaign, a response was not prepared. Upon discovery of this error today, the Committee contacted this office and requested that steps be taken to secure an extension of the filing deadline and that we immediately proceed with the preparation of a response to the complaint. In order to familiarize myself with the matters alleged in the above-referenced complaint and to prepare an adequate response on behalf of the Committee, I respectfully request that the filing deadline for our response be extended through and including September 30, 1982.

If you have any questions or comments in connection with the matters set forth herein, please do not hesitate to contact me. Thank you for your courtesy and cooperation in connection with this matter.

Very truly yours,



Terry D. Garcia, Counsel for  
Brown for U.S. Senate Committee

TDG:km

Terry D. Garcia  
1888 Century Park East  
17th Floor  
Los Angeles, California 90067  
(213) 556-1500

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7

**SENSITIVE**

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

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

82 SEP 24 P 2: 26

**FIRST GENERAL COUNSEL'S REPORT**

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION 9-24-82

MUR # 1461  
DATE COMPLAINT RECEIVED  
BY OGC 8/17/82  
DATE OF NOTIFICATION TO  
RESPONDENT 8/24/82  
STAFF MEMBER  
Tarrant/Thomas

Complainant's Name: Louis William Barnett, Chairman  
National Foundation to Fight Political  
Corruption, Inc.

Respondents' Names: Californians for Democratic Representation,  
Mel Levine for Congress, Congressman Waxman  
Campaign Committee, Berman for Congress,  
Committee to Elect Esteban Torres, Dymally  
for Congress Committee, Goldhammer for  
Congress, Brown for U.S. Senate, Martinez  
for Congress Committee, Armenian National  
Committee PAC, Elder Election Committee,  
Friends of Assemblyman Richard Robinson,  
Murcole, Inc., Cerritos Valley Bank, Geminor,  
Inc., Operating Industries, Inc., Western  
Refuse Hauling, Garfield Financial Company,  
Metropolitan Waste Disposal and Armenian  
Cultural Foundation of America

Relevant Statute: 2 U.S.C. §§ 433, 434, 441a and 441b  
Internal Reports Checked: Reports filed by the registered  
respondent committees  
Federal Agencies Checked: None

**BACKGROUND**

On August 17, 1982, Louis Barnett filed a complaint alleging various violations of the Act by numerous named respondents. Letters informing the named respondents of the complaint were sent on August 24, 1982. On September 9, 1982, Mr. Barnett amended his complaint to include four more respondents. Letters to those respondents were sent on September 16, 1982.

92040920168



On September 21, 1982, this office received a request for an extension of 30 days from Congressman Dymally in order to respond to the complaint. See Attachment 1. The Dymally for Congress Committee's response would have been due around September 17, 1982. Additionally, on September 23, 1982, this office received a request for an extension until October 1, 1982, from the Brown for U.S. Senate Committee. See Attachment 2. Their response was also due around September 17, 1982.

The General Counsel recommends that the aforementioned requests for extensions be granted. The reasons for the requests by the respondents warrant such action. Moreover, several respondents in this matter (those who were the subject of the amendment to the complaint) have responses due around October 11, 1982, and this office will not be making any recommendations concerning the alleged violations until such responses have been received. If the extensions are granted, the Dymally Committee's response will be due on October 18, 1982 and the Brown Committee's response will be due on October 1, 1982.

Recommendations

1. Grant an extension until October 18, 1982, for the Dymally for Congress Committee and October 1, 1982, for the Brown for U.S. Senate Committee.

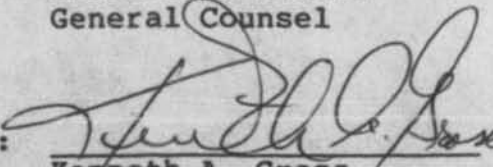
92040920169

2. Approve the attached letters.

Charles N. Steele  
General Counsel

September 24, 1982  
Date

By:

  
Kenneth A. Gross  
Associate General Counsel

Attachments

1. Letter from Congressman Dymally
2. Letter from Brown for U.S. Senate Committee
3. Proposed letters

92040920170

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

MUR 1461

Californians for Democratic Representation )  
Mel Levine for Congress )  
Congressman Waxman Campaign Committee )  
Berman for Congress )  
Committee to Elect Esteban Torres )  
Dymally for Congress Committee )  
Goldhammer for Congress )  
Brown for U.S. Senate )  
Martinez for Congress Committee )  
Armenian National Committee PAC )  
Elder Election Committee )  
Friends of Assemblyman Richard Robinson )  
Murcole, Inc. )  
Cerritos Valley Bank )  
Geminor, Inc. )  
Operating Industries, Inc. )  
Western Refuse Hauling )  
Garfield Financial Company )  
Metropolitan Waste Disposal )  
Armenian Cultural Foundation of America )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal  
Election Commission, do hereby certify that on September 29,  
1982, the Commission decided by a vote of 6-0 to take the  
following actions in MUR 1461:

1. Grant an extension until  
October 18, 1982, for the  
Dymally for Congress  
Committee and October 1,  
1982, for the Brown for  
U.S. Senate Committee.

(Continued)

920409220171



CERTIFICATION

MJR 1461

FIRST GENERAL COUNSEL'S REPORT

DATED SEPTEMBER 24, 1982

PAGE 2

2. Approve the letters as attached to the First General Counsel's Report dated September 24, 1982.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

9-29-82

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

9-24-82, 2:26  
9-27-82, 11:00

92040920172



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 29, 1982

The Honorable Mervyn M. Dymally  
House of Representatives  
Washington, D.C. 20515

Re: MUR 1461

Dear Mr. Dymally:

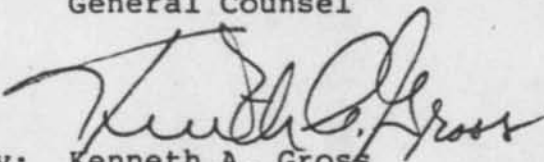
This is in reference to your letter dated September 20, 1982 requesting an extension of 30 days to respond to the Commission's notice that a complaint has been filed against your committee.

The Commission has granted your request. Accordingly, your response will be due on October 18, 1982, which is 30 days from the original due date.

If you have any questions, please contact Marybeth Tarrant at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

cc: Dymally for Congress Committee

92040920173



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 29, 1982

Terry D. Garcia  
Brown for U.S. Senate Committee  
1888 Century Park East  
17th Floor  
Los Angeles, California 90067

Re: MUR 1461

Dear Mr. Garcia:

This is in reference to your letter dated September 22, 1982 requesting an extension until October 1, 1982 to respond to the Commission's notice that a complaint has been filed against your client.

The Commission has granted your request. Accordingly, your response will be due on October 1, 1982.

If you have any questions, please contact Marybeth Tarrant at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

A handwritten signature in dark ink, appearing to read "Kenneth A. Gross", is written over the typed name.

By: Kenneth A. Gross  
Associate General Counsel

92040920174





202938  
GARFIELD FINANCIAL CORPORATION

RECEIVED AT THE FEC  
Coff 8589  
82 OCT 4 P 3: 56

FINANCIAL SERVICES

/ INVESTMENT CONSULTANT

/ INTERNATIONAL TRADE

TELEPHONES (213) 722-5831  
(213) 685-6956

Telex. No. 181312

September 28, 1982

Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D.C. 20463

Re: MUR 1461

Dear Mr. Gross:

I hereby deny all allegations made by the National Foundation to Fight Political Corruption and its chairman, Louis Wm. Barnett.

First of all, my contributions made to ANC-PAC were not made to support Marty Martinez for Congress. Garfield Financial Corporation had issued a check for \$500.00 to ANC-PAC (check number 1380, dated February 11, 1982) to purchase four tickets at \$125.00 each to a Deukmejian for Governor fundraiser at the Hollywood Paladium, which took place on February 27, 1982. A second check for \$284.00 (check number 1393, dated April 9, 1982) was made to ANC-PAC to sponsor a billboard campaign through Foster and Kleiser, a major outdoor advertising firm, regarding the annual commemoration of the Armenian Genocide, held during the month of April.

Other, personal contributions were made to ANC-PAC to defray the costs of various luncheon meetings and conferences held with community leaders.

I am not an agent of ANC-PAC, but, rather, a member of the board of directors, and have not received any compensation for my activities on its behalf. The charge that ANC-PAC paid some expenses for me are untrue: I was belatedly reimbursed for advancing funds toward purchase of a commemorative plaque.

Furthermore, I was only a part-time staff member, and not an agent, of then-State Assemblyman Marty Martinez.

Since my contributions were made for the purposes explained above, I believe I have not violated any sections of the Federal Election Campaign Act, nor have I made any illegal contributions as alleged in the complaint, which has taken certain facts out of context.

Thank you for your notification and solicitation of my response.

Sincerely,

  
MICHAEL MINASIAN

MM:va

202962

118611



# ARMENIAN NATIONAL COMMITTEE

WESTERN HEADQUARTERS

1501 VENICE BLVD. LOS ANGELES, CA. 90006 - TEL. (213) 380-6129

September 29, 1982

12 OCT 6 1982 P 2: 47

RECEIVED  
GENERAL COUNSEL

Charles N. Steele  
General Counsel  
Attn: Marybeth Tarrant  
FEDERAL ELECTION COMMISSION  
Washington, D.C. 20463

Re: MUR 1461

Dear Ms. Tarrant:

The Armenian National Committee requests a 15 day extension on the time allotted to submit a response to Mr. Barnett's complaint.

As I mentioned in our phone conversation of September 27, the ANC Board of Directors has decided that it would be better represented through a legal counsel. We, therefore, need the extension to select a legal counsel and have adequate time to prepare a response.

Sincerely,

*Berd Karapetian*  
Berd Karapetian  
Executive Director

92040920176

GLENDALF FIELD OFFICE  
108-A NORTH BRAND BLVD.  
GLENDALF, CA. 91203  
(213)243-5095

HOLLYWOOD FIELD OFFICE  
1201-S NORTH VERMONT AVE.  
LOS ANGELES, CA. 90029  
(213)663-4148

VALLEY FIELD OFFICE  
5228 COLDWATER CANYON  
SHERMAN OAKS, CA. 91401  
(213)760-8165

TORRANCE FIELD OFFICE  
2440 CARSON STREET  
TORRANCE, CA. 90501  
(213)328-8645

OFFICES IN: BOSTON • TORONTO • BUENOS AIRES • LONDON • PARIS • ATHENS • BEIRUT • TEHERAN • MARSEILLE



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 12, 1982

Berdj Karapetian, Executive Director  
Armenian National Committee  
1501 Venice Boulevard  
Los Angeles, California 90006

Re: MUR 1461

Dear Mr. Karapetian:

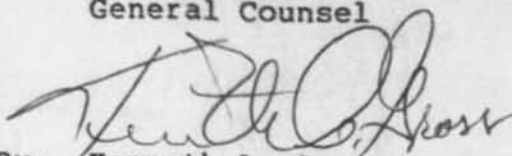
This is in reference to your letter dated September 29, 1982 requesting a 15 day extension to respond to the Commission's notice that a complaint has been filed against your committee.

Considering the Commission's responsibilities under 2 U.S.C. § 437g(a)(8)(A) to act expeditiously on complaints and the circumstances of this matter, your request for extension will be granted only until October 18, 1982. Accordingly, this office will expect to receive your response on or before that date.

If you have any questions, please contact Marybeth Tarrant at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

92040920177



252900

RECEIVED AT THE FEC  
60A 8571  
82 SEP 30 P12:14

September 29, 1982

82 SEP 30 P3:11

RECEIVED  
GENERAL COUNSEL

Kenneth A. Gross, Esq.  
Associate General Counsel  
Federal Election Commission  
1325 K Street  
N.W.  
Washington, D.C. 20463

Re: MUR 1461

Dear Mr. Gross:

On behalf of the Brown for U.S. Senate Committee (the "Committee"), an authorized political committee, I am responding to your letter of August 24, 1982. Specifically, I am responding to alleged violations of the Federal Election Campaign Act of 1971 as amended, 2 U.S.C. § 431 et seq. as cited in the letter of Mr. Louis Wm. Barnett of the National Foundation to Fight Political Corruption dated July 3, 1982 and referred to in your letter.

Mr. Barnett alleges in his letter that the Committee on two occasions accepted illegal contributions. Specifically, Mr. Barnett alleges that (1) the Committee received an illegal in-kind contribution from Californians for Democratic Representation ("CDR") by virtue of CDR's inclusion of Governor Edmund G. Brown Jr.'s name on a slate endorsement mailed to voters and (2) received an illegal contribution from the Armenian National Committee in the amount of \$10,000.00. As set forth below, Mr. Barnett's allegations are without support in fact or law.

I. Californians for Democratic Representation -  
Slate Endorsement

In early June, 1982, Californians for Democratic Representation mailed to residents of Los Angeles County, a slate endorsement of democratic candidates for federal and state office. Said slate mailing endorsed, among others, Governor Edmund G. Brown Jr. for the United States Senate. Mr. Barnett alleges that by virtue of CDR's inclusion of Governor Brown's name on the slate endorsement the Committee received an in-kind contribution from CDR in violation of the Commission's regulations respecting Independent Expenditures.

Independent Expenditures are defined as expenditures "by a person for a communication expressly advocating the election or defeat of a clearly identified candidate which

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is not made with the cooperation of or with the prior consent of, or in consultation with, or at the request or suggestion of, a candidate or any agent or authorized committee of such candidate." 11 C.F.R. § 109.1(a). Commission regulations further state that "an expenditure not qualifying . . . as an independent expenditure shall be a contribution in-kind to the candidate . . . unless otherwise exempted." 11 C.F.R. § 109.1(c).

In the instant case, the Committee neither authorized nor requested that Governor Brown's name be included in the slate endorsement. The slate endorsement was produced and mailed without the Committee's cooperation or prior consent. At no time relevant hereto was there any arrangement, coordination or direction by Governor Brown or the Committee prior to the publication or distribution of the slate endorsement. Consequently, the slate endorsement constituted an Independent Expenditure by Californians for Democratic Representation with respect to Governor Brown and the Committee and thus did not constitute an illegal in-kind contribution to the Committee.

## II. Armenian National Committee

As set forth in Exhibit A hereto, on December 15, 1981, the Committee received a \$9,000 contribution from the Armenian National Committee Political Action Committee (the "Armenian Committee"), \$5,000 of which was designated for use in the primary election and \$4,000 of which was designated for use in the general election. On February 9, 1982 the Committee received an additional contribution from the Armenian Committee of \$1,000 which was designated for use in the general election. At the time said contributions were received, the Committee was informed that the Armenian Committee was a multi-candidate political committee as defined at 11 C.F.R. 100.5(e)(3) and thus authorized to make contributions of up to \$5,000 with respect to any election.

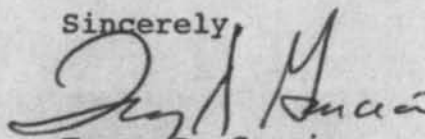
In early June, 1982, the Committee was informed that the Armenian Committee was not at the time of the contributions a multi-candidate committee. As a result thereof, on June 9, 1982, the Committee refunded an aggregate of \$8,000 to the Armenian Committee -- \$4,000 for the primary election and \$4,000 for the general election. Thus, contrary to Mr. Barnett's allegations, the Committee has received from the Armenian Committee \$1,000 for the primary election and \$1,000 for the general election, both of which contributions are within the dollar limitations prescribed by the Federal Election Campaign Act.

In light of the foregoing, Mr. Barnett's allegations are wholly without substance. Because of our certainty that

the above clearly demonstrates that no violations of the Federal Election Campaign Act have occurred, we will not go into further detail in this letter. However, should you require additional documentation with respect to the facts set forth herein, please contact the undersigned. The Committee, of course, reserves its rights to hearings and appeals should either prove necessary, but is hopeful of resolving this matter with you in the near future.

Thank you for your courtesy and cooperation in this matter.

Sincerely,



Terry D. Garcia  
Counsel to  
Brown for U.S. Senate Committee  
1888 Century Park East  
17th Floor  
Los Angeles, California 90067  
(213) 556-1500

TDG:km

cc: Marybeth Tarrant, Esq.  
M. Jack Mayesh  
Ms. Jodie Krajewski  
Michael Kantor, Esq.  
John B. Emerson, Esq.

92040920180



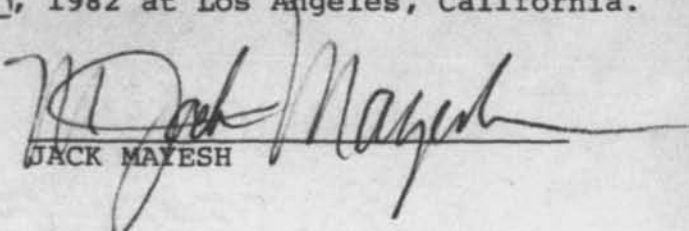
DECLARATION OF JACK MAYESH

1. I am the Campaign Manager of the Brown for U.S. Senate Committee an authorized political committee with headquarters at 1125 West 6th Street, Los Angeles, California 90017.

2. I have read the letter of Terry D. Garcia, Counsel to the Brown Campaign, dated September 29, 1982, respecting MUR 1461. The facts set forth therein are personally known to me and are true and correct to the best of my knowledge.

Pursuant to 2 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 29, 1982 at Los Angeles, California.

  
JACK MAYESH

92040920181

SEMON KASPAROFF  
ROSE KASPAROFF  
212 NO. TAYLOR AVENUE  
MONTEBELLO, CALIF. 90640

996

#2578

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PAY TO THE  
ORDER OF

Brown for Senator \$500.00  
Five Hundred and 00/100 DOLLARS

SECURITY PACIFIC NATIONAL BANK  
Montebello Office  
700 Whittier Blvd., Montebello, CA 90640

MEMO

Semon Kasparoff

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#2579  
ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6120  
LOS ANGELES, CALIFORNIA 90006

1001

90-75/1222

12/15 1981

Pay to the order of Brown for U.S. Senate Committee \$9,000.00  
Nine Thousand and 00/100 DOLLARS

Citizens Bank  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

William M. Paparian

⑆001001⑆⑆122200759⑆781⑆026972⑆

#25780  
R. TOMMY ENRIQUEZ  
1317 NO. MAIN ST. 222-5124  
LOS ANGELES, CALIF. 90012

475

PAY TO THE  
ORDER OF

BROWN FOR U.S. SENATOR \$100.00  
One hundred and 00/100 DOLLARS

新銀豐國  
CATHAY BANK of LOS ANGELES  
777 NORTH BROADWAY  
LOS ANGELES, CALIFORNIA 90012

MEMO N-HOUSE

Tommy

譚買

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EXHIBIT "A"

ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1901 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

1011

90-75/1222

109  
2/9 1982

Pay to the order of Brown for Senate \$1,000.00  
One Thousand and 00/100 DOLLARS

 **Citizens Bank**  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

3UR

William M. Do

⑈001011⑈ ⑆122200759⑆ 781⑈026972⑈

STEPHEN M STAMBUK  
CUSTOMHOUSE BROKER  
623 W 18TH ST  
SAN PEDRO, CA 90731

0635

16-21/1220

110  
Feb 10 1982

Pay to the order of Brown for U.S. Senate Comm. \$100.00  
One hundred and 00/100 Dollars

 **First Interstate Bank**

First Interstate Bank  
of California  
San Pedro Office # 125  
407 West Seventh Street  
San Pedro, CA 90731

2/2/82  
T. K. K.

Stephen M. Stambuk

⑆122000218⑆ ⑆125901165⑈ 0635 11



**GLENDALE FEDERAL**  
SAVINGS AND LOAN ASSOCIATION  
MAIN OFFICE: GLENDALE, CALIFORNIA

16-01  
1220  
CERTICHECK 14453762

PAY TO THE ORDER OF \*\*\*Brown For U.S. Senate\*\*\*

AMOUNT NOT TO EXCEED \$750,000.00  
VOID AFTER SIX MONTHS

GLENDALE MAIN OFFICE  
BANK OF AMERICA  
345 N. BRAND BLVD.  
GLENDALE, CA 91203

PURCHASER

Thomas Terhies

⑈1445376⑈ ⑆122000661⑆ 01625⑈02379⑈

92040920183





July 14, 1982

Robert Garcia, Reports Analyst  
Federal Election Commission  
Washington, D. C. 20463

Identification Number C00141283

Reference: Year End Report (7/1/81-12/31/81)

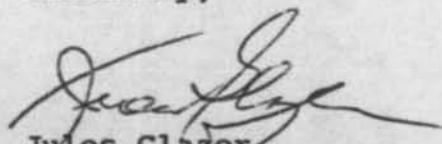
Dear Mr. Garcia:

This letter is reply to your letter of July 6, 1982 requesting clarification of items reported on the above referenced report.

NAME, ADDRESS & ZIP CODE	PG, ITEM NUMBER AMOUNT	DISPOSITION
ARMENIAN NAT'L COMM. PAC 1501 VENICE BLVD. LA 90006	PAGE 1 of 4 - \$4,000.00	REFUNDED - REPORTED 5/20/82 thru 6/30/82
BROWN PAC 1125 W. SIXTH STREET LA 90017	PAGE 1 of 4 - \$4,000.00	REFUNDED - REPORTED 4/1/82 thru 5/19/82
BROWN PAC 1125 W. SIXTH STREET LA 90017	PAGE 4 of 4 - \$5,000.00	REFUNDED - REPORTED 4/1/82 thru 5/19/82
ARMENIAN NATIONAL COMM. PAC 1501 VENICE BLVD. LA 90006	PAGE 4 of 4 - \$4,000.00	REFUNDED - REPORTED 5/20/82 thru 6/30/82

I hope that the above information is complete and has clarified any inadvertant reporting error.

Sincerely,

  
Jules Glazer  
Assistant Treasurer

JG/ew  
encl:

1125 WEST 6TH STREET • 3RD FLOOR • LOS ANGELES, CALIFORNIA 90017 • (213) 977-1313

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.

Paid for by the Brown for U.S. Senate Committee • Treasurer: Burt Pines ID #C00141283

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 4  
LINE NUMBER 112  
This document is supplemental to each copy of the Covered Summary Page

Any information received 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 Contributor (or Filer)  
MURKIN FOR U.S. SENATE

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
AVCO Corporation Political Action Comm. 1275 King Street Greenwich, CONN 06830	PAC # C00094482	7-14-81	\$ 200.00
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	200.00
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Armenian Nat'l Comm. PAC 1501 Venice Blvd. LA CA 90006	PAC # C00146969	12-16-81	\$5000.00
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	5,000.00
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
American Tunaboat Assoc. PAC One Tuna Boat Lane San Diego, CA 92101	PAC #C88130401	7/24/81	\$200.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	200.00
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
BROWN PAC 1125 W. Sixth St. Los Angeles, CA 90017	PAC# C00141283	12/28/81	4,000.00
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	4,000.00
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
NATIONAL CABLE TELEVISION PAC 918 16th St. N.W. WASHINGTON, D.C. 20036	PAC# C00010082	8/11/81	250.00
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	250.00
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
MUNICIPAL ELECTIONS COMMITTEE OF 9200 SUNSET BLVD. Ste.625 LOS ANGELES, CA 90069	LA PAC #C00094524	11/15/81	5,000.00
Receipt For: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	5,000.00
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
TRANSAMERICA CORP. PAC 600 MONTGOMERY ST. SAN FRANCISCO, CA 94111	C00122614	7/16/81	\$300.00
Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Occupation	Aggregate Year-to-Date-\$	300.00

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SCHEDULE A

ITEMIZED RECEIPTS

Page 4 of 4  
LINE NUMBER 111  
The amount shown for each category of the Detailed Summary Page

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

Name of Committee (in Full)

BROWN FOR U.S. SENATE - GENERAL

A. Full Name, Mailing Address and ZIP Code

BROWN PAC  
1125 W. Sixth St.  
Los Angeles, CA 90017

Name of Employer

PAC

Date (month, day, year)

12/22/81

Amount of Each Receipt This Period

5,000.

Occupation

Aggregate Year-to-Date-\$ 5,000.00

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

B. Full Name, Mailing Address and ZIP Code

ARMENIAN NATIONAL COMM PAC  
1501 Venice Blvd.  
Los Angeles, CA 90006

Name of Employer

PAC c0014969

Date (month, day, year)

12/16/81

Amount of Each Receipt This Period

4,000.00

Occupation

Aggregate Year-to-Date-\$ 4,000.00

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

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

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

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

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

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

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

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

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

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month, day, year)

Amount of Each Receipt This Period

Occupation

Aggregate Year-to-Date-\$

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

SUBTOTAL of Receipts This Page (optional)

9,000

8202400030200



BROWN FOR U.S. SENATE  
1125 W. 6TH ST., THIRD FLOOR  
LOS ANGELES, CA 90017

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 794

June 9 1982 16-24/645  
1220(7)

PAY

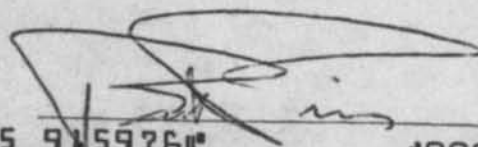
Four thousand and <sup>00</sup>/<sub>100</sub>

DOLLARS \$ 4,000

TO  
THE  
ORDER  
OF

Armenian National  
Committee

BROWN FOR U.S. SENATE



⑈000794⑈ ⑆122000247⑆0645 915976⑈

⑈0000400000⑈

92040920187

BROWN FOR U.S. SENATE  
1125 W. 6TH ST., THIRD FLOOR  
LOS ANGELES, CA 90017

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 795

June 9 1982 16-24/645  
1220(7)

PAY

Four thousand and <sup>00</sup>/<sub>100</sub>

DOLLARS \$ 4,000

TO  
THE  
ORDER  
OF

Armenian National  
Committee

BROWN FOR U.S. SENATE



⑈000795⑈ ⑆122000247⑆0645 915976⑈

⑈0000400000⑈

JE 'B 14  
PRO -EX DAN  
C

PAY TO THE ORDER OF  
CITIZENS BANK  
PASADENA, CA  
FOR DEPOSIT ONLY  
ARMENIAN NATL COMMITTEE  
POLITICAL ACTION COMMITTEE  
781026972

*(Faint, illegible handwritten notes)*

202109

PAY TO THE ORDER OF  
CITIZENS BANK  
PASADENA, CA  
FOR DEPOSIT ONLY  
ARMENIAN NAT'L COMMITTEE  
POLITICAL ACTION COMMITTEE  
701026972

JE '8: 14 REG 10-24  
BAND C

1871

06-02-1098

92040920188

202937

RECEIVED AT THE FEC

6001 8588

82 OCT 4 P 3: 56

LAW OFFICES

**Astor & Phillips**

A PARTNERSHIP INCLUDING A PROFESSIONAL CORPORATION

ORANGE COUNTY OFFICE  
SUITE 1000, PENTHOUSE  
505 CITY PARKWAY WEST  
ORANGE, CALIFORNIA 92668-2983  
(714) 634-8050

LOS ANGELES OFFICE  
3710 SECURITY PACIFIC PLAZA  
333 SOUTH HOPE STREET  
LOS ANGELES, CALIFORNIA 90071-1472  
(213) 680-9212

September 29, 1982

PLEASE REPLY TO Orange

FEDERAL ELECTION COMMISSION  
Washington, D.C. 20463

Attention: Marybeth Tarrant

Re: Your file #MUR 1461

Dear Ms. Tarrant:

On behalf of Metropolitan Waste Disposal, I am responding to Mr. Kenneth Gross' letter of September 16, concerning a complaint filed by the National Foundation to Fight Political Corruption.

Enclosed herewith is a Statement of Designation of Counsel by Jack Minasian, President of Metropolitan Waste Disposal, reflecting the authority of the undersigned to respond.

The complaint above-referenced alleges, among other things, that Metropolitan Waste Disposal has violated certain aspects of the Federal Election Campaign Act through a contribution it made to the Armenian National Committee Political Action Committee (ANCPAC).

In this regard, Metropolitan advises that although a corporate check for \$400.00 was made payable to ANCPAC on January 29, 1982, it was their understanding that these funds were to be used only in connection with supporting candidates for statewide office. This impression was further confirmed in discussions that were had with Mike Minasian of the Armenian National Committee.

Therefore, it would appear that my client has engaged in no actionable conduct relative to this matter.

Trusting that the foregoing adequately responds to your inquiry, I remain,

Sincerely,

  
Z. HARRY ASTOR

cc: Jack Minasian  
Metropolitan Waste Disposal

RECEIVED  
FEDERAL ELECTION COMMISSION  
82 OCT 4 P 4: 45

92040920189



STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: Z. Harry Astor

ADDRESS: Suite #1000, 505 City Parkway West, Orange, CA 92668-2983

TELEPHONE: (714) 634-8050

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

September 28, 1982  
Date

Jack Minasian President  
Signature

NAME: Jack Minasian, President

ADDRESS: Metropolitan Waste Disposal  
900 S. Maple P.O. Box 148 Montebello, CA 90640

HOME PHONE: (714) 637-1977

BUSINESS PHONE: (213) 723-1175

92040920190

202950  
MANATT, PHELPS, ROTHENBERG & TUNNEY  
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

ATTORNEYS AT LAW

1888 CENTURY PARK EAST  
TWENTY-FIRST FLOOR  
LOS ANGELES, CA 90067  
TELEPHONE (213) 556-1500

TWX 910 490-8744  
CABLE MANATOP LSA  
TELECOPIER (213) 553-1398

October 1, 1982

RECEIVED AT THE FEC  
Oct # 8600  
82 OCT 5 All: 49

WASHINGTON, D.C. OFFICE  
1200 NEW HAMPSHIRE AVE., N.W., SUITE 200  
WASHINGTON, D.C. 20036  
(202) 463-4300

SAN FRANCISCO OFFICE  
100 BUSH STREET, SUITE 2314  
SAN FRANCISCO, CALIFORNIA 94104  
(415) 981-7540

LOS ANGELES (DOWNTOWN)  
811 WEST SEVENTH STREET  
LOS ANGELES, CALIFORNIA 90017  
(213) 879-4414

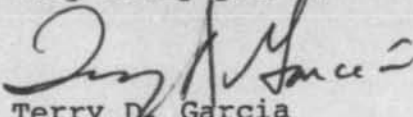
Marybeth Tarrant  
Federal Election Commission  
1325 K Street, N.W.  
Washington, D.C. 20463

Re: MUR 1461

Dear Ms. Tarrant:

Enclosed please find the Statement of Designation of Counsel which is submitted in connection with the above-referenced case.

Very truly yours,

  
Terry D. Garcia  
of Manatt, Phelps,  
Rothenberg & Tunney

TDG:km  
Enclosure

RECEIVED  
FEDERAL ELECTION COMMISSION  
OCT 5 P/2: 45

RECEIVED  
FEDERAL ELECTION COMMISSION  
OCT 5 P/2: 12

92040920191

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: TERRY D. GARCIA

ADDRESS: 1888 Century Park East, 17th Fl., Los Angeles, CA 90067

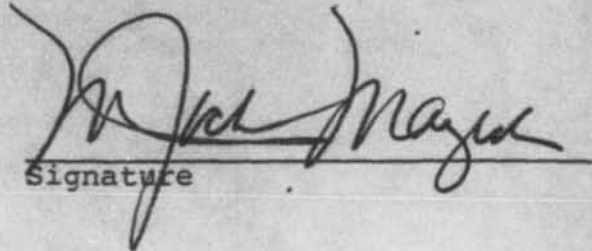
TELEPHONE: (213)556-1500

The above-named individual is hereby designated as my  
counsel and is authorized to receive any notifications and  
other communications from the Commission and to act on my  
behalf before the Commission.

Date

9/29/82

Signature



NAME:

M. Jack Mayesh  
Brown for U.S. Senate Committee

ADDRESS:

1125 West 6th Street  
Los Angeles, California 90017

HOME PHONE: 936-5170

BUSINESS PHONE: 977-1313

92040920192



202990

RECEIVED AT THE FEC  
604 8624  
82 OCT 8 P2:01

# Armenian Cultural Foundation

410 W. Washington Blvd.  
Montebello, Calif., 90640

October 5, 1982

32 OCT 8 P3:44  
GENERAL COUNSEL

Federal Election Commission  
Marybeth Tarrant  
General Counsel's Office  
Washington, D.C. 20463

Dear Ms. Tarrant:

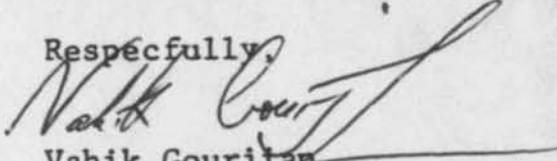
92040920193

This letter is to respond to your communication regarding MUR 1461. Your communication requests that we respond to Mr. Barnett's complaint. Mr. Barnett states that the Armenian Cultural Foundation made a corporate contribution to the Armenian National Committee. In his complaint, Mr. Barnett implies that the ACF contributed to a federal election and, therefore, made an illegal contribution.

While it is true that the ACF contributed to the Armenian National Committee, the contribution was not for a federal election. Instead, it was to sponsor billboards commemorating the Armenian Genocide of 1915.

After the receipt of your letter, we were contacted by ANC's executive director, Berdj Karapetian, and informed that the ANC was going to refund our contribution. He explained to us that because of their registration as a political action committee at the federal level they were prohibited from receiving corporate contributions. Since we were neither aware of this law nor of ANC's registration as a federal political action committee, we could neither have suspected nor known that our contribution for the billboards might have violated the law.

Respectfully,

  
Vahik Gourjian  
Executive Secretary

ARMENIAN CULTURAL FOUNDATION OF AMERICA  
410 W. WASHINGTON BLVD.  
MONTERELO, CALIF. 90640

208

PAY TO THE  
ORDER OF

*Armenian Nat'l Committee* *3-31-1982* *10-4/1220*  
*\$500.00*

*Five hundred - 00/100*

DOLLARS

SECURITY PACIFIC NATIONAL BANK  
Foothill & Rosemead Office  
3555 E. Foothill Blvd, Pasadena, CA 91107

*Chlorine F. Miller*  
*Mosij Molkar*

MEMO  
⑆ 122000043 ⑆ 0208 ⑆ 149 ⑆ 074137 ⑆

92040920194



Congress of the United States  
House of Representatives  
Washington, D.C. 20515

COFF 8629  
1116 LONGWORTH BUILDING  
WASHINGTON, D.C. 20515  
(202) 225-5425  
COMMITTEES:  
FOREIGN AFFAIRS  
SCIENCE AND TECHNOLOGY  
OCT 12 AIO: 14

October 5, 1982

Mr. Kenneth A. Gross  
Associate General Counsel  
Federal Election Commission  
Washington, D.C. 20463

RE: MUR 1461

Dear Mr. Gross:

This letter is in response to your letter of August 24, 1982, to Mr. Eugene Wheeler, Treasurer, Dymally for Congress Committee notifying him of a complaint filed by the National Foundation To Fight Political Corruption.

The Dymally For Congress Committee agreed to pay \$10,000 (\$5,000 is due) to Californians For Democratic Representation to secure advertising space on at least two slate mailings in support of my candidacy for the 31st Congressional District of California in the June 8, 1982, Primary Election.

The payment was made for mailing on behalf of my candidacy and not to promote any other State or Federal candidacy.

I believe this totally clarify the facts regarding the Dymally For Congress Campaign Committees' involvement with Californians For Democratic Representation and demonstrates that any further FEC proceeding would be fruitless. Please notify us if any further information is required.

Sincerely,

MERVYN M. DYMALLY  
Member of Congress

MMD:mg

Attachment 1

92040920195





# ARMENIAN NATIONAL COMMITTEE

WESTERN HEADQUARTERS

419A W. COLORADO ST., GLENDALE, CA 91204- TEL. (213) 243-9219

October 17, 1982

Federal Election Commission  
Marybeth Tarrant  
General Counsel's Office  
Washington, D.C. 20463

NOV 3 2:38

RECEIVED  
GENERAL COUNSEL

Re: MUR 1461

Dear Ms. Tarrant:

In response to Mr. Barnett's complaint we submit the following information to assist in your review:

-At the time we made contributions to Brown for U.S. Senate and Martinez for Congress in excess of \$1,000, we were not aware of the \$1,000 limit on contributions from PAC's. Our lack of familiarity with the law was because we had registered as a PAC in October of 1981 and had been operating without staff between November and April.

In mid-May we learned that we had to qualify as a multicandidate committee before contributing up to the \$5,000 limit. Since we had not qualified until May 11, 1982, we requested refunds from Brown and Martinez. These refunds were received in June and detailed in our July Quarterly Report. As you can see, we promptly corrected this error that had resulted from our lack of experience with the laws.

As for the contribution to Esteban Torres for Congress, it was our fifth contribution and the one that qualified us as a multicandidate committee. Therefore, it was not in violation of the codes. (Attachment A)

-The corporate contributions identified by Mr. Barnett were received for and used on non-federal elections and activities. However, they were detailed in our reports because we had used the same checking account for both our federal PAC and our state PAC. Since we should have maintained separate checking accounts, we are accepting the FEC recommendation to refund all corporate contributions (including certain ones identified by us and the FEC but not by Mr. Barnett). Copies of the checks refunding the corporate contributions are enclosed. The remaining contributions will be refunded within the next 15 days. (see attachment B)

If the fact that the funds were received for and used on non-federal elections will make a difference in your determination,

GLENDALE FIELD OFFICE  
108-A NORTH BRAND BLVD.  
GLENDALE, CA 91203  
(213) 243-5095

HOLLYWOOD FIELD OFFICE  
1201-S NORTH VERMONT AVE.  
LOS ANGELES, CA 90029  
(213) 663-4148

VALLEY FIELD OFFICE  
5228 COLDWATER CANYON  
SHERMAN OAKS, CA 91401  
(213) 760-8165

TORRANCE FIELD OFFICE  
2440 CARSON STREET  
TORRANCE, CA 90501  
(213) 328-8645

OFFICES IN: BOSTON • TORONTO • BUENOS AIRES • LONDON • PARIS • ATHENS • BEIRUT • TEHERAN • MARSEILLE

92040920196

ARMENIAN NATIONAL COMMITTEE

WESTERN HEADQUARTERS

we will be happy to substantiate our statement that the funds were not collected for nor used on federal elections.

We feel the above explanation and accompanying documents do show that we did not attempt to deceive nor intentionally violate the laws. The errors were caused by our lack of experience. However, our mistakes were promptly corrected to place us in compliance with the FEC regulations.

Sincerely,

*Berdj Karapetian*  
Berdj Karapetian  
Executive Director

92040920197

Attachment A

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 795

16-24/645  
1220(7)

June 9 1982

DOLLARS \$4,000

BROWN FOR  
1125 W. 6TH ST  
LOS ANGELES

BROWN FOR U.S. SENATE



⑈000795⑈ ⑆122000247⑆0645 915976⑈ ⑈0000400000⑈

BROWN FOR U.S. SENATE  
1125 W. 6TH ST., THIRD FLOOR  
LOS ANGELES, CA 90017

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 794

16-24/645  
1220(7)

June 9 1982

DOLLARS \$4,000

PAY Four thousand and <sup>no</sup>/<sub>100</sub>

Armenian National  
Committee

BROWN FOR U.S. SENATE



⑈000794⑈ ⑆122000247⑆0645 915976⑈ ⑈0000400000⑈



Attachment A

BROWN FOR U.S. SENATE  
1125 W. 6TH ST., THIRD FLOOR  
LOS ANGELES, CA 90017

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 795

16-24/645  
1220(7)

June 9 1982

PAY *Four thousand and <sup>no</sup>/<sub>100</sub>*

DOLLARS \$4,000

TO  
THE  
ORDER  
OF

*Armenian National  
Committee*

BROWN FOR U.S. SENATE

⑈000795⑈ ⑆122000247⑆0645 915976⑈

⑈0000400000⑈

BROWN FOR U.S. SENATE  
1125 W. 6TH ST., THIRD FLOOR  
LOS ANGELES, CA 90017

BEVERLY HILLS OFFICE  
WELLS FARGO BANK N.A.  
BEVERLY HILLS, CA 90210

No 794

16-24/645  
1220(7)

June 9 1982

204092-0198

PAY *Four thousand and <sup>no</sup>/<sub>100</sub>*

DOLLARS \$4,000

TO  
THE  
ORDER  
OF

*Armenian National  
Committee*

BROWN FOR U.S. SENATE

⑈000794⑈ ⑆122000247⑆0645 915976⑈

⑈0000400000⑈

MARTINEZ FOR CONGRESS

SPECIAL ACCOUNT

444 E. GARVEY AVE.

MONTEREY PARK, CA 91754

AT THE

CATHAY BANK OF LOS ANGELES

250 S. ATLANTIC BLVD.  
MONTEREY PARK, CALIFORNIA 91754

1062

16-395  
1222

6/7 1992

PAY

Four Thousand and no/100

DOLLARS \$4,000.

TO  
THE  
ORDER  
OF

Armenian National  
Committee PAC

Elvira Y. Martinez  
Susan V. [Signature]

⑈001062⑈ ⑆122203950⑆ 02⑈014 483⑈

⑈0000400000⑈

DELUXE CHECK PRINTERS

92040920199

MARTINEZ FOR CONGRESS

444 E. GARVEY AVE.

MONTEREY PARK, CA 91754

Monterey Park National Bank

720 West Garvey Avenue

Monterey Park, California 91754

194

90-3785/1222

6

62

6/7

1992

PAY

Four Thousand and no/100

DOLLARS \$4,000.

TO  
THE  
ORDER  
OF

Armenian National  
Committee PAC

OVER \$2,500.00 TWO SIGNATURES REQUIRED

Elvira Y. Martinez  
Susan V. [Signature]

⑈000194⑈ ⑆122237858⑆ 871⑈009864⑈

⑈0000400000⑈

DELUXE CHECK PRINTERS

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

Name of Committee (in Full)

ARMENIAN NATIONAL COMMITTEE POLITICAL ACTION COMMITTEE

Report Covering the Period:

From: 5-20-82 to: 6-30-82

	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
<b>I. RECEIPTS</b>		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees . . . . .	0	\$32,605.31
(Memo Entry Unitized \$ 505.00 )		
(b) Political Party Committees . . . . .	0	0
(c) Other Political Committees . . . . .	0	0
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c) . . . . .	0	\$32,605.31
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 . . . . .	\$16,000.00	\$16,000.00
17. OTHER RECEIPTS (Dividends, Interest, etc.) . . . . .	0	0
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17) . . . . .	\$16,000.00	\$48,605.31
<b>II. DISBURSEMENTS</b>		
19. OPERATING EXPENDITURES . . . . .	\$ 1702.66	\$ 4,958.27
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES . . . . .	0	0
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES . . . . .	\$16,000.00	\$33,250.00
22. INDEPENDENT EXPENDITURES (Use Schedule E) . . . . .	0	0
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	\$12,115.00
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27) . . . . .	\$17,702.66	\$50,323.27
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>		
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d . . . . .	0	\$32,605.31
30. TOTAL CONTRIBUTION REFUNDS from Line 26d . . . . .	0	0
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29) . . . . .	0	\$32,605.31
32. TOTAL OPERATING EXPENDITURES from Line 19 . . . . .	\$ 1,702.66	\$ 4,958.27
33. OFFSETS TO OPERATING EXPENDITURES from Line 15 . . . . .	0	0
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32) . . . . .	\$ 1,702.66	\$ 4,958.27

92040920200



SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for  
LINE NUMBER 16  
(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)

ARMENIAN NATIONAL COMMITTEE POLITICAL ACTION COMMITTEE

A. Full Name, Mailing Address and ZIP Code

Martinez for Congress  
440 E. Garvey Ave.  
Monterey Park, CA 91754

Name of Employer

Date (month,  
day, year)

Amount of Each  
Receipt this Period

6-7-82

\$4,000.00

6-7-82

\$4,000.00

Occupation

Receipt For: ☒ Primary ☐ General

☒ Other (specify): Special election on 7/13

Aggregate Year-to-Date--\$ 8,000.00

B. Full Name, Mailing Address and ZIP Code

Brown for U.S. Senate  
1125 W. 6th Street, third floor  
L.A., CA 90017

Name of Employer

Date (month,  
day, year)

Amount of Each  
Receipt This Period

6-8-82

\$4,000.00

6-8-82

\$4,000.00

Occupation

Receipt For: ☒ Primary ☒ General

☐ Other (specify):

Aggregate Year-to-Date--\$ 8,000.00

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)

\$16,000.00

TOTAL This Period (last page this line number only)

\$16,000.00

92040920201

Name of Committee (in Full)  
**Armenian National Committee Political Action Committee**

Report Covering the Period:  
From: **4-1-82** To: **5-19-82**

		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
<b>I. RECEIPTS</b>			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(Memo Entry Unitarized \$ <b>505.00</b> )		\$3922.31	32605.31
(b) Political Party Committees			
(c) Other Political Committees			
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		3922.31	32605.31
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES			
13. ALL LOANS RECEIVED			
14. LOAN REPAYMENTS RECEIVED			
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)			
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			
17. OTHER RECEIPTS (Dividends, Interest, etc.)			
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		3922.31	32605.31
<b>II. DISBURSEMENTS</b>			
19. OPERATING EXPENDITURES		1337.00	3255.61
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		5250.00	17250.00
22. INDEPENDENT EXPENDITURES (Use Schedule E)			
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)			
24. LOAN REPAYMENTS MADE			
25. LOANS MADE			
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees			
(b) Political Party Committees			
(c) Other Political Committees			
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)			
27. OTHER DISBURSEMENTS		8115.00	12115.00
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)		14702.00	32620.61
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d		3922.31	32605.31
30. TOTAL CONTRIBUTION REFUNDS from Line 26d			
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		3922.31	32605.31
32. TOTAL OPERATING EXPENDITURES from Line 19		14702.00	32620.61
33. OFFSETS TO OPERATING EXPENDITURES from Line 15			
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		14702.00	32620.61

92040920202

ARMENIAN NATIONAL COMMITTEE  
WESTERN HEADQUARTERS

10/10/82

CORPORATE CONTRIBUTIONS  
RECEIVED

CERRITOS VALLEY BANK	\$1,000.00	-	To be Refunded 10/17/82
GEMINOR, INC.	250.00	}	Refunded 9/7/82
MURCOLE, INC.	300.00		
METROPOLITAN WASTE DISPOSAL	400.00		
OPERATING INDUSTRIES, INC.	1,000.00		
WESTERN REFUSE HAULING	900.00		
GARFIELD FINANCIAL CORP.	784.00	}	To be Refunded 10/27/82
A.R.S. NAIRY CHAPTER	500.00		
A.R.S. MAIR CHAPTER	250.00		
A.R.S. SEPAN CHAPTER	325.00		
ARMENIAN CULTURAL FOUNDATION	500.00		
A.R.S. SEVAN CHAPTER	250.00		
	<u>\$6,659.00</u>		

92040920203



22040920204



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No 1035

9-7-82

90-75/1222

Pay to the order of Cerritos Valley Bank  
One Thousand and <sup>no</sup>/<sub>100</sub>

\$ 1,000.00



Citizens Bank

MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

7/12

⑈001035⑈ ⑆122200759⑆ 781028972⑈

*Jack Friedman*

Was Void and a new one  
was made out to Cerritos on 10-17-82  
The check # ~~1035~~ 1042.

92040920205

No.

1036



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6120  
LOS ANGELES, CALIFORNIA 90006

90-75/1222

9-7-82

Pay to  
the order of

Geminor, Inc.

\$ 250<sup>00</sup>/<sub>100</sub>

Two Hundred and Fifty and <sup>00</sup>/<sub>100</sub> DOLLARS.



Citizens Bank

MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

*Jack Geminor*

702

⑈001036⑈ ⑆ 122200759⑆ 7810026972⑈

9 2 0 4 0 9 2 0 2 0 6



1037

90-75/1222

9-7-1982

Pay to the order of Murcole, Inc. \$ 500<sup>00</sup>/<sub>100</sub>  
Five Hundred and no cent only



**Citizens Bank**  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

FUR

021597211

1100103711 1:1222007591: 7810021597211



9 2 0 4 0 9 2 0 2 0 7

1038

90-75/1222

ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006



Pay to  
the order of

Metropolitan Waste Disposal \$ 400<sup>00</sup>  
Four Hundred and ~~no~~ <sup>100</sup> ~~00~~ <sup>00</sup> ~~00~~

 Citizens Bank  
MAIN OFFICE  
225 EAST COLORADO BLVD  
PASADENA, CALIFORNIA 91101

*Jacky Smith*

712

⑈001038⑈ Ⓜ 122200759⑈ 781⑈028972⑈



9220409220208  
ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No. 1039

90-75/1222

Q-71082

Pay to the order of Operating Industries, Inc. \$ 1000 <sup>00</sup>/<sub>100</sub>  
One Thousand and <sup>00</sup>/<sub>100</sub> DOLLARS.

 Citizens Bank  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

FUR

*Jack Yessierli*

⑈001039⑈ ⑆122200759⑆ 7810026972⑈

9 2 0 4 0 9 2 0 2 0 9



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No. 1040

90-75/1222

Pay to  
the order of

Western Refuse Hauling  
Nine hundred and no/100

9-7-1982

\$ 900.00

DOLLARS



Citizens Bank

MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

FOR

Joseph J. Jernigan

⑈001040⑈ ⑆122200759⑆ 781026972⑈



9 2 0 4 0 9 2 0 2 1 0



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD  
LOS ANGELES, CALIFORNIA 380-6129  
90008

**Citizens Bank**  
MAIN OFFICE  
236 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

Garfield Financial Corp.  
Seventy Two Hundred Eighty Four  
Bank

1041

90-75/1222

9-7 1982

784%

42  
PETERS,

64724

1001041101222007591781002697211



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No. 1046

90-75/1222

10-27 1982

Pay to the order of A.R.S. Nairy Chapter  
Five Hundred and <sup>no</sup>/<sub>100</sub>

\$ 500 <sup>00</sup>/<sub>100</sub>

~~DOLLARS~~

**Citizens Bank**  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

*Will MR*

7112

⑈001046⑈ ⑆122200759⑆ 781⑈026972⑈



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No. 1047

90-75/1222

10-27 1982

Pay to the order of ARS. Mair Chapter  
Two Hundred and Fifty and <sup>no</sup>/<sub>100</sub>

\$ 250 <sup>00</sup>/<sub>100</sub>

~~DOLLARS~~

**Citizens Bank**  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

*Will MR*

7112

⑈001047⑈ ⑆122200759⑆ 781⑈026972⑈



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

No. 1048

90-75/1222

10-27 1982

Pay to the order of Armenian Relief Society, Sepan Chapter  
Three Hundred Twenty Five and <sup>no</sup>/<sub>100</sub>

\$ 325 <sup>00</sup>/<sub>100</sub>

~~DOLLARS~~

**Citizens Bank**  
MAIN OFFICE  
225 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

*Will MR*

7112

⑈001048⑈ ⑆122200759⑆ 781⑈026972⑈

920402211



HAWAIIAN NATIONAL COMMITTEE  
 POLITICAL ACTION COMMITTEE  
 1501 VENICE BOULEVARD 380-8129  
 LOS ANGELES, CALIFORNIA 90006

1044

90-75/1222

10-27 1982

Pay to the order of Armenian Cultural Foundation \$ 500.00  
Five Hundred and <sup>no</sup>/<sub>100</sub> ————



Citizens Bank

MAIN OFFICE  
725 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

*Phil*

Walter M D

1100104411 1:122200759: 781002697211



ARMENIAN NATIONAL COMMITTEE  
POLITICAL ACTION COMMITTEE  
1501 VENICE BOULEVARD 380-6129  
LOS ANGELES, CALIFORNIA 90006

1045<sup>c</sup>

90-75/1222

10-27 1952

Pay to the order of Armenian Relief Society, Sevan Chapter \$ 250.<sup>00</sup>/<sub>100</sub>  
Two Hundred and Fifty and <sup>00</sup>/<sub>100</sub> — **TWO HUNDRED**



Citizens Bank

MAIN OFFICE  
725 EAST COLORADO BLVD.  
PASADENA, CALIFORNIA 91101

3413

Will M

1100 104511 1: 122200759: 78 1002697211

09.20212



REPORT OF RECEIPTS AND DISBURSEMENTS  
For a Political Committee Other Than an Authorized Committee

(Summary Page)

1. Name of Committee (in Full)  
Armenian National Committee  
Political Action Committee

Address (Number and Street)

419A West Colorado St., Suite #3  
Glendale, CA 91204

City, State and ZIP Code

Glendale, California 91204

☒ Check if address is different than previously reported.

2. FEC Identification Number

000146969

3. ☐ This committee qualified as a multicandidate com-

mittee during this Reporting Period on \_\_\_\_\_  
(date)

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 General Election  
on \_\_\_\_\_ in the State of \_\_\_\_\_

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>7/1/82</u> Through <u>9/30/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>		\$ 1,932.96
(b) Cash on Hand at Beginning of Reporting Period	\$ 215.00	
(c) Total Receipts (from Line 18)	\$ 4,450.00	\$ 53,055.31
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 4,665.00	\$ 54,988.27
7. Total Disbursements (from Line 28)	\$ 3,834.00	\$ 54,157.27
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	\$ 831.00	\$ 831.00
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$	

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

For further information, contact:

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

Hrair Nalbandian

Type or Print Name of Treasurer

[Signature]  
SIGNATURE OF TREASURER

10 15 82  
Date

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)

92040920213

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

Name of Committee (in Full)

**ARMENIAN NATIONAL COMMITTEE POLITICAL ACTION COMMITTEE**

Report Covering the Period:

From: 7/01/82 To: 9/30/82

	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
<b>I. RECEIPTS</b>		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	\$ 450.00	\$33,055.31
(Memo Entry Unitemized \$ 450.00 )		
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)	\$ 450.00	\$33,055.31
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		
13. ALL LOANS RECEIVED		
14. LOAN REPAYMENTS RECEIVED		
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	\$4,000.00	\$20,000.00
17. OTHER RECEIPTS (Dividends, Interest, etc.)		
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)	\$4,450.00	\$53,055.31
<b>II. DISBURSEMENTS</b>		
19. OPERATING EXPENDITURES	-0-	\$ 4,958.27
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		\$33,250.00
22. INDEPENDENT EXPENDITURES (Use Schedule E)		
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)		
24. LOAN REPAYMENTS MADE		
25. LOANS MADE		
26. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	\$ 3,834.00	\$ 3,834.00
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)	\$ 3,834.00	\$ 3,834.00
27. OTHER DISBURSEMENTS		\$12,115.00
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)	\$ 3,834.00	\$54,157.00
<b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>		
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d	\$ 4,450.00	\$33,055.31
30. TOTAL CONTRIBUTION REFUNDS from Line 26d	\$ 3,834.00	\$ 3,834.00
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)	616.00	\$29,221.31
32. TOTAL OPERATING EXPENDITURES from Line 19	-0-	\$ 4,958.27
33. OFFSETS TO OPERATING EXPENDITURES from Line 15		
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)	-0-	\$ 4,958.27

92040920214

## SCHEDULE A

## ITEMIZED RECEIPTS

Page 1 of 1 for  
 LINE NUMBER 16  
 (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)

**ARMENIAN NATIONAL COMMITTEE POLITICAL ACTION COMMITTEE**

<b>A. Full Name, Mailing Address and ZIP Code</b> Brown for U.S. Senate 1125 W 6th Street, third floor Los Angeles, CA 90017  Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year) 9-15-82	Amount of Each Receipt this Period \$4,000.00
<b>B. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>C. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>D. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>E. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>F. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>G. Full Name, Mailing Address and ZIP Code</b>   Receipt For: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Name of Employer   Occupation  Aggregate Year-to-Date—\$	Date (month, day, year)	Amount of Each Receipt This Period
<b>SUBTOTAL of Receipts This Page (optional)</b>			
<b>TOTAL This Period (last page this line number only)</b>			\$4,000.00

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1 for  
LINE NUMBER 26(a)  
(Use separate schedule(s) for each  
category of the Detailed  
Summary Page)

Any information copied from such Reports and 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)

ARMENIAN NATIONAL COMMITTEE POLITICAL ACTION COMMITTEE

A. Full Name, Mailing Address and ZIP Code Geminor, Inc. 629 S. Hill St., Suite 604 Los Angeles, CA 90014	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$250.00
B. Full Name, Mailing Address and ZIP Code Murcole, Inc. 1105 S. Alameda St. Compton, CA 90220	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$500.00
C. Full Name, Mailing Address and ZIP Code Metropolitan Waste Disposal 900 S Maple St. Montebello, CA 90640	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$400.00
D. Full Name, Mailing Address and ZIP Code Operating Industries, Inc. 2425 S. Garfield Ave. Monterey Park, CA 91754	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$1000.00
E. Full Name, Mailing Address and ZIP Code Western Refuse Hauling P.O. Box 214 Gardena, CA 90247	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$900.00
F. Full Name, Mailing Address and ZIP Code Garfield Financial Corp. 2445 S. Brand Blvd. Montebello, CA 90640	Purpose of Disbursement contribution refund Disbursement for: <input checked="" type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year) 9-7-82	Amount of Each Disbursement This Period \$784.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			\$3834.00

92040920216

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

In the Matter of

Californians for Democratic Representation,  
Mel Levine for Congress,  
Congressman Waxman Campaign Committee,  
Berman for Congress,  
Committee to Elect Esteban Torres,  
Dymally for Congress Committee,  
Goldhammer for Congress,  
Brown for U.S. Senate,  
Martinez for Congress Committee,  
Martinez for Congress-Special  
Armenian National Committee PAC,  
Elder Election Committee,  
Friends of Assemblyman Richard Robinson,  
Murcole, Inc.,  
Cerritos Valley Bank,  
Geminor, Inc.,  
Operating Industries, Inc.,  
Western Refuse Hauling,  
Garfield Financial Corporation,  
Metropolitan Waste Disposal  
Armenian Cultural Foundation of America

82 DEC 7 P 2: 36

MUR 1461

**SENSITIVE**

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On August 17, 1982, Louis Barnett filed a complaint naming 16 respondents. Letters informing the named respondents of the complaint were mailed on August 24, 1982. On September 9, 1982, Mr. Barnett amended his complaint to include four more respondents. Letters to those respondents went out on September 16, 1982.

On September 29, 1982, the Commission, as recommended in the First General Counsel's Report, granted extensions of time in which to respond to the complaint to the Dymally for Congress Committee (until October 18, 1982) and the Brown for U.S. Senate Committee (until October 1, 1982). On October 6, 1982, the

92040920217

Armenian National Committee PAC requested an extension in order to respond to the amended complaint. An extension was granted until October 18, 1982 by the General Counsel. However, their response was not received until November 3, 1982. This was due to the fact that their response was twice sent with an insufficient address.

As responses have been received from all but one of the respondents, the General Counsel is prepared to make recommendations. Due to the number of allegations involved, the factual and legal analysis is hereafter divided according to respondent.

II. SUMMARY OF ALLEGATIONS/FACTUAL AND LEGAL ANALYSIS

A. Californians for Democratic Representation (CDR)

The complainant has alleged that CDR has violated the Act by:

- 1) failing to register and report as a political committee with the FEC in violation of 2 U.S.C. §§ 433 and 434;
- 2) commingling personal and corporate funds in violation of 2 U.S.C. § 441b;
- 3) making in-kind contributions to certain unnamed candidates by conducting a survey through Pacific Survey Research in violation of 2 U.S.C. § 441a;
- 4) accepting excessive contributions from the Levine Committee (\$15,000), Waxman Committee (\$15,000),

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Berman Committee (\$15,000), Torres Committee (\$15,000), and Dymally Committee (\$5,000) in violation of 2 U.S.C. § 441a.

- 5) making excessive in-kind contributions to the Martinez Committee in violation of 2 U.S.C. § 441a by providing a disproportionate amount of coverage to candidate Martinez;
- 6) making excessive in-kind contributions to the Goldhammer and Brown Committees in violation of 2 U.S.C. § 441a by allowing those candidates to get on a slate mailer for no cost (Brown) or virtually no cost (Goldhammer -\$50);
- 7) making excessive in-kind contributions, through the use of mailgrams, to other unnamed candidates in violation of 2 U.S.C. § 441a; and
- 8) failing to meet the standard for independent expenditures because the Committee was created by Mike Berman who is the campaign manager for the following candidates: Martinez, Berman, Waxman and Levine.

On September 16, 1982, Harland W. Braun, treasurer of CDR, filed a response (see Attachment 1) stating that CDR is a California organization formed for the purpose of producing and distributing slate mailings for its preferred California candidates and ballot measures. According to Mr. Braun, candidates and ballot measures got value from CDR's services

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commensurate with the payments CDR received from the respective campaigns. Approximately 90% of CDR's gross receipts came from state and local campaigns and 10% from federal campaigns. While Mr. Braun stated that CDR neither made contributions and/or expenditures nor accepted contributions, CDR did file reports with the California Fair Political Practices Commission (CFPPC) in order to preclude any impression that it was refusing to make full disclosure of its receipts and expenditures. (Copies of the reports are part of Attachment 1). It should be noted that on CDR's statement of organization, it did not list any affiliated or connected organizations.

In addition, Mr. Braun stated that there were "literally dozens" of slate mailing committees in California and attached copies (see Attachment 1) of several other such slate mailings.

In regard to the specific aforementioned allegations, Mr. Braun made the following statements:

- 1) CDR has no obligation to register and report with the FEC as it neither received contributions nor made expenditures. It merely accepted payment for services rendered.
- 2) CDR has accepted funds from various sources analogous to any other type of advertising operation.
- 3) CDR did contract with a polling company, Pacific Survey Research, to conduct a phone survey. This survey was

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used as a research tool to aide CDR and was in no way used to benefit any campaign, either state or federal.

- 4) CDR has accepted no contributions. The value to each of the candidates necessitated a payment to CDR of more than \$1,000. However, the contribution limitations of the Act do not apply to CDR as it is not a political committee.
- 5) All participants who paid large amounts (e.g. \$13,000-15,000 for a congressional seat) were featured on the gram portion of the "mailgram", therefore, candidate Martinez received \$13,000 worth of political value for the \$13,000 he spent.
- 6) CDR did not make any in-kind contributions to the Goldhammer Committee because that committee only received \$50 worth of advertising. Mr. Goldhammer was only mentioned, never featured, on any of the mailings. Secondly, Mr. Goldhammer was unopposed in the Democratic primary in a "safe Republican district," therefore, the Goldhammer Committee would not spend more than \$50. As for Jerry Brown, the listing of his name was of no benefit to the Brown campaign. The purpose of listing Brown's name was to benefit the other participants in the slate mailer. Many candidates for both state and federal office use,

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as part of their political strategy,  
identification with more popular or better known  
candidates for public office.

- 7) Candidates who participated in a consequential way were featured on the gram portion of the "mailgrams", and, yes, other candidates were featured in various mailings.
- 8) Mike Berman and B.A.D. Campaigns served no campaign function in the primary for candidates Berman, Waxman or Levine. Regardless, CDR had no intention of meeting the standards for independent expenditures as there was no need to do so.

Pursuant to 2 U.S.C. § 431(4), the term "political committee" means any committee, club, association, or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year. Pursuant to 2 U.S.C. § 431(9)(A)(i), the term "expenditure" includes any purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made by any person for the purpose of influencing any election for federal office. Under section 433, political committees are required to file a statement of organization within 10 days after becoming a political committee within the meaning of section 431(4). Under section 434, all

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political committees are required to file reports of receipts and disbursements.

There are two options available at this juncture. The first option would treat the disbursements by CDR as exempt under the "coattail provision" of 2 U.S.C. § 431(8) (B) (xi) and 11 C.F.R. § 100.8(b) (17) which exclude from the definitions of "contribution" and "expenditure" costs incurred by any candidate (federal or non-federal) for campaign materials which include information on or reference to a federal candidate and which are used in connection with volunteer activities. This approach would have to adopt the rationale that several state or local candidates may act in concert to carry out a "coattail" disbursement and that the campaign materials may refer to more than one federal candidate. It would also have to adopt the rationale that the state and local candidates could be operating in the name of a separately-registered committee for state law purposes. If the "coattail" exemption applies, then the disbursements by CDR for the tabloids here at issue could have been made without being "expenditures" capable of triggering reporting status.

The enactment of the "coattail provision" in 1980 was an effort to loosen the application of the law to candidates who prepare materials which make reference to another candidate

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as a supporter or like-minded person. The House Report on the bill (H.R. 5010) which was enacted virtually intact as the Federal Election Campaign Act Amendments of 1979, Pub.L. No. 96-187, 93 Stat. 1339, described the "coattail provision" as follows:

(xi) Coattail provision. Currently, if any candidate for any public office mentions a Federal candidate in any of his or her campaign literature or advertising, that candidate technically has made a contribution to the Federal candidate, the amount of which is determined by apportioning the cost of the campaign literature or advertising. The new provision corrects this problem. A payment by such candidate for campaign material which includes reference to a Federal candidate will not be considered a contribution to the Federal candidate so long as -

- (1) the payment is made from the candidate's own campaign account;
- (2) the payment is made from funds subject to the limitations and prohibitions of the Act; and
- (3) the payment is used for campaign materials used in connection with volunteer activities and not for general public communication or political advertising.

The Committee considered and rejected a test that the funds be made for the purpose of influencing the election of the candidate making the expenditure. This test was rejected because it was thought to be both too difficult to administer and because it ignored the practical reality of the situation. If a candidate makes an expenditure from his or her campaign account, the possibility that it is not for the purpose of furthering his or her election is remote at best. The term "direct mail" as used in this provision refers to mailings by commercial vendors or to mailings made from lists which were not developed by the candidate. For example, a mailing by a candidate from a list of contributors to his or her campaign, a list of individuals who had volunteered to work for his or her campaign, or other type of list developed by the candidate would not be considered direct mail.

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However, it does not appear that the "coattail provision" would apply here, as several conditions for falling within that exemption appear not to have been met. First, it does not appear that the payments for the expenses involved here were made from any candidate's "own campaign account." Rather the payment was made from a committee registered separately with the CFPPC and having its own set of officers and its own account. There is no reason to believe Congress intended the exemption of § 431(8)(B)(xi) to reach the expenditures of such a group. Moreover, because the federal candidates themselves paid for a proportional share of the costs of the materials, this does not involve the situation of one candidate paying for materials which incidentally benefit another. Rather, certain federal candidates have invested their own campaign funds in an effort to benefit their own campaigns. This direct infusion of federal political committee funds falls four-square within the meaning of the phrase "payment... for the purpose of influencing a federal election." In addition, it is questionable whether the sample ballots were campaign materials used solely in connection with volunteer activities and were not distributed through direct mail or similar types of general public communication.

The second option would treat the funds received by CDR from federal candidates as "contributions" and the costs incurred on behalf of federal candidates as "expenditures." If either contributions received or expenditures made exceeded \$1,000,

political committee status was attained. 1/ This would mean that CDR failed to register and report in violation of 2 U.S.C. §§ 433 and 434. Because CDR appears not to have established a separate federal account, it would also raise possible violations of 2 U.S.C. § 441b which prohibits the acceptance of corporate and labor union contributions 2/ and 11 C.F.R. § 102.5(a)(1) and (2) for depositing prohibited funds and funds from persons not aware of the application of federal election contribution limitations. Moreover, any candidate or other person who made a payment to CDR would be subject to the \$5,000 contribution limit of 2 U.S.C. § 441a(a)(1)(C) and, thus, CDR would be in violation of section 441a(f) if it accepted a contribution in excess of \$5,000. Likewise, any disbursements by CDR on behalf of a federal candidate would be subject to the \$1,000 per election contribution limit of 2 U.S.C. § 441a(a)(1)(A). In addition, as a political committee making expenditures for the purpose of

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1/ The statute permits a local party committee to receive \$5,000 in contributions or make certain types of expenditures totalling \$5,000 before "political committee" status is triggered. This raises the question as to whether or not CDR is a local party organization. At this juncture, we have no information indicating that CDR is affiliated with the California Democratic Party. Mr. Braun, in his response, makes no mention of any such affiliation. On CDR's statement of organization filed with the CFPPC, it put "N/A" when asked to list any affiliated or connected organizations. The activity here at issue involves the promotion of some Democratic candidates over others during the primary election.

2/ It should be noted that California state law permits the acceptance of such contributions.

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financing communications expressly advocating the election of a clearly identified candidate, it would be responsible for stating whether or not the communication was or was not authorized by a candidate or an authorized agent and/or political committee of a candidate. See 2 U.S.C. § 441d.

To find that CDR has qualified as a political committee and, thus, is in violation of 2 U.S.C. §§ 433 and 434, would be consistent with past determinations of the Commission. In MURS 223 (Baltimore Clubs), 519 (SOUL), 615 and 698 (Coalition on Urban Politics et al.), 1171 (Lake County Democratic Central Committee) and 1463 (Democratic Alliance), the Commission determined that the organization in question had qualified as a political committee even though in each instance the organization was being paid by candidates for its services.

In MUR 223, the Commission found that payments by the Sarbanes for Senate Committee, each in excess of \$1,000, to 16 political clubs in Baltimore triggered registration and reporting obligations for each club under the Act. The payments were for "ballots and canvass[ing]." In MUR 519, even though the committee in question (SOUL) was registered, it tried to claim that it was not a political committee because the source for all the money expended by SOUL came from the candidates themselves on whose behalf SOUL made expenditures. 3/ In addition, SOUL asserted

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3/ Among the services provided by SOUL were get-out-the-vote drives and mailings which included sample ballots.

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that the amount expended by it on behalf of a candidate was equal to the amount of money that the candidate transferred to SOUL. The Commission, nonetheless, treated the organization as a political committee. Several organizations which were active on behalf of candidates Ron Faucheux and Richard Tonry in the 1976 and 1977 Louisiana elections were found to be political committees in MURs 615 and 698. These groups accepted funds from principal campaign committees for a variety of activities including printing of sample ballots, neighborhood canvassing and telephone banks in support of such candidates. In MUR 1171, the Commission determined that a local party committee had to register and report as a political committee even though the candidates paid the committee the assessed value of the services rendered by the committee. Most recently, the Commission found reason to believe, in MUR 1463, that the Democratic Alliance (District 26) violated 2 U.S.C. §§ 433 and 434. This finding was based on information which indicated that the Democratic Alliance had qualified as a political committee as it had accepted contributions and made expenditures in excess of \$1,000 on behalf of candidates Paul Sarbanes and Steny Hoyer. Both candidates had paid to be listed on a sample ballot.

While in all the above mentioned MURs, all the candidates paid for services rendered, in this MUR we even have an instance where CDR supported a federal candidate, Jerry Brown, without

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that candidate paying for CDR's services. While CDR claims that Governor Brown did not receive any benefit from these slate mailings, this is obviously not true. Even though there does not appear to be any coordination between CDR and the Brown for Senate Committee (see Attachment 7) regarding these mailings 4/, the value of the mailings certainly appears to be in excess of \$1,000 judging by the payments of the other federal candidates. This fact alone gives credence to the statement that CDR has qualified as a political committee.

In light of the Commission's past actions and the facts of this matter, the General Counsel recommends that the Commission find reason to believe that CDR has violated 2 U.S.C. §§ 433 and 434. In addition, as it appears that CDR has qualified as a political committee, it is thus subject to the limitations and prohibitions of the Act. Accordingly, we further recommend that the Commission find reason to believe that CDR has violated:

- 1) 2 U.S.C. § 441a(a)(1)(A) by contributing in excess of \$1,000 to each federal candidate involved (except Brown).

(At this point, however, it is impossible to state the exact "value" received by the federal candidates due to the fact

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4/ It does not appear that any of the other expenditures on behalf of federal candidates by CDR can be considered "independent" due to the apparent coordination and consultation with those other candidates' committees. The payment by these other committees for services removes the concept of independence. Indeed, CDR has not attempted to characterize these expenditures as "independent."

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that the mailings endorsed a variety of candidates (state & local) in various districts of California. As Mr. Braun stated that each candidate received services commensurate with their payment, and some candidates paid as much as \$30,000, it is clear that the value contributed was in excess of \$1,000). 5/

2) 2 U.S.C. § 441a(f) by accepting contributions in excess of \$5,000;

3) 2 U.S.C. § 441b by accepting corporate contributions. (This is clearly indicated on CDR's state reports (see Attachment 1));

4) 2 U.S.C. § 441d by failing to state on its mailings whether or not such mailings were or were not authorized by the candidates involved; and

5) 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds from persons not aware of the application of federal election contribution limitations into its account.

B. Armenian National Committee PAC (the PAC)

The complainant has alleged the PAC violated 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions to Martinez for Congress (Martinez Committee), Martinez for Congress-Special

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5/ It should be noted that the California primary was held on June 8, 1982, and that CDR was very active during the primary period. We do not have any information regarding whether or not CDR was active in the general election.

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(Special Committee), Brown for U.S. Senate (Brown Committee) and Committee to Elect Esteban Torres (Torres Committee) and 2 U.S.C. § 441b by accepting contributions from the following corporations: Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling, Garfield Financial Corporation, Metropolitan Waste Disposal, and the Armenian Cultural Foundation of America.

On November 3, 1982, this office received a response from Berdj Karapetian, Executive Director of the PAC. See Attachment 2. According to Mr. Karapetian, at the time the contributions were made to the Brown and Martinez Committees, the PAC was under the impression that it was a qualified multicandidate committee. When the PAC learned otherwise, refunds were requested and received. Copies of the refund checks from the Martinez and Brown Committees and to the corporations were attached to the response. In regard to the Torres Committee, Mr. Karapetian stated that candidate Torres was the fifth federal candidate to be supported by the PAC and, therefore, it was a qualified multicandidate committee at the time the contribution was made. See footnote 6.

In regard to the corporate contributions, Mr. Karapetian stated that although the contributions in question were received for and used on non-federal elections (which, according to Mr. Karapetian, can be substantiated), the PAC, at the time, used the same checking account for both federal and non-federal activity.

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A lack of experience with the federal campaign laws was cited as a cause for the error, and to remedy the situation, all corporate contributions (including ones not mentioned by the FEC) were refunded. The PAC has now established a separate account for state and local activity.

Pursuant to 2 U.S.C. § 441a(a)(4), the term "multicandidate political committee" means a political committee which has been registered for six months, has received contributions from more than 50 persons, and has made contributions to 5 or more candidates for federal office. Pursuant to 2 U.S.C. § 441a(a)(2)(A), a multicandidate political committee may contribute \$5,000 per election to a federal candidate and his authorized political committee. Otherwise, a political committee is limited to \$1,000 per election pursuant to 2 U.S.C. § 441a(a)(1)(A).

The PAC contributed \$9,000 to the Brown Committee, on December 15, 1981, for both the primary and general elections. On February 9, 1982, the PAC contributed another \$1,000 to the Brown Committee. On March 8, 1982, the PAC contributed \$5,000 to the Martinez Committee for the primary election and on March 16, 1982, it contributed \$5,000 to the Special Committee (Martinez was involved in a special election for which a separate committee was formed). At the time these contributions were made, the PAC had not been registered for six months, nor had it contributed to

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5 federal candidates. 6/ On June 7 and 8, 1982, the PAC received refunds of \$8,000 from the Brown Committee, \$4,000 from the Martinez Committee and \$4,000 from the Special Committee. Subsequently, this money was contributed back to these committees, as the PAC had since qualified as a multicandidate committee. However, it should be noted that the \$4,000 recontributed to the Brown Committee for the primary election was given after the primary and the Brown Committee had no debts from the primary. (See the analysis on page 27).

Because it is clear from the facts that the PAC made excessive contributions and accepted corporate contributions, the General Counsel recommends that the Commission find reason to believe that the PAC violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b.

C. Mel Levine For Congress (Levine Committee) 7/  
Congressman Waxman Campaign Committee (Waxman Committee) 8/  
Berman for Congress (Berman Committee) 9/

Complainant alleges that these committees accepted excessive in-kind contributions from CDR in violation of 2 U.S.C. § 441a(f)

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6/ It should be noted that the PAC registered with the Commission on November 19, 1981 and qualified as a multicandidate committee on May 19, 1982, although the \$5,000 contribution to the Torres Committee (the fifth federal campaign supported) was made on May 11, 1982. Due to the closeness in dates, we recommend a reason to believe finding but no further action with regard to the contribution to the Torres Committee.

7/ Mel Levine, running from the 27th district of California, won in the November general election receiving 62% of the vote.

8/ Congressman Henry Waxman, seeking reelection from the 24th district of California, won in the November general election receiving 68% of the vote.

9/ Howard Berman, running from the 26th district of California, won in the November general election receiving 60% of the vote.

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and made excessive contributions to CDR in violation of 2 U.S.C. § 441a(a)(1)(C). In addition, Mr Barnett stated that these committees had knowledge of their alleged illegal contributions through the actions of their agent(s) (Mike Berman and B.A.D. Campaigns) and that these committees commingled their funds with corporate funds through a state committee established by their agents in violation of 2 U.S.C. § 441b. Further, it is alleged that these committees made unreported excessive in-kind contributions to other federal candidates in violation of sections 434 and 441a by contributing to CDR. According to the complainant, all three committees each gave \$1,000 for the special election and \$1,000 for the primary election to candidate Martinez. Since Martinez, as of May 22, 1982, had not paid CDR but had received services from CDR, complainant argues that contributions to CDR were indirectly supporting Martinez.

On September 16, 1982, this office received a joint response from the Levine, Waxman and Berman Committees. See Attachment 3. According to this response, all three committees each paid \$15,000 to CDR to secure advertising space on at least two slate mailings. The payments were for mailings on behalf of their respective candidacies, it was argued, and not to promote any other state or federal candidates. It should be noted that in their respective reports, all three committees reported paying CDR \$15,000 on May 11, 1982 and listed the purpose of

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disbursement as "slate mailing." On October 11, 1982, both the Levine and Berman Committees each paid CDR another \$15,000 for "participation in slate mailer."

Pursuant to 2 U.S.C. § 441a(a)(1)(C), a candidate's committee is prohibited from making contributions in excess of \$5,000 per calendar year to a political committee. In addition, acceptance of excessive contributions is prohibited by 2 U.S.C. § 441a(f). Therefore, the General Counsel recommends that the Commission find reason to believe that each of these committees violated 2 U.S.C. § 441a(a)(1)(C) by making excessive contributions to CDR and section 441a(f) by accepting excessive contributions from CDR (based on the earlier assumption that the value of the advertising received by these candidates was in excess of \$1,000). However, the General Counsel recommends that the Commission take no further action against these committees due to the circumstances of this matter. At the time these committees enlisted the services of CDR, they had no knowledge that it would later be determined that CDR was a political committee and, therefore, should be treated as such. While the Commission had determined in earlier MURs that groups such as CDR

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should be treated as political committees, such policy was not and is not common knowledge. Thus, we feel that these committees did not have any clear guidance at the time that their actions would result in violations of the FECA. The committees merely thought they were paying a vendor for certain services. If the Commission finds reason to believe and takes no further action, the committees will be put on notice that such activity in the future will be subject to enforcement sanctions.

In regard to the allegations concerning illegal contributions to other federal candidates, specifically Martinez, and commingling of funds with corporate money, we have difficulty attributing the acts of CDR to each of these campaign committees. CDR seems to have established itself as a distinct entity. In addition, it should be noted that the Martinez Committee paid CDR \$13,000 on June 5, 1982. This undercuts the complainant's assertion that the Martinez campaign was subsidized by the other federal candidates. Further, CDR stated in its response that Mike Berman and B.A.D. Campaigns served no campaign management function in the primary for these committees. Although, according to CDR's reports, Mike Berman and B.A.D. Campaigns seemed to have provided professional and consultation services to CDR, there does not seem to be any connection between these three

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candidate committees and Mike Berman and B.A.D. Campaigns. 10/  
Such a connection is not in and of itself prohibited. Although a  
scheme among the candidates and Mike Berman and B.A.D. Campaigns  
to effect contributions to other candidates may emerge in the  
investigation, we do not propose to make any findings against  
these committees on this issue as there is no evidence supporting  
the allegations at this time.

- D. Committee to Elect Esteban Torres (Torres Committee) 11/  
Dymally for Congress Committee (Dymally Committee) 12/

The complainant has alleged the above-named committees  
violated 2 U.S.C. § 441a(a)(1)(C) by contributing in excess of  
\$5,000 to CDR and section 441a(f) by accepting excessive in-kind  
contributions from CDR. In addition, it is alleged that these  
committees violated 2 U.S.C. §§ 434 and 441a by making unreported  
excessive in-kind contributions to other federal candidates  
through their agent(s) (Mike Berman and B.A.D. Campaigns) and  
commingled their funds with corporate funds through a state

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10/ A review of the Waxman, Berman and Levine Committees'  
reports do not reveal any payments to either Mike Berman or  
B.A.D. Campaigns.

11/ Esteban Torres, running from the 34th district of  
California, won in the November general election receiving 57% of  
the vote.

12/ Congressman Mervyn M. Dymally seeking reelection from the  
31st district of California won in the November general election  
receiving 72% of the vote.

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committee (CDR) established by their agent(s) in violation of 2 U.S.C. § 441b. Further, it is alleged that the Torres Committee violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from the Armenian National Committee PAC (the PAC).

On September 20, 1982, this office received a response from Robert D. Eppele, treasurer of the Torres Committee. See Attachment 4. According to Mr. Eppele, Mike Berman and B.A.D. Campaigns did serve in an advisory capacity. However, at no time were they given authority to act as agents of the Torres Committee and, therefore, the committee should not be held responsible for their actions. In addition, Mr. Eppele stated that the Torres Committee did not make any contributions to CDR but rather a payment was made to participate in a slate mailer. This payment was believed to be a fair price for CDR's services, and there was never any intention of benefiting other candidates, he indicated. In regard to the \$5,000 contribution from the PAC, the Torres Committee checked with the FEC to determine if the PAC was qualified as a multicandidate committee. When informed by the FEC that the PAC was not, the Torres Committee so informed the PAC and was about to refund the excessive amount. However, the PAC disagreed and three days later when the Torres Committee again checked with the FEC on this issue, it was informed that the PAC was a multicandidate committee. Therefore, the Torres Committee kept the contribution.

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On October 12, 1982, this office received a response from Congressman Dymally (see Attachment 5) who stated that the Dymally Committee had agreed to pay CDR \$10,000 (\$5,000 is still due) to secure advertising space on at least two slate mailings in support of his candidacy in the June 8, 1982 primary. The payment was not to promote any other candidates, he stated.

The reports of the candidates document the transactions at issue. On May 21, 1982, the Torres Committee paid CDR \$15,000 and reported the purpose of the disbursement as "joint mailing." In addition, the Torres Committee made several payments to Berman and D'Augustino (B.A.D. Campaigns) for various services including consulting and printing. On May 11, 1982, it reported receipt of a \$5,000 contribution from the Armenian PAC.

On May 21, 1982, the Dymally Committee paid CDR \$5,000 and listed the purpose of disbursement as "slate mailing." On its 12 Day Pre-General Election Report, the committee reported an outstanding debt of \$5,000 owed to CDR. The Dymally Committee's reports do not show any disbursements to B.A.D. Campaigns.

While it appears that both committees have accepted excessive contributions from CDR in violation of 2 U.S.C. § 441a(f), only the Torres Committee has contributed in excess of \$5,000 to CDR in violation of 2 U.S.C. § 441a(a)(1)(C). In regard to other allegations (the making of excessive contributions to other federal candidates through CDR and the commingling of funds through CDR), again we have difficulty attributing the

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actions of CDR and/or B.A.D. Campaigns to either of these committees, even in light of the fact that B.A.D. Campaigns did consulting work for the Torres Committee. Thus, we do not propose to make any findings on these issues.

The General Counsel recommends that the Commission find reason to believe that the Torres and Dymally Committees violated 2 U.S.C. § 441a(f) with regard to accepting excessive contributions from CDR and take no further action. In addition, it is recommended that the Commission find reason to believe that the Torres Committee violated 2 U.S.C. § 441a(a)(1)(C) by contributing in excess of \$5,000 to CDR but take no further action (see the analysis in section C). With regard to the Dymally Committee's \$5,000 contribution to CDR, we recommend that no reason to believe be found at this time because the Dymally Committee still owes \$5,000 to CDR. With regard to the Torres Committee's acceptance of a \$5,000 contribution from the Armenian PAC, due to the closeness in dates of when the contribution was made and when the PAC became a multicandidate committee (see footnote 6) we recommend that reason to believe be found, but that no further action be taken.

E. Goldhammer for Congress (Goldhammer Committee) 13/

The complainant has alleged that the Goldhammer Committee

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13/ Harvey Goldhammer, running for election from the 22nd district of California lost in the November general election receiving 24% of the vote.

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has accepted excessive in-kind contributions from CDR in violation of 2 U.S.C. § 441a(f). In addition, the complainant has alleged that the Goldhammer Committee violated 2 U.S.C. § 434 by failing to report these contributions.

On September 10, 1982, this office received a response from Kathy Moyd, treasurer of the Goldhammer Committee. See Attachment 6. According to Ms. Moyd, as Mr. Goldhammer was unopposed in the June 8, 1982 Democratic primary, it was their assessment that participation in CDR's slate mailer only had a value of \$50. Further, Ms. Moyd added that as of the date of the letter, \$5,000 had neither been contributed to nor expended on behalf of Mr. Goldhammer's candidacy; therefore the committee had not filed any reports. See 2 U.S.C. § 431(2). 14/

In light of the fact that the Goldhammer Committee would only pay \$50 to CDR and only expected \$50 worth of advertising, which according to Mr. Braun is all they received, the General Counsel recommends that the Commission find no reason to believe that the Goldhammer Committee violated 2 U.S.C. § 441a(f). There does not appear to be a knowing acceptance of an excessive in-kind contribution. While it is impossible to determine the exact value of the in-kind contribution to the Goldhammer Committee and even though it may turn out that the value was in excess of \$1,000, the Goldhammer Committee cannot be held responsible for

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14/ As of November 10, 1982, the committee has not filed any reports.

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that excess amount. In addition, the General Counsel recommends that the Commission find no reason to believe that the Goldhammer Committee violated 2 U.S.C. § 434, as the committee had no obligation to report anything more than it did.

F. Brown for U.S. Senate (Brown Committee) 15/

The complainant has alleged that the Brown Committee has accepted excessive in-kind contributions from CDR and excessive contributions from the Armenian PAC in violation of 2 U.S.C. § 441a(f). In addition, it is alleged that the Brown Committee has violated 2 U.S.C. § 434 by not reporting the receipt of in-kind contributions from CDR.

On September 30, 1982, this office received a response from Terry D. Garcia, counsel to the Brown Committee. See Attachment 7. According to Mr. Garcia, in June, 1982, CDR mailed to residents of Los Angeles County, a slate mailing which endorsed, among others, Governor Brown's candidacy for the U.S. Senate. The Brown Committee neither authorized nor requested that Governor Brown's name be included in the slate endorsement. He further stated that the mailing was produced and mailed without the Brown Committee's cooperation or consent. Thus, according to Mr. Garcia, the mailing was an independent expenditure by CDR on behalf of Governor Brown and not an in-kind contribution.

With regard to the excessive contributions from the Armenian PAC, at the time the committee accepted a total of \$10,000

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15/ Governor Edmund G. Brown, Jr. running for the U.S. Senate from California lost in the November general election receiving 47% of the vote.

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(\$5,000 for the primary and \$5,000 for the general) from the PAC, it had been informed that the PAC was a multicandidate committee. When the Brown Committee learned in June, 1982 that this was not so, it refunded \$8,000 (\$4,000 for the primary and \$4,000 for the general) on June 9, 1982 to the PAC. On June 16, 1982, the Brown Committee received \$8,000 (\$4,000 for the primary and \$4,000 for the general) from the PAC as the PAC had since qualified as a multicandidate committee. However, as the primary was held on June 8, 1982 and the Brown Committee did not have any debts outstanding from the primary election, the Armenian PAC was prohibited from recontributing \$4,000 for the primary. See 11 C.F.R. § 110.1(a)(2)(i). On September 15, 1982, the Brown Committee again refunded \$4,000 to the Armenian PAC.

Pursuant to 2 U.S.C. § 431(17) the term "independent expenditure" means an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate which is made without cooperation or consultation with any candidate, or any authorized committee or agent of such candidate, and which is not made in concert with, or at the request or suggestion of, any candidate, or any authorized committee or agent of such candidate.

Judging from Mr. Garcia's statements, it appears that the expenditures by CDR on behalf of Jerry Brown were "independent;" therefore, the General Counsel recommends that the Commission

find no reason to believe that the Brown Committee violated 2 U.S.C. § 441a(f) with regard to possible excessive contributions by CDR. It is further recommended that the Commission find reason to believe that the Brown Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from the PAC. However, based on the fact that the excessive amount was refunded and the fact that the PAC informed the Brown Committee that it (the PAC) was a multicandidate committee at the time the contributions were made, the General Counsel recommends that no further action be taken. The General Counsel also recommends that the Commission find no reason to believe that the Brown Committee violated 2 U.S.C. § 434, as the committee is not responsible for reporting independent expenditures made on its behalf.

- G. Martinez for Congress (Martinez Committee) 16/  
Martinez for Congress-Special (Special Committee)  
Friends of Assemblyman Richard Robinson (Robinson Committee)  
Elder Election Committee (Elder Committee)

The complainant has alleged that the Martinez Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from CDR, the Armenian PAC and the Robinson Committee and that the Special Committee has violated section 441a(f) by accepting an excessive contribution from the PAC. In addition, it is

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16/ - Matthew Martinez, running for the U.S. House of Representatives from the 30th district of California, was involved in the June 8, 1982 special election and won in the July 13th special election runoff to fill the remainder of Congressman Danielson's unexpired term. In addition, Congressman Martinez won in the June 8, 1982 primary and the November, 1982 general election.

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alleged that the Robinson and Elder Committees, both unregistered, have violated 2 U.S.C. § 441b by contributing to the Martinez Committee from accounts containing corporate funds. The Martinez Committee's acceptance of such contributions would also be in violation of section 441b. Further, it is alleged that the Robinson Committee's contribution was in violation of 2 U.S.C. § 441a(a)(1)(A).

On September 20, 1982, this office received a response from Paul Young, treasurer of both the Martinez Committee and the Special committee. See Attachment 8. According to Mr. Young, the Martinez Committee paid \$13,000 to CDR for advertising space in their slate mailing program. He argues that the contributions from the Robinson and Elder Committees were permissible under the law. In regard to the excessive contributions from the PAC, both committees refunded the excessive amount, and subsequent to the date the PAC qualified as a multicandidate committee, the PAC reissued its contributions.

On September 13, 1982, this office received a response from James L. Carrick, treasurer of the Robinson Committee (see Attachment 9), who stated that the Robinson Committee was a registered committee that was qualified to make its \$3,000 contribution to the Martinez Committee. He further stated there

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were no corporate contributions in the committee's account.

On September 16, 1982, a response was filed by Andrew Marincovich, treasurer of the Elder Committee. See Attachment 10. According to Mr. Marincovich, the Elder Committee is registered with the FEC and its account does not contain any corporate funds. A copy of the Elder Committee's report was enclosed. It was further stated that Assemblyman Elder has a state committee, Elder for Assembly Committee, to which corporate contributions may be made.

The reports on file with the Commission provide some information on these matters. On March 11, 1982, the Martinez Committee received \$5,000 from the PAC for the primary election. On March 18, 1982, the Special Committee received \$5,000 from the PAC for the June special election. At the time, both committees were informed by the PAC that it was a multicandidate committee. However, on June 7, 1982, both committees were informed that the PAC was not a qualified multicandidate committee at the time the contributions were made and, therefore, both committees each refunded \$4,000 to the PAC. As the PAC qualified as such on May 11, 1982, it recontributed \$4,000 to each committee on June 8, 1982. It should be noted that even though this money was received on the date of the special and primary elections (June 8, 1982), the Martinez Committee had outstanding debts exceeding \$4,000 from the primary election, and the Special committee,

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while not having debts exceeding \$4,000 from the special election, was also collecting contributions for the July 13, 1982 runoff election for which the \$4,000 could have been redesignated. See 11 C.F.R. § 110.1(a)(2).

The reports on file indicate that on June 5, 1982, the Martinez Committee paid CDR \$13,000. As noted earlier, this seems to undercut the allegation that other candidates were in effect subsidizing the Martinez campaign's involvement in the CDR mailings, thereby making excessive contributions. Although the Martinez Committee's reports also disclose disbursements to B.A.D. Campaigns for "fees", we have no indication that the Martinez campaign was participating in a scheme with other candidates who used B.A.D. campaigns whereby the Martinez campaign would receive in-kind support above and beyond what it paid for.

On May 26, 1978, the Robinson Committee registered with the FEC. On May 26, 1982, subsequent to qualifying as a multicandidate committee, the Robinson Committee contributed \$3,000 to the Martinez Committee for the primary election. A review of the Robinson Committee's reports does not disclose any corporate contributions.

On July 20, 1982, the Elder Committee registered with the Commission stating that it was supporting only one candidate, Matthew Martinez. On its July 15, 1982 Quarterly Report, the

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committee disclosed, on June 4, 1982, a \$1,000 contribution to the Martinez Committee and a \$1,000 contribution to the Special Committee. In addition, the Elder Committee reported receipts of \$2,000, \$1,900 of which came from four political action committees (PACs). In researching these four committees, only one appears to be registered with the Commission. However, while these PACs all have California addresses and California law does permit corporate contributions, there is no specific evidence that the three unregistered PACs have corporate funds in their accounts.

Based on the above facts and the previous legal analysis in other sections of this report, the General Counsel recommends that the Commission find reason to believe that the Martinez Committee violated 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) with regard to contributions to and from CDR; however, it is further recommended that no further action be taken. This is taking into account the fact that the Martinez Committee merely thought that it was paying CDR for services rendered and had no knowledge that CDR would qualify as a political committee. (See analysis in section C of this report). It is also recommended that the Commission find reason to believe that the Martinez Committee and the Special Committee violated 2 U.S.C. § 441a(f) with regard to excessive contributions from the Armenian PAC but that no further

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action be taken. This is based on the fact that these committees were told by the PAC that it was a qualified multicandidate committee and that the excessive amount was refunded.

The General Counsel recommends that the Commission find no reason to believe that the Robinson Committee violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b. It is also recommended that no reason to believe be found that the Elder Committee violated section 441b, as there is no evidence to support the allegation that its account contains corporate funds. In this regard, the Elder Committee stated that there is a state committee with a separate account into which corporate funds may be deposited. It is further recommended the Commission find no reason to believe that the Martinez Committee violated the Act by accepting contributions from these committees.

H. Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling, Garfield Financial Corporation, Metropolitan Waste Disposal and Armenian Cultural Foundation of America

The complainant has alleged that all of the above named corporations have violated 2 U.S.C. § 441b by contributing to the Armenian PAC.

On September 7, 1982, this office received a response from Michael Harabedian, President of Operating Industries, Inc. See Attachment 11. According to Mr. Harabedian, on January 26, 1982, a check was issued by his company in the amount of \$1,000 to the

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PAC. The check was in payment for one table at the PAC's fundraising event held on February 6, 1982. It was not until August 30, 1982 that he was made aware of the possible illegality of the contribution. According to Mr. Harabedian, he had no idea how the money would be used. On September 7, 1982, the PAC refunded \$1,000 to Operating Industries, Inc.

On September 13, 1982, a response was filed by Harout Beshlian, President of Geminor, Inc. See Attachment 12. Mr. Beshlian stated that he was unfamiliar with the campaign laws and that a \$250 contribution was made, in March of 1982, to assist in the PAC's billboard fundraiser. The billboard was in regard to the "Armenian Genocide." On September 7, 1982, the PAC refunded \$250 to Geminor, Inc.

On September 21, 1982, this office received a designation of counsel form from Murcole, Inc. However, we have not received a response. On January 2, 1982, Murcole, Inc. contributed \$500 to the PAC. On September 7, 1982, the PAC refunded \$500 to Murcole, Inc.

On September 23, 1982, we received a response from James C. Howat, President of Cerritos Valley Bank. See Attachment 13. On January 28, 1982, the bank issued a check for \$1,000 to the PAC for the purchase of one table at the PAC's fundraising event. It was the bank's understanding that the event was supporting State Assemblyman Marty Martinez in his capacity as a state office

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holder. According to Mr. Howat, they had no knowledge that their money would be used to support candidates for federal office. On September 7, 1982, the PAC refunded \$1,000 to the Cerritos Valley Bank. However, the check was voided and on October 17, 1982, a new check was issued.

On September 24, 1982, this office received a response from Hacob Shirvanian, Vice President of W.R.H. Industries (Western Refuse Hauling). See Attachment 14. According to Mr. Shirvanian, they had no idea their contributions of January 23 and February 14, 1982, totalling \$900, would be used for political purposes. On September 7, 1982, the PAC refunded W.R.H. Industries \$900.

On October 4, 1982, we received a response from Michael Minasian representing the Garfield Financial Corporation. See Attachment 15. According to Mr. Minasian, Garfield Financial Corporation contributed \$500 to the PAC on February 11, 1982 to purchase tickets to a fundraiser for Deukmejian for Governor. On April 9, 1982, the company contributed \$284 to the PAC for the PAC's billboard campaign. Mr. Minasian also addressed the complainant's allegation that he (Minasian) was an agent of the Garfield Financial Corporation, the PAC, and the Martinez Committee and, therefore, he arranged the illegal contributions from the Garfield Financial Corporation to the PAC and from the PAC to the Martinez Committees. In response, he stated that the

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contributions were not meant to support Marty Martinez as alleged by the complainant and he (Minasian) is not an agent of the PAC but merely a member of its board of directors. Also, he was only a part-time member of then State Assemblyman Martinez's staff and not an agent of candidate Martinez. On September 7, 1982, the PAC refunded \$784 to the Garfield Financial Corporation.

On October 4, 1982, a response was filed by Z. Harry Astor, on behalf of Metropolitan Waste Disposal. See Attachment 16. While the company did contribute \$400 to the PAC on January 29, 1982, Mr. Astor stated it was their impression that the money would be spent on state candidates. On September 7, 1982, the PAC refunded \$400 to Metropolitan Waste Disposal.

On October 8, 1982, this office received a response from Vahik Gourjian, Executive Secretary of the Armenian Cultural Foundation of America. See Attachment 17. On March 31, 1982, the Armenian Cultural Foundation contributed \$500 to the PAC in order to sponsor billboards regarding the "Armenian Genocide." On October 27, 1982, the PAC refunded \$500 to the Armenian Cultural Foundation.

In light of the responses from these respondents, it seems that none of them knew their contributions to the PAC would be used for federal elections. Therefore, the General Counsel recommends that the Commission find reason to believe that the above mentioned corporations violated 2 U.S.C. § 441b but that no further action be taken. This recommendation is also based on

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the fact that the contributions have all been refunded. Moreover, it is arguable that it was partly the PAC's responsibility to inform these respondents regarding possible uses of their contributions.

### III. RECOMMENDATIONS

1. Find reason to believe that the Californians for Democratic Representation (CDR) violated 2 U.S.C. §§ 433 and 434 by failing to register and report; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions to the Levine, Waxman, Berman, Torres, Dymally, Goldhammer and Martinez Committees; 2 U.S.C. § 441a(f) by accepting excessive contributions from the Levine, Waxman, Berman, Torres and Martinez Committees; 2 U.S.C. § 441b by accepting prohibited funds; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized by the candidates involved; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds from improper solicitations.

2. Find reason to believe that the Armenian National Committee PAC violated 2 U.S.C. §§ 441a(a)(1)(A) by making excessive contributions to the Brown, Martinez and Torres Committees and 441b by accepting contributions from the following corporations: Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling, Garfield Financial

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Corporation, Metropolitan Waste Disposal and the Armenian Cultural Foundation of America and take no further action with regard to the excessive contribution to the Torres Committee.

3. Find reason to believe that the Mel Levine for Congress Committee violated 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) with regard to contributions to and from CDR, but take no further action and close the file with regard to this committee.

4. Find reason to believe that the Congressman Waxman Campaign Committee violated 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) with regard to contributions to and from CDR, but take no further action and close the file with regard to this committee.

5. Find reason to believe that the Berman for Congress Committee violated 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) with regard to contributions to and from CDR, but take no further action and close the file with regard to this committee.

6. Find reason to believe that the Committee to Elect Esteban Torres violated 2 U.S.C. §§ 441a(a)(1)(C) by making an excessive contribution to CDR and 441a(f) by accepting excessive contributions from CDR and the Armenian National Committee PAC, but take no further action and close the file with regard to this committee.

7. Find no reason to believe at this time that the Dymally for Congress Committee violated 2 U.S.C. § 441a(a)(1)(C) with regard to its contribution to CDR.

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8. Find reason to believe that the Dymally for Congress Committee violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from CDR, but take no further action and close the file with regard to this committee.
9. Find no reason to believe that the Goldhammer for Congress Committee violated 2 U.S.C. §§ 434 and 441a(f) with regard to contributions from CDR and close the file with regard to this committee.
10. Find no reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. §§ 434 and 441a(f) with regard to expenditures by CDR.
11. Find reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from the Armenian National PAC, but take no further action and close the file with regard to this committee.
12. Find no reason to believe that the Elder Election Committee violated 2 U.S.C. § 441b and close the file with regard to this committee.
13. Find no reason to believe that the Friends of Assemblyman Richard Robinson violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b with regard to its contribution to the Martinez for Congress Committee and close the file with regard to this committee.

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14. Find no reason to believe that the Martinez for Congress Committee violated 2 U.S.C. §§ 441a(f) and 441b with regard to contributions from the Elder Election Committee and the Friends of Assemblyman Richard Robinson.

15. Find reason to believe that the Martinez for Congress Committee violated 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) with regard to contributions to and from CDR, but take no further action and close the file with regard to this committee.

16. Find reason to believe that the Martinez for Congress - Special violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from the Armenian National PAC, but take no further action and close the file with regard to this committee.

17. Find reason to believe that Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling (W.R.H. Industries), Garfield Financial Corporation, Metropolitan Waste Disposal and the Armenian Cultural Foundation of America violated 2 U.S.C. § 441b with regard to contributions to the Armenian National Committee PAC, but take no further action and close the file with regard to these corporations.

18. Approve the attached letters.

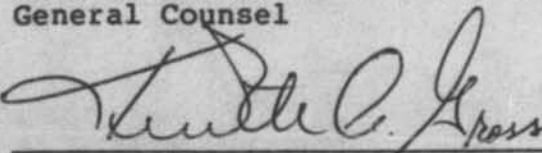
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19. Approve the attached questions to Harland Braun, Treasurer of the Californians for Democratic Representation.

December 6, 1982  
Date

Charles N. Steele  
General Counsel

By:

  
Kenneth A. Gross  
Associate General Counsel

Attachments

1. Response from CDR (pp. 1-44)
2. Response from Armenian National PAC (pp. 45-65)
3. Response from Levine, Waxman and Berman Committees (p. 66)
4. Response from Torres Committee (pp. 67-69)
5. Response from Congressman Dymally (p. 70)
6. Response from Goldhammer Committee (pp. 71-72)
7. Response from Brown Committee (pp. 73-83)
8. Response from Martinez Committees (pp. 84-93)
9. Response from Robinson Committee (p. 94)
10. Response from Elder Committee (pp. 95-100)
11. Response from Operating Industries, Inc. (p. 101)
12. Response from Geminor, Inc. (p. 102)
13. Response from Cerritos Valley Bank (p. 103)
14. Response from W.R.H. Industries (p. 104)
15. Response from Garfield Financial Corporation (p. 105)
16. Response from Metropolitan Waste Disposal (p. 106)
17. Response from Armenian Cultural Foundation of America (p. 107)
18. Proposed letters (pp. 109-131)
19. Proposed questions (pp. 132-133)

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/ JODY C. RANSOM *JCR*

DATE: DECEMBER 10, 1982

SUBJECT: OBJECTIONS - MUR 1461 General Counsel's  
Report dated December 6, 1982; Received  
in OCS, 12-7-82, 2:36

The above-named document was circulated to the  
Commission on December 8, 1982 at 11:00.

Commissioners Reiche and Aikens submitted objections  
on December 10, 1982.

This matter will be placed on the agenda for the  
executive session of Tuesday, January 4, 1983.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Californians for Democratic Representation, )  
 Mel Levine for Congress, )  
 Congressman Waxman Campaign Committee, )  
 Berman for Congress, )  
 Committee to Elect Esteban Torres, )  
 Dymally for Congress Committee, )  
 Goldhammer for Congress, ) MUR 1461  
 Brown for U.S. Senate, )  
 Martinez for Congress Committee, )  
 Martinez for Congress-Special )  
 Armenian National Committee PAC, )  
 Elder Election Committee, )  
 Friends of Assemblyman Richard Robinson, )  
 Murcole, Inc., )  
 Cerritos Valley Bank, )  
 Geminor, Inc., )  
 Operating Industries, Inc., )  
 Western Refuse Hauling, )  
 Garfield Financial Corporation, )  
 Metropolitan Waste Disposal )  
 Armenian Cultural Foundation of America )

CERTIFICATION

I, Marjorie W. Emmons, Recording Secretary for the Federal Election Commission Executive Session on January 4, 1983, do hereby certify that the Commission took the following actions in MUR 1461:

1. Decided by a vote of 5-0 to find reason to believe that the Californians for Democratic Representation (CDR) violated 2 U.S.C. §§433 and 434 by failing to register and report; 2 U.S.C. §441a(a)(1)(A) by making excessive contributions to the Levine, Waxman, Berman, Torres, Dymally, Goldhammer and Martinez Committees; 2 U.S.C. §441a(f) by accepting excessive contributions from the Levine, Waxman, Berman, Torres, and Martinez Committees; 2 U.S.C. §441b by accepting prohibited funds; 2 U.S.C. §441d by failing to specify whether their mailings were authorized by the candidates involved; and 11 C.F.R. §102.5(a)(1) and (2) by depositing prohibited funds and funds from improper solicitations.

(Continued)

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2. Decided by a vote of 5-0 to find reason to believe that the Armenian National Committee PAC violated 2 U.S.C. §441a(a)(1)(A) by making excessive contributions to the Brown, Martinez, and Torres Committees and §441b by accepting contributions from the following corporations: Murcole, Inc.; Cerritos Valley Bank; Geminor, Inc.; Operating Industries, Inc.; Western Refuse Hauling; Garfield Financial Corporation; Metropolitan Waste Disposal and the Armenian Cultural Foundation of America and take no further action with regard to the excessive contribution to the Torres Committee.
  3. Decided by a vote of 5-0 to defer action at this time on recommendations number 3, 4, and 5 contained in the FEC General Counsel's report dated December 6, 1982.
  4. Decided by a vote of 5-0 to take the following actions:
    - a) Find reason to believe that the Committee to Elect Esteban Torres violated 2 U.S.C. §441a(f) by accepting excessive contributions from the Armenian National Committee PAC, but take no further action and close the file with regard to this violation; and defer action on the remainder of recommendation number 6 of the General Counsel's December 6, 1982 report.
    - b) Defer action on recommendations 8, 11, and 15 of the General Counsel's December 6, 1982 report.
  5. Decided by a vote of 5-0 to find no reason to believe at this time that the Dymally for Congress Committee violated 2 U.S.C. §441a(a)(1)(C) with regard to its contribution to CDR.
  6. Decided by a vote of 5-0 to find no reason to believe that the Goldhammer for Congress Committee violated 2 U.S.C. §§434 and 441a(f) with regard to contributions from CDR and close the file with regard to this committee.
  7. Decided by a vote of 5-0 to take the following actions:
    - a) Find no reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. §§434 and 441a(f) with regard to expenditures by CDR.

(Continued)



- b) Find no reason to believe that the Elder Election Committee violated 2 U.S.C. §441b and close the file with regard to this committee.
- c) Find no reason to believe that the Friends of Assemblyman Richard Robinson violated 2 U.S.C. §441a(a)(1)(A) and §441b with regard to its contribution to the Martinez for Congress Committee and close the file with regard to this committee.
- d) Find no reason to believe that the Martinez for Congress Committee violated 2 U.S.C. §441a(f) and §441b with regard to contributions from the Elder Election Committee and the Friends of Assemblyman Richard Robinson.
- e) Find reason to believe that the Martinez for Congress - Special violated 2 U.S.C. §441a(f) by accepting an excessive contribution from the Armenian National PAC, but take no further action and close the file with regard to this committee.
- f) Find reason to believe that Murcoole, Inc.; Cerritos Valley Bank; Geminor, Inc.; Operating Industries, Inc.; Western Refuse Hauling (W.R.H. Industries); Garfield Financial Corporation; Metropolitan Waste Disposal and the Armenian Cultural Foundation of America violated 2 U.S.C. §441b with regard to contributions to the Armenian National Committee PAC, but take no further action and close the file with regard to these corporations.
8. Decided by a vote of 5-0 to request the Office of General Counsel to send appropriate letters pursuant to the foregoing decisions.
9. Decided by a vote of 5-0 approve the questions to Harland Braun, Treasurer of the Californians for Democratic Representation, as attached to the General Counsel's December 6, 1982 report and amended in the meeting of January 4, 1983.

Commissioners Elliott, Harris, McDonald, McGarry, and Reiche each voted affirmatively for all of the foregoing decisions; Commissioner Aikens was not present at the time of the votes.

Attest:

Jan. 6, 1983  
Date

Marjorie W. Emmons  
Marjorie W. Emmons  
Secretary of the Commission

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 13, 1983

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Friends of Assemblyman Richard Robinson  
James L. Carrick, Treasurer  
P.O. Box 702  
Santa Ana, California 92702

Re: MUR 1461

Dear Mr. Carrick:

On August 24, 1982, the Commission notified you of a complaint alleging that your committee, Friends of Assemblyman Richard Robinson, had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on January 4, 1983, determined that on the basis of the information in the complaint and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed by your committee. Accordingly, the Commission closed its file in this matter as it pertains to your committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

92040920262



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 13, 1983

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Harvey Goldhammer for Congress  
Kathy Moyd, Treasurer  
2755 Sanborn Avenue  
La Crescenta, California 91214

Re: MUR 1461

Dear Ms. Moyd:

On August 24, 1982, the Commission notified you of a complaint alleging that your committee, Harvey Goldhammer for Congress, had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on January 4, 1983, determined that on the basis of the information in the complaint and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed by your committee. Accordingly, the Commission closed its file in this matter as it pertains to your committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 13, 1983

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Elder Election Committee  
Andrew Marincovich, Treasurer  
3651 Atlantic Avenue  
Long Beach, California 90807

Re: MUR 1461

Dear Mr. Marincovich:

On August 24, 1982, the Commission notified you of a complaint alleging that your committee, Elder Election Committee, had violated certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on January 4, 1983, determined that on the basis of the information in the complaint and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed by your committee. Accordingly, the Commission closed its file in this matter as it pertains to your committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 13, 1983

Dymally for Congress Committee  
Eugene Wheeler, Treasurer  
322 West Compton Boulevard, Suite 100B  
Compton, California 90220

Re: MUR 1461

Dear Mr. Wheeler:

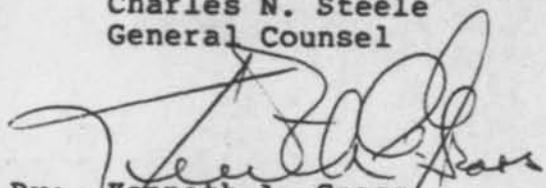
On August 24, 1982, the Commission notified you of a complaint alleging that your committee had violated certain sections of the Federal Election Campaign Act, as amended.

The Commission, on January 4, 1983, determined that on the basis of the information in the complaint and information provided by Congressman Dymally, there is no reason to believe that your committee violated 2 U.S.C. § 441a(a)(1)(C) by contributing \$5,000 to the Californians for Democratic Representation. Please note, however, that the file in this matter is not closed and that you will be notified of any additional findings with respect to your committee.

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

Sincerely,

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Armenian Cultural Foundation  
Vahik Gourjian, Executive Secretary  
410 W. Washington Boulevard  
Montebello, California 90640

Re: MUR 1461

Dear Mr. Gourjian:

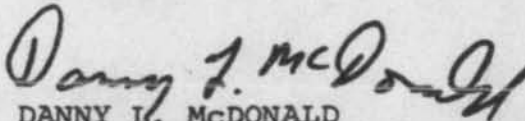
On January 4, 1983, the Commission found reason to believe that the Armenian Cultural Foundation had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to the Armenian Cultural Foundation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with a federal election and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

  
DANNY L. McDONALD  
Chairman

92040920266





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Cerritos Valley Bank  
James C. Howat, President  
13400 San Antonio Drive  
Norwalk, California 90650

Re: MUR 1461

Dear Mr. Howat:

On January 4, 1983, the Commission found reason to believe that Cerritos Valley Bank had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your bank. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

A handwritten signature in dark ink, reading "Danny L. McDonald", is written over the typed name.

DANNY L. McDONALD  
Chairman

92040920267



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 14, 1983

Robert D. Epple  
6410 Del Amo Boulevard  
Lakewood, California 90713

Re: MUR 1461  
Committee to Elect  
Esteban Torres to Congress

Dear Mr. Epple:

On January 4, 1983, the Commission found reason to believe that your client, the Committee to Elect Esteban Torres to Congress, had violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting an excessive contribution from the Armenian National Committee PAC. However, after considering the circumstances of this matter, the Commission has determined to take no further action with regard to this apparent violation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

Please note that the file in this matter is not closed and that you will be notified of any additional findings with respect to your client.

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

92040920268



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Michael Minasian  
Garfield Financial Corporation  
2445 West Whittier Boulevard, Suite 202  
Montebello, California 90640

Re: MUR 1461

Dear Mr. Minasian:

On January 4, 1983, the Commission found reason to believe that the Garfield Financial Corporation had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your cooperation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

92040920269





FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Geminor, Inc.  
Harout Beshlian, President  
629 South Hill Street, Suite 604  
Los Angeles, California 90014

Re: MUR 1461

Dear Mr. Beshlian:

On January 4, 1983, the Commission found reason to believe that Geminor, Inc. had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your corporation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. --

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

*Danny E. McDonald*  
DANNY E. McDONALD  
Chairman

92040920270



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 14, 1983

2. Harry Astor  
Astor & Phillips  
Suite #1000  
505 City Parkway West  
Orange, California 92668-2983

Re: MUR 1461  
Metropolitan Waste Disposal

Dear Mr. Astor:

On January 4, 1983, the Commission found reason to believe that your client, Metropolitan Waste Disposal, had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your client. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds your client that corporations are prohibited by the Act from making contributions in connection with federal elections and that immediate steps should be taken to insure that this activity does not occur in the future.

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

92040920271



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Allan E. Tebbetts  
Ball, Hunt, Hart, Brown and Baerwitz  
120 Linden Avenue  
Long Beach, California 90802

Re: MUR 1461  
Murcole, Inc.

Dear Mr. Tebbetts:

On January 4, 1983, the Commission found reason to believe that your client, Murcole, Inc., had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your client. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

A handwritten signature in dark ink, reading "Danny L. McDonald", is written over the typed name.

DANNY L. McDONALD  
Chairman

92040920272



COMMISSION



January 14, 1983

Operating Industries, Inc.  
Harabedian, President  
So. Garfield Avenue  
Monterey Park, California 91754

Re: MUR 1461

Dear Mr. Harabedian:

On January 4, 1983, the Commission found reason to believe that Operating Industries, Inc. had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your corporation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

*Danny I. McDonald*  
DANNY I. McDONALD  
Chairman



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Operating Industries, Inc.  
Michael Harabedian, President  
2425 So. Garfield Avenue  
Monterey Park, California 91754

Re: MUR 1461

Dear Mr. Harabedian:

On January 4, 1983, the Commission found reason to believe that Operating Industries, Inc. had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your corporation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 14, 1983

W.R.H. Industries  
Hacob Shirvanian, Vice President  
P.O. Box 214  
Gardena, California 90247

Re: MUR 1461

Dear Mr. Shirvanian:

On January 4, 1983, the Commission found reason to believe that W.R.H. Industries had violated 2 U.S.C. § 441b, a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your corporation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds you that corporations are prohibited by the Act from making contributions in connection with federal elections and you should take immediate steps to insure that this activity does not occur in the future.

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 14, 1983

Californians for Democratic Representation  
Harland W. Braun, Treasurer  
1435 S. Cienega Boulevard #101  
Los Angeles, California 90035

Re: MUR 1461

Dear Mr. Braun:

The Federal Election Commission notified you on August 24, 1982, of a complaint which alleges that your committee, the Californians for Democratic Representation, had violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time.

Upon further review of the allegations contained in the complaint and information supplied by you, the Commission, on January 4, 1983, determined that there is reason to believe that your committee has violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b and 441d, provisions of the Act, and sections 102.5(a)(1) and (2) of the Commission's Regulations. A copy of the relevant portions of the General Counsel's Report is attached for your information.

You may submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Please submit any such response and answers to the enclosed questions within 10 days of receipt of this letter.

The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause. However, in the absence of any information which demonstrates that no further action should be taken against your committee, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2 of the enclosed procedures.

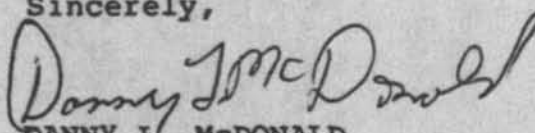
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Letter to Harland W. Braun  
Page 2

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 have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202)523-4529.

Sincerely,

  
DANNY L. McDONALD  
Chairman

Enclosures  
Procedures  
General Counsel's Report  
Questions

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MUR 1461  
Harland W. Braun

### QUESTIONS

Please answer the following questions with regard to Californians for Democratic Representation (CDR).

1. When was CDR formed?
2. By whom?
3. Who have been the officers of CDR to date?
4. Is CDR related, in any way, with the California Democratic Party or any of its subunits? If so, explain the nature of this relationship.
5. Did CDR provide services on a statewide basis or was your operation limited to certain congressional districts? If it was limited to certain districts, please explain how those districts were chosen.
6. What criteria or formulas did CDR use to determine how much participating candidates would pay? Include in your answer an explanation for the discrepancy in prices paid.
7. Please state exactly what services were provided for each of the following candidates: Mel Levine, Henry Waxman, Howard Berman, Esteban Torres, Mervyn M. Dymally, Harvey Goldhammer, Jerry Brown and Matthew Martinez. Your answer should include, but not be limited to, the number of mailings each candidate was involved in, the number of pieces in each of those mailings, how the candidate was featured in each of those mailings, dates of the mailings, and any other services besides inclusion in a slate mailing such as polls, surveys, etc. In addition, please provide a copy of each type of mailing which featured any or all of the aforementioned candidates, to the extent not already provided with the complaint or your earlier response.
8. Did CDR support any other federal candidates? If so, please provide the information requested in #7 with regard to each of the candidates and how much money was paid by each.

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9. Was CDR active in the November general election? If so, please state, if any, what federal candidates were supported, the services provided each, and the amount of money paid by each candidate.

10. Is CDR still active? If so, explain the nature of the activity?

11. What is CDR's connection with Mike Berman and/or B.A.D. Campaigns?

12. What services did Mike Berman and/or B.A.D. Campaigns provide to CDR?

13. Is CDR still filing reports with the California Fair Political Practices Commission? In this regard, please provide copies of any reports filed which were not enclosed with your letter of September 13, 1982 to the Commission.

14. Was Governor Brown and/or any agent of his committee, Brown for U.S. Senate, contacted by anyone connected with CDR regarding participation in the slate mailings? If not, why not? If so, please state who was contacted and what was stated.

15. Please explain CDR's status under California campaign finance disclosure laws?

16. Did CDR solicit contributions from individuals? From corporations? From state political committees? From federal political committees other than candidate committees?

17. Did CDR conduct its operations for profit? Please explain.

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 14, 1983

Armenian National Committee PAC  
Berdj Karapetian, Executive Director  
419A W. Colorado Street  
Glendale, California 91204

Re: MUR 1461

Dear Mr. Karapetian:

The Federal Election Commission notified you on August 24 and September 16, 1982, of complaints which allege that your committee, the Armenian National Committee PAC had violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). Copies of the complaints were forwarded to you at the time.

Upon further review of the allegations contained in the complaint and information supplied by you, the Commission, on January 4, 1983, determined that there is reason to believe that your committee has violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b, two provisions of the Act. Specifically, it appears that your committee made excessive contributions to the Brown for U.S. Senate Committee, Martinez for Congress and Martinez for Congress -Special Committees and the Committee to Elect Esteban Torres. However, the Commission has determined to take no further action with regard to the excessive contribution to the Torres Committee. In addition, your committee accepted contributions from the following corporations: Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling (W.R.H. Industries), Garfield Financial Corporation, Metropolitan Waste Disposal and the Armenian Cultural Foundation of America.

You may submit any factual and legal materials which you believe are relevant to the Commission's analysis of this matter. Please file any such response within ten days of your receipt of this notification.

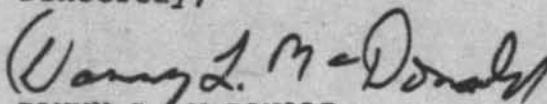
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The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause. However, in the absence of any information which demonstrates that no further action should be taken against your committee, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2 of the enclosed procedures.

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 have any questions, please contact Marybeth Tarrant, the staff member assigned to this matter at (202)523-4529.

Sincerely,

  
DANNY L. McDONALD  
Chairman

Enclosure  
Procedures

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SENSITIVE

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

83 JAN 13 P 4: 12

January 13, 1983

MEMORANDUM TO: The Commission

FROM: Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

SUBJECT: MUR 1461

On January 4, 1983, the Commission voted on the recommendations contained in the General Counsel's Report dated December 6, 1982, in this matter. The certification recording the Commission's actions is attached. This office has noted certain discrepancies in light of what we believe the Commission intended to approve, and we recommend that the Commission take the following actions:

1. Approve recommendation #11 as stated in the report. This item was included in a motion to defer action along with recommendations 8 and 15 (see 4(b) on certification). However, there is no reason to defer action on this recommendation. The recommendation reads as follows: Find reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from the Armenian National PAC, but take no further action and close the file with regard to this committee.

2. Find reason to believe that the Martinez for Congress Committee violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from the Armenian National Committee PAC, but take no further action regarding this violation. This recommendation was unintentionally omitted by our office in the recommendation section of the report. As indicated on pp. 28, 30, 32, and 33 of the report, however, the Martinez for Congress Committee did accept \$5,000 from

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the Armenian National PAC at a time when the latter was not a qualified multicandidate committee. This violation is separate from, and in addition to, the violation resulting from the \$5,000 acceptance by the Martinez for Congress - Special Committee (see recommendation #16 of the report and #7(e) on the certification).

Recommendations

1. Find reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from the Armenian National PAC, but take no further action and close the file with regard to this committee.
2. Find reason to believe that the Martinez for Congress Committee violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from the Armenian National Committee PAC, but take no further action regarding this violation.

Attachment  
Certification

92040920282

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Californians for Democratic )  
Representation, et al. )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 18, 1983, the Commission decided by a vote of 5-0 to take the following actions in MUR 1461:

1. Find reason to believe that the Brown for U.S. Senate Committee violated 2 U.S.C. § 441a(f) by accepting excessive contributions from the Armenian National PAC, but take no further action and close the file with regard to this committee.
2. Find reason to believe that the Martinez for Congress Committee violated 2 U.S.C. § 441a(f) by accepting an excessive contribution from the Armenian National Committee PAC, but take no further action regarding this violation.

Commissioners Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively; Commissioner Aikens did not cast a vote in this matter.

Attest:

Jan 18/1983  
Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

1-13-83, 4:12  
1-14-83, 2:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 21, 1983

Terry D. Garcia  
Manatt, Phelps, Rothenberg & Tunney  
1888 Century Park East, 17th Floor  
Los Angeles, California 90067

Re: MUR 1461  
Brown for U.S. Senate Committee

Dear Mr. Garcia:

On January 18, 1983, the Commission found reason to believe that your client, Brown for U.S. Senate Committee, had violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting excessive contributions from the Armenian National Committee PAC. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file with regard to your client. In addition, the Commission, on January 4, 1983, found no reason to believe that your client violated sections 434 and 441a(f) in connection with expenditures by the Californians for Democratic Representation. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. Please be aware that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

The Commission reminds your client that accepting a contribution in excess of \$1,000 per election from a political committee which has not qualified as a multicandidate committee is a violation of the Act and your client should take steps to insure that this activity does not occur in the future.

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Letter to Terry D. Garcia  
Page 2

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

Sincerely,

*Danny L. McDonald*  
DANNY L. McDONALD  
Chairman

92040920285



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

January 21, 1983

Martinez for Congress - Special  
Martinez for Congress  
Paul Young, Treasurer  
444 E. Garvey Avenue  
Monterey Park, California 91754

Re: MUR 1461

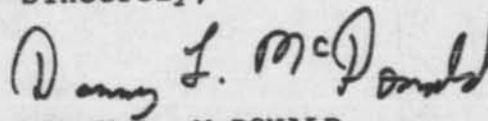
Dear Mr. Young:

On January 4 and 18, 1983, the Commission found reason to believe that your committees, Martinez for Congress - Special and Martinez for Congress, had violated 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by accepting excessive contributions from the Armenian National Committee PAC. However, after considering the circumstances of this matter, the Commission has determined to take no further action with regard to these violations and has closed its file with regard to the Martinez for Congress-Special Committee. The Commission also found no reason to believe that the Martinez for Congress Committee violated 2 U.S.C. §§ 441a(f) and/or 441b with regard to contributions from the Elder Election Committee and the Friends of Assemblyman Richard Robinson. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

Please note that the file in this matter is not closed and that you will be notified of any additional findings with respect to the Martinez for Congress Committee.

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

Sincerely,

  
DANNY L. McDONALD  
Chairman

92040920286



Berman  
And  
D'Agostino Campaigns

6cc # 9457  
RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

83 FEB 2 P3:09

January 27, 1983

Danny L. McDonald  
Chairman  
Federal Election Commission  
Washington, DC 20463

Re: MUR 1461

Dear Mr. McDonald:

We are writing to notify you that Daniel H. Lowenstein is the attorney for Californians for Democratic Representation, BAD Campaigns, Inc., Harland Braun, Michael Berman and Carl D'Agostino.

Sincerely,

*Harland Braun*

Harland Braun

*Michael Berman*

Michael Berman

*Carl D'Agostino*

Carl D'Agostino

92040920287  
83 FEB 2 P4:50

Daniel H. Lowenstein  
c/o UCLA Law School  
405 Hilgard Avenue  
Los Angeles, CA 90024

(213) 825-5148

Attorney for Californians for Democratic  
Representation, Berman and D'Agostino  
Campaigns, Harland Braun, Michael Berman,  
and Carl D'Agostino

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Californians for Democratic  
Representation

et al.

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)  
)

) MUR 1461

) RESPONSE TO FEC QUESTIONS AND  
) REQUEST FOR EXTENSION OF TIME

INTRODUCTION

Presented below are complete responses to the 17 questions submitted to Californians for Democratic Representation (CDR) by the FEC staff in connection with the above-entitled matter. We believe when the staff has all the facts, it will agree with us that CDR is not a "committee" within the meaning of the Federal Election Campaign Act, and that therefore CDR is not in violation of the Act. Furthermore, CDR has always conducted its activities in a completely open manner, as evidenced by its voluntary filing of disclosure statements under the California Political Reform Act. Accordingly, we will be glad to provide any additional information the FEC staff may require.

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Also presented below is a request for an extension of time for the submission of legal argument.

RESPONSES TO FEC QUESTIONS OF 1/14/83

1. When was CDR formed?

Answer: April, 1982. As mentioned in the letter of September 13, 1982, Michael Berman and Carl D'Agostino have produced slate mailings since the 1960's.

2. By whom?

Answer: Michael Berman, Carl D'Agostino and Harland Braun.

3. Who have been the officers of CDR to date?

Answer: For California reporting purposes, Harland Braun is listed as treasurer--the only officer required by California law. Decisions are made jointly by Braun, Berman and D'Agostino.

4. Is CDR related, in any way, with the California Democratic Party or any of its subunits? If so, explain the nature of this relationship.

Answer: CDR has no relationship with the California Democratic Party or any of its subunits. However, in partisan elections CDR

92040920289



provides services to Democratic candidates only.

5. Did CDR provide services on a statewide basis or was your operation limited to certain congressional districts? If it was limited to certain districts, please explain how those districts were chosen.

Answer: CDR's activities in the 1982 primary were limited to Los Angeles County. All congressional districts in Los Angeles County were covered to varying degrees. The activity was limited to Los Angeles County because the technology necessary in implementing so complicated a program was previously untested.

In the General Election, (after so complicated and large a mailing program proved feasible) CDR expanded its coverage to Alameda, Monterey, Orange, San Francisco, San Mateo, San Luis Obispo, Santa Barbara, Santa Cruz, Stanislaus, and Ventura counties -- in addition to Los Angeles County. Counties in the General Election were chosen based on demand from clients.

6. What criteria or formulas did CDR use to determine how much participating candidates would pay? Include in your answer an explanation for the discrepancy in prices paid.

Answer: Although the formula is not precise, the essential criterion used to determine price was the amount of feature status desired by the participating candidate. As evidenced by Chart A

92040920290

below, Democratic incumbents who were uncontested or who were without political jeopardy were listed as a matter of course -- in order to make the mailings more usable for the electorate and thus more valuable to those candidates or propositions who participated. The difference between "feature status" and mere listing becomes apparent upon scrutiny of the mail program -- which included thousands of variations. Some candidates decided that they wished to receive some featuring but were unable to afford the full feature status. These candidates were featured -- on a smaller number of mailings. As is apparent from the chart, the target price for full feature status for congressional candidates was \$15,000.

Chart A: 1982 Primary

Candidate	CD	\$	Slate Gram		Slate Card		Sample Ballot	
			Feature	List	Feature	List	Feature	List
Waxman	24	15,000	88,000		88,000		61,000	
Berman	26	15,000	94,000		94,000		63,000	
Levine	27	15,000	107,000		107,000		4,000	
Torres	34	15,000	77,000		77,000		77,000	
Martinez	30	13,000	68,000		68,000		68,000	
Dymally	31	10,000	46,000		46,000			
Spellman	42	2,500	53,000			53,000		
Webb	21	2,200	37,000			37,000		
Goldhammer	22	50		53,000		53,000		7,000
Brown	Senate	0		1,010,000		1,023,000		292,000
Bethea	20	0		13,000		13,000		
Beilenson	23	0		110,000		110,000		1,000
Roybal	25	0		65,000		65,000		8,000
Dixon	28	0		37,000		36,000		1,000
Hawkins	29	0		22,000		22,000		
Anderson	32	0		75,000		80,000		
Servelle	33	0		67,000		74,000		

Most mail quantities should be considered rough approximations. It is impossible to reconstruct with precision the entire table of variations.

Note that the total amount paid by federal campaigns was \$87,750 -- approximately 11.8 percent of the total receipts.

92040920291

7. Please state exactly what services were provided for each of the following candidates: Mel Levine, Henry Waxman, Howard Berman, Esteban Torres, Mervyn M. Dymally, Harvey Goldhammer, Jerry Brown and Matthew Martinez. Your answer should include, but not be limited to, the number of mailings each candidate was involved in, the number of pieces in each of those mailings, how the candidate was featured in each of those mailings, dates of the mailings, and any other services besides inclusion in a slate mailing such as polls, surveys, etc. In addition, please provide a copy of each type of mailing which features any or all of the aforementioned candidates, to the extent not already provided with the complaint or your earlier response.

Answer: Chart A serves as a guide to the number of pieces of mail and the feature status of the federal candidates dealt with. All mailings were sent during the week prior to the California June primary.

No polls or surveys were conducted on behalf of any specific candidate. The survey taken by CDR was done to serve as a research tool to decide the content and endorsements used in the thousands of variations of slate mailings. The results of the survey were privileged to CDR and were unrelated to any specific candidate. The only non-slate mailing expenditure on behalf of CDR's candidates was a series of newspaper advertisements in the Los Angeles Jewish community newspapers. In addition, approximately 40,000 newspaper advertisements were distributed door-to-door throughout the heart of

92040920292



( the Los Angeles Jewish community.

It is impossible to send to the FEC all the variations of mailings requested. Thousands of permutations of ballot groups and content were produced. We have enclosed samples that communicate the range of content variations. To reconstruct the entire mail program to produce a full set of samples would involve hundreds of thousands of dollars and many months of work. We are willing to cooperate with representatives of the FEC in any examination of the mailers that are in our possession, and to comply with any reasonable request to provide any additional specific information the FEC may need.

We have enclosed six envelopes containing samples of mailings: primary mailograms, primary slate cards, primary sample ballots, general mailograms, general slate cards, and samples that demonstrate the difference between "feature status", and mere listing.

8. Did CDR support any other federal candidates? If so, please provide the information requested in #7 with regard to each of the candidates and how much money was paid for each.

Answer: Charts A and B provide the answer to question #8.

9. Was CDR active in the November general election? If so, please state, if any, what federal candidates were supported, the services provided each, and the amount of money paid by each candidate.

92040920293

Answer: CDR was active in the November election. Chart B below lists the federal candidates involved in the November program.

Chart B: 1982 General

Candidate	CD	\$	Slate Feature	Gram List	Slate Feature	Card List
Brown	Senate	96,000	1,000,000	997,000	500,000	850,000
Burton	5	15,000	120,000		120,000	
Waxman	24	15,000	94,000		90,000	
Berman	26	15,000	97,000		95,000	
Levine	27	15,000	116,000		110,000	
Martinez	30	15,000	73,000		70,000	
Torres	34	13,000	80,000		70,000	
Stark	9	10,000	100,000			70,000
Dymally	31	5,000	50,000		15,000	35,000
Patterson	38	5,000	78,000			
Spellman	42	4,000	70,000			50,000
Archer	43	1,000	20,000			
Servelle	33	250	10,000	60,000		60,000
Boxer	6	0		45,000		30,000
Dellums	8	0		100,000		70,000
Edwards	10	0		30,000		25,000
Lantos	11	0		70,000		40,000
Lynch	12	0		10,000		
Coelho	15	0		22,000		
Panetta	16	0		48,000		
Frost	19	0		80,000		60,000
Bethea	20	0		14,000		14,000
Beilenson	23	0		100,000		100,000
Roybal	25	0		65,000		55,000
Dixon	28	0		40,000		40,000
Hawkins	29	0		25,000		25,000
Anderson	32	0		80,000	8,000	32,000
Erwin	35	0		500		
Verges	39	0		60,000		
Haseman	40	0		60,000		

Most mail quantities should be considered rough approximations. It is impossible to reconstruct with precision the entire table of variations.

Note that the total amount paid by federal campaigns was \$209,250 -- approximately 22.7% of the total receipts.

10. Is CDR still active? If so, explain the nature of activity?

Answer: No, except for a bank account maintained for the payment of a few late bills. CDR is merely a publisher of election materials on behalf of candidates who participate in the CDR program. It is not active when it is not publishing election materials.

11. What is CDR's connection with Mike Berman and/or B.A.D. Campaigns?

Answer: Michael Berman and Carl D'Agostino together with Harland Braun run CDR. CDR additionally contracts with Berman and D'Agostino Campaigns (B.A.D. Campaigns) to implement the mail program. In effect, Californians for Democratic Representation serves as a publisher for mail produced by B.A.D. Campaigns.

12. What services did Mike Berman and/or B.A.D. Campaigns provide to CDR?

Answer: B.A.D. Campaigns wrote, designed, and implemented the mail program financed by CDR's participating campaigns. In addition, Michael Berman and Carl D'Agostino recruited candidate participation and made candidate selection decisions -- together with Harland Braun.

13. Is CDR still filing reports with the California Fair Political Practices Commission? In this regard, please provide copies of any reports filed which were not enclosed with your letter of September 13, 1982 to the Commission.

92040920295



Answer: Yes. See enclosed.

14. Was Governor Brown and/or any agent of his committee, Brown for U.S. Senate, contacted by anyone connected with CDR regarding participation in the slate mailings? If not, why not? If so, please state who was contacted and what was stated.

Answer: Before the Primary Election, Jack Mayesh, campaign consultant for Brown for U.S. Senate, was contacted by Carl D'Agostino and asked to purchase feature status. Mayesh refused on grounds that Brown's political situation gave him no need for a slate mailing in the geography CDR was covering.

Before the General Election, Jack Mayesh contacted Carl D'Agostino and expressed a desire for the Brown for Senate Campaign to actively participate in the slate program. Thereafter, there was considerable contact regarding the details of the program and Brown's participation.

15. Please explain CDR's status under California campaign finance disclosure laws?

Answer: CDR has an ambiguous status under California's campaign disclosure laws. When the California FPPC was contacted originally CDR was told that it was not clear that CDR had any filing requirements. To preclude politically inspired attacks, CDR decided

92040920296

to file statements offering full disclosure to California voters.

Based on advise of counsel, CDR presently believes that its status is governed by California Government Code Section 84303. Under that section, CDR obviates the need for participating candidates to disclose CDR's expenditures by itself filing disclosure statements.

16. Did CDR solicit contributions from individuals? From corporations? From state political committees? From federal political committees other than candidate committees?

Answer: CDR has never solicited any contributions of any kind from any source.

17. Did CDR conduct its operations for profit? Please explain.

Answer: CDR is and always has been a non-profit organization. Two of its three principals, acting as partners in Berman and D'Agostino Campaigns, were paid consulting fees for services rendered to CDR and its constituent campaigns. In the primary election, the fee was \$250,000; in the general election the fee was \$350,000. The purpose of CDR was to publish mail that would give participating campaigns full value paid and to compensate Berman and D'Agostino for conceiving and implementing the program. Thus, all receipts above and beyond the consulting fees for BAD Campaigns was used for additional direct mail.

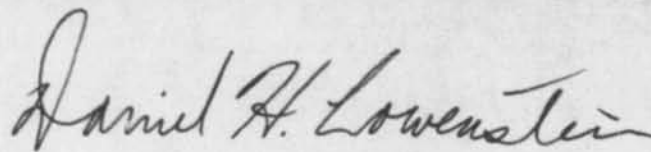
92040920297

## REQUEST FOR EXTENSION OF TIME

92040920298

The letter from Chairman McDonald dated January 14, 1983 requested that the answers to the above questions and any additional submissions be made within 10 days of receipt of his letter. This submission satisfies the first of these requests. With respect to the second, the General Counsel's memorandum attached to Mr. McDonald's letter refers to several MUR's, which are not available so far as we are aware in Los Angeles. The undersigned has requested by telephone to Marybeth Tarrant that he be sent copies of these MUR's. We request an extension of time for the submission of legal argument and any possible additional factual material to 30 days following receipt of the MUR's.

Respectfully submitted,



DANIEL H. LOWENSTEIN  
Attorney for Californians for Democratic  
Representation, Berman and D'Agostino  
Campaigns, Harland Braun, Michael Berman,  
and Carl D'Agostino



COPY

Form 410  
1982

## STATEMENT OF ORGANIZATION (RECIPIENT COMMITTEE)

Section 304(a)(1) of the Federal Election Campaign Act of 1971

IF STATEMENT  
ENTERED NUMBER

Typed Name of Committee

FULL NAME OF COMMITTEE

Californians for Democratic Representation

STREET ADDRESS OF COMMITTEE

(NOT A.D. HOME)

1435 S. La Cienega Blvd., Ste. 101, Los Angeles, Calif. 90035 Los Angeles

DATE QUALIFIED AS COMMITTEE

TAX ID

PHONE NUMBER

A

OFFICIAL USE ONLY

B

OFFICIAL USE ONLY

not yet qualified

213/652-7212

## I TREASURER AND OTHER PRINCIPAL OFFICERS

POSITION

NAME AND PERMANENT STREET ADDRESS

AREA

PHONE

CODE

NO

TREASURER

Harland W. Braun, 2049 E. Century Park East, Ste. 1800,  
Los Angeles, Ca. 90067

213/277-4777

Attach additional information on appropriately labeled continuation sheets.

## II IS THIS A CONTROLLED COMMITTEE?

(A controlled committee is one which is controlled directly or indirectly by a candidate or which acts jointly with a candidate or controlled committee in connection with the making of expenditures. A candidate controls a committee if he or she, his or her agent or any other committee he or she controls, has significant influence on the actions or decisions of the committee.)

[ ] YES (Complete Section III)

[X] NO (Section III is not applicable)

## III CANDIDATES CONTROLLING THIS COMMITTEE; CANDIDATES OR COMMITTEES WITH WHICH THIS COMMITTEE ACTS JOINTLY

FOR OFFICIAL USE ONLY	NAME OF CANDIDATE OR COMMITTEE	IDENTIFICATION NUMBER OF COMMITTEE OR TREASURER'S NAME AND PERMANENT STREET ADDRESS
	N/A	

Attach additional information on appropriately labeled continuation sheets.

## IV PERSONS OR ORGANIZATIONS, IF ANY, WITH WHICH THIS COMMITTEE IS AFFILIATED OR CONNECTED

NAME	ADDRESS	PHONE

Attach additional information on appropriately labeled continuation sheets.

DO NOT COMPLETE THE VERIFICATION PAGE 2

For information regarding this form, contact the Federal Election Commission, 1100 Pennsylvania Avenue, N.W., Washington, D.C. 20542.

V CANDIDATES AND MEASURES SUPPORTED OR OPPOSED AS A PRINCIPAL ACTIVITY OF THE COMMITTEE

[illegible]

Attach additional information on appropriately labeled continuation sheets.

VI COMMITTEE'S PRINCIPAL ACTIVITY IF NOT SUPPORTING OR OPPOSING SPECIFIC CANDIDATES OR MEASURES

Support various state and local candidates and ballot measures.

[illegible]

VII. IN THE EVENT OF TERMINATION, WHAT DISPOSITION WILL BE MADE OF SURPLUS FUNDS?

Will be determined at the time of the dissolution of this committee.

## VERIFICATION

$$E_{\text{eff}} = \frac{1}{2} \frac{d^2 \sigma}{d\Omega dE} \frac{dE}{d\Omega} \quad (1)$$





**CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (if committee)	
821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 1	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 1	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 1	-0-
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 1	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5 (SHOULD EQUAL COLUMNS A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ -0-	\$ 230,083 SCHEDULE E, LINE 1	\$ 230,083
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 1	-0-
9. TOTAL EXPENDITURES .....	\$ -0- LINES 7 + 8	\$ 230,083 LINES 7 + 8	\$ 230,083 LINES 7 + 8 (SHOULD EQUAL COLUMNS A + B)

**STATEMENT OF CHANGES IN FINANCIAL CONDITION**

10. Cash on hand at the beginning of this period .....	\$ -0-
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	440,950
13. Cash payments this period (Line 7, Column B above) .....	230,083
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	210,867
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	-0-
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 210,867
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

**SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)**

18. CONTRIBUTIONS RECEIVED:

19. EXPENDITURES MADE:

1/1 thru 6/30	7/1 to date

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Cut/Rate Office Equipment Co. 1200 So. Figueroa Street Los Angeles CA 90015	G		310
Pacific Survey Research 1680 N. Vine St., #608 Los Angeles CA 90028	S		10,000
Matthew LaVeque 2110 Toscanini Eastview CA 90732	G		1,100
Joan Groener 10624 Putney Road Los Angeles CA 90064	G		1,400
Richard Greene 11945 Darlington Avenue #8 Los Angeles Ca 90049	G		1,400
SUBTOTAL			14,210

☒ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

- |   |            |
|---|------------|
| 1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)                  | \$ 229,852 |
| 2. Payments under \$100 this period (not itemized)  | \$ 231     |
| 3. Total Accrued Expenses paid this period (Schedule F, Line 4)                                   | \$ -0-     |
| 4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page | \$ 230,083 |

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES	"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
"I" - INDEPENDENT EXPENDITURES	"F" - FUNDRAISING EVENTS
"L" - LITERATURE	"G" - GENERAL OPERATIONS AND OVERHEAD
"B" - BROADCAST ADVERTISING	"T" - TRAVEL, ACCOMMODATIONS AND MEALS
"N" - NEWSPAPER AND PERIODICAL ADVERTISING	"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES
"O" - OUTSIDE ADVERTISING	

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR DESCRIPTION OF PAYMENT	AMOUNT PAID
Lynelle Jolley 3615 Lugo Avenue San Bernardino CA 92404	G	400
Mark D'agostino 8560 W. Olympic Blvd., #218 Los Angeles CA 90035	G T	1,000 89
United Democratic Campaign Committee 1528 W. Santa Barbara Avenue Los Angeles CA 90062	L #761387	2,000
Below, Tobe & Associates 901 East 31st Street Los Angeles Ca 90011	L	175,000
California Today 473 S. Fairfax Avenue Los Angeles CA 90048	L	1,605
Aaron Bros. 330 N. La Cienega Blvd. Los Angeles CA 90048	G	237
H. G. Daniels Co. 2543 W. Sixth St. Los Angeles CA 90057	G	271
B.A.D. Campaigns 1435 S. La Cienega Blvd., Ste. 101 Los Angeles CA 90035	P	35,000
SUBTOTAL		215,642

☐ If more space is needed, check box and attach additional Schedules E.



SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
4/21/82 5/7/82 5/21/82	Citizens For Water I.D.#802229 Participation in 612 S. Flower Street, Ste. 309 Slate Mailer Los Angeles, CA 90017	50,000 25,000 25,000	
4/27/82 5/21/82	Friends of Van De Kamp I.D. #746447 Participation in P. O. Box 1030 Slate Mailer Los Angeles, CA 90053	20,000 15,000	
5/7/82 5/21/82	Volunteers to Establish Sensible Taxation Participation in 488 - 15th Avenue I.D. #810010 Slate Mailer San Francisco, CA 94188	1,000 20,000	
5/21/82	Friends of Judge Ernest M. Hiroshige Participation in 23150 Crenshaw Blvd., Ste. 200 Slate Mailer Torrance, CA 90505	1,000 10,000	
	C.E.D. Political Action Fund I.D.#770983 Participation in 409 Santa Monica Blvd., Ste. 214 Slate Mailer Santa Monica, CA 90401	1,000	
9/11/82	Committee to Elect Peter Helfer Participation in 445 - 33rd Street I.D. #811242 Slate Mailer Manhattan Beach, CA 90266	650	
	Ansley Q. Hyman, J.D. Participation in Universal City Professional Arts Bldg. Slate Mailer 3123 Cahuenga Blvd., West Los Angeles, CA 90068	1,100	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	169,750

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) )	\$ 440,950
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	440,950
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) )	-0-
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	-0-
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	440,950

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/11/82	Mel Levine For Congress 612 So. Flower St., Ste. 602 Los Angeles, CA 90017	15,000	
"	Congressman Waxman Campaign Committee 113 N. San Vicente Blvd., #205 Beverly Hills, CA 90211	15,000	
"	Berman for Congress 360 So. Kenmore Avenue, No. 306 Los Angeles, CA 90020	15,000	
5/14/82	Californians For Responsible Law Enforcement I.D. #821137	4,000	
5/21/82	311 So. Spring St., #502 Los Angeles, CA 90013	2,000	
5/14/82	Friends of Rosenthal P.O. Box 48466 I.D. #741692 Los Angeles, CA 90048	6,000	
"	Committee to Elect Judge Argento 525 Cordova Street Pasadena, CA 91101	15,000	
"	Committee to Elect George Webb 558 St. Charles Drive, #117 Thousand Oaks, CA 91360	1,500	
		1,700	
<input checked="" type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G		
	SUBTOTAL	75,200	

**SUMMARY**

- |   |    |    |
|---|----|----|
| 1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)).  | \$ |    |
| 2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized).   |    |    |
| 3. TOTAL INCREASES TO CASH (Line 1 + Line 2).   |    |    |
| 4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)).  |    |    |
| 5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized).   |    |    |
| 6. TOTAL DECREASES TO CASH (Line 4 + Line 5).   |    |    |
| 7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH<br>(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page |    | \$ |

(May be  
negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 1/1/82 TO 5/22/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (if committee)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the I.D. number on the treasurer's name and address)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/14/82	Margolin For Assembly I.D. #821685 360 So. Kenmore Ave., No. 306 Los Angeles, CA 90020	15,000	
"	The Spellman Campaign Committee 238 Roswell Avenue Long Beach, CA 90803	1,250	
"	Citizens For Collis I.D. #811399 4329 Woodman Avenue Sherman Oaks, CA 91423	20,000	
5/21/82	Friends of Wilson Riles I.D. #810332 8455 Beverly Blvd., No. 304 Los Angeles, CA 90048	10,000 10,000	
"	Goldhammer For Congress 2755 Sanborn Avenue La Crescenta, CA 91214	50	
"	Friends of Ralph Dills I.D. #741684	5,000	
5/17/82	Committee To Elect Roy M. Carstairs 3250 Wilshire Blvd., #1505 I.D. #801096 Los Angeles, CA 90010	15,000	
SUBTOTAL		76,300	

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)). . . . . \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized). . . . .
3. TOTAL INCREASES TO CASH (Line 1 + Line 2). . . . .
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)). . . . .
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized). . . . .
6. TOTAL DECREASES TO CASH (Line 4 + Line 5). . . . .
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
 (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .

Include on negative figures



SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 1/1/82 THROUGH 5/22/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/17/82	Friends of Pope I.D. #791853 3250 Wilshire Blvd., Ste. 1505 Los Angeles, CA 90010	25,000	
"	Committee to Honor Ed Edelman c/o Marvin Prager I.D. #745880 2029 Century Park East, Ste. 1320 Los Angeles, CA 90067	15,000	
"	Friends For Gray Davis I.D. #810900 9601 Wilshire Blvd. Beverly Hills, CA 90210	15,000	
"	Monterey Park Citizens for Community Progress 345-A East Garvey Monterey Park, CA 91754	5,000	
"	Committee to Retain Judge Barbara Lee Burke I.D. #821650 1156 No. Brand Blvd. Glendale, CA 91202	750	
"	Peter G. Dunn 20110 Arrow Highway Covina, CA 91724	200	
"	Springer Election Committee 6321 Colorado Street I.D. #820741 Long Beach, CA 90803	250	
<input checked="" type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G	SUBTOTAL	61,200

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a)) ..... \$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) .....
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b)) .....
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) .....
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page ..... \$

(May Be  
Negative Figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM 1/1/82	THROUGH 5/22/82
I.D. NUMBER (IF COMMITTEE) 821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILOR, ENTER THE I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>		AMOUNT OF	
			INCREASE TO CASH	DECREASE TO CASH
5/21/82	Stine For Assembly 2717 West Avenue "K" Lancaster, CA 93534	I.D. #820443 Participation in Slate Mailer	500	
"	David A. Workman 5760 Lindenhurst Avenue Los Angeles, CA 90036	Participation in Slate Mailer	2,500	
"	Friends of Judge Bill McVittie P. O. Box 1013 Chino, CA 91710	Participation in Slate Mailer	10,000	
"	Friends of Alatorre 2426 West Avenue 30 Los Angeles, CA 90065	I.D. #742125 Participation in Slate Mailer	15,000	
"	Robert L. Lafont Box 211 Avalon Santa Catalina Island, CA 90704	Participation in Salte Mailer	6,500	
"	Committee to Elect Esteven Torres to Congress 11717 The Plaza - Norwalk Square Norwalk CA 90650	Participation in Slate Mailer	15,000	
"	Friends of David Ziskrout 5530 Corbin Avenue, Suite 360 Tarzana CA 91356	Participation in Slate Mailer	4,000	
	Treas: David Ziskrout			
SUBTOTAL			(a) 53,500	(b)

☒ If more space is needed, check box at left  
and attach additional Schedules G

**SUMMARY**

- |   |    |  |
|---|----|--|
| 1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) )  | \$ |  |
| 2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)  | \$ |  |
| 3. TOTAL INCREASES TO CASH (Line 1 + Line 2)  | \$ |  |
| 4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) )  | \$ |  |
| 5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)  | \$ |  |
| 6. TOTAL DECREASES TO CASH (Line 4 + Line 5)  | \$ |  |
| 7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH<br>(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page | \$ |  |

(May be  
negative figures)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
1/1/82	5/22/82
I.D. NUMBER (if committee)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the I.D. number or the treasurer's name and address)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
5/21/82	Dymally for Congress 9117 South Main Street Los Angeles CA 90003  Participation in Slate Mailer	5,000	
SUBTOTAL		(a) 5,000	(b)

☐

If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Include all subtotals (a) ) . . . . .	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) . . . . .		
4. DECREASES TO CASH OF \$100 OR MORE (Include all subtotals (b) ) . . . . .		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .	\$	

(May be negative figure)

92040920310





Form 420  
1982

# RECIPIENT COMMITTEE CAMPAIGN STATEMENT (Government Code Sections 84200-84217)

For use by recipient committees which receive a cumulative contribution of \$100 or more from a single source.

(Type or Print in Ink)

Statement covers period from 5/23/82 through 6/30/82

A OFFICIAL USE ONLY

NAME OF COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER

821685

ADDRESS OF COMMITTEE:

NO. AND STREET

CITY

STATE

ZIP CODE

AREA CODE

PHONE NUMBER

1435 S. La Cienega Blvd., Ste. 101, Los Angeles CA 90035

213/652-7212

NAME OF TREASURER:

Harland W. Braun

PERMANENT ADDRESS OF TREASURER:

NO. AND STREET

CITY

STATE

ZIP CODE

AREA CODE

PHONE NUMBER

2049 E. Century Park East, Suite 1800, Los Angeles CA 90067

213/277-4777

DATE OF ELECTION (MO., DAY, YR.) (if applicable):

6/8/82

TOTAL PAGES

12

SPONSORING ORGANIZATION (if applicable):

ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

OFFICIAL USE ONLY	NAME OF CANDIDATE OR OFFICEHOLDER AND OFFICE OR MEASURE AND BALLOT NUMBER OR LETTER	CHECK ONE		AMOUNT OF EXPENDITURES THIS PERIOD	CUMULATIVE TO DATE
		Support	Oppose		
1					
2					
3					
4					
5					
6					
7					
8					
9					
0					
1					
2					
3					
4					
5					
6					
7					
8					
9					

Attach additional information on appropriately labeled continuation sheets.

## VERIFICATION

C

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

D

Executed on 7/31/82 at Los Angeles, CA. by Harlan W. Braun

E

A candidate or officeholder who controls a committee must also verify the campaign statement.

F

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on \_\_\_\_\_ at \_\_\_\_\_ by \_\_\_\_\_

# CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE

## FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVER PERIOD	
FROM 5/23/87	THROUGH 5/30/87
I.D. NUMBER OF COMMITTEE 821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Column A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- <small>SCHEDULE A, LINE 1</small>	\$ -0-
2. Loans .....	-0-	-0- <small>SCHEDULE B, LINE 1</small>	-0-
3. Subtotal .....	\$ -0- <small>LINE 1 + 2</small>	\$ -0- <small>LINE 1 + 2</small>	\$ -0- <small>LINE 1 + 2</small>
4. Non-monetary contributions .....	-0-	-0- <small>SCHEDULE C, LINE 1</small>	-0-
5. Pledges .....	-0-	-0- <small>SCHEDULE D, LINE 1</small>	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- <small>LINE 3 + 4 + 5</small>	\$ -0- <small>LINE 3 + 4 + 5</small>	\$ -0- <small>LINE 3 + 4 + 5 (SHOULD EQUAL COLUMN A + B)</small>
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ 230,083	\$ 492,017 <small>SCHEDULE E, LINE 1</small>	\$ 722,100
8. Accrued expenses (unpaid bills) .....	-0-	-0- <small>SCHEDULE F, LINE 1</small>	-0-
9. TOTAL EXPENDITURES .....	\$ 230,083 <small>LINE 7 + 8</small>	\$ 492,017 <small>LINE 7 + 8</small>	\$ 722,100 <small>LINE 7 + 8 (SHOULD EQUAL COLUMN A + B)</small>

### STATEMENT OF CHANGES IN FINANCIAL CONDITION

10. Cash on hand at the beginning of this period .....	\$ 210,867
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	299,350
13. Cash payments this period (Line 7, Column B above) .....	492,017
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	18,200
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 18,200
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

### SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)

18. CONTRIBUTIONS RECEIVED:  
19. EXPENDITURES MADE:

1/ 1 thru 6 /30	7/ 1 to date



# SCHEDULE E PAYMENTS AND CONTRIBUTIONS MADE

FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVER PERIOD	
FROM	THROUGH
5/23/82	6/30/82
ID NUMBER (if applicable)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
**Californians for Democratic Representation**

## CODES FOR CLASSIFYING EXPENDITURES

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (If Committee, also enter I.D. number on name and address of individual)	CODE OR DESCRIPTION OF PAYMENT	AMOUNT PAID
La Salle Paper Co. 747 N. Western Ave. Hollywood, CA 90029	L	139
Mark D'Agostino 8560 W. Olympic Blvd., #218 Los Angeles, CA 90035	G T	1,000 276
Vendor: World Oil Co. Los Angeles, CA		\$148
Frye & Smith 5304 Metro St. San Diego, CA 92110	L	22,079
XXXXXXXXXXXXXXXXXXXXX		XXXXXX
SUBTOTAL		23,494

☒ If more space is needed, check box and attach additional Schedules E.

## SUMMARY

1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)	\$ 491,704
2. Payments under \$100 this period (not itemized)	\$ 313
3. Total Accrued Expenses paid this period (Schedule F, Line 4)	\$ -0-
4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page	\$ 492,017



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 TO 6/30/82  
 ID NUMBER (IF ANY) 821685

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| C - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | S - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| I - INDEPENDENT EXPENDITURES                        | F - FUNDRAISING EVENTS                                       |
| L - LITERATURE                                      | G - GENERAL OPERATIONS AND OVERHEAD                          |
| B - BROADCAST ADVERTISING                           | T - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| N - NEWSPAPER AND PERIODICAL ADVERTISING            | P - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| O - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (Do not include name and address of treasurer)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Israel Today 10340 Reseda Blvd. Northridge, CA 91326			150
Reporter 8300 W. 11th St. Los Angeles, CA 90048	N		100
U.S. Postmaster Paramount, CA	L		24,600
Belov, Tobe & Associates, Inc. 901 E. 31st Street Los Angeles, CA 90011	L		204,500
California Today 473 S. Fairfax Ave. Los Angeles, CA 90048	L		9,600
Roger's Bindery 328 S. Mt. View Ave. San Bernardino, CA 92408	L		10,849
B'nai B'rith Messenger 2510 W. 7th Street Los Angeles, CA 90057	N		2,000
XXXXXXXXXXXXXXXXXXXXX			XXXXXX
<input checked="" type="checkbox"/> If more space is needed, check box and attach additional Schedules E.		<b>SUBTOTAL</b>	<b>251,799</b>

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 TO 6/30/82  
 I.D. NUMBER (IF COMMITTEE) 821685

NAME OF CANDIDATE OR COMMITTEE  
 Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the Information Manual on Campaign Disclosure for detailed explanations and examples of each category.

- |   |  |
|---|--|
| C - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | S - SURVEYS, SIGNATURE GATHERING                     |
| T - INDEPENDENT EXPENDITURES                        | DD - DOOR-TO-DOOR SOLICITATIONS                      |
| L - LITERATURE                                      | F - FUNDRAISING EVENTS                               |
| B - BROADCAST ADVERTISING                           | GO - GENERAL OPERATIONS AND OVERHEAD                 |
| N - NEWSPAPER AND PERIODICAL ADVERTISING            | TR - TRAVEL, ACCOMMODATIONS AND MEALS                |
| O - OUTSIDE ADVERTISING                             | PM - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES |

If none of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAID, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF VENDOR, ALSO ENTER NUMBER OF COPY AND ADDRESS OF REQUEST)	CODE	DESCRIPTION OF PAYMENT	AMOUNT PAID
Joan Croener 10620 Purney Rd. Los Angeles, CA 90064	G		2,600
Richard Greene 1945 Darlington Ave., #8 Los Angeles, CA 90049	G		000
Matthew DeVeque 2110 Toscanini Eastview, CA 90732	G		1,150
United Democratic Campaign Committee 1528 W. Santa Barbara Ave. Los Angeles, CA 90062	N		18,703
J & M Advertising 2285 Westwood Blvd. Los Angeles, CA 90064	L		1,688
Bill Andresen 834 4th Street, #211 Santa Monica, CA 90403	G		2,400
Mars Stationers 5872 W. Pico Blvd. Los Angeles, CA 90019	G		293
Astro Office Products, Inc. 841 E. Artesia Blvd. Carson, CA 90746	G		265
SUBTOTAL			29,099

☒ If more space is needed, check box and attach additional Schedules E.



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
5/23/82	6/30/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
**Californians for Democratic Representation**

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (If Committee, also enter I.D. NUMBER OF NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Pacific Telephone Van Nuys, CA 91388	G		729
B.A.D. Campaigns 1435 S. La Cienega Blvd., #101 Los Angeles, CA 90035	P		185,000
Lynelle Jolley 3615 Lugo Ave. San Bernardino, CA 92404	G		1,583
Vendor: L.A. County Registrar-Recorder Los Angeles, CA \$123	S		
<b>SUBTOTAL</b>			<b>187,312</b>

☐ If more space is needed, check box and attach additional Schedules E.



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:  
 Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASES TO CASH	DECREASES TO CASH
5/28/82	Committee to Elect George Webb 588 St. Charles Dr., #117 Thousand Oaks, CA 91360 Treas: William Csellak	500	
5/28/82	David Ziskrout 5816 Lockhurst Dr. Woodland Hills, CA 91360 Treas: David Ziskrout	3,500	
5/28/82	Robert La Font 2052 Pine Ave. Long Beach, CA 90806	6,000	
5/31/82	Committee to Retain Judge Clarence A. Stromwall 3250 Wilshire Blvd., #2207 Los Angeles, CA 90010 I.D. 821685	5,000	
5/31/82	David A. Workman 110 N. Grand Ave. County Courthouse, Div. 11 Los Angeles, CA 90012	2,500	
5/31/82	Friends of Judge Jill Jakes 15578 Otsego St. Encino, CA 91436 I.D. #811533	2,000	
5/1/82	Robbins Birthday Dinner Comm. 13701 Riverside Dr., #500 Sherman Oaks, CA 91423 I.D. #791930	15,000	
SUBTOTAL		(a) 34,500	(b)

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$ 300,350	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	300,350	
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	1,000	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	1,000	
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$299,350	

(May be negative figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

NAME OF CANDIDATE OR COMMITTEE			STATEMENT COVER PERIOD	
			FROM	THROUGH
Californians for Democratic Representation			5/23/82	6/30/82
			I.D. NUMBER (if committee)	
			821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number on the treasurer's name and address.)</small>	AMOUNT OF		
		INCREASE TO CASH	DECREASE TO CASH	
5/26/82	Reze For Assemblyman Committee P.O. Box 5274 Hacienda Heights, CA 91745	Participation in Slate Mailer	500	
5/24/82	Citizens For Water I.D. #802229	Participation in Slate Mailer	25,000	
6/2/82	612 S. Flower St., #309 Los Angeles, CA 90017		63,000	
5/26/82	Friends of Judge Bill McVittie I.D. #746615 P.O. Box 1013 Chino, CA 91710	Participation in Slate Mailer	12,500	
5/26/82	Volunteers to Establish I.D. #810010 Sensible Taxation 488 15th Ave. San Francisco, CA 94188	Participation in Slate Mailer	15,000	
5/3/82			14,000	
5/28/82	Friends of Ralph Dills I.D. #741684 P.O. Box 2064 Gardena, CA 90247	Participation in Slate Mailer	5,000	
5/28/82	The Spellman Campaign Committee 238 Roswell Ave. Long Beach, CA 90803	Participation in Slate Mailer Treas: Vicki Mortensen	1,250	
5/28/82	Friends of Richard Polanco I.D. #820013 5833 E. Beverly Blvd. Los Angeles, CA 90022	Participation in Slate Mailer	4,000	
		(a)	(b)	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL		142,250

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	\$	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	\$	
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	\$	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	\$	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)	\$	
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH	\$	
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 TO 6/30/82

NAME OF CANDIDATE OR COMMITTEE:  
 Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number or the treasurer's name and address.)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/1/82	Elder For Assembly Committee I.D. #771716 P.O. Box 7403 Long Beach, CA 90807 Participation in Slate Mailer	5,000	
6/1/82	Friends of Judge Ernest M. Hiroshige 23150 Crenshaw Blvd., #200 Torrance, CA 90805 Treas: Charles Elias Participation in Slate Mailer	7,500	
6/1/82	Committee to Retain Judge Jon M. Mayeda 601 N. Sun St., #1100 Los Angeles, CA 90017 I.D. #820633 For Judge Ernest M. Hiroshige Participation in Slate Mailer	4,000	
6/2/82	Citizens For Collins 4329 Woodman Ave Sherman Oaks, CA 91423 I.D. #811399 Participation in Slate Mailer	20,000	
6/2/82	Friends of Wilson Riles 8455 Beverly Blvd., #304 Los Angeles, CA 90048 I.D. #810332 Participation in Slate Mailer	3,500	
6/2/82	Bob Feliciano Election Comm. 9242 Muller St. Downey, CA 90241 I.D. #800152 Participation in Slate Mailer	6,000	
6/2/82	Friends of Van De Kamp P.O. Box 1030 Los Angeles, CA 90056 I.D. #746447 Participation in Slate Mailer	15,000	
SUBTOTAL		(a) 61,000	(b)



If more space is needed, check box at left  
 and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be  
 negative figures)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (if committee)

821685

DESCRIPTION OF ADJUSTMENT

AMOUNT OF

DATE

(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS, ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)

INCREASE  
TO CASH

DECREASE  
TO CASH

6/2/82	Holmdahl Re-Election Campaign Committee 731 77th Ave. Oakland, CA 94621	I.D. #780047 For No on Prop. 10, 11, 12	Participation in Slate Mailer	5,000	
6/2/82	Naftali Deutsch C & D Investment Co. 9911 W. Pico Blvd. Los Angeles, CA 90035	For No on Prop. 10, 11, 12	Participation in Slate Mailer	1,750	
6/3/82	Cerrell Associates, Inc. 320 N. Larchmont Blvd. Los Angeles, CA 90004	For Judge David Perez	Participation in Slate Mailer	5,000	
6/3/82	Friends of Zev Yaroslavsky 1640 Fifth St., #216 Santa Monica, CA 90401	For No on Prop. 10, 11, 12	Participation in Slate Mailer	5,250	
6/6/82	Californians For Responsible Law Enforcement 311 S. Spring, #502 Los Angeles, CA 90013	I.D. #821137	Participation in Slate Mailer	1,000	
6/6/82	Martinez For Congress 444 E. Garvey Ave. Monterey Park, CA 91754		Participation in Slate Mailer	13,000	
6/7/82	California Cablesystems, Inc. 16052 Beach Blvd., #112N Huntington Beach, CA	For Yes on Prop. M-City of Pico Rivera	Participation in Slate Mailer	15,000	

(a)

(b)

X

If more space is needed, check box at left  
and attach additional Schedules G

SUBTOTAL

46,000

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May Be  
Negative Figure)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

NAME OF CANDIDATE OR COMMITTEE		STATEMENT COVERS PERIOD	
		FROM	THROUGH
Californians for Democratic Representation		5/23/82	6/30/82
		I.D. NUMBER (IF COMMITTEE)	
		821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS, ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/9/82	Roger's Bindery 328 S. Mt. View Ave. San Bernardino, CA 92408  Deposit Refund	8,000	
6/17/82	Re-Election For Judge Laurence Rittenband 2826 Medill Pl. Los Angeles, CA 90064 Treas: Ben Bloom  Participation in Slate Mailer	1,000	
6/30/82	Marian M. Cella P.O. Drawer J Palm Springs, CS 92263  Participation in Slate Mailer For Yes on Prop. 1	3,500	
6/30/82	Glenborough Corp. 4 W. Fourth Ave. San Mateo, CA 94402  Participation in Slate Mailer For Yes on Prop. 10, 11, 12	2,000	
6/30/82	Lewin & Lewin A Professional Corp. 111 S. Hudson Ave., Ste. A Pasadena, CA 91101  Participation in Slate Mailer For Yes on Prop. 10, 11, 12	100	
6/30/82	Mercury Equities Co. 7251 Owensmouth Ave., #10 Canoga Park, CA 91303  Participation in Slate Mailer For Yes on Prop. 10, 11, 12	1,000	
6/30/82	Committee to Retain Yvonne Burke For Supervisor 9200 Sunset Blvd., #1000 Los Angeles, CA 90069  Participation in Slate Mailer For Yes on Prop. 10, 11, 12	1,000	
		(a)	(b)
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	16,600

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a) ) . . . . .	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized). . . . .		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2). . . . .		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b) ) . . . . .		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .		\$

(May be negative figures)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 5/23/82 THROUGH 6/30/82

NAME OF CANDIDATE OR COMMITTEE:

Californians for Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
6/30/82	Monterey Park Citizens for Community Progress 345-A East Garvey Monterey Park, CA 91754	Refund	1,000
<input type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a) SUBTOTAL	(b) 1,000

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figures)





RECIPIENT COMMITTEE  
CAMPAIGN STATEMENT  
(Government Code Sections 84200 - 84217)

For use by recipient committees which receive a cumulative contribution of \$100 or more from a single source.

(Type or Print in ink)

Statement covers period from 7/1/82 through 9/17/82

OFFICIAL USE ONLY

NAME OF COMMITTEE

Californians for Democratic Representation

ISSUE NUMBER

821685

ADDRESS OF COMMITTEE: 4

1435 S. La Cienega Blvd., Ste. 101, Los Angeles CA 90035

213/652-7212

NAME OF TREASURER:

Harland W. Braun

PERMANENT ADDRESS OF TREASURER: 59, RUE STROGOV

2049 E. Century Park East, Suite 1800, Los Angeles CA 90067

213/277-4117

DATE OF ELECTION (MO., DAY, YR.) (IF APPLICABLE)

11/2/82

TOTAL PAGES

1

SPONSORING ORGANIZATION (IF APPLICABLE)

ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

[illegible]

Attach additional information on appropriately labeled continuation sheets.

## VERIFICATION

C I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

Executed on \_\_\_\_\_ at Los Angeles, CA. by Harlan W. Braun  
(DATE) (CITY AND STATE) (SIGNATURE OF TREASURER)

5 A candidate or officeholder who controls a committee must also verify the campaign statement.

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on \_\_\_\_\_ at \_\_\_\_\_ by \_\_\_\_\_  
(DATE) (CITY AND STATE) (SIGNATURE OF CANDIDATE OR OFFICEHOLDER)

**CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
7/1/82	9/17/82
I.D. NUMBER (IF SUBMITTER)	
821685	

NAME OF CANDIDATE OR COMMITTEE

Californians for Democratic Representation

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>- CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 1	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 1	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 1	-0-
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 1	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5	\$ -0- LINES 3 + 4 + 5 (SHOULD EQUAL COLUMN A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ 722,100	\$ 1,278 SCHEDULE E, LINE 1	\$ 723,378
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 1	-0-
9. TOTAL EXPENDITURES .....	\$ 722,100 LINES 7 + 8	\$ 1,278 LINES 7 + 8	\$ 723,378 LINES 7 + 8 (SHOULD EQUAL COLUMN A + B)

**STATEMENT OF CHANGES IN FINANCIAL CONDITION**

10. Cash on hand at the beginning of this period .....	\$ 18,200
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	6,000
13. Cash payments this period (Line 7, Column B above) .....	1,278
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	22,922
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 22,922
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

**SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)**

	1/1 thru 6/30	7/1 to date
18. CONTRIBUTIONS RECEIVED:	-0-	-0-
19. EXPENDITURES MADE:	722,100	1,278



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVER PERIOD	
FROM	THROUGH
7/1/82	9/17/82
I.D. NUMBER (IF APPLICABLE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
Californians for Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES
- "I" - INDEPENDENT EXPENDITURES
- "L" - LITERATURE
- "B" - BROADCAST ADVERTISING
- "N" - NEWSPAPER AND PERIODICAL ADVERTISING
- "O" - OUTSIDE ADVERTISING

- "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
- "F" - FUNDRAISING EVENTS
- "G" - GENERAL OPERATIONS AND OVERHEAD
- "T" - TRAVEL, ACCOMMODATIONS AND MEALS
- "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (If committee, also enter I.D. NUMBER OF NAME AND ADDRESS OF VOUCHER)	CODE OR DESCRIPTION OF PAYMENT	AMOUNT PAID
Irell & Manella 1800 Avenue of the Stars, Suite 900 Los Angeles CA 90067	legal services	1,250
SUBTOTAL		1,250

☐ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)	\$ 1,250
2. Payments under \$100 this period (not itemized)	\$ 28
3. Total Accrued Expenses paid this period (Schedule F, Line 4)	\$ -0-
4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page	\$ 1,278



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

		STATEMENT COVER PERIOD	
		FROM 7/1/82	THROUGH 9/1/82
NAME OF CANDIDATE OR COMMITTEE: Californians for Democratic Representation		I.D. NUMBER (if committee) 821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number, or the treasurer's name and address.)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
7/16/82	Redin Development, Inc. 4422 Beverly Blvd. Los Angeles CA 90004      For No on Prop. 10, 11, 12	1,000	
7/26/82	Mercury Equities Co. 7251 Owensmouth Avenue, Ste. 10 Canoga Park CA 91303		1,000
8/31/82	Baywood Equities Corp. 240 Montgomery St. San Francisco CA 94104	5,000	
	Carl A. Capozzola 21515 Hawthorne Blvd. Ste. 1140 Torrance CA 90503	1,000	
SUBTOTAL		(a) 7,000	(b) 1,000

☐ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$ 7,000	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		7,000
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	1,000	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		1,000
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$ 6,000

(May be negative figure)



Form 420  
1982

RECIPIENT COMMITTEE  
CAMPAIGN STATEMENT  
(Government Code Sections 84200-84217)

For use by recipient committees which receive a cumulative  
contribution of \$100 or more from a single source.

(Type or Print in Ink)

Statement covers period from 9/18/82 through 10/16/82

A OFFICIAL USE ONLY

NAME OF COMMITTEE:  
Californians for Democratic Representation

I.D. NUMBER  
821685

ADDRESS OF COMMITTEE: NO. AND STREET CITY STATE ZIP CODE AREA CODE PHONE NUMBER  
1435 S. La Cienega Blvd., Ste. 101, Los Angeles, CA 90035 213 652-7212

NAME OF TREASURER:  
Harland W. Braun

PERMANENT ADDRESS OF TREASURER: NO. AND STREET CITY STATE ZIP CODE AREA CODE PHONE NUMBER  
2049 E. Century Park East, Suite 1800, Los Angeles, CA 90067 213 277-4777

DATE OF ELECTION (MO., DAY, YR.) (if applicable): November 2, 1982 TOTAL PAGES 6 SPONSORING ORGANIZATION (if applicable):

ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

OFFICIAL USE ONLY	NAME OF CANDIDATE OR OFFICEHOLDER AND OFFICE OR MEASURE AND BALLOT NUMBER OR LETTER	CHECK ONE		AMOUNT OF EXPENDITURES THIS PERIOD	CUMULATIVE TO DATE
		Support	Oppose		
9					
2					
0					
4					
0					
9					
2					
0					
3					
2					
7					

Attach additional information on appropriately labeled continuation sheets.

VERIFICATION

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

Executed on 10/21/82 at Los Angeles, CA by [Signature]

A candidate or officeholder who controls a committee must also verify the campaign statement.

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on 10/27/82 at \_\_\_\_\_ by \_\_\_\_\_



# CAMPAIGN DISCLOSURE STATEMENT SUMMARY PAGE

FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 9/18/82 THROUGH 10/16/82

NAME OF CANDIDATE OR COMMITTEE  
Californians For Democratic Representation

I.D. NUMBER (if committee)  
821685

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ -0-	\$ -0- SCHEDULE A, LINE 1	\$ -0-
2. Loans .....	-0-	-0- SCHEDULE B, LINE 1	-0-
3. Subtotal .....	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2	\$ -0- LINES 1 + 2
4. Non-monetary contributions .....	-0-	-0- SCHEDULE C, LINE 1	0
5. Pledges .....	-0-	-0- SCHEDULE D, LINE 1	-0-
6. TOTAL CONTRIBUTIONS .....	\$ -0- LINES 1 + 2 + 4 + 5	\$ -0- LINES 1 + 2 + 4 + 5	\$ -0- LINES 1 + 2 + 4 + 5 (SHOULD EQUAL COLUMNS A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ 723,378	\$ 120,430 SCHEDULE E, LINE 1	\$ 843,808
8. Accrued expenses (unpaid bills) .....	-0-	-0- SCHEDULE F, LINE 1	-0-
9. TOTAL EXPENDITURES .....	\$ 723,378 LINES 7 + 8	\$ 120,430 LINES 7 + 8	\$ 843,808 LINES 7 + 8 (SHOULD EQUAL COLUMNS A + B)

## STATEMENT OF CHANGES IN FINANCIAL CONDITION

10. Cash on hand at the beginning of this period .....	\$ 22,922
11. Cash receipts this period (Line 3, Column B above) .....	-0-
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	239,972
13. Cash payments this period (Line 7, Column B above) .....	120,430
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	142,464
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	-0-
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 142,464
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

## SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)

	1/1 thru 6/30	7/1 to date
18. CONTRIBUTIONS RECEIVED:		
19. EXPENDITURES MADE		



**SCHEDULE A**  
**MONETARY CONTRIBUTIONS RECEIVED**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

				STATEMENT COVERS PERIOD	
				FROM	THROUGH
NAME OF CANDIDATE OR COMMITTEE: <b>Californians For Democratic Representation</b>				9/18/82	10/16/82
				I.D. NUMBER (IF COMMITTEE) <b>821685</b>	
DATE REC'D	FULL NAME AND ADDRESS OF CONTRIBUTOR <small>(IF COMMITTEE, ALSO ENTER I.D. NUMBER OR TREASURER'S NAME AND ADDRESS)</small>	OCCUPATION	EMPLOYER <small>(IF SELF-EMPLOYED, ENTER NAME OF BUSINESS)</small>	AMOUNT	
				RECEIVED	CUMULATIVE TO DATE
SUBTOTAL					

☐ If more space is needed, check box at left  
and attach additional Schedules A.

**SUMMARY**

1. AMOUNT RECEIVED, \$100 OR MORE (Include all Schedule A subtotals) .....	\$ -0-	
2. AMOUNT RECEIVED LESS THAN \$100 (Not itemized) .....	-0-	
3. TOTAL MONETARY CONTRIBUTIONS THIS PERIOD (Line 1 + Line 2) Enter here and on Line 1 Column B of Summary Page .....	\$ -0-	

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
9/18/82	10/16/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:  
Californians For Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO GIVE I.D. NUMBER OR NAME AND ADDRESS OF COMMITTEE)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Berman & D'Agostino Campaigns 1435 S. La Cienega Blvd., #101 Los Angeles, CA 90035	P		30,000
Michael Berman 1435 S. La Cienega Blvd., #101 Los Angeles, CA 90035	T		262
Vendor: Virgilio's Los Angeles, CA \$262			
Below Tobe & Associates 901 E. 31st Street Los Angeles, CA 90031	L		90,000
Romar P.O. 2623 Alamada, CA 94501			168
<b>SUBTOTAL</b>			<b>120,430</b>

☐ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)	\$ 120,430
2. Payments under \$100 this period (not itemized)	\$ -0-
3. Total Accrued Expenses paid this period (Schedule F, Line 4)	\$ -0-
4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page	\$ 120,430



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

(Amounts May Be Rounded To Whole Dollars)

NAME OF CANDIDATE OR COMMITTEE:		STATEMENT COVERED PERIOD FROM TO		I.D. NUMBER (if committee)	
DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number or the treasurer's name and address.)</small>	AMOUNT OF			
		INCREASE TO CASH	DECREASE TO CASH		
9/29/82	Below Tobe & Associates, Inc      Refund Overpayment 901 E. 31st Street      Los Angeles, CA 90011	8,063			
10/12/82	Citizens For A Responsible Judiciary      Participation in	20,000			
10/15/82	508 16th Street      I.D. 822242      Slate Mailer	10,000			
10/15/82	Oakland, CA 94612	15,000			
	Friends For Gray Davis      I.D. 810900      Participation in	15,000			
	9601 Wilshire Blvd.      Slate Mailer				
	Beverly Hills, CA 90210				
	Berman For Congress      Participation in	15,000			
	360 S. Kennedys Avenue, #306      Slate Mailer				
	Los Angeles, CA 90020				
	Brown For U.S. Senate      Participation in	30,000			
	1125 W. Sixth St.      Slate Mailer				
	Los Angeles, CA 90017				
	Mel Levine For Congress      Participation in	15,000			
	612 S. Flower St., Ste. 602      Slate Mailer				
	Los Angeles, CA 90017				
	Californians For Sensible Laws      Participation in	25,000			
	18071 Fitch      For Proposition 11      Slate Mailer				
	Irvine, CA 92714				
SUBTOTAL		153,063			

☐ If more space is needed, check box at left and attach additional Schedules G

(a) (b)

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a) 1)	\$ 239,972	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		239,972
4. DECREASES TO CASH OF \$100 OR MORE (Column (b) 1)	-0-	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	-0-	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		-0-
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$ 239,972

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERED PERIOD  
 FROM 9/18/82 THROUGH 10/16/82

NAME OF CANDIDATE OR COMMITTEE:  
 Californians For Democratic Representation

I.O. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT (IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILED, ENTER THE COMMITTEE'S NAME AND ADDRESS, ALSO ENTER THE COMMITTEE'S I.O. NUMBER OR THE TREASURER'S NAME AND ADDRESS)	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/14/82	Friends of Rosenthal I.D. 741692 Participation in P. O. Box 48466, Los Angeles, CA 90048 Slate Mailer	15,000	
10/14/82	Committee to Elect David C. Lee I.D. 820800 Participation in 6633 Thornhill Drive, Oakland, CA 94611 Slate Mailer	10,000	
10/14/82	Elder for Assembly Committee I.D. 771716 Participation in P. O. Box 7403, Long Beach, CA 90807 Slate Mailer	10,000	
10/15/82	U.S. Postmaster Bulk Rate Refund Paramount, CA	2,909	
10/15/82	California Water Protection Council Participation in 2217 Market St. For Yes on Prop. 13 San Francisco, CA 94114 Slate Mailer	5,000	
10/15/82	Committee For Order & Justice I.D. 82204 Participation in 1014 9th St., Sacramento, CA 95814 Slate Mailer	7,500	
10/15/82	Congressman Waxman Campaign Committee Participation in 113 N. San Vicente Blvd., #205 Beverly Hills, CA 90210 Slate Mailer	15,000	
<input type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a) <b>SUBTOTAL</b>	(b) 65,409

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a) 1)	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b) 1)		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figures)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT PERIOD  
 9/15/82 10/15/82  
 I.D. NUMBER OF CANDIDATE  
 821685

NAME OF CANDIDATE OR COMMITTEE

Californians For Democratic Representation

DESCRIPTION OF ADJUSTMENT

DATE

(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number on the filer's name and address)

AMOUNT BY

INCREASE

TO CASH

TO CASH

10/15/82

Cooper Re-election Committee  
 13th & Franklin St., Ste 800 I.D. 821865  
 Oakland, CA 94612

Participation in  
 State Mailer

3,500

10/15/82

S.O.F.T.  
 Small Owners For Fair Treatment  
 238 E. 14th Street For No-on EE  
 Oakland, CA 94606

Participation in  
 State Mailer

13,000

10/16/82

Mary Harris  
 95 Kimberlin Heights Blvd  
 Oakland, CA 94619

Participation in  
 State Mailer

5,000

(a)

(b)

SUBTOTAL

21,500



If more space is needed, check box at left  
 and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a) 1) .....
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) .....
4. DECREASES TO CASH OF \$100 OR MORE (Column (b) 1) .....
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) .....
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) .....
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH  
 (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page .....

\$

(May be negative)





**RECIPIENT COMMITTEE  
CAMPAIGN STATEMENT**  
(Government Code Sections 84200-84217)

For use by recipient committees which receive a cumulative contribution of \$100 or more from a single source.

(Type or Print in ink)

Statement covers period from 10/17/82 through 12/31/82

OFFICIAL USE ONLY

ID NUMBER

821685

NAME OF COMMITTEE:

Californians for Democratic Representation

ADDRESS OF COMMITTEE.

NO. AND STREET

CITY

4545

● 2010 年 10 月 1 日起实施

484-50

● 2008 年 12 月 1 日

1435 S. La Cienega Blvd., Ste. 101, Los Angeles, CA 90035

213/652-7212

NAME OF TREASURER:

Harland W. Braun

PERMANENT ADDRESS OF TREASURER:

NO. AND STREET

0.0000

1999

0-9 10-19 20-29 30-39 40-49 50-59 60-69 70-79 80-89 90-99

大德隆 2000

Source: *U.S. Census Bureau, Bureau of Economic Analysis, National Income and Product Accounts*.

2049 E. Century Park East, Suite 1800, Los Angeles, CA 90067

213/277-4777

DATE OF ELECTION (MO., DAY, YR.) [IF APPLICABLE]:

TOTAL PAGES

SPONSORING ORGANIZATION (IF APPLICABLE)

November 2, 1982

17

ALLOCATION OF CONTRIBUTIONS AND EXPENDITURES MADE TO OR ON BEHALF OF CANDIDATES, OFFICEHOLDERS AND MEASURES (Allocate expenditures from Schedules E & F made to or on behalf of a candidate, officeholder or measure. Amounts may be rounded off to whole dollars.)

[illegible]

Attach additional information on appropriately labeled continuation sheets.

## VERIFICATION

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and that I have used all reasonable diligence in their preparation.

Executed on 1/31/83 at Los Angeles, CA by Harland W. Braun  
(DATE) (CITY AND STATE) (SIGNATURE OF TREASURER)

**A candidate or officeholder who controls a committee must also verify the campaign statement.**

I declare under penalty of perjury that to the best of my knowledge this statement and its schedules are true, correct and complete and the treasurer of this committee has used all reasonable diligence in the preparation of this statement and its schedules.

Executed on \_\_\_\_\_ at \_\_\_\_\_ by \_\_\_\_\_  
(DATE) (CITY AND STATE) (SIGNATURE OF CANDIDATE OR OFFICIALS, ETC.)



# CAMPAIN DISCLOSURE STATEMENT SUMMARY PAGE

FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE

Californians For Democratic Representation

I.D. NUMBER (if committee)  
821685

	COLUMN A Cumulative total from previous period*	COLUMN B Total this period from attached schedules	COLUMN C Cumulative to date (Columns A + B)
<b>CONTRIBUTIONS RECEIVED</b>			
1. Monetary contributions .....	\$ - 0 -	\$ - 0 - SCHEDULE A, LINE 3	\$ - 0 -
2. Loans .....	- 0 -	- 0 - SCHEDULE B, LINE 4	- 0 -
3. Subtotal .....	\$ - 0 - LINES 1 + 2	\$ - 0 - LINES 1 + 2	\$ - 0 - LINES 1 + 2
4. Non-monetary contributions .....	- 0 -	- 0 - SCHEDULE C, LINE 3	- 0 -
5. Pledges .....	- 0 -	- 0 - SCHEDULE D, LINE 7	- 0 -
6. TOTAL CONTRIBUTIONS .....	\$ - 0 - LINES 3 + 4 + 5	\$ - 0 - LINES 3 + 4 + 5	\$ - 0 - LINES 3 + 4 + 5 (SHOULD EQUAL COLUMNS A + B)
<b>EXPENDITURES MADE</b>			
7. Payments .....	\$ 843,808	\$ 805,810 SCHEDULE E, LINE 4	\$ 1,649,618
8. Accrued expenses (unpaid bills)* .....	- 0 -	- 0 - SCHEDULE F, LINE 5	- 0 -
9. TOTAL EXPENDITURES .....	\$ 843,808 LINES 7 + 8	\$ 805,810 LINES 7 + 8	\$ 1,649,618 LINES 7 + 8 (SHOULD EQUAL COLUMNS A + B)

## STATEMENT OF CHANGES IN FINANCIAL CONDITION

10. Cash on hand at the beginning of this period. ....	\$ 142,464
11. Cash receipts this period (Line 3, Column B above) .....	- 0 -
12. Miscellaneous adjustments to cash (Schedule G, Line 7) .....	708,816
13. Cash payments this period (Line 7, Column B above) .....	805,210
14. Cash on hand at closing date (Lines 10+11+12-13 above) .....	45,470
15. Outstanding debts (Line 2 + Line 8 of Column C above) .....	- 0 -
16. Ending surplus (if Line 14 is greater than Line 15, subtract Line 15 from Line 14) .....	\$ 45,470
17. Ending deficit (if Line 15 is greater than Line 14, subtract Line 14 from Line 15) .....	\$ ( )

\*If this is the first report filed for the calendar year, Column A should be blank except for unpaid loans, bills and pledges.

## SUMMARY OF JUNE AND NOVEMBER ELECTIONS (See Instructions on Reverse)

	1/1 thru 6/30	7/1 to date
18. CONTRIBUTIONS RECEIVED:		
19. EXPENDITURES MADE:		

92040920335

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**

**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
10/17/82	12/31/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of this schedule and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |   |  |
|---|--|
| "C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES | "S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS |
| "I" - INDEPENDENT EXPENDITURES                        | "F" - FUNDRAISING EVENTS                                       |
| "L" - LITERATURE                                      | "G" - GENERAL OPERATIONS AND OVERHEAD                          |
| "B" - BROADCAST ADVERTISING                           | "T" - TRAVEL, ACCOMMODATIONS AND MEALS                         |
| "N" - NEWSPAPER AND PERIODICAL ADVERTISING            | "P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES          |
| "O" - OUTSIDE ADVERTISING                             |  |

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Below, Tobe & Associates 901 E. 31st Street Los Angeles, CA 90031	L		200,000
Mark D'Agostino 5216 Mississippi Bar Drive Orangevale, CA 95662	G		1,169
U.S. Postmaster Paramount, CA	L		275,740
J & M Advertising 2285 Westwood Blvd. Los Angeles, CA 90064	L		2,152
Joan Groener 10624 Putney Rd. Los Angeles, CA 90064	G		3,100
SUBTOTAL			482,161

☒ If more space is needed, check box and attach additional Schedules E.

**SUMMARY**

- |   |            |
|---|------------|
| 1. Payments of \$100 or more made this period (Include all Schedule E Subtotals)                  | \$ 805,184 |
| 2. Payments under \$100 this period (not itemized)  | \$ 626     |
| 3. Total Accrued Expenses paid this period (Schedule F, Line 4)                                   | \$ - 0 -   |
| 4. Total Payments this period (Line 1 + 2 + 3) Enter here and on Line 7, Column B of Summary Page | \$ 805,810 |

92040920336

**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
10/17/82	12/31/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES	"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS
"I" - INDEPENDENT EXPENDITURES	"F" - FUNDRAISING EVENTS
"L" - LITERATURE	"G" - GENERAL OPERATIONS AND OVERHEAD
"B" - BROADCAST ADVERTISING	"T" - TRAVEL, ACCOMMODATIONS AND MEALS
"N" - NEWSPAPER AND PERIODICAL ADVERTISING	"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES
"O" - OUTSIDE ADVERTISING	

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
Lynelle Jolley 3615 Lugo Avenue San Bernardiho, CA 92404	G		7,500
Rick Shumacher 5945 Overlake Avenue San Diego, CA 92120	G		4,000
Pacific Telephone Van Nuys, CA 91388	G		1,842
SPCommunications P.O. Box 974 Burlingame, CA 94010	G		1,636
Mars Stationers 5872 W. Pico Blvd. Los Angeles, CA 90019	G		262
United Democratic Campaign Comm. 1528 W. Santa Barbara Avenue Los Angeles, CA 90062	N		5,000
Dick Bosio 930 - 15th Street Modesto, CA 95354	G		135
Chuck Levin P.O. Box 84587 Los Angeles, CA 90073	G		2,500
SUBTOTAL			22,875

☒ If more space is needed, check box and attach additional Schedules E.

92040920337



**SCHEDULE E**  
**PAYMENTS AND CONTRIBUTIONS MADE**  
**(CONTINUATION SHEET)**  
**FORM 420, 430 OR 490)**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
10/17/82	12/31/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

**CODES FOR CLASSIFYING EXPENDITURES**

If one of the following codes is used to describe the expenditure, no written description is needed. (Note exceptions on the back of this schedule for codes "C", "I" and "T".) Refer to the back of Schedule E and the *Information Manual on Campaign Disclosure* for detailed explanations and examples of each category.

- |  |   |
|--|---|
| <p>"C" - CONTRIBUTIONS TO OTHER CANDIDATES OR COMMITTEES</p> <p>"I" - INDEPENDENT EXPENDITURES</p> <p>"L" - LITERATURE</p> <p>"B" - BROADCAST ADVERTISING</p> <p>"N" - NEWSPAPER AND PERIODICAL ADVERTISING</p> <p>"O" - OUTSIDE ADVERTISING</p> | <p>"S" - SURVEYS, SIGNATURE GATHERING, DOOR-TO-DOOR SOLICITATIONS</p> <p>"F" - FUNDRAISING EVENTS</p> <p>"G" - GENERAL OPERATIONS AND OVERHEAD</p> <p>"T" - TRAVEL, ACCOMMODATIONS AND MEALS</p> <p>"P" - PROFESSIONAL MANAGEMENT AND CONSULTING SERVICES</p> |
|--|---|

If one of the above codes does not accurately or fully describe the expenditure, leave the "Code" column blank and provide a written description in the "Description of Payment" column.

NAME AND ADDRESS OF PAYEE, CREDITOR OR RECIPIENT OF CONTRIBUTION (IF COMMITTEE, ALSO ENTER I.D. NUMBER OR NAME AND ADDRESS OF TREASURER)	CODE OR	DESCRIPTION OF PAYMENT	AMOUNT PAID
B.A.D. Campaigns, Inc. 1435 S. La Cienega Blvd., #101 Los Angeles, CA 90035	P		300,000
Arrowhead Water File #8176 Los Angeles, CA 90074	G		148
<b>SUBTOTAL</b>			300,148

☐ If more space is needed, check box and attach additional Schedules E.

92040920338

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:				I.D. NUMBER (IF COMMITTEE)	
Californians For Democratic Representation				821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF			
		INCREASE TO CASH	DECREASE TO CASH		
10/28/82	Gary Hart For State Senate I.D.#742255 Refund Overpayment		3,000		
10/20/82	1522-A State Street Participation in	10,000			
10/28/82	Santa Barbara, CA 93101 Slate Mailer	10,000			
10/19/82	Yes on 1 Committee I.D.#822298 Participation in	2,500			
10/25/82	1225 - 8th St., Ste. 550 Sacramento, CA 95814 Slate Mailer	2,500			
10/19/82	Keep Tahoe Blue P.A.C. Participation in	2,500			
11/1/82	P.O. Box 10110 So. Lake Tahoe, CA 95731 For: Prop 4	1,000			
10/19/82	Citizens For Collis Participation in	40,000			
10/22/82	4329 Woodman Avenue Slate Mailer	25,000			
10/25/82	Sherman Oaks, CA 91423	60,000			
10/19/82	Paul Servedle For Congress Participation in	250			
	10350 Kimbark Avenue Whittier, CA 90601				
10/19/82	Friends of Ralph Dills I.D.#741684 Participation in	15,000			
	P.O. Box 2064 Slate Mailer				
	Gardena, CA 90247				
10/19/82	Floyd Campaign Comm. Participation in	5,000			
10/26/82	P.O. Box 2423 Slate Mailer	2,500			
	Gardena, CA 90247				
<b>SUBTOTAL</b>		(a) 176,250	(b) 3,000		

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$ 711,816	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	- 0 -	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		711,816
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	3,000	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	- 0 -	
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		3,000
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$708,816 (May be negative figure)

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE		I.D. NUMBER (IF COMMITTEE)	
Californians For Democratic Representation		821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF INCREASE TO CASH	DECREASE TO CASH
10/19/82	Taxpayers Against Prop. A . . . . . Participation in	6,000	
10/26/82	2404 Wilshire Blvd., #502 . . . . . Slate Mailer	6,000	
	Los Angeles, CA 90057		
10/20/82	Comm. To Re-Elect Supervisor Hongisto . . . . . Participation in	2,000	
	162 Mangels Avenue . . . . . I.D.#810980		
	San Francisco, CA 94131		
"	Comm. To Elect Peter Helfer . . . . . I.D.#811242	850	
	473 - 36th Street . . . . . Participation in		
	Manhattan Beach, CA 90266		
"	The Friends of Bill Cirone . . . . . Participation in	2,000	
	1751 Overlook Lane . . . . . Slate Mailer		
	Santa Barbara, CA 93103		
"	Pryor For BART . . . . . Participation in	1,700	
	7227 East 14th Street . . . . . Slate Mailer		
	Oakland, CA 94621		
"	Cooper Re-Election Committee . . . . . Participation in	3,500	
	13th & Franklin Streets . . . . . Slate Mailer		
	Oakland, CA 94612		
10/20/82	Citizens For A Responsible Judiciary . . . . . Participation in	15,000	
10/26/82	508 - 16th Street . . . . . I.D.#822242	5,000	
11/9/82	Oakland, CA 94612 . . . . . For:	2,500	
	Renoso, Broussard, Kaus & Richardson		
SUBTOTAL		(a) 44,550	(b)

☒ If more space is needed, check box at left and attach additional Schedules G

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Column (a)) . . . . .	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2) . . . . .		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b)) . . . . .		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized) . . . . .		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5) . . . . .		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH . . . . .		
(Line 3 minus Line 6) Enter here and on Line 12 of Summary Page . . . . .		\$

(May be negative fig.)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM THROUGH

10/17/82 12/31/82

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/19/82	Booker Jackson Campaign 1508 Albany Terrace Albany, CA 94706	Participation in Slate Mailer	2,000
"	Shirley Dean For Mayor 927 Mendocino For: Shirley Dean, Barbara Lashley, Terry Margerum, Berkeley, CA 94707 Al Silbowitz & Wells Twombly	Participation in Slate Mailer	2,000
"	San Francisco Police Officers Assn. 510 - 7th Street I.D.#771229 San Francisco, CA 94103 For: Yes on I & J	Participation in Slate Mailer	2,000
"	Friends of Alan S. Wong For Community College Board I.D.#811793 838 Grant Ave., Ste. 405 San Francisco, CA 94108	Participation in Slate Mailer	500
"	Friends of Bill Maher I.D.#760348 220 Diamond Street San Francisco, CA 94114	Participation in Slate Mailer	2,000
10/19/82	Dymally For Congress Committee 1245 - 4th St., S.W., E307 Washington, D.C. 20024	Participation in Slate Mailer	5,000
11/5/82			5,000
10/19/82	Stanley Berg 8304 Raintree Circle Culver City, CA 90230	Participation in Slate Mailer	12,000
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	(a) 30,500
			(b)

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

92040920341

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/20/82	Comm. To Elect Audrey Le Pell 22725 Lorand Way Hayward, CA 94541	250	
10/20/82	Doug Morrisson Theatrical Productions Talent Agency 22737 Foothill Blvd., Ste. 6 For: Hayward, CA 94541 Doug Morrisson	250	
10/20/82	Brown For Senate	20,000	
10/26/82	1125 W. Sixth Street	20,000	
10/29/82	Los Angeles, CA 90017	26,000	
10/20/82	Friends of Ziskrout For Judge	7,500	
10/28/82	12650 Riverside Dr., Ste. 203 North Hollywood, CA 91607	10,000	
10/20/82	Phillip Burton For Congress 1220 Russ Building San Francisco, CA 94104	15,000	
10/22/82	Springer Election Committee 6321 Colorado Street Long Beach, CA 90803	500	
10/25/82	Californians Against Street Crime and Concealed Weapons	15,000	
11/1/82	3315 Motor Avenue For: Culver City, CA 90034 Yes on 15	15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	129,500

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
10/17/82	12/31/82

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS, ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/25/82	The Cabinet - Fed. Acct. 3250 Wilshire Blvd., Ste. 1505 For: Participation in Los Angeles, CA 90010 Roy Archer Slate Mailer	500	
"	Martinez For Congress 444 E. Garvey Avenue Participation in Monterey Park, CA 91754 Slate Mailer	15,000	
"	The Cabinet - State Acct. 3250 Wilshire Blvd., Ste. 1505 For: Participation in Los Angeles, CA 90010 Frank Barbaro Slate Mailer	1,500	
"	San Francisco For Responsible Energy Policies Participation in 973 Market St., No. 201 Slate Mailer San Francisco, CA 94103 For: No on K	15,000	
"	Comm. To Elect Michael Messina 1104 S. Second Street * Participation in Alhambra, CA 91801 For: Pete Le Tourneau, Slate Mailer W. Sherman Hall, Jr., Michael J. Messina	1,000	
10/25/82	Yes on 13 - Calif. Water Protection Council Participation in 2217 Market Street Slate Mailer San Francisco, CA 94114 For: Yes on 13	5,000 2,500 1,000	
10/25/82	Anna Eshoo For Supervisor I.D.#820763 Participation in 2121 E. El Camino Real, Bldg. A Slate Mailer San Mateo, CA 94403	3,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		(a) <b>SUBTOTAL</b>	(b) 44,500

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

92040920343



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:			I.D. NUMBER (IF COMMITTEE)	
Californians For Democratic Representation			821685	
DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF		
		INCREASE TO CASH	DECREASE TO CASH	
10/25/82	San Francisco For Professional Law Enforcement 646 Cabrillo Street San Francisco, CA 94118 <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>For:</span> <span>Yes on A</span> </div>	Participation in Slate Mailer	500	
"	Citizens For Kroger 18420 Watters Drive Castro Valley, CA 94546	Participation in Slate Mailer	5,000	
"	Diane Watson For Senate 2975 Wilshire, Ste. 1 Los Angeles, CA 90010	Participation in Slate Mailer	12,000	
"	Friends of Lou Papan P.O. Box 892 Daly City, CA 94017 <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>I.D.#746371</span> </div>	Participation in Slate Mailer	7,500	
"	Friends of Tom Hayden 2506 Santa Monica Blvd. Santa Monica, CA 90404 <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>I.D.#810577</span> </div>	Participation in Slate Mailer	15,000	
"	Friends of San Francisco 162 Mangels San Francisco, CA 94131 <div style="display: flex; justify-content: space-between; margin-top: 5px;"> <span>I.D.#822496</span> <span>For: Yes on Prop. G</span> </div>	Participation in Slate Mailer	500	
10/26/82	Comm. To Elect David C. Lee 6633 Thornhill Drive Oakland, CA 94611	Participation in Slate Mailer	10,000	
SUBTOTAL			(a) 50,500	(b)

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May use negative figures)

**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/26/82	Lockyer For Senate 1213 'A' Street Hayward, CA 94541 I.D.#741735	15,000	
10/26/82	Romar Consultants	750	
11/1/82	P.O. Box 2623 Alameda, CA 94501 For: Don Holtgrieve	750	
10/26/82	Comm. To Elect Mary Warren-East Bay, MUD 81 Kimberlin Heights Oakland, CA 94619	10,000	
10/26/82	David A. Workman	2,500	
11/5/82	5760 Lindenhurst Avenue Los Angeles, CA 90036	2,500	
10/26/82	Alan Robbins Campaign Comm.	7,500	
10/29/82	9852 Monogram Avenue Sepulveda, CA 91343	7,500	
10/26/82	Comm. To Elect Esteban E. Torres	5,000	
11/1/82	To Congress	5,000	
11/17/82	11719 The Plaza, Norwalk Square Norwalk, CA 90650	3,000	
10/26/82	Carole Migden For College Board 561 - 28th Street San Francisco, CA 94131	500	
SUBTOTAL		(a) 60,000	(b)

☒ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
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5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD	
FROM	THROUGH
10/17/82	12/31/82
I.D. NUMBER (IF COMMITTEE)	
821685	

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/26/82	Mary O'Shea & Associates 315 Ivy Street San Francisco, CA 94102 For: Doris Ward	2,000	
"	Pete Stark Re-Election Committee P.O. Box 5303 Oakland, CA 94605	10,000	
10/26/82	Californians For McCarthy I.D.#790357 1800 Avenue of the Stars, Ste. 500 Los Angeles, CA 90067	5,000	
11/9/82		2,500	
10/26/82	GLASWMA P.A.C. I.D.#811517 1830 W. 8th St., #101 Los Angeles, CA 90057 For: Lucio Cruz	1,000	
"	Congressman Patterson Election Committee 902 North Main Street Santa Ana, CA 92701	5,000	
"	Verlyn N. Jensen 902 N. Main Street Santa Ana, CA 92701 For: Roy Archer	500	
"	Robert L. Lafont Box 211 Avalon Santa Catalina Island, CA 90704	15,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G		SUBTOTAL	
		(a)	(b)
		41,000	

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

92040920346



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:

Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
10/26/82	Cannon For Council 5972 Trinette Avenue Garden Grove, CA 92645 Participation in Slate Mailer	500	
"	Friends of Assemblyman Richard Robinson P.O. Box 702 Santa Ana, CA 92702 I.D.#745371 Participation in Slate Mailer	5,000	
"	Comm. To Elect Jack W. Smith 318 S. 'B' Street San Mateo, CA 94402 I.D.#820767 Participation in Slate Mailer	5,000	
10/28/82	Friends of Gwen Moore 4600 Don Quixote Drive Los Angeles, CA 90008 I.D.#745525 Participation in Slate Mailer	5,000	
"	Friends of Van De Kamp P.O. Box 1030 Los Angeles, CA 90053 Participation in Slate Mailer	10,000	
"	Ochoa, Barbosa & Glennon 617 S. Olive St., Ste. 810 Los Angeles, CA 90014 For: Lucio Cruz Participation in Slate Mailer	200	
"	Councilman Lucio Cruz No. 1 Los Olivos Drive Azusa, CA 91702 Participation in Slate Mailer	300	
<input checked="" type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G		
	SUBTOTAL	(a) 26,000	(b)

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figures)

SCHEDULE G  
MISCELLANEOUS ADJUSTMENTS TO CASH POSITION  
FORM 420, 430 OR 490

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE

I.D. NUMBER (if committee)

Californians For Democratic Representation

821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(If the adjustment involves a committee, other than the filer, enter the committee's name and address. Also enter the committee's I.D. number or the treasurer's name and address)</small>		AMOUNT OF	
			INCREASE TO CASH	DECREASE TO CASH
10/28/82	Ben Tom For Supervisor Committee 870 Market St., Ste. 901 San Francisco, CA 94102	Participation in Slate Mailer	2,000	
"	National UPW Political Action Comm. La Paz Keene, CA 93531	Participation in Slate Mailer For: Renoso, Broussard, Kaus & Richardson	10,000	
"	Yes on W 612 S. Flower St., Ste. 309 Los Angeles, CA 90017	I.D.#822608 Participation in Slate Mailer	1,000	
10/29/82	The Comm. For Order & Justice 1014 Ninth Street Sacramento, CA 95814	Participation in Slate Mailer For: Renoso, Broussard, Kaus & Richardson	2,500 5,000	
11/1/82	Friends of Zev Yaroslavsky 1640 Fifth St., No. 216 Santa Monica, CA 90401	Participation in Slate Mailer For: No on Prop 13	1,000	
11/1/82	Californians For Sensible Laws One Maritime Plaza, Ste. 2500 San Francisco, CA 94111	I.D.#821502 Participation in Slate Mailer For: Yes on Prop 11	25,000	
"	Calderon Campaign Committee 901 W. Whittier Blvd. Montebello, CA 90640	Participation in Slate Mailer	2,000	
<input checked="" type="checkbox"/> If more space is needed, check box at left and attach additional Schedules G			(a) SUBTOTAL 48,500	(b)

SUMMARY

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page		\$

(May be negative figure)

92040920348



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THRU 12/31/82

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Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)

821685

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		INCREASE TO CASH	DECREASE TO CASH
11/3/82	Citizens For Cory P.O. Box 2388 Sacramento, CA 95811 I.D.#760946	Participation in Slate Mailer 15,000	
11/9/82 12/31/82	Margolin Campaign Committee 300 S. KENNEDY AVE., #205 Los Angeles, CA 90020 I.D.#820670	Participation in Slate Mailer 8,000 2,000	
11/9/82	U.S. Postal Service Paramount, CA	Refund Balance in Bulk Mail Account 13,085	
11/16/82	Richard Katz For Assembly 605 Lashburn Street San Fernando, CA 91340 I.D.#800101	Participation in Slate Mailer 3,500	
11/16/82	U.S. Postal Service San Francisco, CA	Refund Balance in Bulk Mail Account 1,681	
11/23/82	The Spellman Campaign Comm. 23B Roswell Avenue Long Beach, CA 90803	Participation in Slate Mailer 1,500	
12/22/82	Western Refuse Hauling, Inc. P.O. Box 214 Gardena, CA 90247 For: Edward Vincent	Participation in Slate Mailer 5,000	
<input checked="" type="checkbox"/>	If more space is needed, check box at left and attach additional Schedules G		
	SUBTOTAL	(a) 49,766	(b)

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)	
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)	
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))	
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)	
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(May be negative figure)



**SCHEDULE G**  
**MISCELLANEOUS ADJUSTMENTS TO CASH POSITION**  
**FORM 420, 430 OR 490**

(Amounts May Be Rounded To Whole Dollars)

STATEMENT COVERS PERIOD  
 FROM 10/17/82 THROUGH 12/31/82

NAME OF CANDIDATE OR COMMITTEE:  
 Californians For Democratic Representation

I.D. NUMBER (IF COMMITTEE)  
 821685

DATE	DESCRIPTION OF ADJUSTMENT <small>(IF THE ADJUSTMENT INVOLVES A COMMITTEE, OTHER THAN THE FILER, ENTER THE COMMITTEE'S NAME AND ADDRESS. ALSO ENTER THE COMMITTEE'S I.D. NUMBER OR THE TREASURER'S NAME AND ADDRESS)</small>	AMOUNT OF	
		INCREASE TO CASH	DECREASE TO CASH
12/22/82	Wagon City 10100 Hawthorne Blvd. Inglewood, CA 90304 For: Edward Vincent	1,000	
11/3/82	Floyd Campaign Committee P.O. Box 2422 Gardena, CA 90247 For: Steven Afriat	2,500	
11/5/82	Gallatti Brothers Foods 1729 East 21st Street Los Angeles, CA 90058 For: No on Prop 14	4,000	
11/5/82	Danah H. Fayman P.O. Box 625 La Jolla, CA 92038 For: No on Prop 14	750	
11/5/82	U.S. Bancorp Financial, Inc. One Wilshire Blvd., Ste. 2500 Los Angeles, CA 90017 For: No on Prop 14	1,000	
11/5/82	Fishermens Co-operative Assn. of San Pedro Berth 73, Fisherman Wharf San Pedro, CA 90731 For: No on Prop 14	1,500	
		(a)	(b)
SUBTOTAL		10,750	

☐ If more space is needed, check box at left and attach additional Schedules G

**SUMMARY**

1. INCREASES TO CASH OF \$100 OR MORE (Column (a))	\$	
2. INCREASES TO CASH OF LESS THAN \$100 (Not itemized)		
3. TOTAL INCREASES TO CASH (Line 1 + Line 2)		
4. DECREASES TO CASH OF \$100 OR MORE (Column (b))		
5. DECREASES TO CASH OF LESS THAN \$100 (Not itemized)		
6. TOTAL DECREASES TO CASH (Line 4 + Line 5)		
7. TOTAL MISCELLANEOUS ADJUSTMENTS TO CASH (Line 3 minus Line 6) Enter here and on Line 12 of Summary Page	\$	

(May be negative figure)



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 3, 1983

Daniel H. Lowenstein  
c/o U.C.L.A. Law School  
405 Hilgard Avenue  
Los Angeles, California 90024

Re: MUR 1461  
Californians for Democratic  
Representation

Dear Mr. Lowenstein:

This is in reference to your letter dated January 27, 1983, requesting an extension of 30 days to respond to the Commission's notice that it has reason to believe your client has violated the Act.

The General Counsel has granted your request and, therefore, this office will expect your response on or before March 4, 1983. If you have any questions, please contact Marybeth Tarrant at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

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RECEIVED AT THE FED  
GCC# 9524  
FEB 18 1983  
FEB 18 1983  
ARMENIAN NATIONAL COMMITTEE  
WESTERN REGION

419-A W. Colorado St., Suite 3 Glendale, Ca. 91204 - (213) 500-1918

February 11, 1983

Federal Election Commission  
General Counsel's Office  
Attn: Ms. Marybeth Tarrant  
Washington, DC 20463

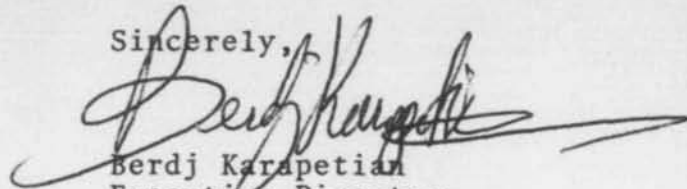
Re: MUR 1461

Dear Ms. Tarrant:

As I mentioned to you in our phone conversation, the Armenian National Committee Political Action Committee would like to settle the matter through conciliation prior to a finding of probable cause pursuant to Section 111.18 (d) of Chapter 1 of the Federal Election Commission Code.

We hope that you do take into consideration our attempts to expeditiously correct any unintentional violations of the Election Code.

Sincerely,

  
Berdj Karapetian  
Executive Director





**SENSITIVE**

FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

83 MAR 4 P 3: 49

March 4, 1983

MEMORANDUM TO: The Commission

FROM: Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel *KAG*

SUBJECT: MUR 1461 - Armenian National Committee  
Political Action Committee

On January 4, 1983, the Commission found reason to believe that the Armenian National Committee Political Action Committee (the Committee) violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b. In response to the Commission's findings, the Committee has requested to enter into negotiations directed towards reaching a conciliation agreement prior to a finding of probable cause to believe. This office feels there is no further need for investigation in this matter regarding this respondent as the facts have been established through the records already on file. The General Counsel recommends the Commission grant the Committee's request.

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Recommendations

1. Enter into pre-probable cause conciliation with the Armenian National Committee Political Action Committee.
2. Approve the attached conciliation agreement.
3. Approve the attached letter.

Attachments

1. Letter from Mr. Karapetian
2. Proposed conciliation agreement
3. Proposed letter

92040920354



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO:

CHARLES N. STEELE  
GENERAL COUNSEL

FROM:

MARJORIE W. EMMONS/ JODY C. RANSOM *JCR*

DATE:

MARCH 8, 1983

SUBJECT:

OBJECTION - MUR 1461 Memorandum to  
the Commission dated March 4, 1983

The above-named document was circulated to the  
Commission on Monday, March 7, 1983 at 11:00.

Objections have been received from the Commissioners  
as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner Harris	_____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Reiche	<u>      X (comments attached)      </u>

This matter will be placed on the Executive Session  
agenda for Tuesday, March 15, 1983.

Attachment

92040920355



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Armenian National Committee )  
Political Action Committee )

CERTIFICATION

I, Marjorie W. Emmons, Recording Secretary for the Federal Election Commission Executive Session on March 15, 1983, do hereby certify that the Commission decided by a vote of 4-1 to take the following actions in MUR 1461:

1. Enter into pre-probable cause conciliation with the Armenian National Committee Political Action Committee.
2. Approve the conciliation agreement attached to the General Counsel's March 4, 1983 report.
3. Approve the letter attached to the General Counsel's March 4, 1983 report.

Commissioners Aikens, Elliott, McDonald, and McGarry voted affirmatively for the decision; Commissioner Reiche dissented. Commissioner Harris was not present at the time of the vote.

Attest:

3-16-83

Date

*Marjorie W. Emmons*

Marjorie W. Emmons  
Secretary of the Commission

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 17, 1983

Berdj Karapetian, Executive Director  
Armenian National Committee  
Political Action Committee  
419-A W. Colorado Street, Suite 3  
Glendale, California 91204

Re: MUR 1461

Dear Mr. Karapetian:

On January 4, 1983, the Commission found reason to believe that the Armenian National Committee Political Action Committee violated 2 U.S.C. §§ 441a and 441b. At your request, the Commission determined on March 15, 1983, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4529.

Sincerely,

Charles N. Steele  
General Counsel

Enclosure

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620#9705

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Daniel H. Lowenstein  
c/o UCLA Law School  
405 Hilgard  
Los Angeles, California 90024

(213) 825-5148

Attorney for: Californians for Democratic Representation  
Berman and D'Agostino Campaigns  
Harland Braun  
Michael Berman  
Carl D'Agostino

MAR 21 4:52

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 1461
Californians for Democratic	)	
Representation, et al.	)	MEMORANDUM OF POINTS
	)	AND AUTHORITIES
	)	(CDR)
	)	

I. INTRODUCTION AND STATEMENT OF FACTS

This matter involves the status under the federal election laws of a slate mailing operation whose expenses were borne entirely from payments from the campaign committees of the local, state and federal candidates and ballot measures featured in the slate mailers. These payments were made for the committees' own benefit to purchase featured status on the slate. The present FEC inquiry arose because of a complaint filed by partisan opponents of the exclusively Democratic candidates endorsed by the publisher of the slate, Californians for Democratic Representation.<sup>1/</sup>

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1. The policy of endorsing Democratic candidates applied only to partisan races. In California, local and judicial elections are nonpartisan. CDR does not believe partisan politics has any rightful role in judicial elections and has therefore endorsed judicial candidates without regard to party.

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Although it is the responsibility of the FEC staff to conduct an independent investigation of the facts, we do not believe these will prove to be controversial. CDR has already answered all the questions propounded by the staff and has indicated its willingness to provide whatever additional information may be needed. The legal arguments in this memorandum are based on the information contained in the answers to the staff's interrogatories, and on a few additional facts which are stated at the appropriate times in the course of the argument. The facts may be summarized as follows.

CDR was formed in April 1982 and was active in both the primary and general elections of that year. Virtually its sole activity was the operation of a slate mailing program,<sup>2/</sup> during the course of which in 1982 approximately 5,768,000 pieces of mail were sent out. In the primary election the mailing program was carried out in Los Angeles County alone, and federal candidates paid approximately 11.8 per cent of the cost. In the general election the program was extended to ten additional counties and federal candidates paid approximately 22.7 per cent of the cost. The main reason for the increased percentage for federal candidates was that the candidate for United States Senate, Edmund G. Brown Jr., did not participate in the primary

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2. In the primary election CDR placed some advertisements in certain Jewish community newspapers and distributed 40,000 copies of these advertisements door-to-door. Practices governing selection and treatment of candidates in these advertisements were substantially identical to those discussed in the text regarding the mailing program. Otherwise, all of CDR's activities were peripheral to the mailing program.

mailing but participated heavily in the general.

In order to maximize the effectiveness of the mailing program, the operators sought to make the slate as complete as possible. If the voter was given a recommendation on each choice facing him, the chances that the voter would find the slate useful and therefore choose to rely on it were enhanced. For this reason, the CDR slate often endorsed candidates who did not pay to participate, not simply to benefit these candidates but to enhance the value of the slate for those candidates who did participate. It was particularly important for the slate to endorse the mainstream Democratic candidates at the top of the ticket, Bradley for governor and Brown for senator, to identify the slate with causes in which the Democratic voters who received the mailings believed.

While it was essential for the slate to endorse many candidates who declined to participate financially, featured status on the slate was determined almost entirely on the basis of how much the candidate (or ballot measure) paid. That is, whereas endorsements were made on the basis of many factors, featuring was essentially purchased. All of the revenues of CDR came from candidates and ballot measure committees who paid for feature status.

The principals of CDR are three individuals, Harland Braun, Michael Berman and Carl D'Agostino. The last two are also principals in the firm of Berman and D'Agostino Campaigns (BAD Campaigns), which actually operated the slate mailing program. CDR agreed to pay BAD Campaigns \$250,000 in the primary and

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\$350,000 in the general for its services. All amounts received by CDR above these amounts went into expansion of the mailing program.

Because of the excellent reputation of the operators of the mailing program for both technical proficiency and political savvy, appearance on the slate was highly valued by many candidates. The great majority of candidates who paid for featured status on the slate originally contacted CDR, rather than being solicited by CDR.

Neither CDR nor any of its principals have attempted to evade any state or federal election laws or to avoid disclosure of CDR's activities or financial affairs. Accordingly, early in 1982, a representative of CDR contacted the California Fair Political Practices Commission to determine CDR's status under the election laws. CDR was advised by the FPPC that it was unclear under California law whether CDR was required to file campaign statements,<sup>3/</sup> but that if statements were filed it was clear that the payments received by CDR should be disclosed as "miscellaneous receipts," not as "contributions."<sup>4/</sup> Because CDR had no reluctance to disclose its activities and in order to

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3. Based on advice of counsel, CDR currently believes that CDR's status under California law is not unclear but is governed by Government Code Section 84303.

4. See FPPC, Staff Report and Recommendations on Slate Mailings (1982 Primary Election), in which the following is stated:

Slate mailing operators who also qualify as committees have been advised by the staff that on their campaign statements they should report all payments received from candidates for slots on the mailing as miscellaneous receipts.



preclude political criticism, CDR decided to file reports under state law, and followed the FPFC's advice (in which it strongly concurs) regarding the disclosure of payments received as "miscellaneous receipts."

In March, 1982, a representative of CDR contacted the staff of the Federal Election Commission and described the proposed mailing program. CDR was led to believe during this conversation that it had no filing obligations under federal law.

The FEC staff is currently engaged in an inquiry to determine whether under the above facts, CDR has violated any of several provisions of the Federal Election Campaign Act. We will address each of the provisions in question below. As will appear, it is our position that CDR inadvertently violated Section 441d of the Act, because it was not aware of the requirement. Otherwise, it is our position that CDR was not a "political committee" within the meaning of the Act and therefore could not and did not violate the other provisions in question. By far the most important issue is whether either the payments received by CDR from federal candidates or the payments made by CDR in the course of operating the mailing program may be characterized as "contributions" under FECA. We believe it is clear they may not be so characterized, and we turn to that point first.

II. NEITHER THE PAYMENTS FROM FEDERAL CANDIDATES TO CDR NOR THE PAYMENTS MADE BY CDR IN CARRYING OUT THE MAILING PROGRAM FOR THE BENEFIT OF THOSE CANDIDATES WERE "CONTRIBUTIONS" WITHIN THE MEANING OF FECA.

Admittedly, "Californians for Democratic Representation" sounds like the name of an organization that is probably a

political committee and to which payments are likely to be contributions. But as the FEC staff is well aware, the status of CDR and of the payments it received turns not on its name but on its activities. When CDR's activities are scrutinized it becomes evident that CDR is not a political committee and has neither made nor received contributions.

FECA defines "contribution" as follows:

431 (B)(A)(i) any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for Federal office; or

(ii) the payment by any person of compensation for the personal services of another person which are rendered to a political committee without charge for any purpose.

A payment is not a "gift" of money if it is made in exchange for goods or services received in return. In the present case, all the payments received by CDR were in exchange for highly valued featuring in the mailing program. Clearly they were not "gifts." Just as clearly they were not "subscriptions" or "loans." Were they "advances" or "deposits"? Each of these terms connotes that the payments are made either to benefit the recipient or with the understanding that they will be paid back. Taken as a whole, the words used in the definition of "contribution" in Section 431 (B)(A)(i) suggest that "contributions" generally fall into one of two categories: gratuitous transfers,<sup>5/</sup> and transfers made in exchange for a

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5. In the law of contracts, courts do not ordinarily inquire into the adequacy of consideration. A contract is valid even if what is promised on one side has considerably greater value than what is promised on the other side. In the context of campaign

promise to repay in the future. This interpretation comports with the common sense notion that a contribution is a payment for the benefit of the recipient. Since many loans in politics are not made for investment purposes but to benefit the borrowing campaign, often with little or no chance of repayment, it is consistent with the general idea that contributions are gratuitous transfers to classify loans as contributions.

To interpret Section 431 (B) (A) (i) as including nongratuitous payments within the definition of "contribution" would be both absurd and contrary to the clear statutory intent. If all payments made by federal campaign committees were regarded as contributions to the payees, the result would be to transform any vendor selling more than \$1,000 in goods and services to federal campaigns into committees under Section 431 (4) (A). Thousands of broadcasting stations, newspapers, billboard companies, mailing houses, printers, airlines, hotels, restaurants, telephone companies and other vendors whose customers happened to include federal campaigns would be receiving contributions in the eyes of FECA, although in their own eyes and the eyes of the rest of the world they were engaged in the ordinary course of business. And if, as would usually be -----

finance regulation, a transaction in which a campaign committee receives substantially greater value than it gives in return should be regarded as "gratuitous" and therefore a contribution notwithstanding that the committee gives or promises something that would suffice to constitute consideration in the law of contracts. Otherwise, disclosure requirements and substantive regulation of contributions could easily be evaded. In the present case it is unlikely to be contended that the committees that paid for featured status in the CDR slate mailing received less than full value.



the case, they did over \$1,000 in business with federal campaigns, they would become political committees under Section 431 (4)(A), subject to the registration and reporting requirements of the act.

But this is not all. If payments to vendors for goods and services by federal campaigns are regarded as contributions, then such payments will be subject to the limits of Section 441a. In particular, it would be illegal for a single-candidate committee to purchase more than \$1,000 from a single vendor. It cannot be supposed that FECA is so intended.

It follows from the above that to avoid absurd results the definition of "contribution" in Section 431 (8)(A)(i) must be read to include a requirement that for a transfer of money or "anything of value" to be a contribution, it must not be made in exchange for a transfer of equivalent value. There is ample evidence to show that this is precisely what the Act intends:

-In the second part of the definition of "contribution," contained in Section 431 (8)(A)(ii), the payment for the personal services of an individual rendered "without charge" to a campaign constitutes a contribution.

-Several of the exceptions to the definition of "contribution" apply only to goods and services provided without charge or at a discount. Individual services "provided without compensation" are excluded (431 (8)(B)(i)), as are sales of food and beverage "at a charge less than the normal comparable charge" (431 (8)(A)(iii)), and "unreimbursed" payments for travel expenses (431 (8)(B)(iv)). It would be nonsensical to

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suppose that although a vendor who provides food and beverage to a campaign at a discount makes no contribution under Section 431 (B) (B) (iii), a vendor who provides food and beverage at full price does make a contribution. This type of anomaly is avoided by interpreting Section 431 (B) (A) (i) as it was intended, to apply only to transfers made without a return of equal value.

-11 CFR Section 100.7 (a) (1) (iii) (A) implicitly recognizes that contributions must be gratuitous transfers by providing that the provision of goods and services "without charge or at a charge which is less than the usual and normal charge for such goods or services is a contribution." (Emphasis added.)

-Perhaps most importantly, the term "expenditure" is defined in pertinent part to include

any purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made by any person for the purpose of influencing any election for Federal office.

Section 431 (9) (A) (i).

This definition is identical to the definition of "contribution" in Section 431 (B) (A) (i) except for the changes in the list of nouns at the beginning. If the definition of "contribution" is read to include payments made in exchange for equal value, then every transfer that is an "expenditure" will also be a "contribution." Not only is it unlikely that the two terms were intended to have identical meanings, but such a reading would make the terms "purchase" and "payment" in the definition of "expenditure" surplusage, contrary to the rule of statutory interpretation that if it is possible, each word and phrase is to be given some effect.

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It seems overwhelmingly clear from the foregoing that a contribution cannot be made in exchange for goods or services of equivalent value. It follows that the payments made to CDR for featured status in the slate mailing program were not contributions, since the payor campaign committees received full value in return. Since all of CDR's receipts came from committees paying for featured status, it follows that CDR received no contributions.

It also follows from the foregoing that CDR did not make contributions to the committees that paid for featured status. Since a contribution must not have been made in exchange for equal value received in return, the paying committees cannot have received contributions if their payments amounted to a reasonable market rate for the services received from CDR.<sup>6/</sup> The payments received from the participating committees covered all the expenses of the mailing program, including a total of \$600,000 for CDR's consulting firm. Under these circumstances there is no ground for believing or even seriously entertaining the possibility that CDR made an in-kind contribution to the participating committees.<sup>7/</sup>

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6. See 11 CFR 100.7 (a)(1)(iii)(A) and (B).

7. It is no doubt true that many of the campaigns that purchased featured status believed they received an excellent bargain and if necessary would have paid considerably more to be featured in the CDR slate mailing program. This does not alter the conclusion in the text, but simply indicates that the CDR operation was able to provide a valuable service to participants in an efficient manner. While some candidates would have paid more, others who could have been featured elected not to pay for it. The fact that some of the participants may have subjectively valued featured status at an amount higher than what



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The General Counsel's Report of December 7, 1982, in this matter refers to several past MUR's 8/ which assertedly support the conclusion that payments made to or by CDR may be characterized as contributions. But the MUR's referred to cannot support this conclusion, either because the issue presented here was not disposed of by the Commission or, if it was, it was done sub silentio without discussion or analysis and the disposition therefore has no persuasive force whatsoever.

The seminal case is MUR 223 (Baltimore Clubs). The Sarbanes committee had paid amounts ranging from \$1,000 to \$5,000 to numerous political clubs. The clubs did not register as federal committees or file federal reports. In his initial evaluation the General Counsel wrote that "the payment of monies to an organization for services performed on behalf of Mr. Sarbanes ... would not in and of itself transform the organization into a political committee."9/ This perfectly sound conclusion has never been renounced or even questioned by either the General Counsel or the Commission. However, without

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they were charged is an instance of what economists call "consumer's surplus," and is not at all inconsistent with the assertion that each participant paid the fair market value for his participation.

8. One of the MUR's referred to in the General Counsel's Report, MUR 1463 (Democratic Alliance), has not been provided by the staff to counsel for CDR on the ground that it is still under review and therefore confidential. For this reason, no further mention is made of MUR 1463 in this memorandum. For the staff or the Commission to rely on legal materials in the present case that it declines to make available to counsel for CDR would be a serious denial of due process.

9. MUR 223, Preliminary Legal Analysis.

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explanation the Commission found reason to believe violations had occurred, contrary to the General Counsel's recommendation.

In a later discussion of the case, the General Counsel was silent on the question of whether an exchange of cash for services had taken place, (in which case the possibility that the clubs had either made in-kind contributions to Sarbanes or received cash contributions from him would have been precluded).<sup>10/</sup> So far as the reports in the case show, it appears that Sarbanes paid cash to the clubs and that they provided services that benefited him, but there was nothing to indicate whether the payments were made in exchange for the services. Without passing on this point, the General Counsel raised another issue, whether the clubs might be regarded as agents of Sarbanes in making the expenditures, in which case the clubs would have had no separate obligation to register and report. The General Counsel concluded that the clubs could not escape reporting on such a theory, based on no legal analysis other than the following:

Requiring reporting from both the candidate and from the clubs which eventually spent the funds will generally further the primary purpose of assuring disclosure to the public of campaign receipts and disbursements, allowing the purposes of the expenditures to be found both in the candidate reports and the committee reports.<sup>11/</sup>

Whatever else may be said about this reasoning, it certainly does not support a conclusion in the present case that CDR either

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10. MUR 223, General Counsel's Report, February 15, 1977.

11. Ibid.

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received or made contributions. First, CDR does not contend it was an agent of any of the candidates or committees who participated in the slate mailing.<sup>12/</sup> Second, it would not "generally further the primary purpose" of FECA to declare that CDR received or made contributions from or to the participants in the mailing program. In MUR 223 the issue was disclosure. It was natural for the General Counsel to want to reach a result involving more rather than less disclosure. In contrast, disclosure is a minor element of the present case. CDR has already disclosed its receipts and expenditures under the California Political Reform Act, and it has no particular reluctance to file as well under FECA, although it does not believe it is under any legal obligation to do so. The major consequence in this case of finding that CDR and its participants made contributions to each other would be to prohibit federal candidates from participating in slate mailers at a cost of over \$1,000. This would be tantamount to a ban on significant slate mailers altogether. We doubt whether such a result would be consistent with either the First Amendment or the public interest, and we are certain it is not one of the objectives of FECA. Thus the "reasoning" of MUR 223, such as it is, supports CDR's position in this case since finding a violation would do nothing to further the purposes of the Act.

In MUR 519 (SOUL), Congressional candidates made payments to SOUL, which engaged in various activities in support of the

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12. The term "agent" is defined in 11 CFR Section 109.1(b)(5), and clearly is not applicable to CDR.



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candidates. The General Counsel considered and rejected the argument that SOUL was not a political committee but merely a conduit for the candidates' expenditures, citing MUR 223.<sup>13/</sup> The General Counsel also rejected a contention that SOUL was not subject to the \$1,000 contribution limit because "the amount expended by it on behalf of a candidate was equal to the amount of money that the candidate transferred to SOUL."<sup>14/</sup> This was apparently a repeat of the argument that SOUL was a mere agent or conduit, or at least the General Counsel apparently so understood it, because his ground for rejecting the argument was that SOUL failed to maintain separate accounts for each candidate.<sup>15/</sup>

As has been pointed out, CDR does not contend it was an agent or conduit for the campaigns that participated in the mailing program. The General Counsel did not consider in MUR 519, and the documents provided to us do not indicate whether the facts would have justified, a contention that the services were provided to the candidates in exchange for the payments received. In response to such an assertion, the General Counsel's observation that SOUL did not keep separate accounts for each candidate would have been irrelevant. MUR 519 has no bearing on the present case.

In MUR 615 (Faucheux) the principal campaign committee of a Congressional candidate made payments to several groups that used

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13. MUR 519, General Counsel's Report, September 27, 1978, at 5.

14. Ibid. at 6.

15. Ibid.

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the money for various campaign-related services. Nothing in the General Counsel's reports indicate that the payments were actually made in exchange for the services.<sup>16/</sup> In any event, the General Counsel's conclusion that the groups were required to register and report was based on a finding that the groups had made expenditures, not that they had received contributions.<sup>17/</sup> The same is true of MUR 698 (Tonry). Thus, these MUR's do not support the hypothesis that the exchange of services for payments between CDR and the slate participants constituted a contribution in either or both directions.

In the final case, MUR 1171 (Lake County Democratic Central Committee, LCDCC), a Congressional candidate's campaign committee paid \$2,250 to LCDCC pursuant to an "assessment" levied on all Democratic candidates in proportion to the salaries of the offices for which they were running, and made a separate loan to LCDCC of \$2,500. LCDCC engaged in advertising in support of the entire Democratic ticket. The General Counsel rejected without explanation an argument that the Congressional campaign committee "merely paid for services rendered, and thus the LCDCC made no

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16. In his report of December 7, 1982, in the present case, the General Counsel characterizes MUR 615 (and also MUR 223) as involving payments to groups "for" campaign services. If "for" is intended to mean "in exchange for," this characterization is simply not supported by the reports in the MUR's. This point is crucial. It is certainly possible for A to make a contribution (i.e., a gratuitous transfer) to B at one time, and for B to make a contribution to A at a later time. But if the two transfers are made in exchange for one another, then neither can be regarded as a contribution. None of the MUR's cited by the General Counsel in the present case consider this point, and therefore none of them can be said to be controlling in the present case.

17. See MUR 615, First General Counsel's Report, at 3.

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contribution to the Benjamin [for Congress] Committee."<sup>18/</sup> In the absence of any explanation by the general counsel, there is no basis for supposing he was suggesting this argument was legally insufficient. It is far more likely that he believed the argument was without a factual basis, since the payments to LCDCC were determined on the basis of the salary of the office being sought, not on the basis of the services being rendered to the candidate. Furthermore, it was plausible to regard the payments and the campaign services as contributions since LCDCC was a party organization receiving large numbers of contributions and established for the purpose of supporting party candidates such as Benjamin. In contrast, in the CDR case there was a direct connection between the amount paid and the services (featured status on the slate) received, and CDR did not solicit or receive contributions from anyone.

In summary, we have shown that it is fundamentally inconsistent with both the purposes and the language of the statute to treat the exchange of payments for services as contributions. This point is so clear and so important that if there were any MUR's to the contrary they would have to be treated as erroneous and disregarded. However, the MUR's cited in the General Counsel's report fail to address this question, and therefore they are consistent with our position. Neither the payments received by CDR nor the featured status in the slate mailings provided in return constituted contributions within the

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18. MUR 1171, First General Counsel's Report, June 16, 1980.



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meaning of FECA.

III. NONPARTICIPATING ENDORSEES DID NOT RECEIVE IN-KIND CONTRIBUTIONS FROM CDR.

The previous section demonstrated that the services rendered by CDR to participating candidates did not constitute in-kind contributions to those candidates. Generally, only candidates who participated in the slate financially received featured status,<sup>19/</sup> but other candidates, including Senate candidate Edmund G. Brown Jr. in the primary election, were endorsed in the slate mailings. Since these candidates did not pay anything to CDR, the argument of the previous section-- that services were rendered in exchange for payments and therefore did not constitute contributions-- is clearly inapplicable to them.

We shall show in a subsequent section that CDR cannot be said to have made expenditures in support of nonparticipating endorsees. However, even if that position were rejected, it would not follow that any such expenditures constituted contributions to the candidates in question. Under Section 441a (a)(7)(B)(i), an expenditure in support of a candidate is not an in-kind contribution unless it is made "in cooperation,

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19. In the case of federal candidates there was only one minor exception to this general practice. Congressional candidate Glenn Anderson was featured in 8,000 pieces mailed in the general election campaign. This was done at the request of a state official who, so far as CDR has reason to believe, was not acting as an agent of the Anderson campaign. Thus, even if CDR made an expenditure in support of Anderson, it was not made "in cooperation, consultation, or concert with, or at the request or suggestion of, [Anderson], his authorized political committees, or their agents," and therefore was not a contribution to Anderson. Section 441a (a)(7)(B)(i).

consultation, or concert, with or at the request or suggestion of, a candidate, his authorized political committees, or their agents."

No such cooperation or concert occurred between CDR and any of the nonparticipating endorsees or their campaign organizations. Because the FEC staff has expressed interest in the Brown for Senate campaign, we are submitting with this memorandum a sworn statement of Jack Mayesh, Brown's campaign manager, evidencing the lack of consultation between the Brown campaign and CDR in the primary election. If the staff cares to inquire into the Congressional nonparticipating endorsees it will discover the same thing: at most, CDR asked the campaign if it wanted to pay for featured status and the campaign declined.

It follows that CDR did not make contributions to the nonparticipating endorsees.

#### IV. CDR DID NOT VIOLATE SECTION 441a.

Section II demonstrated that the participants in the slate mailings did not make contributions to or receive contributions from CDR. Section III demonstrated that CDR did not make contributions to the candidates it endorsed but did not receive payments from. Since Sections II and III combined account for all of CDR's receipts and expenditures, it is apparent that CDR did not violate either Section 441a (a)(1)(A) (see General Counsel's Report at 13, paragraph 1) or Section 441a (f) (see General Counsel's Report at 14, paragraph 2).

#### V. CDR DID NOT MAKE EXPENDITURES IN SUPPORT OF THE PARTICIPATING CANDIDATES.

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The relevant portion of the definition of "expenditure" appears in Section 431 (9)(A)(i) of the Act and reads as follows:

any purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made by any person for the purpose of influencing any election for Federal office.

We do not deny that CDR made "purchases" and "payments" in the course of publishing the slate mailer, nor that CDR is a "person," nor that a small percentage of the candidates participating in the slate program were federal candidates. The question, then, is whether CDR's payments were made "for the purpose of influencing" the federal elections.

In a sense, whenever a campaign purchases goods or services from a vendor, the payments made by the vendor in the course of providing the goods or services could be said to be "for the purpose of influencing" the election. But to construe the Act's definition of "expenditure" so broadly would lead to absurd results. For example, suppose a federal candidate orders a large quantity of brochures from a print shop. The printer may well spend over \$1,000 on paper, ink, labor and other factors needed for the production of the brochures. Under the broad construction of "expenditure," such payments would certainly be made for the purpose of influencing the election, since that is the purpose of the brochure, and therefore the printer would make over \$1,000 in expenditures and would become a political committee under the Act. The same would be true of most of the vendors providing substantial goods and services to federal campaigns. Nor is it an answer to say that in the typical



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campaign-vendor relationship the vendor is the agent of the campaign and therefore would not be regarded as an independent maker of expenditures. In most cases the vendors would not segregate the funds received from each federal campaign into a separate account and make all payments connected with goods and services for that campaign out of that account. Under the views expressed by the General Counsel in MUR 223 and the other MUR's discussed in Section II, supra, the failure to operate from such separate accounts would preclude the vendor from escaping the registration and reporting requirements.

In MUR 698 (Tonry) a campaign committee contracted with certain organizations to provide canvassing and other campaign services. The contracting organizations then subcontracted with others for the actual performance of the services. Without providing any explanation or analysis, the General Counsel concluded that the contractors had made expenditures and were therefore required to register and report as political committees.<sup>20/</sup> This result may be plausible on the theory that to permit unreported subcontracting of campaign expenditures would open a possible loophole for the concealment of expenditures that are questionable or that for one reason or another a candidate does not wish to disclose.

But the Commission surely does not believe that every vendor who incurs costs of over \$1,000 in the course of providing goods and services to a federal campaign by which he is paid thereby

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20. MUR 698, General Counsel's Report, November 16, 1978, at 4 (facts), 6 (recommendations).

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becomes a political committee. In order to avoid such an anomalous and unwieldy result, the unexplained conclusion in the Tonry MUR cannot be stretched beyond the subcontractor situation. In the present case, CDR was the actual publisher of the slate mailing. Although it used the services of its consultant, BAD Campaigns, CDR was responsible for all the slate's activities and expenditures. Furthermore, there is no question of evasion of the disclosure requirements, since CDR filed reports under state law disclosing all its expenditures.

It is apparent that CDR did not make expenditures in support of candidates who participated in the slate mailing program within the meaning of the Act. Any conclusion to the contrary would wreak havoc under the Act, because it would subject thousands of non-political vendors to the registration and reporting requirements.

VI. CDR DID NOT MAKE EXPENDITURES IN SUPPORT OF NONPARTICIPATING ENDORSEES.

As was the case with contributions, the reasons for concluding that CDR did not make expenditures in support of participating candidates are not applicable to those candidates who did not pay CDR but were endorsed on the slate. But whether or not the argument in the preceding section is accepted, it cannot be maintained that CDR made expenditures in support of the candidates it endorsed but who did not make payments to CDR.

CDR is not in a position to manufacture money. CDR did not borrow money or incur a deficit. Accordingly, CDR's "expenditures" cannot have exceeded its revenues. But CDR's revenues consisted entirely of payments from participating

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campaigns. Therefore, to find that CDR made expenditures in support of nonparticipating campaigns it would be necessary to conclude that CDR's expenditures in support of participating campaigns were smaller than the amounts received from those campaigns. As pointed out in Section II above there is no factual basis whatsoever for asserting that participating campaigns received less value than they paid. It must follow that although CDR endorsed a number of campaigns that made no payments to it, it did not make expenditures in support of those campaigns.21/

If CDR were to follow a different course and attempt to assign some value to its "expenditures" in support of nonparticipating campaigns in reports filed under either state or federal law, the result would be confusing and possibly deceitful. CDR would be free to make up numbers, to understate expenditures in support of some campaigns and overstate expenditures for others. Surely it is at least permissible, if not mandatory, for CDR to allocate expenditures strictly on the hard cash basis of a dollar allocated to each campaign for a dollar received.

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21. It is much more arguable that CDR made expenditures in favor of Congressional candidate Glenn Anderson than for other federal nonparticipating endorsees, since Anderson received featured status in 8,000 pieces of mail. But it would be of no consequence to find that CDR had made expenditures in support of Anderson, because the amount of such expenditures would be well below the threshold-amount of \$1,000. The one federal candidate who paid CDR exactly \$1,000 was featured in 20,000 pieces. Another federal candidate paid \$250 and was featured in 10,000 pieces. See CDR's Response to FEC Questions and Request for Extension of Time at 7, Chart B. It seems clear that the fair market value of featuring in 8,000 pieces was well under \$1,000.



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This is particularly true in light of 11 CFR Sections 104.10 and 106.1. Those regulations are not directly applicable because they deal with the allocation of expenditures and we have demonstrated CDR did not make expenditures. But at least by way of analogy Sections 104.10 and 106.1 (a) suggest that CDR may use any reasonable method of allocating its payments among the candidates it supports. The method CDR has chosen is reasonable because CDR believes it is the only method that is grounded in reality and avoids serious confusion and deception. Indeed, Section 106.1 (b) of the regulations suggests by analogy that CDR's method may even be mandatory.

VII. CDR WAS NOT A POLITICAL COMMITTEE AND THEREFORE DID NOT VIOLATE SECTIONS 433 AND 434.

The previous sections have demonstrated that CDR did not make or receive contributions and did not make expenditures. Accordingly, CDR was not a political committee as that term is defined in Section 431 (4) of the Act. Since CDR was not a political committee it was not subject to and could not have violated the registration (Section 433) and reporting (Section 434) requirements.

VIII. CDR DID NOT VIOLATE SECTION 441b OR RELATED REGULATIONS.

The General Counsel's Report in this matter finds reason to believe CDR violated Section 441b "by accepting corporate contributions. (This is clearly indicated on CDR's state reports...)" We have no idea what the General Counsel is referring to, since CDR's state reports indicate (correctly) that CDR has never received any contributions from any source.

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All of CDR's revenues came from payments by campaigns in exchange for featured status in the mailing program. The overwhelming majority of these payments came from unincorporated campaign committees. A few came from individuals and a few came from firms, some of which and perhaps all of which are incorporated. Most of the handful of payments from corporations came in exchange for featured status for ballot measure recommendations, and none of them were made in connection with any federal campaign. The fact that CDR received some payments for services rendered from corporations and in unrelated transactions received payments from federal campaigns in exchange for services is no more a violation of Section 441b than it is if the Los Angeles Times sells ads to corporations and federal campaigns in the same edition of the newspaper.

CDR is also innocent of any violation of 11 CFR Section 102.5 regarding the segregation of funds which may be used in federal campaigns and those which may not be so used. Since CDR is not a political committee, it is subject to paragraph (b) of the regulation. All of its accounts are in compliance with Section 102.5 (b)(1)(i), since CDR has not received any contributions and therefore has not received any funds that are not "subject to the prohibitions and limitations of the Act." Even if CDR is regarded as a political committee the result is the same. CDR would then in its entirety be a "political committee which [receives] only contributions [i.e., which does not receive any contributions other than those that are] subject to the prohibitions and limitations of the Act..." Section

102.5 (a)(1)(ii).

IX. CDR INADVERTENTLY VIOLATED SECTION 441d.

CDR was previously unaware of the requirement in Section 441d that communications advocating the election of federal candidates indicate whether they are authorized by the candidate. CDR's slate mailings were authorized by the candidates who paid for featured status and were unauthorized by the nonparticipating endorsees.

By its terms Section 441d applies only to persons making an "expenditure" to finance communications. Since we have shown that CDR did not make expenditures within the meaning of the Act, it might be argued that CDR is not covered by Section 441d. However, we do not urge this construction, because we do not believe it is consistent with the overall thrust of the section. It is significant that the section applies to "persons" rather than being limited to political committees. Unlike the previous questions considered in this memo, application of Section 441d to slate mailing operators does not lead to absurd or anomalous results. To the contrary, the disclosure called for by Section 441d is no less valuable in a slate mailer than in other political communications.

As mentioned, CDR was unaware of this requirement, and its failure to comply was inadvertent. CDR is willing to agree to comply with Section 441d in any future slate mailings it may publish, but CDR strongly believes that any such agreement must be accompanied by an agreement on the part of the FEC to enforce the provision evenhandedly against all slate mail operators in



California so that CDR will not be placed at an unfair competitive disadvantage.

#### CONCLUSION

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It has been demonstrated that contrary to the tentative conclusions of the General Counsel's Report, CDR did not make expenditures and did not make or receive contributions. It follows from this that CDR was not a political committee, did not violate any of the reporting or registration requirements and did not violate any of the limits on contributions or restrictions on the source of contributions. CDR admits it inadvertently violated the requirement that political communications indicate which federal candidates have and have not authorized expenditures in their support. In light of the inadvertence of this violation, CDR's willingness to comply with the requirement in the future and the fact that in overlooking the requirement CDR was no different from the many other slate mail operations active in California in 1982, we believe the most appropriate disposition of this matter is for it to be dismissed without further proceedings.

CDR cannot concede that it either made or received contributions. A conclusion that payments in exchange for services, in this case featured status in a slate mailing program, are contributions would be blatantly contrary to law. If such a conclusion were applied generally it would render FECA

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totally unworkable. If such a conclusion were applied only to CDR or to groups defined as sharing some characteristic with CDR, it would be unfairly discriminatory and would eliminate large-scale slate mailings. Needless to say, any such discriminatory application would be utterly without legal sanction.

On the other hand, although for the reasons stated in this memorandum CDR does not believe it is obliged to file campaign reports under the federal statute, it has no objection to doing so and is willing to do so at the Commission's request. To avoid wasteful labor, CDR would prefer to file copies of the statements already filed with the Fair Political Practices Commission, since those statements include substantially all the information called for under the federal statute. In any event, CDR recommends that the Commission either adopt by regulation or urge Congress to enact a federal analogue to California Government Code Section 84303.

Respectfully submitted,

*Daniel H. Lowenstein*

Daniel H. Lowenstein  
Attorney for respondents.

STATEMENT OF JACK MAYESH

I served as campaign manager for Edmund G. Brown, Jr. for Senate campaign throughout 1982. I also served as campaign manager for other campaigns during the 1982 California primary.

Several of the campaigns that I represented paid for feature status in the Californians for Democratic Representation (CDR) slate program in the primary. These included William McVittie for judge and No on Propositions 5 and 6. I negotiated with Carl D'Agostino regarding the participation of these and other campaigns.

During the course of these negotiations, Mr. D'Agostino asked me if the Brown campaign wanted to participate. I told Mr. D'Agostino I would not recommend to Brown that the campaign participate because Brown was not seriously threatened in the primary. Participation in the slate program would therefore not be a good expenditure of funds, which would be needed in the general election. However, I pointed out to Mr. D'Agostino that I thought it would be in the interest of CDR to put Brown on the slate, in order to give the slate more credibility.

I had no further conversations with Carl D'Agostino or anyone else connected with CDR about Brown's appearing on the slate during the primary. So far as I can now recall, I did not actually know until the slate came out whether Brown would appear on it.

In the general election, Brown of course faced a difficult electoral test, and the Brown campaign participated in the CDR slate. I had numerous conversations during the general

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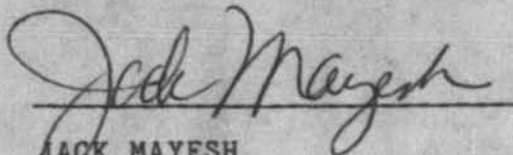


election campaign with Carl D'Agostino and Michael Berman regarding Brown's participation.

Upon request, I will provide any further information regarding these matters that may be necessary.

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Los Angeles, California, on 2/4/83,  
1983.

  
JACK MAYESH

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UCLA Law School  
405 Hilgard  
Los Angeles, California

June 27, 1983

Kenneth A. Gross  
Federal Election Commission  
Washington, D.C. 20463

Re: MUR 1461  
Californians for  
Democratic Representation

3 JUN 30 3:06  
GENERAL COUNSEL

Dear Mr. Gross,

This is to restate in writing the views I expressed on the telephone this morning to Marybeth Tarrant.

During the summer of 1982, Californians for Democratic Representation (CDR) and its principals (Michael Berman, Carl D'Agostino and Harland Braun) underwent a painstaking investigation by the California Fair Political Practices Commission. This investigation was prompted and accompanied by prominent newspaper accounts of serious allegations that had been made against CDR. The harm to CDR's reputation and the stress undergone by its principals was hardly recompensed by the fact that the FPPC was unable to substantiate the allegations and its report cited no significant evidence of unlawful or unethical conduct on the part of CDR.

By letter from you dated August 24, 1982, Harland Braun was notified that functionaries of the Republican Party had filed a complaint against CDR, essentially rehashing the unfounded charges that had already been investigated by the FPPC, but attempting rather awkwardly to cast them in terms of violations of the Federal Election Campaign Act. Mr. Braun promptly responded to your letter.

Much to CDR's surprise, several months later it received your letter of January 14, 1983, indicating that the FEC had, in essence, found probable cause in this matter. Attached to your letter was a list of 17 detailed factual questions. On January 31, 1983, no more than two weeks after receipt of your letter, we sent to you complete answers to all your questions. Since answering many of your questions involved laborious searching through voluminous and (in political terms) ancient files, it was only at considerable cost in time and effort on the part of my clients that we were able to respond fully and promptly. The time and effort were expended because of my clients' desire to resolve this matter as quickly as possible as well as their belief in the appropriateness of extending their full cooperation to your agency.

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Together with the answers to your questions, I submitted a request for an extension of time for the submission of legal argument because the MUR's relied upon by the General Counsel in his memorandum in connection with the probable cause finding were unavailable to me except from the Commission, and I had not yet received them from your office. I later received the MUR's, and in March I sent you a 27-page Memorandum of Points and Authorities setting forth what I continue to believe is a sound analysis of the legal questions raised in this matter.

In virtually every written and oral communication I have had with your office I have indicated our willingness to answer any additional questions and provide whatever additional cooperation may be possible. At the same time, however, I have indicated our desire to have the matter resolved expeditiously, to minimize both the stress imposed on my clients by the pendency of the matter and also to avoid the possibility of interference with their political work, which, during a campaign period, tends to be all-consuming.

Originally, I requested that the FEC try to complete its work so that a settlement conference, if necessary, could coincide with my plans to be in Washington the first week in May. In late April Ms. Tarrant advised me that this would be impossible but that the staff was nearly finished with its work and would be submitting the matter to the Commission within a month.

On June 3, 1983, well over a month having past, I called Ms. Tarrant to inquire. She told me the staff had received some new information that might necessitate some additional investigation. I repeated our willingness to cooperate, but again urged that the matter be brought to a conclusion as soon as possible. Ms. Tarrant told me the staff would decide "very soon" whether anything more would be needed, and that we would then be informed.

I did not hear from your office, so this morning I again called Ms. Tarrant. I was astonished to learn that the "new information" Ms. Tarrant was referring to was the FPPC report on slate mailings, which has been a matter of public record for nearly a year! She also said your office will submit additional questions to CDR "within about three weeks" and would give no specific assurances as to how long after the answers are submitted we will have to wait before this matter is terminated.

You must understand that between the FPPC and your agency my clients have been living under the threat of unknown government proceedings for a full year now, in addition to the unjustified harm to their reputations suffered last summer. This has been the result simply of their participation in the political process. They are aware of no wrongdoing on their part at all. The FPPC found no improprieties, and for the reasons stated in my earlier memorandum, we believe CDR is innocent of any violation



of federal law (with the trivial exception of Section 441d, of which they were unaware and with which they will certainly comply in the future).

In addition, as I write this letter, there is at least a possibility that a special election will be held in California in December over the question of redistricting. This is a matter of vital concern to CDR and particularly to Messrs. Berman and D'Agostino, so there is a possibility that beginning very shortly they will be engaged in one of the most important and difficult political campaigns of their career. It will be extremely prejudicial to them if the special election is called and they are distracted by these FEC proceedings, which ought to have been wound up by now.

While my clients adhere to their wish to cooperate fully with the FEC, I cannot permit them to be strung along indefinitely. As I informed Ms. Tarrant, I am leaving on a vacation the day after tomorrow, and will be back in my office by July 18. I believe it is reasonable for me to demand that if you desire any additional information from my clients, your request be served upon both me and Messrs. Berman and D'Agostino (c/o Berman and D'Agostino Campaigns, 1435 South La Cienega Boulevard, Los Angeles, California 90035) not later than July 18.

We will respond to any questions received by July 18 as promptly as possible (but subject to possible delay if a special election is called). It is possible that whatever additional information you receive will prompt additional questions. We will continue to cooperate so long as each request for more information is received not more than two weeks after the prior questions are answered, or so long as within the two week period some reasonable explanation is given as to why you need more time.

Once you have received all the information you request, we will expect you to submit your recommendations to the Commission promptly, certainly in no more than 30 days. Such a request seems reasonable in almost any case, and certainly in one such as this which has already suffered such inexcusable delay.

I regret having to write a letter such as this, but I trust it is clear that we continue in our desire to cooperate so long as we are not subjected to further unaccountable delays.

Sincerely,

*Daniel H. Lowenstein*

Daniel H. Lowenstein  
Attorney for respondents.

SENSITIVE

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

83 JUL 19 All: 19

July 19, 1983

MEMORANDUM TO: The Commission

FROM: Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel *[Signature]*

SUBJECT: MUR 1461 - Armenian National Committee  
Political Action Committee ("ANC-PAC") -  
Conciliation Agreement

Attached is a conciliation agreement which has been signed by the treasurer of ANC-PAC.

The attached agreement contains no changes from the agreement approved by the Commission on May 27, 1983. A check for the civil penalty imposed by the Commission has been received.

The Office of General Counsel recommends the acceptance of this agreement and the closing of the file as it pertains to this respondent.

Recommendations

1. Accept the attached conciliation agreement.
2. Close the file as it pertains to ANC-PAC.
3. Approve the proposed letter.

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Proposed letter

92040920390

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Armenian National Committee )  
Political Action Committee )

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 21, 1983, the Commission decided by a vote of 5-0 to take the following actions in MUR 1461:

1. Accept the conciliation agreement as submitted with the General Counsel's July 19, 1983 Memorandum to the Commission.
2. Close the file as it pertains to ANC-PAC.
3. Approve the proposed letter as attached to the General Counsel's July 19, 1983 Memorandum.

Commissioners Aikens, Elliott, Harris, McDonald and McGarry voted affirmatively in this matter; Commissioner Reiche did not cast a vote.

Attest:

7-21-83

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

Received in Office of Commission Secretary:  
Circulated on 48 hour tally basis:

7-19-83, 11:19  
7-19-83, 4:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 22, 1983

Hrayr Nalbandian, Treasurer  
Armenian National Committee  
Political Action Committee  
419-A W. Colorado Street, Suite 3  
Glendale, California 91204

Re: MUR 1461

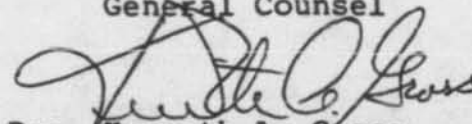
Dear Mr. Nalbandian:

On July 21, 1983, the Commission accepted the conciliation agreement signed by you and a civil penalty in settlement of violations of 2 U.S.C. §§ 441a and 441b, provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your committee and it will become part of the public record with 30 days after this matter has been closed with respect to all other respondents involved. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed. The Commission will notify you when the entire file has been closed.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele  
General Counsel

  
By: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Conciliation agreement

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Ccc# 471

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Armenian National Committee ) MUR 1461  
Political Action Committee )

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GENERAL COUNSEL

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by Louis William Barnett, Chairman, National Foundation to Fight Political Corruption, Inc. An investigation was conducted, and reason to believe has been found that the Armenian National Committee Political Action Committee ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions and 2 U.S.C. § 441b by accepting corporate contributions.

NOW, THEREFORE, the Commission and Respondent, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondent has had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondent enters voluntarily into this Agreement with the Commission.

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IV. The pertinent facts in this matter are as follows:

1. Respondent, a political committee, registered with the Commission on November 19, 1981.
2. Respondent qualified as a multicandidate committee pursuant to 2 U.S.C. § 441a(a)(4) on May 19, 1982.
3. On December 15, 1981, Respondent contributed \$9,000 to the Brown for U.S. Senate Committee for the primary and general elections.
4. On February 9, 1982, Respondent contributed an additional \$1,000 to the Brown for Senate Committee.
5. On June 9, 1982, the Brown for U.S. Senate Committee refunded \$8,000 to Respondent.
6. On March 8, 1982, Respondent contributed \$5,000 to the Martinez for Congress Committee for the primary election.
7. On March 16, 1982, Respondent contributed \$5,000 to the Martinez for Congress - Special Committee for the special election.
8. On June 7, 1982, the Martinez for Congress Committee and the Martinez for Congress - Special Committee each refunded \$4,000 to Respondent.
9. Between January 2, 1982, and March 31, 1982, Respondent accepted contributions from the following corporations: Murcole, Inc. (\$500), Cerritos Valley Bank (\$1,000), Geminor, Inc. (\$250), Operating

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Industries, Inc. (\$1,000), Western Refuse Hauling (\$900), Garfield Financial Corporation (\$784), Metropolitan Waste Disposal (\$400) and the Armenian Cultural Foundation of America (\$500).

10. In September and October, 1982, Respondent refunded all of the above-mentioned corporate contributions.

V. Respondent violated 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions to the Brown for U.S. Senate Committee, Martinez for Congress Committee and the Martinez for Congress - Special Committee.

VI. Respondent violated 2 U.S.C. § 441b by accepting contributions from the following corporations: Murcole, Inc., Cerritos Valley Bank, Geminor, Inc., Operating Industries, Inc., Western Refuse Hauling, Garfield Financial Corporation, Metropolitan Waste Disposal and the Armenian Cultural Foundation of America.

VII. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of seven hundred and fifty dollars (\$750) pursuant to 2 U.S.C. § 437g(a)(5)(A).

VIII. Respondent agrees that it shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

IX. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this

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agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

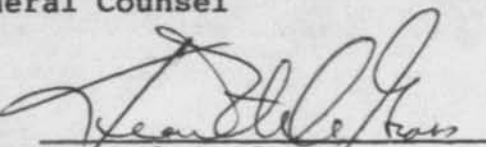
X. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

XI. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

FOR THE COMMISSION:

Charles N. Steele  
General Counsel

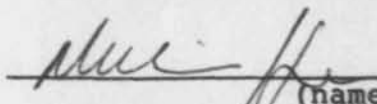
By:

  
Kenneth A. Gross  
Associate General Counsel

Date

July 21, 1982

FOR THE RESPONDENT:

 (name)  
(TREASURER) (position)

Date

7/13/83

Hrayr Nalbandian  
Treasurer

92040920396

● SENSITIVE ●

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
Californians for Democratic ) MUR 1461  
Representation, et al. )

83 JUL 19 A10: 03

GENERAL COUNSEL'S REPORT

I. Previous Commission Action

9 2 0 4 0 9 2 0 3 9 7  
This matter was initiated by a complaint filed by Louis Barnett on behalf of the National Foundation to Fight Political Corruption. On January 4, 1983, the Commission found reason to believe that the Californians for Democratic Representation (CDR) violated 2 U.S.C. §§ 433 and 434 by failing to register and report as a political committee; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions to the 1982 congressional campaign committees of then candidates Mel Levine, Henry A. Waxman, Howard L. Berman, Esteban E. Torres, Mervyn M. Dymally, Harvey Goldhammer and Matthew G. Martinez; 2 U.S.C. § 441a(f) by accepting excessive contributions from the Levine, Waxman, Berman, Torres and Martinez committees; 2 U.S.C. § 441b by accepting corporate contributions; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized and/or paid for by the candidates; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds from improper solicitations into its account.

In addition, the Commission decided to defer action with regard to alleged violations of 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) by the Levine, Waxman, Berman, Torres and Martinez



committees with regard to contributions to and from CDR. However, as the Dymally Committee had only paid CDR \$5,000, the Commission found there was no reason to believe at the time that the Dymally Committee had violated 2 U.S.C. § 441a(a)(1)(C) and deferred action on a possible violation of 2 U.S.C. § 441a(f).

There were also allegations that two federal candidates received excessive in-kind contributions from CDR by allowing those candidates to get on a slate mailer for no cost (Jerry Brown) or virtually no cost (Harvey Goldhammer - \$50). The Commission found that there was no reason to believe that the Brown for U.S. Senate Committee 1/ and Goldhammer for Congress Committee 2/ violated 2 U.S.C. §§ 434 and 441a(f) with regard to expenditures and/or contributions by CDR and closed the file with regard to these committees.

On January 14, 1983, a letter with questions was sent to Harland Braun, treasurer of CDR. On February 2, 1983, CDR filed answers to our questions but requested an extension in order to respond to the reason to believe findings.

The General Counsel granted an extension until March 4, 1983. The response was received on March 21, 1983. As it appeared from CDR's response that the California Fair Political

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1/ The expenditures by CDR on behalf of Jerry Brown were found to be independent expenditures.

2/ As the Goldhammer Committee only expected \$50 worth of advertising, it was determined that it could not be held responsible for the excess amount.

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Practices Commission (CFPPC) had done some research on the slate mailing groups in California, including CDR, this office contacted the CFPPC to ascertain if this information could be obtained. On April 25, 1983, this office received the Staff Report and Recommendations on Slate Mailings (1982 Primary Election) (August, 1982) (CFPPC Report).

## II. Background of CDR

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According to the CFPPC Report, Michael Berman <sup>3/</sup> and Carl D'Agostino have produced slate mailings since 1968 and their success in California has "...firmly established their reputation as leaders in the mass mailing field -- particularly insofar as Democratic and non-partisan candidates are concerned." <sup>4/</sup> Prior to the 1982 primary, Berman and D'Agostino formed the campaign management firm of Berman and D'Agostino Campaigns, Inc. (BAD Campaigns). BAD Campaigns would both manage individual campaigns directly and also prepare large-scale slate mailings i.e., it would write, design and implement an entire mail program.

To serve as the sender for the planned slate mailings, Berman and D'Agostino created CDR in April, 1982, and filed a

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<sup>3/</sup> Michael Berman is the brother of Congressman Howard Berman.

<sup>4/</sup> In answer to our question regarding party affiliation, CDR stated that while it has no relationship with the California Democratic Party, in partisan elections, CDR provides services to Democratic candidates only.

statement of organization with the CFPPC. 5/ According to CDR's counsel, CDR is a non-profit organization. Harland Braun, an attorney, agreed to serve as the volunteer treasurer for CDR. Although Harland Braun is the only listed officer of CDR for California reporting purposes, decisions are made jointly by Braun, Berman and D'Agostino.

### III. CDR/BAD Campaigns Operation

According to CDR, during 1982 approximately 5,768,000 pieces of mail were sent out. In the primary election, the mailing program was carried out in Los Angeles County alone, and federal candidates paid approximately 11.8% of the cost. In the general election, the program was extended to ten additional counties and federal candidates paid approximately 22.7% of the cost. 6/

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5/ According to CDR, its status under California's campaign laws was ambiguous at the time, however, CDR decided to file reports in order to avoid politically inspired attacks. Based on advice from counsel, CDR now believes that it is governed by [California] Government Code Section 84303 which deals with agents and independent contractors. Under that section, CDR obviates the need for participating candidates to disclose CDR's expenditures by itself filing statements. (See Attachment 2).

However, it appears from the CFPPC Report that CDR qualified as a committee under the California Political Reform Act of 1974, as amended, due to "independent expenditures."

6/ The main reason for the increased percentage according to CDR was due to the fact that senatorial candidate Jerry Brown did not pay to participate in the primary mailing program but paid a substantial amount (\$96,000) to participate in the general mailing program.

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As stated earlier, BAD Campaigns actually operated the slate mailing program. Berman and D'Agostino stated that they agreed among themselves at the outset that BAD Campaigns would receive a fixed fee for producing the slate mailings for CDR regardless of how much money CDR actually took in for the mailings. <sup>7/</sup> BAD Campaigns' fee for the primary election was \$250,000 and for the general election was \$350,000. Any additional money over those required for initial mailings would be used to extend the mailings' coverage rather than increasing BAD Campaigns' fee. If the mailings were not financially successful, BAD Campaigns was to absorb the loss.

CDR claims that in order to maximize the effectiveness of the mailing program, it sought to make the slate as complete as possible, thereby, enhancing its use to the voter. Thus, the CDR slate often endorsed candidates who did not pay to participate, "...not simply to benefit these candidates but to enhance the value of the slate for those candidates who did participate."

At the time of the reason to believe findings, the Commission was only aware of CDR's primary activity and the participation of the following federal candidates: Waxman, Berman, Levine, Torres, Martinez, Dymally, Goldhammer and Brown. Through answers to our questions, however, we have learned that many more federal candidates were supported that either did not

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<sup>7/</sup> According to reports filed by CDR with the CFPPC, CDR had receipts totalling \$1,695,088 and expenditures totalling \$1,649,618 during 1982.

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pay CDR or paid a substantially lower amount than the others.

During the 1982 primary, CDR's slate mailings supported 17 federal candidates, 8 of which did not pay. According to CDR, the target price for "full featured status" for congressional candidates was \$15,000. 8/ Among the federal candidates that paid during the primary period, the prices ranged as follows: Waxman (\$15,000), Berman (\$15,000), Levine (\$15,000), Torres (\$15,000), Martinez (\$13,000), Dymally (\$10,000), James P. Spellman (\$2,500), George Webb (\$2,200) and Goldhammer (\$50).

During the general election, CDR's slate mailings supported 30 federal candidates, 17 of which did not pay. Among the federal candidates that paid to participate in the mailers pertaining to the general election, the fees ranged as follows: Brown (\$96,000), Phillip Burton (\$15,000), Waxman (\$15,000), Berman (\$15,000), Levine (\$15,000), Martinez (\$15,000), Torres (\$13,000), Fortney H. Stark (\$10,000), Dymally (\$5,000), Jerry M. Patterson (\$5,000), Spellman (\$4,000), Roy Archer (\$1,000) and Paul Servede (\$250).

According to CDR, those who did not pay were merely listed whereas those who paid received "featured status". To explain the discrepancy in prices among those who paid for featured status, CDR stated that there were some candidates who

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8/ While CDR did not elaborate on the meaning of "full featured status", it appears that, in addition to having his or her name listed on the slate, a candidate would also receive a separate write up and possibly a picture included in the mailing. (See example at Attachment 1 in which Congressman Henry Waxman is "featured.")

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decided that they needed some featuring but were unable to afford the \$15,000 "full featured" price. These candidates paid less and were not featured in as many mailings. 9/ All of CDR's revenues came from candidates and ballot measure committees who paid for some kind of featured status.

IV. CDR's Legal Argument

It is CDR's position that it inadvertently violated 2 U.S.C. § 44ld, however, it is not a political committee and therefore did not violate the other sections of the Act as alleged. It contends that the payments received by CDR from federal candidates and the payments made by CDR in the course of operating the mailing program are not "contributions" under the Act.

In addition, CDR maintains that it did not make "contributions" to the nonpaying endorsees as no cooperation or concert occurred between CDR and any of the nonparticipating endorsees or their campaign organizations. CDR also asserts that it did not make "expenditures" in support of these nonparticipating candidates since CDR's revenues consisted entirely of payments from participating campaigns and those who paid received full value. As CDR did not borrow money or incur a deficit, its expenditures cannot have exceeded its revenues.

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9/ While this explains the difference in prices paid by candidates who received a lot of featuring and those who received lesser amounts, it does not explain why certain candidates who paid equal prices apparently received varied amounts of featuring.

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Thus, it did not make expenditures in support of nonparticipating campaigns because it had no "extra" money to do so.

V. Investigation

The large scale operation of CDR, the number of federal candidates that received services from CDR without paying, the discrepancies between prices assessed to those who did pay, the statements by Berman and D'Agostino contained in the CFPPC Report that their primary motivations were political and ideological, not personal profit, and the apparent close relationship between BAD Campaigns, Inc. and CDR raise many more questions concerning the nature of CDR's operation and its relationships with the candidate committees. In order to best obtain complete answers to these questions and to secure the type of detailed information needed to resolve this matter, it is recommended that a deposition of a CDR representative be taken. Attached for Commission approval are subpoenas which would require the appearance for deposition of a representative to be designated by CDR and the production of certain documents prior to the deposition.


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VI. Recommendations

1. Approve and send the attached subpoenas to Californians for Democratic Representation.
2. Approve and send the attached letter.

Date July 18, 1963

Charles N. Steele  
General Counsel

By:   
Kenneth A. Gross  
Associate General Counsel

Attachments

1. Example of mailing
2. California Code Section 84303
3. Subpoenas
4. Proposed letter

92040920405



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL  
FROM: MARJORIE W. EMMONS/JODY RANSOM *JR*  
DATE: JULY 21, 1983  
SUBJECT: OBJECTION - MUR 1461 General Counsel's  
Report signed July 18, 1983

The above-named document was circulated to the  
Commission on Tuesday, July 19, 1983 at 4:00.

Objections have been received from the Commissioners  
as indicated by the name(s) checked:

Commissioner Aikens	<u>X</u>
Commissioner Elliott	<u>          </u>
Commissioner Harris	<u>          </u>
Commissioner McDonald	<u>          </u>
Commissioner McGarry	<u>          </u>
Commissioner Reiche	<u>          </u>

This matter will be placed on the Executive Session  
agenda for Tuesday, July 26, 1983.

92040920406



BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Californians for Democratic )  
Representation, et al. )

CERTIFICATION

I, Marjorie W. Emmons, Recording Secretary for the Federal Election Commission Executive Session on July 26, 1983, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 1461:

1. Approve and send the subpoenas to Californians for Democratic Representation as recommended in the FEC General Counsel's report dated July 18, 1983.
2. Approve and send the letter attached to the General Counsel's report dated July 18, 1983.

Commissioners Aikens, Elliott, Harris, McDonald, and McGarry voted affirmatively for the decision. Commissioner Reiche was not present at the time of the vote on this matter.

Attest:

7/26/83

Date

Marjorie W. Emmons  
Marjorie W. Emmons  
Secretary of the Commission

92040920407



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES N. STEELE  
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: JULY 27, 1983

SUBJECT: SUBPOENAS RE: MUR 1461

The attached subpoenas, which were Commission approved in Executive Session on July 26, 1983, have been signed and sealed this date.

Attachments:  
Subpoenas (2)



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 28, 1983

Daniel H. Lowenstein, Esquire  
c/o U.C.L.A. Law School  
405 Hilgard Avenue  
Los Angeles, California 90024

RE: MUR 1461  
Californians for Democratic  
Representation

Dear Mr. Lowenstein:

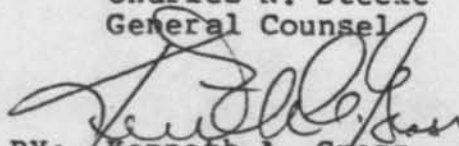
On January 14, 1983, you were notified that the Commission found reason to believe that your client, the Californians for Democratic Representation (CDR), had violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b and 441d, provisions of the Federal Election Campaign Act of 1971, as amended, and sections 102.5(a)(1) and (2) of the Commission's Regulations. An investigation of this matter is being conducted and it has been determined that additional information from your client is necessary.

Consequently, the Federal Election Commission has issued the attached subpoenas for deposition and production of documents to assist the Commission in carrying out its supervisory duty of investigating this matter. For purposes of the deposition, CDR should designate as its representative the individual(s) who are most familiar with CDR's formation, organization and policies and with its relationship with Berman and D'Agostino Campaigns, Inc. and with its dealings with federal candidates and/or their campaign committees.

If you have any questions, please direct them to Marybeth Tarrant, the staff member handling this matter, at 202-523-4529.

Sincerely,

Charles N. Steele  
General Counsel

  
BY: Kenneth A. Gross  
Associate General Counsel

Enclosure  
Subpoenas

92040920409



UNITED STATES OF AMERICA  
FEDERAL ELECTION COMMISSION

Subpoena to Produce Documents

To: Californians for Democratic Representation

Re: Matter Under Review 1461

Pursuant to 2 U.S.C. § 437d(a)(3), and in furtherance of its investigation in the above-referenced Matter Under Review, the Federal Election Commission hereby subpoenas Californians for Democratic Representation (CDR) to produce the following documents in their entirety:

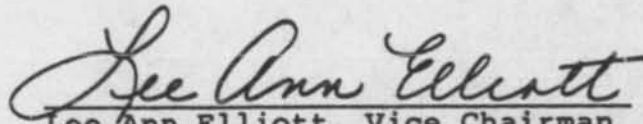
1. All documents and materials, including but not limited to, constitutions, bylaws, policy statements and other enactments, which relate, refer or pertain to the manner in which CDR conducts its activities.
2. All documents and materials which relate, refer or pertain to all contracts, agreements and understandings between Berman and D'Agostino Campaigns, Inc. and CDR.
3. All documents and materials which relate, refer or pertain to all contracts and other agreements between CDR and the following federal candidates and/or their campaign committees: Henry A. Waxman, Howard L. Berman, Mel Levine, Esteban E. Torres, Matthew G. Martinez, Mervyn M. Dymally, James P. Spellman, George Webb, Harvey L. Goldhammer, Edmund G. Brown, Jr., Phillip Burton, Fortney H. Stark, Jerry M. Patterson, Roy Archer and Paul Servede.

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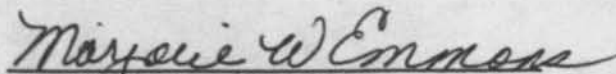
4. All documents and materials, including but not limited to, solicitation letters, scripts used in oral solicitations, and written solicitation policies, which relate, refer or pertain to solicitations of candidates for federal office for participation in CDR's slate mailing program.
5. All documents and materials which relate, refer or pertain to the manner in which CDR determined the asking prices for participation of federal candidates on CDR's slate mailers.
6. All documents and materials which relate, refer or pertain to the services candidates and/or committees received in return for a specified price.

Notice is given that these materials must be submitted to the Office of General Counsel, Federal Election Commission, 1325 K Street, N.W., Washington, D.C. within 15 days of your receipt of this subpoena. Legible copies which, where applicable, show both sides of documents, may be substituted for originals.

WHEREFORE, the Vice Chairman of the Federal Election Commission has hereunto set her hand in Washington, D.C. on this 27<sup>th</sup> day of July, 1983.

  
Lee Ann Elliott, Vice Chairman  
Federal Election Commission

ATTEST:

  
Marjorie W. Emmons  
Secretary to the Commission

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UNITED STATES OF AMERICA  
FEDERAL ELECTION COMMISSION

Subpoena to Appear for Deposition  
Upon Oral Examination

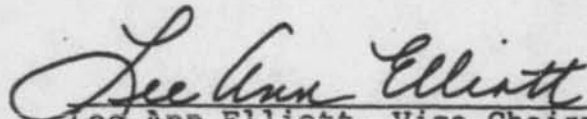
TO: Californians for Democratic Representation

RE: Matter Under Review 1461

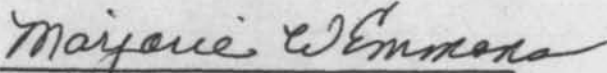
Pursuant to 2 U.S.C. §§ 437d(a)(3) and (4), and in furtherance of its investigation in the above-referenced Matter Under Review, the Federal Election Commission, hereby orders Californians for Democratic Representation (CDR) to designate one or more individuals to appear for deposition. The individual(s) designated to appear should be familiar with CDR's formation, organizational structure, and policies, relationship with Berman and D'Agostino Campaigns, Inc. and its dealings with federal candidates and/or their campaign committees.

Notice is hereby given that the deposition is to be taken at 1100 United States Courthouse, 312 North Spring Street, Los Angeles, California at 10 a.m., on August 26, 1983, and continuing each day thereafter as is necessary.

WHEREFORE, the Vice Chairman of the Federal Election Commission has hereunto set her hand at Washington, D.C., on this 27th day of July 1983.

  
Lee Ann Elliott, Vice Chairman  
Federal Election Commission

ATTEST:

  
Marjorie W. Emmons  
Secretary to the Commission

92040920412





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 9, 1983

Fred M. Brosio, Chief  
Civil Division  
U.S. Attorney's Office  
1100 U.S. Courthouse  
312 N. Spring Street  
Los Angeles, California 90012

Dear Mr. Brosio:

This is to confirm arrangements made with your office regarding the use of a conference room for a deposition which will be taken on August 18, 1983, at 10 a.m. Should you have any questions, please call me. My FTS number is 523-4057.

Thank you for your cooperation.

Sincerely,

*Marybeth Tarrant*

Marybeth Tarrant

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

MOR 1461

August 9, 1983

Dan Minjares  
Rocklin, Bernstein & Minjares & Associates  
12500 Wilshire Boulevard  
Suite 206  
Los Angeles, California 90017

Dear Mr. Minjares:

This is to confirm our conversation of August 8, 1983, whereby I arranged with you to have a court reporter present at a deposition to be taken at 1100 U.S. Courthouse, 312 N. Spring Street, 11th floor, at 10 a.m. on August 18, 1983.

Should you have any questions, please call me at  
(202) 523-4057.

Sincerely,

*Marybeth Tarrant*

Marybeth Tarrant

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THE DEPOSITION OF CARL D'AGOSTINO (TAKEN AUGUST 18, 1983) IS  
FOUND AT THE END OF THIS FILE.

92040920415



THE DEPOSITION OF MICHAEL BERMAN (TAKEN AUGUST 18, 1983) IS  
FOUND AT THE END OF THIS FILE.

92040920416

CALIFORNIANS FOR

DEMOCRATIC REPRESENTATION

September 11, 1983

Marybeth Tarrant  
Federal Elections Commission  
Washington, DC 20463

Dear Ms. Tarrant:

Pursuant to your conversation with Dan Lowenstein, I am formally responding to the five questions the FEC has asked of Californians for Democratic Representation.

1. Are there different bank accounts for Californians for Democratic Representation and Berman and D'Agostino Campaigns?

Answer: Yes.

2. Are they at the same bank?

Answer: Yes, Central Bank, Beverly Hills Branch, 9300 Wilshire Boulevard, Beverly Hills, CA 90212.

3. What are the names of the two different accounts?

Answer: Californians for Democratic Representation, Account #0430036076, and Berman and D'Agostino Campaigns, Account #0430033298.

4. Who has access to each of these accounts?

Answer: Signers for CDR are Evelyn D'Agostino and Mary Ellen Padilla. Signers for BAD Campaigns, Inc. are Michael Berman, Carl D'Agostino and Keiko Shimabukuro.

5. If the accounts were separate, did any money go through both CDR and BAD accounts other than consulting fees paid to BAD from CDR?

Answer: No. However, BAD contracted for a poll and was reimbursed by various participants in the poll which included CDR.

I hope this provides you with the information you need. If we can answer any additional questions or provide additional information, we are happy to do so. We continue to urge the most rapid possible disposition of this matter.

Sincerely,

  
Michael Berman

GCC#969  
MUR 11/61

13 OCT 17 P 2:

GENERAL CO. 135

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**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

In the Matter of  
Californians for Democratic  
Representation, et al.

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MUR 1461

84 FEB 2 P 2: 01

**COMPREHENSIVE INVESTIGATIVE REPORT #1**

This matter was initiated by a complaint, filed on August 17, 1982, by Louis Barnett on behalf of the National Foundation to Fight Political Corruption. On January 4, 1983, the Commission found reason to believe that the Californians for Democratic Representation (CDR) violated 2 U.S.C. §§ 433 and 434 by failing to register and report as a political committee; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions; 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 441b by accepting corporate contributions; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized and/or paid for by the candidates; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds from improper solicitations into its account.

In addition, the Commission decided to defer action with regard to alleged violations of 2 U.S.C. §§ 441a(a)(1)(C) and 441a(f) by the participating candidate committees with regard to contributions to and from CDR.

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There were also allegations that two federal candidates received excessive in-kind contributions from CDR by allowing those candidates to get on a slate mailer for no cost (Jerry Brown) or virtually no cost (Harvey Goldhammer - \$50). The Commission found that there was no reason to believe that the Brown for U.S. Senate Committee 1/ and the Goldhammer for Congress Committee 2/ violated 2 U.S.C. §§ 434 and 441a(f) with regard to expenditures and/or contributions by CDR and closed the file with regard to these committees.

On January 14, 1983, a letter with questions was sent to Harland Braun, treasurer of CDR. On February 2, 1983, CDR filed answers to our questions but requested an extension in order to respond to the reason to believe findings.

The General Counsel granted an extension until March 4, 1983. The response was received on March 21, 1983. As it appeared from CDR's response that the California Fair Political Practices Commission (CFPPC) had done some research on the slate mailing groups in California, including CDR, this office contacted the CFPPC to ascertain if this information could be obtained. On April 25, 1983, this office received the Staff Report and Recommendations on Slate Mailings (1982 Primary Election) (August, 1982) (CFPPC Report).

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1/ The expenditures by CDR on behalf of Jerry Brown were found to be independent expenditures.

2/ As the Goldhammer Committee only expected \$50 worth of advertising, it was determined that it could not be held responsible if CDR expended more than that amount on behalf of Mr. Goldhammer.

After reviewing the information on hand, many more questions arose regarding CDR. It was the opinion of this office that in order to secure the type of detailed information required to resolve this matter, depositions needed to be taken.

On July 26, 1983, the Commission approved two subpoenas which required the appearance for deposition of a representative to be designated by CDR and the production of certain documents prior to the deposition. On July 29, 1983, this office received documents in response to the subpoena (CDR had already discussed with this office the type of documents that would be requested). On August 18, 1983, depositions were taken of Michael Berman and Carl D'Agostino, originators of CDR. On September 26, 1983, this office received the signed transcripts of the depositions.

As the depositions lasted an entire day, the transcripts were quite lengthy and required a considerable amount of time to review and outline. In addition, all the other information gathered during this investigation had to be re-examined.

Upon reviewing this information, it was felt that a few more questions needed to be asked of CDR. These questions were posed to CDR's counsel and, on October 17, 1983, CDR furnished this office with the answers.

Due to the complicated factual situation and difficult issues raised by this matter, the staff has held several meetings and has had many discussions concerning the appropriate recommendation to be made in the matter. Therefore, after

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extensive analysis of this matter, this office is presently proceeding with the next phase of the enforcement process and will be making its recommendation to the Commission soon.

Charles N. Steele  
General Counsel

February 1, 1954  
Date

By:

Kenneth A. Gross  
Associate General Counsel

92040920421



6CC# 2054

UCLA Law School  
405 Hilgard  
Los Angeles, California 90024

April 3, 1984

Lois Lerner  
General Counsel's Office  
Federal Election Commission  
Washington, D.C. 20463

*Handwritten:* Mail 1461  
Tanant  
JAN 6

Dear Ms. Lerner,

It is now only two months before the California primary election, and my clients, Californians for Democratic Representation et al., are presently engaged in discussions to determine, from a business point of view, whether they should proceed with a slate mailing program. The points discussed in this letter are relevant only in the event they do decide to go forward, and this letter assumes that in that event the program will be substantially the same for all material purposes as the 1982 program.

For the reasons set forth in my memorandum submitted in March, 1983, we believe that the slate mailing program is in full accord with the Federal Election Campaign Act, except for the inadvertent violation of Section 441d, which will not be repeated. In addition, we believe the program gives rise to no filing obligations.

On the other hand, my clients have no reluctance whatsoever to filing reports under the Act, and we recognize that it is conceivable that the Federal Election Commission will ultimately decide (though we believe such a decision would be erroneous) that they are required to file reports.

The complaint which gave rise to these proceedings was filed with the FEC in August, 1982. My clients have responded to every request for information promptly, completely, and accurately. Through no fault of my clients there has still been no authoritative ruling on the matters at issue. Since my clients cannot put off the date of the primary election they must go forward without delay, but they wish to do so in the best of faith.

Accordingly, my clients make the following offer. They are willing, and in fact very much would like, to file disclosure reports with the FEC at the appropriate times and on the appropriate forms. They would do so subject to all the penalties for false or incomplete filings. However, for reasons that should be obvious, they can do so only on the understanding that it would be without prejudice to the positions expressed in

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my March, 1983, memorandum. That is, it must be understood that filings by my clients would not constitute an admission that Californians for Democratic Representation is a political committee; or that moneys received from participating candidates constitute "contributions" to CDR within the meaning of the FECA; or that moneys expended in the course of the program constitute "contributions" to the participating or nonparticipating candidates; and so forth. Of course, acceptance of the disclosure statements by the FEC on this understanding would be without prejudice to the FEC's right to make contrary assertions, in the event it concludes there are grounds for doing so.

In short, we believe that filing on the understanding indicated above would preserve all parties' rights in the current proceedings, while at the same time serving the public interest in full disclosure. Furthermore, in the event it is ultimately decided, contrary to our belief, that CDR is required to file reports, filing on the understanding suggested herein would make it possible to avoid unnecessary future violations of the FECA. Upon notice from the FEC or an authorized staff member that the statements will be accepted for filing on the understanding indicated above, we stipulate that you may regard my clients as bound to file.

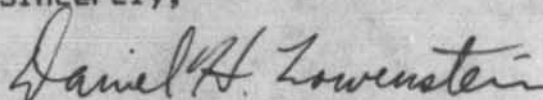
Assuming that my clients file reports on the basis of an agreement like that outlined above, it is of crucial importance to my clients that the clients of CDR and others who may appear on the reports not be harrassed or bothered by inquiries prompted by the reports. Therefore, we would like some assurance that your office will establish some procedure to assure that normal administrative procedures do not result in inquiries that might be prompted by CDR's filing but that would be inappropriate or unnecessary in light of the present circumstances.

There is one separate, though related point. As mentioned above, my clients must soon make a decision whether to go forward with a slate mailing program for the primary election. If they decide to go forward, they must make commitments that cannot conscionably be undone and incur substantial expenditures (using that term in a non-technical sense) that cannot be recovered. To the extent the ultimate resolution of this matter by the FEC might entail disclosure obligations, this would create no significant difficulty for my clients, as the above discussion indicates. However, if the FEC took a position that required any substantial modification of the actual workings of the program, it could be impossible to accede to the FEC's position (if my clients chose to accede, rather than seek judicial review) with respect to the program that is under way. Thus, for purposes of any penalties that might in the future be considered, if the FEC takes a position in this matter between now and the primary, actions by my clients that might be inconsistent with that position must in fairness be viewed not as disregarding of

the FECA, as interpreted, but simply as following an irrevocable course of action.

I appreciate your cooperation in this matter.

Sincerely,



Daniel H. Lowenstein

Attorney for:

Michael Berman  
Harland Braun  
Carl D'Agostino  
Berman and D'Agostino  
Campaigns  
Californians for Democratic  
Representation

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

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April 17, 1984

MEMORANDUM TO: The Commission

FROM: Charles N. Steele  
General Counsel

SUBJECT: MUR 1461

**SENSITIVE**

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on April 17, 1984. Following receipt of the Respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondent

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 17, 1984

Daniel H. Lowenstein, Esquire  
c/o U.C.L.A. Law School  
405 Hilgard Avenue  
Los Angeles, California 90024

RE: MUR 1461  
Californians for Democratic  
Representation

Dear Mr. Lowenstein:

Based on a complaint filed with the Commission on August 17, 1982, and information supplied by your client, the Commission determined on January 4, 1983, that there was reason to believe that your client had violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b and 441d, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") and 11 C.F.R. § 102.5(a)(1) and 2, provisions of the Commission's Regulations and instituted an investigation of this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief.

ATTACHMENT 2

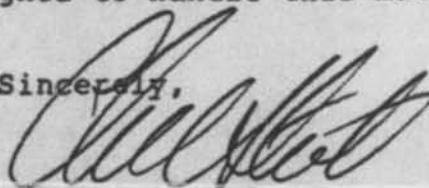
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Letter to Daniel H. Lowenstein  
Page 2

A finding of probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety, days to settle this matter through a conciliation agreement.

Should you have any questions, please contact Marybeth Tarrant, the staff member assigned to handle this matter, at (202) 523-4000.

Sincerely,



Charles N. Steele  
General Counsel

Enclosure  
Brief

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Californians for Democratic ) MUR 1461  
 Representation, et al. )

GENERAL COUNSEL'S BRIEF

I. Previous Commission Action

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This matter was initiated by a complaint filed on August 17, 1982, by Louis Barnett on behalf of the National Foundation to Fight Political Corruption. On January 4, 1983, the Commission found reason to believe that the Californians for Democratic Representation ("CDR") violated 2 U.S.C. §§ 433 and 434 by failing to register and report as a political committee; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions; 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 441b by accepting corporate contributions; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized and/or paid for by federal candidates; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds received from improper solicitations into its account.

An investigation followed, including a review of documents provided by CDR, the taking of the depositions of Michael Berman and Carl D'Agostino, the originators of CDR, and a review of the California Fair Political Practices Commission ("CFPPC") Staff Report and Recommendations on Slate Mailings (1982 Primary Election).

ATTACHMENT 1

## II. FACTS

### A) Introduction

CDR is an unincorporated non-profit organization that puts out slate mailings endorsing federal and non-federal candidates, as well as ballot measures. Those who give funds to CDR to participate are included on the slates that are sent out and, depending upon the amount given, receive various amounts of "featuring" consisting of pictures, write-ups or other advertising being included in the slate mailings. The slates themselves also list names of candidates who have not given any funds, but such candidates generally receive no featuring.

### B) CDR/BAD Slate Mailing Operation

CDR is the creation of two long time political activists, Michael Berman and Carl D'Agostino. In 1982, after being informally involved in California politics for some time, 1/ they decided to form a political consulting firm, Berman and D'Agostino Campaigns, Inc. ("BAD"), to directly manage individual campaigns and to prepare large scale slate mailings. In April 1982 Berman and D'Agostino formed CDR to serve as the sender of the slate mailings and filed a statement of organization with the

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1/ According to the CFPPC Report, Berman and D'Agostino have produced slate mailings since 1968 and their success in California has "... firmly established their reputation as leaders in the mass mailing field -- particularly insofar as Democratic and non-partisan candidates are concerned."

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CFPPC, naming attorney Harlan Braun, as treasurer. 2/ When asked why CDR was formed to send the slate mailings, as opposed to having them sent out under BAD's name, Mr. Berman cited several reasons. First, he felt that Democratic candidate slate mailings coming from an organization with a representative name that voters were familiar with, such as Californians for Democratic Representation, were more valuable than mailings coming from BAD. 3/ Second, CDR provided a mechanism whereby Harlan Braun, who was knowledgeable concerning judicial candidates but had no connection with BAD, could be brought into the slate decision making process. 4/ Third, in order to avoid questions concerning its activities, Berman and D'Agostino planned to make the financial records of the slate mail sender public. Because BAD was a competitive profit making organization Berman and D'Agostino did not wish to open BAD's records to the public.

Pursuant to the agreement between CDR and BAD, BAD acted as a consultant to CDR, designing and implementing the slate mail

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2/ CDR claims that it does not qualify as a political committee under California law, but filed as one to open its records to the public to avoid questions of impropriety. California has no contribution or expenditure limitations, nor does it prohibit the use of corporate and labor union contributions, therefore the only effect of registering as a political committee is the requirement to file reports. As CDR was filing, the CFPPC never addressed the question of CDR's status during its inquiry.

3/ CDR is not affiliated with the California Democratic Party.

4/ Although Braun is CDR's only listed officer, all decisions concerning CDR are jointly made by Braun, Berman and D'Agostino.

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program. 5/ In return CDR agreed to pay BAD \$250,000 for its work in the primary and \$350,000 for the general election. 6/ According to the terms of their agreement, any monies received above the amount required for the initial mailings would be used to extend the coverage of the mailings. If the slate mailing program was not financially successful, BAD would absorb any losses. 7/ The relationship between the two organizations was very close. They shared the same address, telephone and some personnel. 8/ Most people made no distinction between BAD and CDR when inquiring about the slate mailings.

The slate used for the mailings was determined by Berman, D'Agostino and Braun. Because of their political leanings, CDR's slate supported mainly liberal Democrats. During the depositions Berman explained that if two Democrats were running for the same office, they would put the one more closely aligned with their

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5/ Although Berman and D'Agostino claim there was a written agreement between BAD and CDR, neither could locate a copy of such an agreement. In addition, many of the agreements between CDR and the federal candidates were verbal, not written.

6/ According to the CFPPC Report, both Berman and D'Agostino stated that if "they had been in the business purely to make money" they would have been tremendously underpaid. Both stated that they worked more than 100 hours a week for the three months preceding the primary and that the per hour payment received was substantially below what their services to CDR and the individual candidates were worth. They estimated that they made well under \$100 an hour for designing the "most sophisticated slate mailing ever produced." During their depositions both men expressed that they felt they had undercharged for BAD's services on the slate mailing even though BAD was probably considered the most expensive campaign consultant.

7/ BAD has not yet had to absorb any CDR losses.

8/ BAD and CDR did, however, maintain separate bank accounts with different signatories.

political stance on the slate -- not the one who would pay more. Similarly, their political beliefs determined the slate's stance on non-partisan issues such as propositions supported by various political committees, corporations and/or other organizations.

C) Listing and Featuring

At the time of the reason to believe findings, the Commission was aware only of CDR's activity in the primary and of the participation in CDR's slate program of the following federal candidates: Henry A. Waxman, Howard L. Berman, Mel Levine, Esteban E. Torres, Matthew G. Martinez, Mervyn M. Dymally, Harvey Goldhammer and Edmund G. Brown. During the investigation the Office of General Counsel learned that the CDR primary slate also supported many other federal candidates who either did not give any funds to CDR or gave substantially less than other similarly situated candidates and that CDR was very active in the general election. As illustrated below, during the 1982 primary, CDR's slate mailings supported 17 federal candidates, 8 of whom gave no funds to CDR.

Chart A: 1982 Primary

<u>Candidate</u>	<u>\$ to CDR</u>	<u>Slate Gram Feature</u>	<u>List</u>	<u>Slate Card Feature</u>	<u>List</u>	<u>Sample Ballot Feature</u>	<u>List</u>
Waxman	15,000	88,000		88,000		61,000	
Berman	15,000	94,000		94,000		63,000	
Levine	15,000	107,000		107,000		4,000	
Torres	15,000	77,000		77,000		77,000	
Martinez	13,000	68,000		68,000		68,000	
Dymally	10,000	46,000		46,000			
Spellman	2,500	53,000			53,000		
Webb	2,200	37,000			37,000		
Goldhammer	50		53,000		53,000		7,000

<u>Candidate</u>	\$ to CDR	Slate Gram Feature List	Slate Card Feature List	Sample Ballot Feature List
Brown	0	1,010,000	1,023,000	292,000
Bethea	0	13,000	13,000	
Beilenson	0	110,000	110,000	1,000
Roybal	0	65,000	65,000	8,000
Dixon	0	37,000	36,000	1,000
Hawkins	0	22,000	22,000	
Anderson	0	75,000	80,000	
Servelle	0	67,000	74,000	

During the 1982 general election, the slate mailings supported 30 federal candidates, 17 of whom gave no funds.

Chart B: 1982 General

<u>Candidate</u>	\$ to CDR	Slate Gram Feature List	Slate Card Feature List
Brown	96,000	1,000,000	997,000
Burton	15,000	120,000	120,000
Waxman	15,000	94,000	90,000
Berman	15,000	97,000	95,000
Levine	15,000	116,000	110,000
Martinez	15,000	73,000	70,000
Torres	13,000	80,000	70,000
Stark	10,000	100,000	
Dymally	5,000	50,000	15,000
Patterson	5,000	78,000	
Spellman	4,000	70,000	
Archer	1,000	20,000	
Servelle	250	10,000	60,000
Boxer	0		45,000
Dellums	0		100,000
Edwards	0		30,000
Lantos	0		70,000
Lynch	0		10,000
Coelho	0		22,000
Panetta	0		48,000
Frost	0		80,000
Bethea	0		14,000
Beilenson	0		100,000
Roybal	0		65,000
Dixon	0		40,000
Hawkins	0		25,000
Anderson	0		80,000
Erwin	0		500
Verges	0		60,000
Haseman	0		60,000

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The candidates who gave no funds to CDR were listed. Listing meant that the candidate's name was listed along with other endorsed candidates and ballot measures on a slate card, slate gram or sample ballot. See Exhibits 1, 2 and 3. According to Berman and D'Agostino, the listing of such candidates, made the slate more useful to the voter as well as more valuable to other candidates who wished to be associated with certain candidates. 9/ Those who were listed were not usually contacted nor was their listing subject to their approval.

The candidates who gave money to CDR were "featured". Featuring consisted of write-ups, pictures or other advertising being included in the slate mailings. See Exhibits 1A, 2A and 3A. Featured candidates were also listed on the slates or sample ballots sent out. According to Berman and D'Agostino the amount of money given determined the extent of the featuring the candidate received. For example, the stated amount for full featured status for a congressional candidate was \$15,000 10/. For that amount the candidate was guaranteed that CDR would send a specified minimum number of mailings containing advertisements about him. In several instances, candidates were also told that substantially more than the guaranteed number of mailings could

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9/ According to Berman and D'Agostino the goal of the slate mailing is to have the voter take the slate to the polls and vote according to the slate's endorsements. Consequently, they assert that a slate is not valuable unless it includes an endorsed candidate for every available office.

10/ If a candidate was unable to pay the full \$15,000 he could pay for a lesser featured status whereby fewer of the mailings sent would include advertisements for him.

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be sent on their behalf at no additional cost to the candidate if CDR received more funds than were necessary to cover the expense of all guaranteed mailings. 11/

Generally only those candidates who participated in the slate financially received featured status. There were, however, some exceptions. One was senatorial candidate Jerry Brown who did not pay to participate in the primary mailings, but who was featured in some primary mailings. See Exhibit 3A. In addition, congressional candidate, Glenn Anderson, was featured on 8,000 pieces mailed during the general election campaign at the request of a state candidate who, so far as CDR has reason to believe, was not acting as an agent of the Anderson campaign.

D) CDR's Disclaimers

For the primary, the mailings contained CDR's name and address and the following statement: "State candidates and measures' portions partially paid for by state campaign committee, not exceeding 80% of total cost." In addition, the mailings stated that they were an "unofficial endorsement." See Exhibit 4.

As a result of the CFPPC staff report, CDR expanded the disclaimer on its general election mailings to read as follows:

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11/ CDR had secured commitments sufficient to cover the cost of the initial mailings very early on. According to the CFPPC report they received \$345,000 in early commitments for the primary, including \$15,000 each from federal candidates Howard Berman, Mel Levine and Henry Waxman.

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Published by Californians for Democratic Representation (1435 La Cienega Boulevard, Los Angeles 90035) - a political committee registered with the California Fair Political Practices Commission. CDR's Chairman is Harland Braun, its consultants are Berman and D'Agostino, Inc. Cost of Mailing was defrayed by some of the candidates and ballot measures listed on the Democratic Guide.

See Exhibit 5.

### III. FACTUAL AND LEGAL ANALYSIS

#### A. CDR Has Failed to Register and Report As a Political Committee in violation of 2 U.S.C. § 433 and § 434.

Under the Act and Commission regulations, the term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for Federal office. 2 U.S.C. § 431(e); 11 C.F.R. § 100.4(a)(1). Similarly, the term "expenditure" is defined to include any purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made by any person for the purpose of influencing an election for Federal office. 2 U.S.C. § 431(f); 11 C.F.R. § 100.7(a)(1).

A political committee is defined as any committee, club, association, or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. § 431(4)(A); 11 C.F.R. § 100.5(a). Pursuant to 2 U.S.C. § 433(a), a political committee is required to file a statement of organization within 10 days of

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becoming a political committee and, pursuant to 2 U.S.C. § 434(a), is required to file reports of receipts and disbursements.

Although CDR would have the Commission believe it is merely a business providing a service for a fee rather than a political committee, the facts demonstrate otherwise. By its own admission Californians for Democratic Representation is not just a pure business venture. "It makes decisions and endorsements and [is] a political being in the sense that [it] has a point of view." Berman Deposition at p. 47. This "political being" aspect of CDR is further evidenced by its non-profit orientation and by the decision to use CDR profits to extend its mailings and, thus, its political views, rather than enrich its principals. Had CDR been purely a business venture, the prime motivation would have been to generate as much profit as possible for its principals.

Indeed, had Berman and D'Agostino been solely interested in providing a service for a fee, there would have been no need to establish CDR. As Michael Berman explained, however:

[w]hat we would be doing in the process if we do this all through BAD Campaigns, you could argue that all we are doing is soliciting advertising space, and the more money we get, the more money we make, and therefore, it comes into our hands.

We do not want to be in that business. We have a reputation, we think, a pretty good reputation, in terms of the political world in California and Los Angeles, and who

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knows, it may be expanding. The corporate records of BAD Campaigns are not public record and publicly disclosed. We are happy to claim Californians for Democratic Representation is publicly disclosed so everybody can see what is going on in terms of this politically. Berman Deposition at p. 48. (emphasis added)

It is precisely because the slate mailing program was politically, rather than financially, motivated that CDR was established. It enabled its principals to further their personal political views at a minimal cost to the candidates they endorsed. 12/ The candidates whose names appeared on the partisan Democratic slates were chosen according to Berman, D'Agostino and Braun's political preferences. See Berman Deposition at pp. 41, 44, 47, 54-56, 71-72. If two Democratic candidates running for the same office wished to appear on the slate, the slate would endorse the candidate more closely aligned with Berman, D'Agostino and Braun's political philosophy, rather than the one who offered to pay more to CDR. Id. at p. 72. Such a choice is inconsistent with the concept of a strictly business venture.

It is also inconsistent with the concept of a business for CDR to provide a product or service at no cost to some while exacting a fee from others. CDR argues that each candidate who

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12/ According to CDR's response to the Commission's reason to believe findings at p. 10 fn. 7, many of the campaigns that paid for featured status believed they received an excellent bargain and would have paid considerably more.

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gave it funds received in return the exact value of those funds in featuring from CDR. Further, because CDR had received no other source of funds, it could not have expended funds on anyone who did not pay for featuring. That argument is clearly flawed for several reasons. Firstly, at least two federal candidates, Jerry Brown and Glenn Anderson, who did not pay for featuring were featured in some mailings. See discussion p. 6-7, supra. Secondly, in several instances candidates were told that substantially more than the number of featured mailings they were guaranteed for their fee could be sent on their behalf at no additional cost to them, if CDR received more funds than were necessary to cover the guaranteed mailings. Finally, CDR's slates contain the names of all the candidates it endorses not just those who paid for featuring. In each of those situations the funds CDR expended did not come from the candidates involved. All of the above-described activities undertaken on behalf of federal candidates were paid for by CDR from CDR funds without regard to which candidate's funds were used for any particular activity. CDR's payments for such activities constituted expenditures pursuant to 2 U.S.C. § 431(9)(A)(i) because they were made by CDR for the purpose of influencing the elections of each of the federal candidates involved. By CDR's own admission, payments made on behalf of federal candidates exceeded \$1,000 in a calendar year. CDR, therefore, qualified as a political

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committee pursuant to 2 U.S.C. § 431(4) (A) and was required to register and report as such. Because of its failure to do so the General Counsel recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. § 433 and § 434.

- B. CDR has Deposited Prohibited Funds and Funds from improper solicitations in violation of 11 C.F.R. § 102.5(a) (1) and (2).

Pursuant to 11 C.F.R. § 102.5(a) (1), a political committee which finances both federal and non-federal elections must either establish a separate federal account which is treated as a "political committee" subject to the requirements of the Act, 11 C.F.R. § 102.5(a) (1) (i), or limit itself to receiving only those contributions that are subject to the prohibitions and limitations of the Act, regardless of whether the contributions are to be used in connection with federal or non-federal elections, 11 C.F.R. § 102.5(a) (1) (ii).

Pursuant to 11 C.F.R. § 102.5(a) (2), only contributions meeting the following conditions may be received by a political committee established under 11 C.F.R. § 102.5(a) (1) (ii):

- 1) contributions that result from a solicitation which expressly states that the contribution will be used in connection with a federal election; and
- 2) contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

CDR financed activity with regard to both federal and non-federal elections. Because it did not establish a separate federal account, it was limited to receiving only those funds

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that conformed with the prohibitions and limitations of the Act. The reports filed by CDR with the CFPPC clearly show that CDR received corporate contributions, contributions from entities allowed to accept corporate and labor union contributions under California state law and contributions in excess of the Act's limitations. (See sections C & D, infra.) In addition, the contributions neither came from contributors who were informed that their contributions were subject to the prohibitions and limitations of the Act, nor resulted from solicitations expressly stating that the contributions would be used in connection with a federal election. Because CDR neither established a separate federal account nor limited its receipt of contributions to those permitted under the Act, the General Counsel recommends that the Commission find probable cause to believe that CDR violated 11 C.F.R. § 102.5(a)(1) and (2).

C. CDR has accepted corporate contributions in violation of 2 U.S.C. § 441b.

Under 2 U.S.C. § 441b(a), a corporation is prohibited from making any contribution or expenditure in connection with any election to Federal office. For purposes of § 441b contributions or expenditure includes, inter alia, any direct or indirect payment, loan, deposit or gift of money or anything of value to any campaign committee or political organization in connection with any election to Federal office. 2 U.S.C. § 441b(b)(2).

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Pursuant to 2 U.S.C. § 441b(a), it is unlawful for any candidate, political committee, or other person knowingly to accept or receive any contribution prohibited by this section.

According to the reports filed by CDR with the CFPPC, CDR has accepted contributions from at least 10 corporate entities, as well as contributions from over 50 state and local organizations/committees, which under California state law are allowed to accept corporate and labor union contributions. In light of these facts, the General Counsel recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. § 441b.

D. CDR has accepted excessive contributions in violation of 2 U.S.C. § 441a(f).

Pursuant to 2 U.S.C. § 441a(a)(1)(C), no person 13/ shall make contributions to a political committee (other than authorized committees and party committees) in any calendar year which, in the aggregate, exceed \$5,000. Under 2 U.S.C. § 441a(f), a political committee is prohibited from knowingly accepting any contribution in violation of the provisions of section 441a.

The reports filed with the CFPPC show that CDR accepted contributions exceeding \$5,000 from over 50 entities. The General Counsel, therefore, recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. § 441a(f).

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13/ For purposes of the Federal Election Campaign Act of 1971, as amended, the term "person" includes an individual, partnership, committee, association, corporation, labor organization, or any other organization or group of persons. 2 U.S.C. § 431(11).

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- E. CDR made excessive contributions in violation of 2 U.S.C. § 441a(a)(1)(A).

Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person shall make contributions to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$1,000. As CDR's slate mailings were intended, in part, to influence federal elections and as CDR coordinated its expenditures with the federal candidates who paid to participate, the value of the slate mailings made on behalf of those candidates must be considered in-kind contributions to the candidates. By its own admission CDR expended over \$1,000 per election to influence the elections of federal candidates. (See pp. 5-6 supra, for list of candidates.) In light of this fact, the General Counsel recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. § 441a(a)(1)(A).

- F. CDR failed to state on its mailings whether or not such mailings were authorized and/or paid for by the candidates involved in violation of 2 U.S.C. § 441d.

Pursuant to 2 U.S.C. § 441d, whenever any person makes an expenditure for the purpose of financing communications expressly advocating the election or defeat of a clearly identified candidate, such communication must clearly state whether it was paid for and/or authorized by such candidate, an authorized political committee of such candidate, or its agents. CDR's mailings advocating the election of federal candidates failed to state which candidates had authorized the mailings or state that

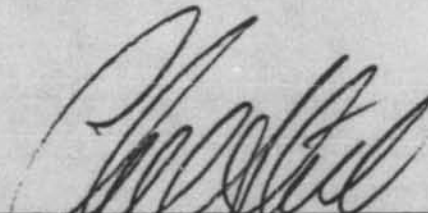
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CDR had paid for the mailings. The General Counsel, therefore, recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. § 441d.

#### IV. RECOMMENDATION

Based on the foregoing, the General Counsel recommends that the Commission find probable cause to believe that Californians for Democratic Representation violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b, and 441d and 11 C.F.R. § 102.5(a)(1) and (2).

16 April 1984  
Date

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

#### Exhibits

1. Example of listing - slate card
- 1A. Example of featuring - slate card
2. Example of listing - slate gram
- 2A. Example of featuring - slate gram
3. Example of listing- sample ballot
- 3A. Example of featuring - sample ballot
4. Example of disclaimer on primary election mailings
5. Example of disclaimer on general election mailings

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# Democratic Voter Guide

A COMPLETE GUIDE TO ALL THE OFFICES AND PROPOSITIONS  
ON YOUR BALLOT. TAKE THIS CARD WITH YOU  
TO THE POLLS.

Governor <b>TOM BRADLEY</b>	Judges of the Superior Court. #1. DAVID WORKMAN
Lieutenant Governor <b>LEO T. MC CARTHY</b>	#2 DAVID ZISKROUT
Secretary of State <b>MARCH FONG EU</b>	#8 Laurence Rittenband
Controller <b>KENNETH CORY</b>	#48 Kenneth Chang
Treasurer <b>JESSE M. UNRUH</b>	#49 WILLIAM McVITTIE
Attorney General <b>JOHN VAN DE KAMP</b>	#80 ROBERT LAFONT
Board of Equalization <b>CONWAY COLLIS</b>	#102 ERNEST HIROSHIGE
U. S. Senate <b>EDMUND G BROWN JR</b>	Judges of the Municipal Court #2. ROY CARSTAIRS
Congress <b>HOWARD BERMAN</b>	#9. No Endorsement
State Senate <b>ALAN ROBBINS</b>	#11. CLARENCE STROMWALL
Assembly <b>TOM BANE</b>	Superintendent of Schools <b>WILSON RILES</b>
	Assessor <b>ALEXANDER POPE</b>
	Sheriff <b>BOB FELICIANO</b>
	Supervisor <b>EDMUND EDELMAN</b>
	Propositions 1. FOR 2. YES 3. YES 4. YES 5. NO 6. NO 7. NO 8. NO 9. YES 10. YES 11. YES 12. YES
	AN UNOFFICIAL ENDORSEMENT <small>State Candidates and measures' portions partially paid for by State Campaign Committee, not exceeding 80% of total cost.</small>

SLATE CARD

Example of "listing"

92040920445



2  
Exhibit 1A

**Berman — America's Best Assemblyman!!**

**U.S. Senator Alan Cranston  
Endorses  
Howard L. Berman For Congress**



**"Assemblyman Howard Berman is acknowledged to be one of America's most skillful and principled legislators. Valley Democrats are fortunate that he is running for Congress. He deserves every Democrat's vote."**

**— U.S. Senator Alan Cranston**



Bulk Rate  
U.S. POSTAGE  
**PAID**  
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Paramount, CA

**You Vote At**



**APARTMENT REC ROOM  
7817 VENTURA CYN**

**CAR-RT SORT \*\*CR 0223**

**WILLIAM DENNERSTON  
7970 WOODMAN AV 347  
PANORAMA CITY, CA 91402**

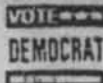
**ELECTION DAY IS TUESDAY, JUNE 8  
POLLS OPEN AT 7:00 A.M. — CLOSE AT 8:00 P.M.**

**—An Unofficial Endorsement—  
Californians for Democratic Representation  
1435 So. La Cienega Blvd., Los Angeles, CA 90035**

**SLATE CARD**

*Example of "featuring"*

9 2 0 4 0 9 2 0 4 4 6



# Democratic Voter Guide

Exhibit 2



Take This With You To The Polls  
Vote November 2nd — Polls Open From 7 am to 8 pm

Governor  
**TOM BRADLEY**

Lieutenant Governor  
**LEO T. McCARTHY**

Secretary of State  
**MARCH FONG EU**

Controller  
**KENNETH CORY**

Treasurer  
**JESSE M. UNRUH**

Attorney General  
**JOHN VAN de KAMP**

State Board of Equalization  
NO ENDORSEMENT

U.S. Senator  
**Edmund G.  
BROWN, JR.**

U.S. Representative  
**HENRY A. WAXMAN**

STATE ASSEMBLY

**BURT MARGOLIN**

Justice of the Supreme Court  
**FRANK RICHARDSON** YES  
**OTTO M. KAUS** YES  
**ALLEN E. BROUSSARD** YES  
**CRUZ REYNOSO** YES

Vote Yes on ALL Justices  
of the Court of Appeals

SUPERIOR JUDGE  
1-**DAVID WORKMAN**  
2-**DAVID ZISKROUT**  
80-**ROBERT LA FONT**

MUNICIPAL JUDGE  
**STANLEY BERG**

SUPT. OF SCHOOLS  
**WILSON RILES**

**BURT MARGOLIN**  
FOR  
STATE ASSEMBLY

State Measures

1 - FOR 8 - YES  
2 - FOR 9 - NO  
3 - FOR 10 - YES  
4 - FOR 11 - NO  
5 - FOR 12 - YES  
6 - YES 13 - YES  
7 - YES 14 - NO  
15 - YES

A - NO B - NO  
W - YES

STOP  
VIOLENT CRIME  
YES ON 15

SLATE GRAM

Example of "listing"

92040920447

**Mailogram**

CAR-RT SORT \*\*CR 2944

MS GLENNA ROBIN STEPHENS  
4456 LOCKWOOD AV 308  
LOS ANGELES, CA 90029

\*\*\*\*\* YOUR POLLING PLACE IS \*\*\*\*\*  
HOUSE AT 4046 MONROE ST

YOUR DEMOCRATIC CONGRESSMAN HENRY A. WAXMAN IS ONE OF THE  
MOST RESPECTED CONGRESSMEN IN AMERICA.

AS CHAIRMAN OF THE HEALTH AND ENVIRONMENT SUBCOMMITTEE OF  
CONGRESS, WAXMAN HAS BEEN A LEADER IN THE FIGHT AGAINST  
REAGAN'S PROPOSALS TO CUT SOCIAL SECURITY, DESTROY THE  
MEDICARE PROGRAM AND WEAKEN THE CLEAN AIR ACT.

WAXMAN IS ENTHUSIASTICALLY ENDORSED BY U.S. SENATOR ALAN  
CRANSTON AND MAYOR TOM BRADLEY. THEY KNOW HE HAS THE  
INTEGRITY, COURAGE AND INTELLIGENCE TO GET THINGS DONE.

RE-ELECT DEMOCRATIC CONGRESSMAN HENRY A. WAXMAN. HE IS A  
CONGRESSMAN YOU CAN BE PROUD OF.

HARLAND BRAUN, CHAIRMAN  
CALIFORNIANS FOR DEMOCRATIC REPRESENTATION

SLATE GRAM

Example of "Featuring"

9204092048





6  
Exhibit 3

COUNTY		
PETER F. SCHABARUM	210	○
PETER DUNN	211	●
AL LAMING	212	○


SAMPLE BALLOT  
Example of "listing"

STATE MEASURES		
1	NEW HIGHWAY CONSTRUCTION BOND ACT. Provides \$400,000,000 bond issue to be used for the construction of the state parks.	236 FOR → ●
2	PRESIDENT OF SENATE. Repeals Constitution provision that Legislative Committee is President of Senate. Bond issue to fund report.	237 AGAINST → ○
3	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	238 YES → ●
4	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	239 NO → ○
5	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	241 YES → ●
6	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	242 NO → ○
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8	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	244 NO → ○
9	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	245 YES → ●
10	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	246 NO → ○
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STATE MEASURES		
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10	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	251 YES → ●
11	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	252 NO → ○
12	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	253 YES → ●
13	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	254 NO → ○
14	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	255 YES → ●
15	LEGISLATION. REAL PROPERTY. Repeals Article 13, Section 1, of the Constitution. Provides for a real property tax on all property, except property owned by the state, for the purpose of raising revenue to fund the state parks.	256 NO → ○

END OF BALLOT


**Yes On 9**  
 "Proposition 9 is vital to protect California's environment and economic health."  
 Charles Manatt, Chairman  
 Democratic National Committee  
 "Yes on 9 to ensure a steady and sufficient supply of water."  
 Mayor Tom Bradley  
 Democrat for Governor



KENNEDY



ROOSEVELT



TRUMAN

**Vote Democratic**

*At every time of economic crisis  
America has turned to the  
Democratic Party for leadership*

# Democratic Voter Guide

Important  
Please Open Immediately

Your Polling Place Is



REMINDER  
ELECTION DAY  
TUESDAY, JUNE 8  
POLLS OPEN 7 A.M. TO 8 P.M.

Sale Price  
U.S. POSTAGE  
PAID  
Permit No. 332  
Pasadena, CA



# The Times-Democrat



VOL. XXVI

JUNE 8, 1982

NUMBER 387

## Assemblyman Bruce Young Endorses Ambassador Esteban "Ed" Torres For Congress

### Bradley, Brown, Van de Kamp And Riles Clear Choice of California Democrats

Rarely has the Democratic Party been of such one voice on its major elections. Tom Bradley, Jerry Brown, John Van de Kamp and Wilson Riles are the overwhelming choices of the Democratic Party.

**Van de Kamp — A Tough Prosecutor**  
The latest Field Poll reports John Van de Kamp running far ahead of his rivals for Attorney General. Such respected local Democratic leaders as Assemblyman Richard Alatorre, State Senator Joe Montoya, City Councilmen Zev Yaroslavsky and Ernani Bernards have recently joined the Van de Kamp coalition.

These Democratic officials believe that we need a strong anti-crime Democrat as our Attorney General.

**An L.A. County D.A., John Van de Kamp's office has handled over 700,000 prosecutions — 95% of them!**

Van de Kamp was responsible for the conviction of "Freeway Killer" William Bonin. He put "Shed Row Slasher" Vaughn Greenwood and "Welfare Queen" Barbara Williams behind bars. Now he is leading the fight to keep Sirhan Sirhan in jail.

**Brown vs. Reagan**  
Ronald Reagan's economic policies have been a disaster. His philosophy is to take from the average guy to get special tax breaks for the rich. Democrats need strong leadership to fight Reagan.

That's why all Democrats are united for Jerry Brown for U.S. Senate.

**Ronald Reagan fears Jerry Brown.** He knows that Brown can marshal anti-Reagan forces in Congress. To try and stop Brown, Republicans plan to spend millions of dollars to oppose him.

But Democrats can regain this Senate seat lost six years ago to the Republicans. With Jerry Brown as our candidate Democrats stand united behind a strong and honest U.S. Senator.



District Attorney John Van de Kamp — a tough prosecutor for Attorney General



Governor Edmund G. Brown, Jr.  
The consensus Democrat

#### Editorial

### Yes on 9 — We Cannot Afford to Run Out of Water

Proposition severe water & our economy, and force four

More than water supply result of a U. That water use

Prop 9 is an program which Canal and pi supply to repl water.

The cost of t a dollar a mo California tem

Dr. Loren I fornia Wildlife is "the most in section legis in many years.

Prop. 9 is : Mayor Tom B Chan Charles F. Pomer. For the other Democrats

The opposi big northern C who have spe false and misde to defeat Prop. for their own, right wing Rep date Mike C. et



Bradley for 9

need Proposition 9 to en steady and sufficient sup water for this region and a water plan for the entire

— Mayor Tom Bradley

economic study conducted for the urban Water District projected a loss than 110,000 jobs during the next if the Peripheral Canal is not built. MacLaine, President of the Cal Water Resources Association, says, is immediate action to move for ward the State Water Project, via will be helpless in the next

and water are running out. Vote Proposition 9. We cannot afford to od water.



Former Vice President Walter Mondale endorses his friend Ed Torres — Democrat for Congress. Mondale and Torres worked closely together in Washington when Torres was Special Trade House Assistant in President Carter.



Former U.S. Ambassador Esteban "Ed" Torres with Assemblyman Bruce Young has enthusiastically endorsed Torres for Congress and said, "I know and trust Ed Torres. It's top priority to Congress to get the aid of the Federal Government to the fight against crime."

U.S. Ambassador Ed Torres' exciting campaign for Congress has taken our community by storm. Community leaders and anti-crime organizations have united in support of this distinguished man.

Our Assemblyman, Bruce Young, is serving as Chairman of the Torres campaign. Torres is also endorsed by such community leaders as Norwalk Mayor Bob White, and Joe Duardo and Victor Ledesma of the South Whittier School Board.

#### Endorsed By Democratic Congressman

For the first time, the California Democratic delegation endorsed a candidate in a primary election for Congress. Congressman Don Edwards, dean of the delegation, said:

"We urge your support for Ed Torres. Some of the 17 Congressmen that have endorsed Torres will help lead the fight against the disastrous policies of the Reagan Administration. Good Democrats want Ed Torres in Congress."

#### The Law And Order Democrat

Every major law enforcement group has endorsed Torres, including the California Organization of Police and Sheriffs. They know that his first priority in Congress will be to enlist the aid of the federal government in the fight against crime.





That's why all L.A. County voters should vote for Alex Pope for U.S. Senator.

Ronald Reagan fears Alex Pope. He knows that Pope can marshal anti-Reagan forces in Congress. To try and stop Pope, Republicans plan to spend millions of dollars to oppose him.

But Democrats can regain this Senate seat just six years ago to the Republicans. With Alex Pope as our candidate Democrats stand an excellent chance of victory. Vote for Alex Pope for the U.S. Senate.

**Riles Deserves Re-Election**

Wilson Riles is the Democratic candidate for Superintendent of Public Instruction. He is endorsed by Senator Alan Cranston, Congressman Tony Beeson, Assemblymen Howard Berman, Mel Levine and Herschel Rosenthal and nearly the entire Democratic Party.

**L.A. Times Endorses Riles**

The L.A. Times said recently, "We are endorsing Wilson Riles in his bid for re-election as State Superintendent of Public Instruction. We think his experience best equips him among the field of candidates to maintain crucial support for public education."

"In his 10 years in office, Riles has had success in forging coalitions of educators and parents to get more money for the schools from a tight state budget. That is no mean feat."

Exhibit 3A



Governor Edmund G. Brown, Jr.  
The consensus Democrat  
for U.S. Senate



Superintendent Wilson Riles  
— a great educator deserves  
re-election

#### L.A. County Offices

## Democrats Unite For Alex Pope For Assessor And Feliciano for Sheriff

Democrats in L.A. County are solidly behind Alexander Pope for Assessor and Bob Feliciano for Sheriff. Pope's distinguished career in public and private life and Feliciano's record in law enforcement make them the overwhelming choices of numerous civic associations and area Democratic officials.

**Pope Endorsed on Proposition 13**

Pope was an expert on Prop. 13, and played a key role in developing the plans to combat the law in the fairest possible way. State legislative officials and County Supervisors who worked with him gave Pope high marks for his leadership.

**No Special Tax Breaks for Rich**

Democratic leaders praise Pope for opposing proposals to grant special tax treatment for the rich. "County residents get a fair share from Alex Pope," stated Assemblyman Herschel Rosenthal.

**Feliciano — 25 Years in Law Enforcement**

Feliciano's 25 years of law enforcement experience give him the perfect credentials to be the next Sheriff. Saying he will "bring new blood to the Sheriff's Department," Assemblyman Dick Floyd, popular L.A. Democratic leader, strongly endorses Feliciano.

Feliciano insists his top goals will be to provide fair and equitable enforcement, while ensuring that lawbreakers get the punishment they deserve.



Democratic Assessor  
Alex Pope



Bob Feliciano  
Democrat for Sheriff

big northern California cotton companies who have spent over a million dollars on false and misleading advertising. They want to defeat Prop. 9 so they can take our water for their own profits. Their spokesman is right-wing Republican gubernatorial candidate Mike Curb.

## Defeat The "Tax Hoax" NO Votes On Propositions 5 & 6 Urged

In an unprecedented move, all of organ labor has joined with Democratic leaders in labeling Propositions 5 & 6 "the great inheritance tax hoax of 1982." Democrats strongly urge defeat of both propositions.

During the past five years, Californians have been granted over \$44 billion in tax relief as a result of a massive citizens tax revolt.

**Slender Plot**

Now a sinister effort involving inheritance taxes has been hatched to extend that tax to substantially benefit the wealthy, whose estates will go "untaxed" if Props 5 and 6 pass.

Just last year, Democrats in the legis reduced inheritance taxes over \$200 million an effort to abolish all of the unfair provisions of the law that affected average working men.

If Props 5 and 6 are passed, California taxpayers will likely face an enormous increase within the next year. The State of Washington abolished inheritance taxes last year with the promise of no new taxes. Then one month later, the sales tax was increased by a whopping 27%.

**5 and 6 Benefit Wealthy**

If Props 5 and 6 pass, the wealthy will see huge tax exemptions, and you can be sure other taxes affecting working men and women will be raised in order to replace the revenue. Don't be taken in by the Slender Tax Hoax — VOTE NO ON PROPS 5 AND 6.

## Stop The Republican Backroom "Scheme" Vote Yes on 10, 11, & 12

"Corporate takeovers and the extremist fringes of the Republican Party are locked in a conspiracy to overturn the fairest and most equitable legislative redistricting statutes in U.S. history," according to confidential documents secretly leaked to this paper.

These documents reveal that the real purpose of the Republicans in opposing Propositions 10, 11, and 12 is to control a smoke-filled backroom to draw district lines to serve corporate America's interests.

They hope these districts will artificially allow their "right-wing wrecking crew" to control California.

This "backroom bureaucracy" would cost taxpayers hundreds of thousands of dollars and, according to experts on redistricting, would only result in a Supreme Court resolution of the issue.

The Democratic Party is unified in support of Propositions 10, 11, and 12 and urges Republicans and Independents to repudiate this cynical conspiracy.

"Without immediate action to move forward with the State Water Project, California will be helpless in the next drought."

Time and water are running out. Vote YES on Proposition 9. We cannot afford to run out of water.

## Democrats for Superior Court

## McVittie, Hiroshige Backed for Judge Workman, Ziskrout, LaFont Endorsed

Former U.S. Ambassador Kathleen "Et" Torres with Assemblyman Bruce Young. Young has authoritatively endorsed Torres for Congress and said, "I know and trust Et Torres. Let's first priority in Congress is to undo the evil of the Federal Government in the fight against AIDS."

The Democratic Party is united behind two outstanding incumbent Superior Court Judges — Bill McVittie (Office 49) and Ernest Hiroshige (Office 102).

**McVittie — Democratic Choice**

Bill McVittie was a first-rate Assemblyman before he became judge. Because of his broad law enforcement background, McVittie was appointed Superior Court Judge by Governor Brown. Bill McVittie is a hardworking, no-nonsense judge respected by colleagues and attorneys. Because of his fine trial record, he should be re-elected.

**Hiroshige — Tough Prosecutor**

Ernest Hiroshige has served as both a Municipal and Superior Court Judge. Before that, he was a tough prosecutor, winning convictions in over 80% of his felony trials. As a judge Hiroshige has continued his hardworking crack-down on crime, earning him the respect of other judges, prosecutors and the police.

**Workman, Ziskrout, LaFont Supported**

David A. Workman (Office 1) is a distinguished Municipal Court Judge who should be elevated. Democrats are supporting him strongly.

David Ziskrout (Office 2) is seeking a vacated Superior Court Judgeship. As a Superior Court Commissioner, he has presided over 100,000 cases.

Robert LaFont (Office 80) has a reputation as a tough and competent Municipal Court Judge who inspires confidence in our criminal justice system.



Office #49



Office #102



David Workman  
Office #1



David A. Ziskrout  
Office #2



Robert LaFont  
Office #80

## For Strong Law Enforcement Vote No on 8

"Prop 8 is a hoax. It is pro-crime, not anti-crime," the highly respected California Organization of Police and Sheriffs said in recently announcing its opposition to Proposition 8.

Law enforcement experts said that thousands of convictions will be overturned on appeal, and guilty criminals will end up going free if Prop 8 is passed.

Prop 8 is full of legal inconsistencies and complicated changes in the law. The courts will be tied up for years sorting them all out. Thousands of otherwise valid convictions will have to be reversed on appeal.

District Attorney Associations, and Assembly Criminal Justice Chairman, Terry Grogan, urge a NO vote on Prop 8.



Senator Alan Cranston with Democratic Congressional Candidate Ed Torres. Torres will work closely with Governor Brown.

## Propositions Clarified

In an interview with the Times Democrat Harland Braun, Chairman of Californians for Democratic Representation, presented the Democratic position on the confusing ballot measures confronting voters.

**Proposition 9 is vital to protect California's environment and economic health.**

Charles Manatt, Chairman  
Democratic National Committee

Braun pointed out that Charles Manatt, Chairman of the Democratic National Committee has endorsed Yes on 9 in favor of the Peripheral Canal. Braun also clarified the official endorsements of Californians for Democratic Representation.

**No on 5, 6, and 8  
Yes on 10, 11, and 12**

## Bruce Young Deserves To Be Reelected

Bruce Young is one of California's most effective members of the State Assembly.

The veteran lawmaker is a acknowledged expert in transportation, finance, housing, and community development. His skills have led to dozens of new laws benefiting his district, particularly in urban crime, education and health.

Young's tireless efforts have earned him the strong support of virtually the entire Democratic Party.

Join them in re-electing Assemblyman Bruce Young.

## It's Time for a Change!

## Saul Lankster for Board of Equalization

Saul Lankster's energetic new ideas for closing oil company and special interests loopholes is the reason Democrats are uniting behind his candidacy for Board of Equalization.

Lankster's opponent, Dick Nevins, has been in office for 24 years — most Democrats believe it is time for a change.

U.S. Senator Alan Cranston  
Endorses  
Howard L. Berman For Congress



"Assemblyman Howard Berman is acknowledged to be one of America's most skillful and principled legislators. Valley Democrats are fortunate that he is running for Congress. He deserves every Democrat's vote."  
— U.S. Senator Alan Cranston



Bulk Rate  
U.S. POSTAGE  
PAID  
Permit No. 322  
Paramount, CA

Exhibit 4

Example of disclaimer  
on primary election  
mailings

You Vote At



APARTMENT REC ROOM  
7817 VENTURA CYN

CAR-RT SORT \*\*CR 0223

WILLIAM DENNERSTON  
7970 WOODMAN AV 347  
PANORAMA CITY, CA 91402

ELECTION DAY IS TUESDAY, JUNE 8  
POLLS OPEN AT 7:00 A.M. — CLOSE AT 8:00 P.M.

An Unofficial Endorsement—

California for Democratic Representation  
1425 So. La Cienega Blvd., Los Angeles, CA 90035

DEMOCRATIC VOTER GUIDE

COMPLETE GUIDE TO ALL THE OFFICES AND PROPOSITIONS  
ON YOUR BALLOT. TAKE THIS CARD WITH YOU  
TO THE POLLS.

Judges of the Superior Court	
#1 DAVID WORKMAN	
#2 DAVID ZISKROUT	
#8 Laurence Rittenband	
#48 Kenneth Chang	
#49 WILLIAM McVITTIE	
#80 ROBERT LAFONT	
#102 ERNEST HIROSHIGE	
Judges of the Municipal Court	
#2 ROY CARSTAIRS	
#9 No Endorsement	
#11 CLARENCE STROMWALL	
Superintendent of Schools	
WILSON RILES	
Assessor	
ALEXANDER POPE	
Sheriff	
BOB FELICIANO	
Supervisor	
EDMUND EDELMAN	
Propositions	
1. FOR	2. YES
3. YES	4. YES
5. NO	6. NO
7. NO	8. NO
9. YES	10. YES
11. YES	12. YES
AN UNOFFICIAL ENDORSEMENT ANY CANDIDATE AND MEASURE'S PARTISAN PREFERENCE IS NOT A PART OF THE OFFICIAL CAMPAIGN AND DOES NOT CONSTITUTE A VOTE	
Governor	TOM BRADLEY
Lieutenant Governor	LEO T. MC CARTHY
Secretary of State	MARCH FONG EU
Controller	KENNETH CORY
Treasurer	JESSE M. UNRUH
Attorney General	JOHN
JOHN	VAN DE KAMP
Board of Equalization	CONWAY
CONWAY	COLLIS
U. S. Senate	EDMUND G BROWN JR
Congress	HOWARD
HOWARD	BERMAN
State Senate	ALAN
ALAN	ROBBINS
Assembly	TOM BANE



# Vote Democratic



*At every time of economic crises America has turned to the Democratic Party for leadership.*

**Democrats!**  
**NO**  
**on**  
**11 & 14**

“The economic policies of the Reagan Administration are a disaster. Like Herbert Hoover, the Reagan Republicans have pushed unemployment up and dragged the economy down.

“Tuesday, November 2nd, vote for Edmund G. Brown, Jr. for U.S. Senate, John Van de Kamp for Attorney General and ALL other Democrats.”

— U.S. Senator Alan Cranston

**Democrats!**  
**YES**  
**on**  
**12 & 13**

Published by Californians for Democratic Representation (1435 La Cienega Blvd., L.A., 90035) — a political committee registered with the California Fair Political Practices Commission. CDR's Chairman is Hartland Braun. Its consultants are Berman and D'Agostino, Inc. Cost of Mailing was defrayed by some of the candidates and ballot measures listed on this Democratic Guide.

## YES ON SUPREME COURT JUSTICES

Democrats must reject the attempt by the Far Right extremists to destroy our judicial system. Vote for all the Supreme Court Justices — Richardson, Kius, Broussard and Reynolds.

Californians for Democratic Representation, 1435 S. La Cienega Blvd., Los Angeles, CA 90035

Example of disclaimer on  
general election mailings



RECEIVED AT THE  
HAND DELIVERED  
84 MAY 10 P 2: 05

DANIEL H. LOWENSTEIN  
UCLA Law School  
405 Hilgard Avenue  
Los Angeles, CA 90024

(213) 825-5148

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Californians for Democratic )  
Representation, et al. )

RESPONDENTS' BRIEF

92040920455  
The main issue in this case is whether, when a federal candidate pays money in exchange for advertising services, the transaction constitutes a monetary contribution from the candidate and at the same time an in-kind contribution to the candidate. The General Counsel's case is based on answering this question in the affirmative. Because we believe, as a matter of law and of common sense, that a "contribution" is a donative transaction and not an equal exchange of value for value, we answer in the negative.

A ruling in favor of the General Counsel's position on this question would be remarkable not only in its flouting of law and language. More importantly, it would be disastrous in its consequences. It would turn the Federal Election Campaign Act from its intended role as a regulator of campaign finance into an arbitrary and unconstitutional censor of campaign content. It would also render unlawful thousands of perfectly innocent transactions entered into daily by federal campaigns.

If, as the General Counsel alleges, payments to a slate mail

92040920456

program by federal candidates constitute two-way contributions, the practical effect is to ban state and local campaigns from joining together on a shared-cost basis with federal candidates to present a united message to voters. The FECA was never intended to censor the content of campaigns in this way, and if the law is interpreted to have this consequence, it will be in clear violation of the First Amendment.

The General Counsel's view that payments by federal candidates to a slate mail program in exchange for services rendered constitute two-way contributions, if upheld, would mean that every vendor who provides goods and services to federal candidates is unwittingly making and receiving contributions. The candidates would thus be violating the law if they purchased more than \$1,000 from one vendor, or anything at all from a corporation.

The fact that the vendor in this case had a name that sounds like the name of a political committee does not make it a political committee. There were obvious business reasons for selecting such a name.

Nor does the fact that the vendor had a political orientation alter the issue. Many businesses, such as the publishers of National Review or New Republic, have political orientations, but they are nonetheless businesses. Most vendors have at least some political criteria as to whom they will conduct business with. For example, most printers hired by federal candidates would not do work for a federal candidate backed by the Ku Klux Klan. Under the General Counsel's view, a

printer with such scruples would be making illegal contributions if he accepted jobs over \$1,000 from federal candidates.

Well over a year ago we submitted a 27-page Memorandum of Points and Authorities containing what we continue to believe is a careful and sound analysis all of the legal questions raised in this proceeding. The General Counsel's Brief ("GC Brief") makes no reference to our memorandum, makes not the slightest attempt to respond to our arguments, contains no serious legal analysis whatsoever, and to compound these problems, contains blatant misstatements of fact on a crucial point. Indeed, when we ponder what we have received from the General Counsel we are prompted to ask: Where's the brief?

We do not intend to repeat here the legal arguments contained in our earlier memorandum. We do repeat the statement of facts contained therein, because we believe the General Counsel has either failed to understand the nature of the slate mailing program of Californians for Democratic Representation ("CDR") or has been unwilling to set forth a simple and complete account that will permit the Commission to place the events in question in proper context. All the statements contained in the statement of facts are supported by the record, and we are not aware of any evidence in the record that places any of the statements in question.

We will then respond to the contentions contained in the GC Brief, with references to the more detailed analyses that can be found in our earlier memorandum.



## STATEMENT OF FACTS

This matter involves the status under the federal election laws of a slate mailing operation whose expenses were borne entirely from payments from the campaign committees of the local, state and federal candidates and ballot measures featured in the slate mailers. These payments were made for the committees' own benefit to purchase featured status on the slate. The present FEC inquiry arose because of a complaint filed by partisan opponents of the exclusively Democratic candidates endorsed by the publisher of the slate, CDR.<sup>1/</sup>

CDR was formed in April, 1982, and operated its slate program in both the primary and general elections of that year. Virtually its sole activity was the operation of the slate mailing program,<sup>2/</sup> during the course of which in 1982 approximately 5,768,000 pieces of mail were sent out. In the primary election the mailing program was carried out in Los Angeles County alone, and federal candidates paid approximately 11.8 per cent of the cost. In the general election the program was extended to ten additional counties and federal candidates paid

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1. The policy of endorsing Democratic candidates applied only to partisan races. In California, local and judicial elections are nonpartisan. CDR does not believe partisan politics has any rightful role in judicial elections and has therefore endorsed judicial candidates without regard to party.

2. In the primary election CDR placed some advertisements in certain Jewish community newspapers and distributed 40,000 copies of these advertisements door-to-door. Practices governing selection and treatment of candidates in these advertisements were substantially identical to those discussed in the text regarding the mailing program. Otherwise, all of CDR's activities were related to the mailing program.

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approximately 22.7 per cent of the cost. The main reason for the increased percentage for federal candidates was that the candidate for United States Senate, Edmund G. Brown, Jr., did not participate in the primary mailing but participated heavily in the general.

In order to maximize the effectiveness of the mailing program, the operators sought to make the slate as complete as possible. If the voter was given a recommendation on each choice facing him, the chances that the voter would find the slate useful and therefore choose to rely on it were enhanced. For this reason, the CDR slate often listed candidates who did not pay to participate. This was done to enhance the value of the slate for those candidates who did participate. It was particularly important for the slate to list the mainstream Democratic candidates at the top of the ticket, Bradley for governor and Brown for senator, to identify the slate with causes in which the Democratic voters who received the mailings believed.

While it was essential for the slate to endorse many candidates who declined to participate financially, featured status on the slate was determined almost entirely on the basis of how much the candidate (or ballot measure) paid. That is, whereas a listing was made on the basis of many factors, featuring was essentially purchased. All of the revenues of CDR came from candidates and ballot measure committees who paid for feature status.

The principals of CDR are three individuals, Harland Braun,

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Michael Berman and Carl D'Agostino. The last two are also principals in the firm of Berman and D'Agostino Campaigns (BAD Campaigns), which actually operated the slate mailing program. CDR agreed to pay BAD Campaigns \$250,000 in the primary and \$350,000 in the general for its services. All amounts received by CDR above these amounts went into expansion of the mailing program.

Because of the excellent reputation of the managers of the mailing program for both technical proficiency and political savvy, appearance on the slate was highly valued by many candidates. The great majority of candidates who paid for featured status on the slate originally contacted CDR, rather than being solicited by CDR.

Neither CDR nor any of its principals have attempted to evade any state or federal election laws or to avoid disclosure of CDR's activities or financial affairs. Accordingly, early in 1982, a representative of CDR contacted the California Fair Political Practices Commission to determine CDR's status under the election laws. CDR was advised by the FPPC that it was unclear under California law whether CDR was required to file campaign statements, 3/ but that if statements were filed it was clear that the payments received by CDR should be disclosed as

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3. Based on advice of counsel, CDR currently believes that CDR's status under California law is not unclear but is governed by Government Code Section 84303. Under that section, an entity like CDR is not a "committee," but may have certain disclosure obligations.



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"miscellaneous receipts," not as "contributions."<sup>4/</sup> Because CDR had no reluctance to disclose its activities and in order to preclude political criticism, CDR decided to file reports under state law, and followed the FPPC's advice (in which it strongly concurs) regarding the disclosure of payments received as "miscellaneous receipts."

In March, 1982, a representative of CDR contacted the staff of the Federal Election Commission and described the proposed mailing program. CDR was led to believe during this conversation that it had no filing obligations under federal law.

#### LEGAL ANALYSIS

CDR sold feature status in its mailings to candidates and measures it had decided to endorse in exchange for payments of money from those candidates and measures that were willing to buy the featuring. The General Counsel regards each such transaction as involving two contributions: first, a contribution from the candidate or measure to CDR, consisting of the payment for the featuring; and second, a contribution from CDR to the candidate or measure, consisting of the featuring for which the candidate

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4. See FPPC, Staff Report and Recommendations on Slate Mailings (1982 Primary Election), in which the following is stated:

Slate mailing operators who also qualify as committees have been advised by the staff that on their campaign statements they should report all payments received from candidates for slots on the mailing as miscellaneous receipts.

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or measure had paid. We regard the General Counsel's view as bizarre and untenable, because we believe it is of the essence of a contribution that it is a donative transaction. This is by far the most important issue in this case, and the one to which we shall turn first. The remaining issues are covered in detail in our earlier memorandum, and will be disposed of briefly here.

The GC Brief does not cite one iota of evidence that anyone who paid money to CDR did so for the purpose of benefiting any campaign other than his or her own. All the evidence is to the contrary, and therefore inconsistent with the idea that CDR made or received contributions. In our earlier memorandum (pp.5-17) we presented several reasons, any one of which taken alone is conclusive, why an exchange of value for value cannot be regarded as contributions going from each exchanging party to the other. These reasons include the following: 1) such a view is contrary to common sense notions of a contribution as a gift, or donation; 2) such a view is contrary to the statutory language defining the term contribution; 3) such a view would lead to absurd results, including transforming thousands of ordinary commercial vendors into contributors to and recipients of contributions from federal campaigns, with the further absurd conclusion that in view of the contribution limits, no federal candidate could purchase more than \$1,000 of goods and services from a commercial vendor or any goods and services at all from a corporate vendor; 4) such a view renders nonsensical various provisions of the Federal Election Campaign Act, which sections make perfect sense once it is recognized that the purchase and sale of goods and services do

not constitute contributions; 5) such a view is contrary to the implicit meaning of certain FEC regulations; and 6) such a view ignores the significant differences between the statutory definition of "contribution" and the statutory definition of "expenditure."5/

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The GC Brief ignores all these arguments. Instead, the GC Brief seeks to argue a different point, namely that in the General Counsel's view, the slate mailing operation is not a "business." We shall consider the arguments he advances in support of this proposition, and shall show that his argument relies on a remarkably crabbed view of business, one that assumes no business can be motivated in the slightest by concerns of ethics, providing high-quality service to its customers, or even its own long range self interest. But while we shall show that the General Counsel fails in his attempt to deny the slate program was a business, we do not concede that the question is relevant. The question is not whether the mailing program is a business, but the different question of whether it receives contributions, and nothing in the GC Brief shakes the strong arguments we have presented on that question.

The General Counsel's first argument in support of the view  
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5. In his original report in this matter, dated December 7, 1982, and sent to us on January 14, 1983, the General Counsel took the position that certain previous "MUR's" supported his view that payments for services constituted two-way contributions. In our earlier memorandum, at pages 11-16, we analyzed these MUR's in exhaustive detail and demonstrated that they did not support the General Counsel's view. The General Counsel apparently is persuaded, since he makes no reference to the prior MUR's in his brief.



that the mailing program was not a business is based on the fee arrangement between CDR and BAD Campaigns. Under this arrangement, BAD Campaigns charged a fixed fee (\$600,000 for the primary and general elections combined). Candidates and measures that paid for feature status were guaranteed a minimum quantity of mail, but since BAD Campaigns' fees were fixed, any revenue beyond the amount needed to pay for the minimum amount of mail plus the fees for BAD Campaigns would go into sending out more mail, beyond the guaranteed minimum. The General Counsel argues that such an arrangement is inconsistent with the idea of a business. (GC Brief at 10, 12.)

The General Counsel ignores the fact that arrangements whereby a purchaser receives a guaranteed minimum of some good or service but may receive more is commonplace in business. To take just one familiar example, consider the purchaser of a ticket to a baseball game. If less than 4 1/2 innings are played, the purchaser receives a "rain check" that entitles him to attend another game. Beyond 4 1/2 innings (or five innings if the home team is behind) the game is "complete," and the purchaser receives no compensation. Although there is thus a guaranteed minimum of only 4 1/2 innings, the purchaser expects to see and ordinarily does see 8 1/2 or 9 innings. Occasionally, the purchaser gets to see "extra" innings, all without buying an additional ticket. Under the General Counsel's theory, the baseball club is not a business, and the club is presumably giving away gifts to fans every time a game goes beyond the minimum 4 1/2 innings.

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Aside from the fact that a guaranteed minimum that is not necessarily a maximum is a common practice in business, in the present case the fee arrangement was, in the opinion of the principals of CDR and BAD Campaigns, the most ethical way to proceed, and therefore in the long run self interest of their enterprise. If the amount of compensation to be paid to the principals had increased proportionally with the revenues generated, there would have been a temptation, or at least the appearance of a temptation, to endorse candidates and measures not on the basis of legitimate political considerations such as ideological compatibility with the mainstream of candidates and measures being endorsed, but instead on the basis of which candidate or side of the measure could or would pay the most to CDR. The principals of CDR believed that decisions made on such a basis would be deceptive so far as voter recipients of the mailing were concerned, and that the long run credibility of the mailing program would suffer.

The fee arrangement was therefore the result of perfectly legitimate and praiseworthy business, political and ethical considerations. The fact that purchasers of feature status received more than the guaranteed minimum does not mean they received a gift. The fees were determined with full awareness of the likelihood that more than the minimum would be sent, and purchasers received exactly what they bargained for -- no more, and no less.

The General Counsel's second argument is that the slate mailing program was not a business because of the "minimal" cost

of participation for the purchasers of feature status (GC Brief at 11.) The facts do not support this contention. The standard fee for full feature status for a candidate for the House of Representatives in either the primary or the general was \$15,000. Edmund G. Brown, Jr. paid \$96,000 for featuring in the general election alone. The total amounts paid by purchasers were enough to pay the costs of the program and an additional \$600,000 to the consultants. We do not regard these as "minimal" amounts.

If what the General Counsel means is that the slate mailing program provided candidates and measures with a cost-effective means of communicating with voters, we agree. But providing a service in a cost-effective manner to customers is not inconsistent with the idea of a business, it is the very objective of a business.6/

The General Counsel's third argument is that the mailing program was not a business because the candidates it was willing to sell feature status to were selected on the basis of political preference rather than maximum willingness to pay. The General Counsel asserts that this practice "is inconsistent with the concept of a strictly business venture." (GC Brief at 11.)

This argument is another example of the General Counsel's narrow concept of what a business is and what function it plays in society. By choosing candidates on the basis of political considerations, even if some such selections were not profit-

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6. For a brief discussion of this point with reference to the technical terminology of economics, see our earlier memorandum at pages 10-11, n. 7.

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maximizing in the short run, the principals of CDR were able to send voters an honest and legitimate political message. The slate mailing in effect tells the recipient that if you are the type of voter who supports the candidates and measures on this slate that you already know about, you are probably the kind of voter who will support the other selections on this slate. To choose endorsees on a non-political profit-maximizing basis would mean that the message would be a false one. This would be unethical in the short run and self-defeating in the long run, as voters gradually learned that the CDR slate could not be trusted and as candidates and measures therefore gradually turned to other, less tainted methods of advertising.

The General Counsel's fourth argument is that the slate mailing program was not a business because two candidates, Edmund G. Brown Jr. and Glenn Anderson, received feature status without paying for it. (GC Brief at 12.) In the first instance the General Counsel is wrong on the facts, and the second instance is trivial.

Edmund G. Brown, Jr. did not pay for or receive feature status in the primary. It is true that in some of the mail, such as the tabloid attached as Exhibit 3A to the GC Brief, Brown received some attention that would not have gone to a non-featured candidate, say, for the state legislature. But it must be remembered that Brown was by far the leading Democratic candidate in the race for the United States Senate nomination, and one of the two best-known Democrats, together with Mayor Bradley, on the ballot. The whole point of the slate was to

identify the candidates who were paying for feature status with candidates like Brown and Bradley, who were well-liked by the mainstream Democrats to whom the mailings were sent.

The significant point about Exhibit 3A is not that Brown's name and picture appear, but that they appear in a relatively non-prominent way. For example, Brown, the Senate candidate, has his picture placed beneath that of John Van de Kamp, the candidate for Attorney General, who paid for feature status in the primary.

If Brown received feature status for free in the primary, the General Counsel does not explain why Brown was willing to pay \$96,000 for featuring in the heavily contested general election. The answer can be found by comparing Brown's treatment in the slate mailings for the primary and the general. Whereas in the primary Brown received the minimum attention possible for a well-known candidate at the top of the ticket if the slate was to have any credibility, in the general he received the benefit of full scale promotion and advertising. The facts simply do not support this portion of the General Counsel's argument.7/

The second instance on which the General Counsel relies, involving Rep. Glenn Anderson, is trivial. The 8,000 pieces of mail in which he was featured as a favor to a third person did

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7. Even if it were possible to describe Brown's treatment in the primary as tantamount to feature status, Brown would not have received an in-kind contribution from CDR. There was no coordination between Brown and CDR in the primary. See the sworn statement of Jack Mayesh, Brown's campaign manager, submitted with our earlier memorandum.

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not constitute a contribution to Anderson, because there was no coordination with Anderson or his campaign committee. In any event, the value of the featuring in this quantity of mail was well under \$1,000.<sup>8</sup>/ The General Counsel's assertion that because of this transaction the slate mailing operation was not a business cannot be taken seriously. If a restaurant owner gives a free meal to friends of a friend, does that mean the restaurant is not a business?

The General Counsel's final argument is that the mailing program was not a business because candidates and measures that did not pay for featuring were nevertheless listed. This argument is fallacious. As has been clearly demonstrated, the service CDR was proving to the participating candidates and measures depended for its efficacy on a complete or nearly complete "slate" being provided to the voters. The listing of non-participating candidates was for the benefit of the participants, not for the benefit of the non-participants.

Parenthetically, it is doubtful that non-participants received much benefit from being endorsed in the CDR mailing. Most of the non-participants were candidates who were so assured of victory that campaigning via CDR would have been superfluous.

But even if some or all of the non-participants benefited in some way by being endorsed in the CDR slate, this in no way detracts from the characterization of the slate as a business

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8. For a more detailed discussion of the Anderson transaction, see our earlier memorandum at page 17, n. 19, and page 22, n. 21.



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enterprise. The fact that a business incidentally benefits others does not mean it is not a business. When a newspaper gives a favorable review to a motion picture, it provides an enormous benefit to the producers. When IBM sell personal computers it provides a market for independent software publishers. Does the General Counsel suppose that neither the newspaper nor IBM is a business?

Of course the slate mail program was a business enterprise! It provided a valuable service to its customers and it earned \$600,000 for its principals. Nothing in the GC Brief is persuasive to the contrary. But it bears repeating that the General Counsel misstates the issue when he casts the argument in these terms. The question is not whether or not the program was a business, but whether it made or received contributions. The crucial point in this case, not rebutted by anything the General Counsel has written, is that all of the featuring that was provided to federal candidates was in exchange for such payments. CDR neither received nor made contributions.

What has been said disposes of the allegations in part III. E. of the GC Brief (p. 16). Those allegations depend on the notion that when CDR provided services to candidates who paid for the services, CDR was making a contribution to those candidates. We have demonstrated that this remarkable assertion is without merit, and therefore the Commission must find there is no probable cause to believe CDR violated 2 U.S.C. Section 441a (a)(1)(A).

What has been said also disposes of the allegations in Part

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III. B., C., and D. of the GC Brief (pp.13-15), but an additional point needs to be made. We have already shown that these allegations are based on erroneous legal interpretations. In addition, these allegations have no factual basis. In each case, the only evidence cited by the General Counsel is that CDR reported contributions in violation of the respective requirements in its campaign statements filed with the California Fair Political Practices Commission. This assertion by the General Counsel is blatantly false. CDR has never reported the receipt of any contributions on any statement filed with the California Fair Political Practices Commission or anywhere else. Each California statement specifically reports "0" on the summary sheet in the space for reporting contributions.<sup>9/</sup> Since the only factual evidence cited by the General Counsel is demonstrably nonexistent, and since the burden of proof is on the General Counsel, the Commission must find there is no probable cause to believe CDR violated the provisions cited in these sections of the General Counsel's Brief.

The allegation in Part III. A. of the GC Brief that CDR is a committee requires a conclusion either that CDR received contributions over \$1,000 or made expenditures over \$1,000. This memorandum has demonstrated that CDR did not receive contribu-----

9. Furthermore, as was pointed out in the statement of facts above, the FPPC staff has specifically advised that organizations such as CDR should report their revenues as "miscellaneous receipts," not as "contributions." See note 4, supra. This is in accord with the common sense notion that a payment for a service is not a "contribution."

tions. Our earlier memorandum, at pages 21-23, demonstrated why CDR did not make expenditures over \$1,000. Accordingly, the Commission must find there is no probable cause to believe CDR was a committee, or that it violated 2 U.S.C. Sections 433 and 434.

This leaves only the allegation in Part III. F. of the GC Brief, that CDR violated 2 U.S.C. Section 441d. We have never denied this, although we have asserted that the violation was inadvertent and that it will not be repeated. (See our earlier memorandum at pages 25-26.) Nothing in the GC Brief suggests otherwise.

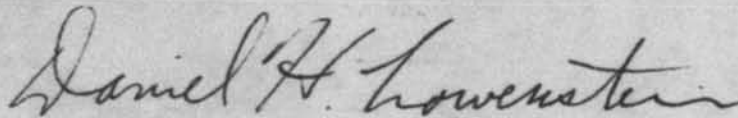
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# CONCLUSION

The GC Brief is a mass of factual misstatements and fantastic but undefended legal theories. Litigation of this case can bring only embarrassment to the Federal Election Commission and unnecessary expense to the respondents. With one minor exception, there is no basis for a finding of probable cause in this case. The inadvertent and minor nature of the single violation and the willingness of respondents to comply in the future suggest that, in the interest of justice, this entire case should be dismissed.

Respectfully submitted,



Daniel H. Lowenstein  
Attorney for respondents

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UCLA Law School  
405 Hilgard  
Los Angeles, California 90024

May 17, 1984

Lois Lerner  
General Counsel's Office  
Federal Election Commission  
Washington, D.C. 20463

Re MUR 1461

Dear Ms. Lerner,

92040920474

In my letter to you of April 3, 1984, I indicated that it was then uncertain whether my clients would be engaging in a slate mail program for the California primary election. The matters discussed in the body of that letter were based on the hypothetical assumption that they would go forward and that the program would be substantially the same as in 1982.

I can now inform you that they are publishing the slate mailer in connection with the primary election. There is one change in the procedure that is not necessarily immaterial and that you should therefore be informed of.

As you know, in 1982, the publisher of the slate mail was Californians for Democratic Representation (CDR). In this year's primary election, CDR will play no role in the slate mail operation. Rather, the publisher of the mail will be Berman and D'Agostino Campaigns, Inc. (BAD Campaigns). BAD Campaigns will make all decisions regarding the program, including which candidates and measures will be listed and therefore eligible to participate by purchasing featured status. Participating candidates and measures will make their payments directly to BAD Campaigns. BAD Campaigns will determine its maximum profit level in advance. Revenues received in excess of that profit level will be used to pay for additional mailings.

We trust that this change clarifies the essential business-like nature of the slate operation. In any event, there is nothing in this change that changes any of the conclusions in my April 3 letter.

The pieces of mail in the primary election slate program will mark the candidates and measures who are participating in the program with an asterisk, and will indicate that the candidates and measures so marked have paid for and authorized the mailing. This change is to satisfy Section 441d of the FECA and also to satisfy certain interpretations of state law by the Fair Political Practices Commission. I do not believe they are otherwise relevant to your proceeding. BAD Campaigns will be identified in each piece of mail as the publisher.

If you have any questions regarding these matters, please  
let me know.

Sincerely,

*Daniel H. Lowenstein*

Daniel H. Lowenstein  
Attorney for respondents

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 1, 1984

Daniel H. Lowenstein, Esq.  
UCLA Law School  
405 Hilgard  
Los Angeles, California 90024

Re: MUR 1461

Dear Mr. Lowenstein:

This acknowledges our receipt of your May 17, 1984, letter to Ms. Lerner. In that letter you indicated that your clients plan to publish a slate mailer in connection with the upcoming California primary election and described how that program is to be implemented.

It does not appear that your letter was intended as a request for an advisory opinion pursuant to 2 U.S.C. § 437f. Absent such a request, there is no procedure whereby the Commission may address the legality of future conduct. Consequently, receipt of your letter concerning your clients' intended conduct in no way inhibits the Commission from reviewing such conduct, after it occurs, to determine whether it is in violation of the Federal Election laws.

Should you wish to request an advisory opinion on the matter you are, of course, free to do so.

Sincerely,

Charles N. Steele  
General Counsel

By: Kenneth A. Gross  
Associate General Counsel

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RECEIVED  
OFFICE OF THE  
COMMISSION SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Californians for Democratic Representation  
Mel Levine for Congress  
Congressman Waxman Campaign Committee  
Berman for Congress  
Committee to Elect Esteban E. Torres  
Dymally for Congress Committee  
Martinez for Congress

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GENERAL COUNSEL'S REPORT

I. BACKGROUND

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This matter was initiated by a complaint filed on August 17, 1982, by Louis Barnett on behalf of the National Foundation to Fight Political Corruption. On January 4, 1983, the Commission found reason to believe that the Californians for Democratic Representation ("CDR") violated 2 U.S.C. §§ 433 and 434 by failing to register and report as a political committee; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions; 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 441b by accepting corporate contributions; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized and/or paid for by federal candidates; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds received from improper solicitations into its account.

In addition, the Commission decided to defer action with regard to the Mel Levine for Congress committee ("Levine Committee"), Congressman Waxman Campaign Committee ("Waxman Committee"), Berman for Congress committee ("Berman Committee"), Committee to Elect Esteban E. Torres ("Torres Committee"), and Martinez for Congress committee ("Martinez Committee") relating

to contributions in excess of \$5,000 to and from CDR in 1982. With regard to the Dymally for Congress Committee ("Dymally Committee"), the Commission found there was no reason to believe at the time that the Dymally Committee had violated 2 U.S.C. § 441a(a)(1)(C).<sup>1/</sup> An investigation followed, including a review of documents provided by CDR, the taking of the depositions of Michael Berman and Carl D'Agostino, the originators of CDR, and a review of the California Fair Political Practices Commission's ("CFPPC") Staff Report and Recommendations on Slate Mailings (1982 Primary Election). On April 17, 1984, a brief, stating the position of the General Counsel on the legal and factual issues of this matter, was mailed to CDR's counsel. On May 10, 1984, a reply brief was filed which incorporated by reference a previous memorandum filed in response to the reason to believe notification. See Attachment 1.

## II. FACTS

CDR is an unincorporated non-profit organization that puts out slate mailings endorsing federal and non-federal candidates, as well as ballot measures. It is the creation of two long time political activists, Michael Berman and Carl D'Agostino. In early 1982, they decided to form a political consulting firm, Berman and D'Agostino Campaigns, Inc. ("BAD"). In April 1982,

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<sup>1/</sup> This finding was made because at the time it was believed that the Dymally Committee had only given \$5,000 to CDR. It has now been learned that the Dymally Committee contributed a total of \$15,000 to CDR in 1982.

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Berman and D'Agostino formed CDR to serve as the sender of their slate mailings. BAD acted as a consultant to CDR, designing and implementing the slate mail program. In return CDR agreed to pay BAD \$250,000 for its work in the primary election and \$350,000 for the general election.

Those who gave funds to CDR to participate were included on the slates that were sent out and, depending upon the amount given, received various amounts of "featuring" consisting of pictures, write-ups or other advertising being included in the slate mailings. The candidates who gave no funds to CDR were listed. Listing meant that the candidate's name was listed along with other endorsed candidates and ballot measures on a slate card, slate gram or sample ballot. Generally, only those candidates who participated in the slate financially received featured status.

### III. LEGAL ANALYSIS

The Office of the General Counsel recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b, 441d and 11 C.F.R. § 102.5(a)(1) and (2). The General Counsel's Brief presents the arguments supporting our recommendations.

Although counsel for the Respondent admits that his client inadvertently violated 2 U.S.C. § 441d, counsel claims that CDR

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is not a political committee and, therefore, did not violate the other sections of the Act as alleged. Counsel argues that CDR is a vendor providing goods and services for payments and that although it has a political orientation, this does not take away from the business aspect of CDR. Counsel mistakenly believes that the General Counsel is arguing that when a federal candidate pays money in exchange for advertising services, the transaction must be regarded as contributions going from each exchanging party to the other without regard to the context in which the transaction occurs. Counsel hinges his entire argument on the premise that payment for such services cannot be considered a contribution because a "contribution" must have a "donative" quality to it. According to counsel, no donative intent was involved in funds given to CDR, therefore, CDR did not receive or make any contributions and, consequently, is not a political committee.

As is demonstrated in the General Counsel's Brief, when all the aspects of CDR's operation are viewed in conjunction with the fact that many federal candidates received a benefit from CDR's slate mailing program without contributing to the program, it is apparent that CDR has qualified as a political committee by virtue of the expenditures it made. Once CDR qualified as a political committee, the money it received from the various candidates and ballot measure groups must be regarded as contributions and its disbursements on behalf of federal candidates must be viewed either as in-kind contributions or independent expenditures.

As it appears that counsel has missed the thrust of the General Counsel's Brief, it is not necessary to counter his arguments point by point regarding why certain features of CDR's operation do not take away from its "business" categorization and why these transactions are not "contributions." <sup>2/</sup> We will, however, discuss generally the assertions contained in counsel's brief.

Counsel has asserted that CDR was a business, not a political committee. As evidenced in the General Counsel's Brief, however, Michael Berman and Carl D'Agostino were very politically orientated people and demonstrated over and over again during their depositions that the CDR slate mailing effort was not a pure business venture. To say that CDR had a political orientation is an understatement as everything CDR did was politically motivated. As counsel's brief pointed out numerous times, CDR had a political message to send to its voters, and if that political message meant less money for Berman and D'Agostino then so be it.

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<sup>2/</sup> Counsel does state in his brief that he demonstrated in his response to the reason to believe notification why certain previous MURs which were mentioned in the notification were not relevant and that the General Counsel must have been persuaded because these MURs were not mentioned in our brief. It is noted that, although these MURs were discussed at the reason to believe stage, they were not included in the General Counsel's Brief because, in light of the facts discovered during the investigation, they were not necessary to the analysis in this matter.

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The idea was to influence voters to vote for a certain slate of candidates who, certainly on the federal level, were those candidates representing the "liberal Democrat" point of view -- the same view held by Berman and D'Agostino. Counsel indicates that for CDR to do otherwise would have shown a lack of ethics on Berman's and D'Agostino's part as they would have been sending out a less than "honest message" to the voters. What counsel fails to see is that in sending this message, CDR went beyond the realm of a "business" providing a service for a fee and also made expenditures on behalf of federal candidates at no charge.

In addition, CDR did not maintain separate bank accounts for each candidate from whom it received funds, but instead commingled the funds of the federal, state and local candidates and ballot measure groups on whose behalf it made expenditures. The funds expended by CDR, therefore, could not be traced to any particular candidate. This system enabled CDR to put the names of all the candidates it endorsed on its slates, not just those who paid for featuring. The funds CDR expended to put out the slates did not come from the candidates involved. The activities undertaken by CDR on behalf of federal candidates were paid for by CDR from CDR funds without regard to which candidate's funds were used for any particular activity. Those expenditures when viewed in conjunction with the entire scheme of how CDR operated, illustrate that CDR qualified as a political committee.

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Counsel further argues that any benefit provided non-paying candidates was unintentional and, therefore, should not be considered in determining CDR's status. However, this assertion is simply not true. Counsel has already referred to the political message that CDR wanted to convey to the voters. The intent of that message was to induce voters to vote for CDR's entire slate of candidates. Nothing on the slates and/or advertisements limited that message to those candidates who had given CDR money.

In addition, CDR would have the Commission believe that this benefit was not only unintentional, but also of little or no value. The facts indicate otherwise. Such an assumption relies on a remarkably narrow view of the word "value", which allows CDR to determine whether inclusion of a candidate's name on the slate is valuable based on that candidate's position in relation to his or her opponents. For instance, CDR sent 2,325,000 pieces of mail listing senatorial candidate Jerry Brown without Governor Brown contributing one cent. Even if Governor Brown was the leading candidate in the Democratic primary, it is absurd to assume that his campaign derived little or no value from those endorsements. Certainly, his primary opponents would not agree.

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According to counsel the non-paying candidates did not receive much benefit because most of them "... were so assured of victory that campaigning via CDR would have been superfluous." That argument belies the facts, however. Candidates such as Congressman Henry Waxman and Mel Levine, who were unopposed in the primary, obviously felt that the advertising they received was valuable, otherwise their committees would not have given \$15,000 each to CDR for such advertising.

Although most of the non-paying candidates were only listed (which was of value to those candidates), as was pointed out in the General Counsel's Brief, there were two federal candidates, Jerry Brown and Glenn Anderson, who received some featuring without paying. Counsel argues that what was referred to as featuring on behalf of Jerry Brown was "not really featuring," but fails to explain his theory. The fact remains, however, that Jerry Brown is no less prominently displayed in the advertising than any of the other candidates who paid for featuring and who appear in the same ad. Consequently, counsel's assertion is without merit.

In addition, counsel states that the value of the featuring on behalf of Anderson was less than \$1,000 and that in both cases, Brown and Anderson, there was no coordination with either campaign in the primary, therefore, the advertising can not be

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considered as in-kind contributions. Assuming counsel's assertion concerning coordination is true, CDR still made independent expenditures on behalf of these two candidates. The definition of a political committee includes any committee, club, association or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year. 2 U.S.C. § 431(4) (emphasis added). In addition, the term "expenditure" includes anything of value given for the purpose of influencing a federal election. 2 U.S.C. § 431(g). It is not limited to in-kind contributions, but includes independent expenditures as well. Based on the above discussion, it is the General Counsel's contention that CDR has made expenditures in excess of \$1,000 on behalf of all those federal candidates who were endorsed on CDR's slate mailers. This is because the monies that went into CDR were expended on all the candidates without regard to whether or not they paid. Having thus qualified as a political committee, the money CDR spent on behalf of those candidates who did pay must be considered as in-kind contributions.

With regard to receiving contributions, CDR claims that it never reported the receipt of contributions on its campaign statements filed with the CFPPC, but instead reported "miscellaneous receipts". Although for CFPPC purposes they

may have been miscellaneous receipts, for purposes of the Act these receipts constitute "contributions." Under the Act, the term "contribution" includes any gift, subscription, loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. 2 U.S.C. § 431(8). The funds received by CDR, a political committee, were for the purpose of influencing elections for federal office and therefore qualify as contributions.

Because CDR qualified as a political committee, it is subject to the reporting requirements and the prohibitions and limitations prescribed by the Act. As CDR failed to meet those requirements, the Office of the General Counsel, based on the analysis contained herein and in the General Counsel's Brief, recommends that the Commission find probable cause to believe that CDR violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b, 441d and 11 C.F.R. §§ 102.5(a)(1) and (2).

Pursuant to 2 U.S.C. § 441a(a)(1)(C), no person shall make contributions to a political committee, other than authorized committees and national party committees, in any calendar year which, in the aggregate, exceed \$5,000. Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person shall make contributions to any candidate and his authorized political committees with respect to any election for federal office which, in the aggregate, exceed \$1,000. Under 2 U.S.C. § 441a(f), a political committee is

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prohibited from knowingly accepting any contribution in violation of the provisions of section 441a.

The Office of the General Counsel recommends that the Commission take no action with regard to those candidate committees that are respondents in this MUR (Levine Committee, Waxman Committee, Berman Committee, Torres Committee, Martinez Committee and Dymally Committee), 3/ even though they all gave over \$5,000 to CDR and CDR spent over \$1,000 per election on their behalfs. This recommendation is based on the fact that it appears these respondents paid CDR for a service without realizing that CDR's activities would qualify it as a political committee subject to the provisions of the Act, or that their payments would be used to advocate the election of others.

#### IV. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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3/ No other contributors to CDR have been made respondents in this MUR, therefore, this office makes no recommendations concerning them.


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V. RECOMMENDATIONS

1. Find probable cause to believe that the Californians for Democratic Representation violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b, 441d and 11 C.F.R. §§ 102.5(a)(1) and (2).
2. Take no action against the following committees: Mel Levine for Congress, Congressman Waxman Campaign Committee, Berman for Congress, Committee to Elect Esteban E. Torres, Dymally for Congress Committee and Martinez for Congress.
3. Approve the attached conciliation agreement.
4. Approve the attached letters.

25 July 1984  
Date

  
Charles N. Steele  
General Counsel

Attachments

1. Response to reason to believe findings
2. Proposed conciliation agreement
3. Proposed letters

92040920488

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Californians for Democratic )  
Representation, et al. )

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of August 7, 1984, do hereby certify that the Commission took the following actions in MUR 1461:

1. Decided by a vote of 5-1 to find probable cause to believe that the Californians for Democratic Representation violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A); 441a(f), 441b, 441d and 11 C.F.R. §§ 102.5(a)(1) and (2).

Commissioners Aikens, Elliott, McDonald, McGarry, and Reiche voted affirmatively for the decision; Commissioner Harris dissented.

2. Failed in a vote of 2-4 to pass a motion to find reason to believe that the Mel Levine For Congress Committee, Congressman Waxman Campaign Committee, Berman for Congress, Committee to Elect Esteban E. Torres, Dymally for Congress Committee and Martinez for Congress have violated the Federal Election Campaign Act, but take no further action and close the file with respect to these committees.

Commissioners Aikens and Reiche voted affirmatively for the motion; Commissioners Elliott, Harris, McDonald, and McGarry dissented.

(Continued)

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3. Decided by a vote of 5-1 to take no action against the following committees and close the file as it pertains to them: Mel Levine for Congress, Congressman Waxman Campaign Committee, Berman for Congress, Committee to Elect Esteban E. Torres, Dymally for Congress Committee and Martinez for Congress.

Commissioners Aikens, Elliott, Harris, McDonald, and McGarry voted affirmatively for the decision; Commissioner Reiche dissented.

4. Decided by a vote of 4-2 to approve the proposed conciliation agreement and letters attached to the General Counsel's report dated July 25, 1984.

Commissioners Aikens, Elliott, McGarry, and Reiche voted affirmatively; Commissioners Harris and McDonald dissented.

Attest:

Aug 14, 1984  
Date

Marjorie W. Emmons  
Marjorie W. Emmons  
Secretary of the Commission

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Bruce Corwin, Treasurer  
Berman for Congress  
360 S. Kenmore Avenue #306  
Los Angeles, CA 90020

RE: MUR 1461  
Berman for Congress

Dear Mr. Corwin:

On August 24, 1982, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by the Berman for Congress committee (1982 campaign). The allegations concerned contributions to and from the Californians for Democratic Representation.

After considering the circumstances of this matter, the Commission, on August 7, 1984, determined to take no action with regard to your committee. Accordingly, the Commission closed its file in this matter as it pertains to the Berman for Congress committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Eugene Wheeler, Treasurer  
Dymally for Congress Committee  
322 West Compton Boulevard, Suite 100B  
Compton, CA 90220

RE: MUR 1461  
Dymally for Congress Committee

Dear Mr. Wheeler:

On August 24, 1982, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by the Dymally for Congress Committee (1982 campaign). The allegations concerned contributions to and from the Californians for Democratic Representation ("CDR").

On January 13, 1983, you were notified that the Commission had determined there was no reason to believe that your committee had violated 2 U.S.C. § 441a(a)(1)(C) by contributing \$5,000 to CDR. Subsequent to that finding, it was discovered that your committee had contributed in excess of \$5,000 to CDR. However, after considering the circumstances of this matter, the Commission, on August 7, 1984, determined to take no action with regard to your committee.

Accordingly, the Commission closed its file in this matter as it pertains to the Dymally for Congress Committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Bob Epple, Treasurer  
Committee to Elect Esteban E. Torres  
16446 Woodruff  
Bellflower, CA 90706

RE: MUR 1461  
Committee to Elect  
Esteban E. Torres

Dear Mr. Epple:

On August 24, 1982, the Commission notified the Committee to Elect Esteban E. Torres (1982 campaign) of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended. The allegations concerned, among other things, contributions to and from the Californians for Democratic Representation.

After considering the circumstances of this matter, the Commission, on August 7, 1984, determined to take no action with regard to your committee. Accordingly, the Commission closed its file in this matter as it pertains to the Committee to Elect Esteban E. Torres. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Lucy T. Eisenberg, Treasurer  
Mel Levine for Congress  
612 South Flower Street, 5th Floor  
Los Angeles, CA 90017

RE: MUR 1461  
Mel Levine for Congress

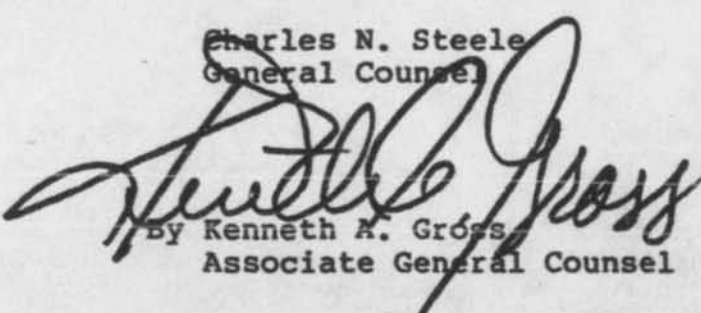
Dear Ms. Eisenberg:

On August 24, 1982, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by the Mel Levine for Congress committee (1982 campaign). The allegations concerned contributions to and from the Californians for Democratic Representation.

After considering the circumstances of this matter the Commission, on August 7, 1984, determined to take no action with regard to your committee. Accordingly, the Commission closed its file in this matter as it pertains to the Mel Levine for Congress committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
by Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 16, 1984

Paul Young, Treasurer  
Martinez for Congress  
P.O. Box 4416  
El Monte, CA 91754

RE: MUR 1461  
Martinez for Congress

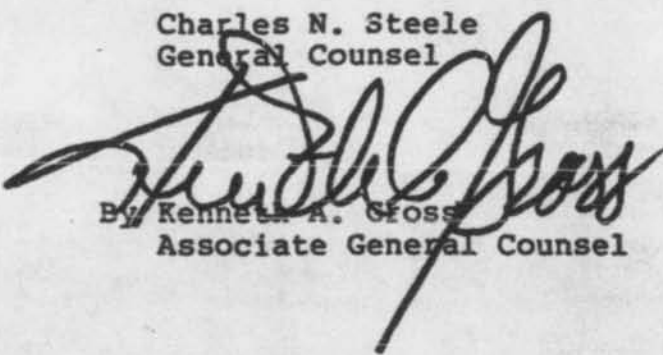
Dear Mr. Young:

On August 24, 1982, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by the Martinez for Congress committee (1982 campaign). The allegations concerned, among other things, contributions to and from the Californians for Democratic Representation.

After considering the circumstances of this matter, the Commission, on August 7, 1984, determined to take no action with regard to your committee. Accordingly, the Commission closed its file in this matter as it pertains to the Martinez for Congress committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Ron Lederman, Treasurer  
Congressman Waxman Campaign Committee  
113 N. San Vicente Blvd; Suite 205  
Beverly Hills, CA 90211

RE: MUR 1461  
Congressman Waxman Campaign  
Committee

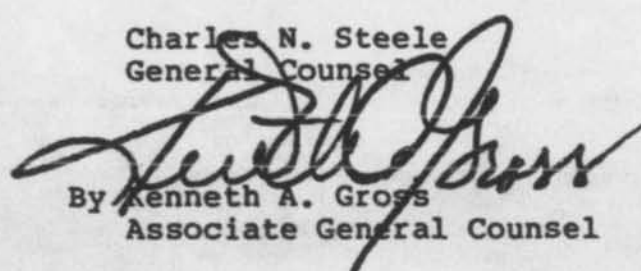
Dear Mr. Lederman:

On August 24, 1982, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended, by the Congressman Waxman Campaign Committee (1982 campaign). The allegations concerned contributions to and from the Californians for Democratic Representation.

After considering the circumstances of this matter, the Commission, on August 7, 1984, determined to take no action with regard to your committee. Accordingly, the Commission closed its file in this matter as it pertains to the Congressman Waxman Campaign Committee. This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed. Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele  
General Counsel

  
By Kenneth A. Gross  
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 16, 1984

Daniel H. Lowenstein, Esquire  
UCLA Law School  
405 Hilgard Avenue  
Los Angeles, CA 90024

RE: MUR 1461  
Californians for Democratic  
Representation

Dear Mr. Lowenstein:

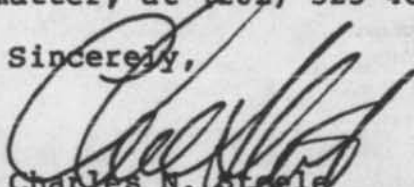
On August 7, 1984, the Commission determined that there is probable cause to believe your client committed violations of 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b and 441d, provisions of the Federal Election Campaign Act of 1971, as amended, and sections 102.5(a)(1) and (2) of the Commission's regulations, in connection with the above referenced MUR.

The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it along with the civil penalty to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make the check for the civil penalty payable to the U.S. Treasurer.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4000.

Sincerely,

  
Charles N. Steele  
General Counsel

Enclosure  
Conciliation Agreement

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**SENSITIVE**

**BEFORE THE FEDERAL ELECTION COMMISSION**

RECEIVED  
OFFICE OF THE FEC  
SECRETARY

In the Matter of )  
 )  
Californians for Democratic )  
Representation et al. )

MUR 1461

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**EXECUTIVE SESSION**

**GENERAL COUNSEL'S REPORT 11 DEC 1984**

**I. Background/Previous Commission Action**

This matter was initiated by a complaint filed on August 17, 1982, by Louis Barnett on behalf of the National Foundation to Fight Political Corruption. On January 4, 1983, the Commission found reason to believe that the Californians for Democratic Representation ("CDR") violated 2 U.S.C. §§ 433 and 434 by failing to register and report as a political committee; 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions; 2 U.S.C. § 441a(f) by accepting excessive contributions; 2 U.S.C. § 441b by accepting corporate contributions; 2 U.S.C. § 441d by failing to specify whether their mailings were authorized and/or paid for by federal candidates; and 11 C.F.R. § 102.5(a)(1) and (2) by depositing prohibited funds and funds received from improper solicitations into its account.

An investigation followed, including a review of documents provided by CDR, the taking of the depositions of Michael Berman and Carl D'Agostino, the originators of CDR, and a review of the California Fair Political Practices Commission's ("CFPPC") Staff Report and Recommendations on Slate Mailings (1982 Primary Election). On April 17, 1984, a brief, stating the position of

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the General Counsel on the legal and factual issues of this matter, was mailed to CDR's counsel. On May 10, 1984, a reply brief was filed by counsel.

On August 7, 1984, the Commission found probable cause to believe that CDR violated the Act and approved a proposed conciliation agreement. In addition, the Commission closed the file with regard to all other remaining respondents. On August 16, 1984, a proposed conciliation agreement was sent to CDR's counsel. See Attachment 1.

Despite several phone calls to counsel (see Attachment 2), a counterproposal was not received until November 13, 1984, due to the heavy workload of both counsel and his clients. See Attachment 3. On November 15, 1984, the staff met with counsel to discuss the status of this matter.

## II. Analysis

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This Office recommends that the Commission reject Respondent's counterproposal and authorize the Office of General Counsel to file a civil suit for relief in the United States District Court against CDR. These recommendations are based on the fact that the ninety day conciliation period pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) has ended and this Office and counsel are not close to reaching a mutually acceptable conciliation agreement. In addition, the General Counsel's Office does not think that it would be appropriate to extend the conciliation period for what might end up to be several months while the Respondent waits for an advisory opinion. The advisory opinion would relate only to future activity and would have no bearing on the past violations. Furthermore, should the advisory opinion be unfavorable to the requestor, CDR would not be in any more of a conciliatory posture that it is now.

### III. RECOMMENDATIONS

1. Reject Respondent's counterproposal.
2. Authorize the Office of General Counsel to file a civil suit for relief in the United States District Court against Californians for Democratic Representation.
3. Approve the attached letter.

12/4/84  
Date

Charles N. Steele  
Charles N. Steele  
General Counsel

#### Attachments

1. Proposed Conciliation Agreement
2. Letter to counsel
3. Counterproposal
4. Proposed letter

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 1461  
Californians for Democratic )  
Representation, et al.

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of December 11, 1984, do hereby certify that the Commission decided by a vote of 4-1 to take the following actions in MUR 1461:

1. Reject the Respondent's counterproposal.
2. Authorize the Office of General Counsel to file a civil suit for relief in the United States District Court against Californians for Democratic Representation.
3. Approve the letter attached to the General Counsel's report dated December 4, 1984.

Commissioners Aikens, Elliott, McGarry, and Reiche voted affirmatively for the decision; Commissioner Harris dissented; Commissioner McDonald was not present at the time of the vote.

Attest:

12-14-84

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

92040920502





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

December 17, 1984

Daniel H. Lowenstein, Esquire  
c/o U.C.L.A. Law School  
405 Hilgard Avenue  
Los Angeles, California 90024

RE: MUR 1461  
Californians for Democratic  
Representation

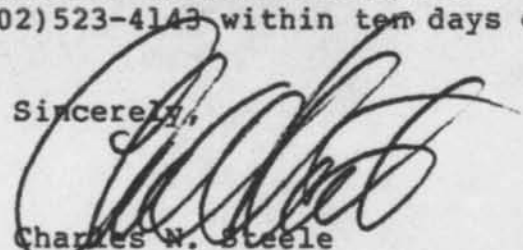
Dear Mr. Lowenstein:

You were previously notified that on August 7, 1984, the Federal Election Commission found probable cause to believe that your client violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b, and 441d, provisions of the Federal Election Campaign Act of 1971, as amended, and sections 102.5(a)(1) and (2) of the Commission's Regulations, in connection with the captioned matter.

As a result of our inability to settle this matter through conciliation within the allowable time period, the Commission has authorized the institution of a civil action for relief in the U.S. District Court.

Should you have any questions, or should you wish to settle this matter prior to suit, please contact Richard Bader, the attorney handling this case, at (202)523-4143 within ten days of receipt of this letter.

Sincerely,

  
Charles W. Steele  
General Counsel

92040920503



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 5, 1985

Louis W. Barnett  
516 Galer Place  
Glendale, CA 91206

Re: MUR 1461  
Armenian National Committee  
Political Action Committee;  
Californians for Democratic  
Representation, et al.

Dear Mr. Barnett:

This is in reference to the complaint you filed with the Commission on August 17, 1982, concerning the Armenian National Committee Political Action Committee ("ANC-PAC") and Californians for Democratic Representation ("CDR"), et al.

The Commission determined there was reason to believe that ANC-PAC violated 2 U.S.C. §§ 441a(a)(1)(A) and 441b, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") and conducted an investigation in this matter. On July 21, 1983, a conciliation agreement signed by the respondent was accepted by the Commission, thereby closing the file with regard to this respondent. A copy of this agreement is enclosed for your information.

On August 7, 1984, the Commission determined there was probable cause to believe that CDR violated 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b and 441d, provisions of the Act, and sections 102.5(a)(1) and (2) of the Commission's regulations, and attempted to correct such violations by entering into a conciliation agreement. The Commission was unable to settle this matter through conciliation within the allowable time period. Consequently, the Commission authorized the institution of a civil action for relief in the U.S. District Court. A copy of the complaint in that case also is enclosed for your information. In addition, we have enclosed a copy of Advisory Opinion 1984-62 which pertains to the issues involved in this matter.

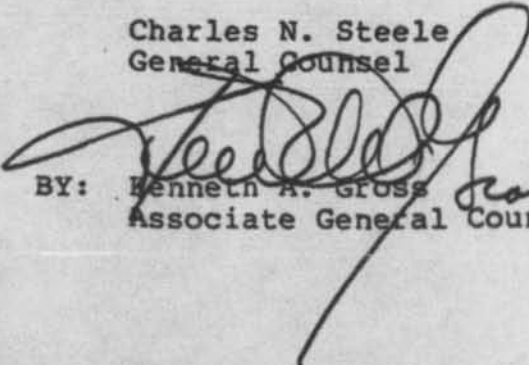
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Louis W. Barnett  
Page 2

If you have any questions, please contact Ivan Rivera,  
Assistant General Counsel for Litigation, at (202) 523-4143.

Sincerely,

Charles N. Steele  
General Counsel

BY:  Kenneth A. Gross  
Associate General Counsel

Enclosures  
Conciliation Agreement  
Complaint  
AO 1984-62

92040920505





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 5, 1985

Hyrayr Nalbandian, Treasurer  
Armenian National Committee Political  
Action Committee  
419A West Colorado Street, Suite 3  
Glendale, California 91204

Re: MUR 1461  
Armenian National Committee  
Political Action Committee

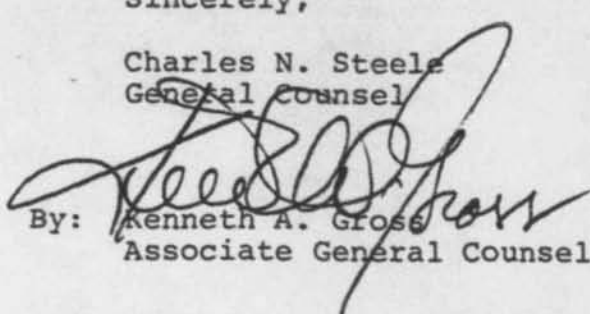
Dear Mr. Nalbandian:

On July 21, 1983, the Commission accepted a conciliation agreement signed by you in settlement of violations of 2 U.S.C. § 441a(a)(1)(A) and 441b by your committee in connection with the above referenced MUR. Although this matter is presently in litigation with regard to another respondent, this is to inform you that a copy of that conciliation agreement has been forwarded to the complainant in this matter and it will become a part of the public record.

Should you have any questions, please call Marybeth Tarrant, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele  
General Counsel

By:   
Associate General Counsel

92040920506

2007876  
National Foundation To Fight Political Corruption, Inc. THE FEC

516 GALER PLACE • GLENDALE, CALIFORNIA 91206  
85 APR 29 P 2: 08  
SECRETARY

April 24, 1985  
APR 29 P 3: 13

85 MAY 17 P 2: 40

Mr. Ken Gross  
Associate General Counsel  
Enforcement  
Federal Election Commission  
1325 K Street NW  
Washington, D. C. 20463

**SENSITIVE**

Re: MUR 1461

Dear Mr. Gross:

As the plaintiff in matter of the Armenian National Committee PAC and Californians for Democratic Representation, I have a couple of questions which I hope that you can answer for me.

9 2 0 4 0 9 2 0 5 0 7  
First, I charged that certain candidates and committees failed to report in-kind contributions from Californians for Democratic Representation. Some of these candidates (especially Marty Martinez) had as their agent(s) and campaign manager(s) B. A. D. (Mike Berman and Carl D'Agostino) who were running Californians for Democratic Representation. Why did the FEC fail to take action against such candidates and/or committees for failing to file proper in-kind statements?

Second, Mr. Mike Minasian was an agent of the Armenian National Committee PAC (a Director who was also paid expenses for his work) and an employee of Assemblyman (and congressional candidate) Marty Martinez. Why did the FEC not find that the Martinez campaign knowingly accepted over \$1,000 from a non-qualified multi-candidate committee? Further, Mr. Minasian was the President of Garfield Financial, a California Corporation, which gave \$784 illegally to the Armenian National Committee PAC. Under the Conciliation Agreement, that money was refunded by the Armenian National Committee. Why did the FEC not fine either Mr. Minasian or the Martinez campaign for making and/or knowingly receiving such illegal corporate contributions? Mr. Minasian also gave Mr. Martinez \$450 of his own, did the FEC find that the total exceeded the legal \$1,000 limit?

Third, why was the Armenian National Committee fine only \$750?

Fourth, the Mel Lavine for Congress Committee, Berman for Congress Committee, Congressman Henry Waxman Campaign Committee, Dymally for Congress and the Committee to Elect Esteven Torres (1) had reason to believe that they were making illegal and unreported in-kind contributions to other candidates through the actions of their agents (Mike Berman and BAD campaigns), (2) knowingly violated the restrictions on single candidate committees by contributing in excess of \$1,000 to Marty Martinez, and (3) comingled their funds with corporate funds through a state committee established by their agents (Mike Berman, Carl D'Agostino and BAD campaigns). Why did the FEC not find reason to believe that these committees had violated the law?

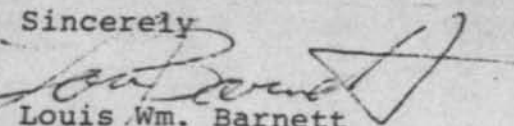
*A California Non-Profit, Public Benefit Corporation.*

Fifth, the Martinez campaign seems to be the chief beneficiary of the illegal acts alledged in the FEC's Civil Action against Californians for Democratic Representation (acts which were initiated and executed by Martinez's agents Mike Berman and Carl D'Agostino) as well as the chief beneficiary of the illegal acts of the Armenian National Committee PAC as outlined in the Conciliation Agreement (including those carried out by and with the knowledge of Martinez's own employee Mike Minasian). Martinez was the campaign with the greatest need for those funds, mailings and resources. Martinez would not have won his special election without those funds, mailings and resources (he won by only 738 votes). Why did the FEC take no action against the Martinez campaign? Martinez did not even report the in-kind contributions from Californians for Democratic Representation!

I am looking forward to hearing from you and reading your answers to these questions so that I can better understand the FEC's view of these actions.

However, let me say that we are very impressed with the action to date . . . even if it has taken almost three years.

Sincerely

  
Louis Wm. Barnett  
Chairman  
(818) 241-0133  
516 Galer Place  
Glendale, CA 91206

92040920508





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

May 17, 1985

Louis Wm. Barnett  
516 Galer Place  
Glendale, California 91206

Dear Mr. Barnett,

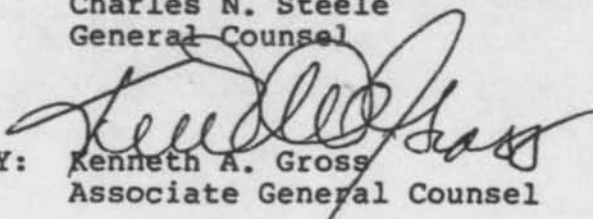
This is in response to your letter of April 24, 1985, in which you request information pertaining to the complaint against the Armenian National Committee Political Action Committee and Californians for Democratic Representation.

The Federal Election Commission does not release its investigatory findings to the public until any litigation concerning the matter has been resolved. As to the elements of the civil action that has been filed in the U.S. District Court for the Southern District of California, the Commission authorized the Office of General Counsel to file suit only against the Californians for Democratic Representation for the alleged violations.

The Commission will notify you when the entire matter is closed and record is made public.

Sincerely,

Charles N. Steele  
General Counsel

BY:   
Kenneth A. Gross  
Associate General Counsel

92040920509

CHARLES H. STEELE  
General Counsel

IVAN RIVERA  
R. LEE ANDERSEN  
Assistant General Counsels

ANDREW J. MAIKOVICH  
Attorney

FOR THE PLAINTIFF  
FEDERAL ELECTION COMMISSION  
1325 K Street, N.W.  
Washington, D.C. 20463  
(202) 523-4000  
FTS 523-4000

FILED

MAR 27 1985

CLERK, U. S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY

UNITED STATES DISTRICT COURT FOR THE  
CENTRAL DISTRICT OF CALIFORNIA

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

Plaintiff,

v.

CALIFORNIANS FOR DEMOCRATIC  
REPRESENTATION,  
1435 S. La Cienega Boulevard, #101  
Los Angeles, California 90035,

Defendant.

Civil Action No. \_\_\_\_\_

COMPLAINT

COMPLAINT FOR DECLARATORY, INJUNCTIVE  
AND OTHER APPROPRIATE RELIEF

1. In this action the Federal Election Commission (the "Commission") petitions the court to find that defendant Californians for Democratic Representation ("CDR") violated 2 U.S.C. § 433 of the Federal Election Campaign Act of 1971, as amended, (the "Act" or "FECA") by failing to file a statement of organization with the Commission within 10 days of becoming a political committee; 2 U.S.C. § 434 by failing to comply with the





1  
2 4. At all times pertinent to this complaint, defendant  
3 Californians for Democratic Representation was an unincorporated  
4 non-profit organization registered with the  
5 California Fair Political Practices Commission with an address of  
6 1435 S. La Cienega Boulevard #101, Los Angeles, California, 90046.  
7 Defendant CDR distributed state mailings endorsing federal and  
8 non-federal candidates, as well as ballot measures. Candidates  
9 who gave funds to CDR received various amounts of "featuring"  
10 consisting of pictures, write-ups or other advertising.  
11 Candidates who do not give CDR funds were also listed on the  
12 state mailings but generally received no featuring.

#### Administrative Proceedings

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5. On August 17, 1982, a complaint was filed with the  
Commission pursuant to 2 U.S.C. § 437g(a)(1). The complaint  
alleged various violations of the FPPA.

6. On January 4, 1983, pursuant to 2 U.S.C. § 437g(a)(2),  
the Commission found reason to believe that defendant CDR  
violated the Act in regard to state mailing activity undertaken  
by CDR, and opened an investigation thereof.

7. On April 17, 1984, the Commission's General Counsel  
notified the defendant, pursuant to 2 U.S.C. § 437g(a)(3), that  
he was recommending that the Commission find probable cause to  
believe defendant CDR had violated the Act and included with that  
notification a written brief stating the position of the General  
Counsel on the legal and factual issues of the case.

8. On August 17, 1984, pursuant to 2 U.S.C.  
§ 437g(a)(4)(A)(i), the Commission found probable cause to  
believe that defendant CDR violated 2 U.S.C. §§ 435, 436,

1 441a(a)(1)(A), 441a(F), 441b, 441d and 11 C.F.R. § 102.5(a)(1)  
2 and (2).  
3

4 9. On August 16, 1984, pursuant to 2 U.S.C.  
5 § 437g(a)(4)(A)(i), the Commission notified the defendant CDR of  
6 the probable cause to believe findings described in paragraph 8  
7 above and attempted without success to correct the violations  
8 through informal means of conference, conciliation and  
9 persuasion.

10 10. On December 11, 1984, unable to correct the violations  
11 of the FECA by informal means, the Commission authorized the  
12 filing of this action pursuant to 2 U.S.C. § 437g(a)(6)(A).

13 11. The Commission has met all the jurisdictional  
14 prerequisites to filing this action.

15 **Count I**

16 12. Plaintiff incorporates herein by reference the  
17 allegations of paragraphs 1 through 11, inclusive.

18 13. 2 U.S.C. § 431(9) defines "expenditure" to include any  
19 purchase, payment, distribution, loan, advance, deposit, or gift  
20 of money or anything of value made for the purpose of influencing  
21 any federal election.

22 14. 2 U.S.C. § 431(8) defines "contribution" to include any  
23 gift, subscription, loan, advance, or deposit of money or  
24 anything of value made for the purpose of influencing any federal  
25 election.

26 15. 2 U.S.C. § 431(4) defines "political committee" as any  
27 group of persons that receives contributions or makes  
28 expenditures (as defined by 2 U.S.C. § 431(8) and (9))  
aggregating in excess of \$1,000 during a calendar year.

16. 2 U.S.C. § 431 requires a political committee to file a statement of organization within 10 days of becoming a political committee within the meaning of 2 U.S.C. § 431(4).

17. At least two federal candidates who did not pay defendant CDR for featuring received featuring in various mailings by CDR.

18. Defendant CDR's slates listed names of federal candidates who did not pay for such listing.

19. Defendant CDR's payments for activities alleged in paragraphs 17 and 18 constituted expenditures pursuant to 2 U.S.C. § 431(9)(A)(1), as they were made for the purpose of influencing federal elections.

20. These expenditures by defendant CDR exceeded \$1,000 in a calendar year, thereby qualifying defendant CDR as a political committee pursuant to 2 U.S.C. § 431(4)(A).

21. Defendant CDR violated 2 U.S.C. § 431 by failing to file a statement of organization with the Commission within 10 days of becoming a political committee.

#### Count II

22. Plaintiff incorporates herein by reference the allegations of paragraphs 1 through 21, inclusive.

23. As a political committee, defendant CDR is required to report, pursuant to 2 U.S.C. § 434, all of its receipts and disbursements.

24. Defendant CDR has not reported its receipts and disbursements to the Commission.



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2 25. Defendant CDR violated 2 U.S.C. § 434 by failing to  
3 report its receipts and disbursements.

4 **Count III**

5 26. Plaintiff incorporates herein by reference the  
6 allegations of paragraphs 1 through 21, inclusive.

7 27. 11 C.F.R. § 109.1(a), (45 Fed. Reg. 15118, Mar. 7,  
8 1980), defines "independent expenditure" as an expenditure by a  
9 person for a communication advocating the election or defeat of a  
10 clearly identified candidate which is not made in cooperation,  
11 consultation or at the request of a candidate or his agent.

12 28. 11 C.F.R. § 109.1(c), (45 Fed. Reg. 15118, Mar. 7,  
13 1980), defines "expenditure," when not qualifying as an  
14 independent expenditure, to be an in-kind contribution of the  
15 candidate.

16 29. 2 U.S.C. § 4312a(1)(A) limits persons to \$1000 in  
17 contributions to any candidate and his authorized political  
18 committees with respect to each federal election.

19 30. State mail expenditures by defendant CDR on behalf of  
20 "featured" candidates were made in consultation with those  
21 Federal candidates and/or their authorized committees and  
22 therefore are not independent expenditures pursuant to 11 C.F.R.  
23 § 109.1(a).

24 31. Expenditures not qualifying as independent expenditures  
25 are in-kind contributions to the candidate pursuant to 11 C.F.R.  
26 § 109.1(c).

27 32. Defendant CDR's expenditures in connection with its  
28 state mailing efforts on behalf of "featured" candidates exceeded  
\$1000 per candidate

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2  
3 33. Defendant CDR violated 2 U.S.C. § 441a(a)(1)(A) by  
4 making in-kind contributions exceeding \$1,000 to federal  
5 candidates and their authorized political committees.

6 Count IV

7 34. Plaintiff incorporates herein by reference the  
8 allegations of paragraphs 1 through 21, inclusive.

9 35. 2 U.S.C. § 431(11) defines "person" to include an  
10 individual, partnership, committee, association, corporation,  
11 labor organization, or any other organization or group of  
12 persons.

13 36. 2 U.S.C. § 431(8) defines "contribution" to include any  
14 gift, subscription, loan, advance, or deposit of money or  
15 anything of value made for the purpose of influencing any federal  
16 election.

17 37. 2 U.S.C. § 441a(f) prohibits political committees from  
18 knowingly accepting contributions which violate the limitations  
19 of 2 U.S.C. § 441a.

20 38. Pursuant to 2 U.S.C. § 441a(a)(1)(C), no person shall  
21 make contributions to a political committee (other than  
22 authorized committees and national party committees) in any  
23 calendar year which exceeds \$5,000.

24 39. Fees received by defendant CDR for "featuring" in its  
25 slate mailing program, are contributions to CDR pursuant to 2  
26 U.S.C. § 431(8).

27 40. Defendant CDR knowingly accepted contributions  
28 exceeding \$5,000.

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3 41. Defendant CDR violated 2 U.S.C. § 441a(5) by knowingly  
4 accepting contributions in violation of the provisions of  
5 2 U.S.C. § 441a(1)(G).

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7  
8 **Count V**

9 42. Plaintiff incorporates herein by reference the  
10 allegations of paragraphs 1 through 21, inclusive.

11 43. 2 U.S.C. § 431(5) defines "contribution" to include any  
12 gift, subscription, loan, advance, or deposit of money or  
13 anything of value made for the purpose of influencing any federal  
14 election.

15 44. 2 U.S.C. § 441b(a) prohibits any corporation or labor  
16 union from making contributions or expenditures in connection  
17 with a federal election.

18 45. Fees received by defendant CDR from corporations are  
19 contributions to CDR pursuant to 2 U.S.C. § 441(5).

20 46. Reports filed by defendant CDR with the California Fair  
21 Political Practices Commission show that defendant CDR has  
22 accepted fees from at least 10 corporate entities, as well as  
23 fees from over 50 state and local organizations, which under  
24 California state law are allowed to accept corporate  
25 contributions.

26 47. Defendant CDR violated 2 U.S.C. § 441b(a) by knowingly  
27 accepting contributions prohibited under 2 U.S.C. § 441b.

28 **Count VI**

48. Plaintiff incorporates herein by reference the  
allegations of paragraphs 1 through 21, inclusive.



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3 49. 2 U.S.C. § 441d requires persons that make other than  
4 Federal candidates or their, authorized committees, expenditures  
5 on communications expressly advocating the election or defeat of  
6 a federal candidate to clearly state who paid for the  
7 communication and whether the communication was authorized by the  
8 candidate, his or her authorized committee or its agents.

9 50. Defendant CDR's mailings advocating the election of  
10 federal candidates failed to state whether the candidates named  
11 authorized the mailings and who paid for the mailings.

12 51. Defendant CDR violated 2 U.S.C. § 441d by mailing  
13 communications, as alleged in paragraph 50, which failed to state  
14 whether the candidates named authorized the mailings and who paid  
15 for the mailings.

#### Count VII

16 52. Plaintiff incorporates herein by reference the  
17 allegations of paragraphs 1 through 21 inclusive.

18 53. 11 C.F.R. § 102.5(a)(1), (45 Fed. Reg. 15104, Mar. 7,  
19 1980, as amended at 45 Fed. Reg. 21209, Apr. 1, 1980), requires  
20 political committees which finance both federal and non-federal  
21 elections either to establish a separate federal account or to  
22 accept only contributions subject to the prohibitions and  
23 limitations of the Act.

24 54. 11 C.F.R. § 102.5(a)(2) (45 Fed. Reg. 15104 Mar. 7,  
25 1980, as amended at 45 Fed. Reg. 21209, Apr. 1, 1980) limits the  
26 contributions that a political committee or federal account  
27 establishes pursuant to 11 CFR § 102.5(a)(1) may receive to:  
28

1) Contributions designated for the federal account;  
ii) Contributions that come from a solicitation which expressly states that the contribution will be used in a federal election; and

iii) Contributions from contributors who are informed that all contributions are subject to the prohibitions and limitations of the Act.

55. Defendant CDR financed both federal and non-federal elections

56. Defendant CDR failed to establish either a separate federal account or accept only contributions subject to the prohibitions and limitations of the Act.

57. Defendant CDR failed to limit its contributions received to those meeting the conditions of 11 C.F.R. §102.5(a)(2), as listed in paragraph 54 above.

58. Defendant CDR violated 11 C.F.R. § 102.5(a)(1) by not establishing a separate federal account.

#### PRAYER FOR RELIEF

Wherefore, Plaintiff Federal Election Commission prays that this court:

(1) Declare:

(a) That defendant Californians for Democratic Representation violated 2 U.S.C. § 433 by failing to file a statement of organization with the Commission within 10 days of becoming a political committee;

- 1  
2  
3 (b) That defendant Californians for Democratic  
4 Representation violated 2 U.S.C. § 434 by failing  
5 to comply with the reporting requirements of this  
6 section;  
7  
8 (c) That defendant Californians for Democratic  
9 Representation violated 2 U.S.C. § 441a(1)(2)(A)  
10 by making in-kind contributions exceeding \$1,000  
11 to federal candidates and their authorized  
12 political committees;  
13 (d) That defendant Californians for Democratic  
14 Representation violated 2 U.S.C. § 441a(2) by  
15 knowingly accepting contributions which exceeded  
16 the limitation of 2 U.S.C. § 441a(1)(C);  
17 (e) That defendant Californians for Democratic  
18 Representation violated 2 U.S.C. § 441a(1) by  
19 knowingly accepting corporate contributions;  
20 (f) That defendant Californians for Democratic  
21 Representation violated 2 U.S.C. § 441d by mailing  
22 communications advocating the election of federal  
23 candidates that failed to state whether the  
24 candidates named authorized the mailings and who  
25 paid for the mailings;  
26 (g) That defendant Californians for Democratic  
27 Representation violated 11 C.F.R. § 102.5(a)(1)  
28 and (2) by failing to either establish a separate



2  
3 federal account or to accept only contributions  
4 subject to the prohibitions and limitations of the  
5 Act, and by accepting contributions which do not  
6 meet the conditions set forth in 11 C.F.R.

7 § 102.5(a)(2).

- 8 (2) Assess a civil penalty of the greater of five thousand  
9 dollars (\$5,000) or an amount equal to 100 percent of  
10 the amounts involved in the violations, see 2 U.S.C.  
11 § 437g(a)(6)(B), against defendant Californians for  
12 Democratic Representation for the violations of  
13 2 U.S.C. §§ 433, 434, 441a(a)(1)(A), 441a(f), 441b(a),  
14 441d and 11 C.F.R. § 102.5(a)(1) and (2).  
15 (3) Order defendant Californians for Democratic  
16 Representation to file a Statement of Organization and  
17 reports as required by 2 U.S.C. §§ 433 and 434.  
18 (4) Enjoin defendant Californians for Democratic  
19 Representation from violating any provisions of the  
20 Federal Election Campaign Act of 1971, as amended,  
21 2 U.S.C. § 431 et seq.  
22 (5) Order such other and further relief as the court deems  
23 appropriate.

24 Respectfully submitted,

25   
26 \_\_\_\_\_  
27 Charles H. Brown  
28 General Counsel

88042072903

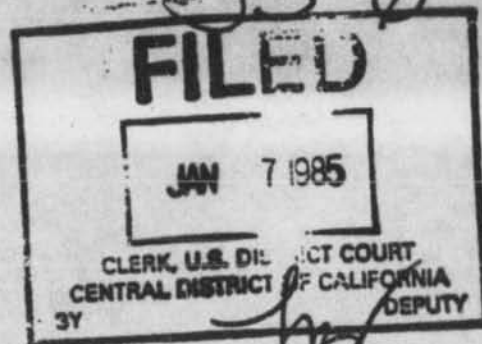
March 11, 1985

*[Signature]*  
Assistant General Counsel (Attorney)

*[Signature]*  
Andrew J. Mahoney  
Attorney

FOR THE PLAINTIFF  
FEDERAL BUREAU OF INVESTIGATION  
1325 F STREET, N.W.  
WASHINGTON, D.C. 20543  
(202) 452-2000

92040920523



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

**ENTERED**  
JAN 9 1986

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

Case NO. **CV 85-2085**

CLERK, U. S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
DEPUTY

Plaintiff,

v.

JUDGMENT

CALIFORNIANS FOR DEMOCRATIC  
REPRESENTATION,  
1435 S. La Cienega Boulevard, #101  
Los Angeles, California 90035

Defendant.

The Motions of Defendant Californians for Democratic Representation for Partial Summary Judgment and Plaintiff Federal Election Commission for Summary Judgment came on regularly before United States District Judge James M. Ideman. The Court considered the papers and exhibits submitted in support of, and in opposition to, said motions.

The Court, after careful review and being fully advised

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1 herein:

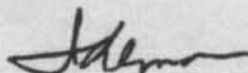
2 Grants Defendant's Motion for Partial Summary  
3 Judgment as to Counts III, IV, V and VII;

4 Grants Plaintiff's Motion for Summary Judgment as  
5 to Counts I, II and VI;

6 Denies Defendant's Motion for Attorney's Fees, and;  
7 Assesses a civil penalty of \$15,000 against  
8 Defendant for violations of 2 U.S.C. Sections 433, 434 and  
9 441(d). The said amount to be paid to Plaintiff not later than  
10 1/27/85.

11 IT IS SO ORDERED.

12  
13 DATED: 7 Jan 86

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17 JAMES M. IDEMAN

18 United States District Judge  
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92040920524

FILED

JAN 7 1985

CLERK, U.S. DISTRICT COURT  
CENTRAL DISTRICT

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

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

Plaintiff,

v.

CALIFORNIANS FOR DEMOCRATIC  
REPRESENTATION  
1435 S. La Cienega Boulevard, #101  
Los Angeles, California 90035

Defendant.

Case NO.  
CV 85-2086-JMI

FINDINGS OF FACT  
AND  
CONCLUSIONS OF LAW

FINDINGS OF FACT

1. Defendant, Californians for Democratic Representation ("CDR"), was at all times pertinent to this case an unincorporated non-profit organization registered with the California Fair Political Practices Commission.

2. On December 11, 1984, Plaintiff, Federal Election Commission ("FEC"), authorized the filing of this action

//

92040920526  
1 pursuant to 2 U.S.C. §437g(a)(6)(A).

2 3. CDR was formed for the purpose of operating slate  
3 mailing programs endorsing federal and non-federal candidates,  
4 and ballot issues.

5 4. CDR "featured" candidates in its slate mailings for a  
6 fee. Featuring consisted of pictures, write-ups or other forms  
7 of advertising.

8 5. The amounts paid to CDR by candidates purchasing  
9 advertising ("featured" candidates) in the slate mail were  
10 equal to the fair market value of the advertising services  
11 provided to these candidates by CDR. CDR received no payments  
12 other than those payments made in exchange for such advertising  
13 services.

14 6. The amounts paid to CDR by or on behalf of federal  
15 candidates for the purchase of advertising, and the value of  
16 the advertising provided by Defendant in return, exceeded  
17 \$5,000 in many instances.

18 7. In some instances, CDR received payments from  
19 corporations for advertising on state or local ballot measures,  
20 and in many instances CDR received payments for advertising  
21 from state or local campaign committees that had accepted  
22 contributions from corporations and labor unions.

23 8. CDR's slate mailings often "listed" candidates or  
24 measures not paying for advertising. Listed candidates paid no  
25 fees.

26 9. CDR featured federal candidate Anderson on 8,000 slate  
27 post cards during the 1982 general election and received no  
28 //



1 payment from Anderson or his authorized committee. The value of  
2 this featuring was approximately \$400.

3 10. CDR listed Senatorial candidate Jerry Brown on  
4 2,325,000 pieces of mail sent during the 1982 Primary Election  
5 for no fee.

6 11. Approximately 292,000 pieces of mail referred to in  
7 Paragraph 10 took the format of a tabloid, which resembled  
8 "featuring" purchased by other candidates. This featuring was  
9 provided to give prominence to the two candidates at the top of  
10 the ticket, Brown and gubernatorial candidate Tom Bradley.

11 12. Federal candidates Waxman, Berman and Torres paid CDR  
12 \$15,000 each for featuring provided for the 1982 Primary  
13 Election. For said payment, the candidates received 227,000,  
14 251,000 and 231,000 pieces of mail respectively.

15 13. Preceding the 1982 Primary Election, CDR listed the  
16 following federal candidates on the respective number of pieces  
17 of mail at no charge: Goldhammer (113,000), Bethea (26,000),  
18 Beilenson (221,000), Roybal (138,000) Dixon (74,000), Hawkins  
19 (44,000), Anderson (155,000) and Servedle (141,000).

20 14. Preceding the 1982 General Election, CDR listed the  
21 following federal candidates on the respective number of pieces  
22 of mail at no charge: Brown (1,847,000), Servedle (120,000),  
23 Boxer (75,000), Dellums (170,000), Edwards (55,000), Lantos  
24 (110,000), Lynch (10,000), Coelho (22,000), Panetta (48,000),  
25 Frost (140,000), Bethea (28,000), Beilenson (200,000), Roybal  
26 (120,000), Dixon (80,000), Hawkins (50,000), Anderson  
27 (112,000), Erwin (500), Verges (60,000), Haseman (60,000),  
28 //

1 Stark (70,000), Dymally (35,000) and Spellman (50,000).

2 15. Preceding the 1982 Primary Election, CDR featured the  
3 following federal candidates in the respective number of pieces  
4 of mail at the following rate: Waxman (237,000, \$15,000),  
5 Berman (251,000, \$15,000), Levine (218,000, \$15,000), Torres  
6 (231,000, \$15,000), Martinez (204,000, \$13,000), Dymally  
7 (92,000, \$10,000), Spellman (53,000, \$2,500), Webb (37,000,  
8 \$2,200).

9 16. In the 1982 General Election, CDR featured the  
10 following federal candidates in the respective number of pieces  
11 of mail at the following rate: Brown (1,500,000, \$96,000),  
12 Burton (240,000, \$15,000), Waxman (184,000, \$15,000), Berman  
13 (192,000, \$15,000), Levine (226,000, \$15,000), Martinez  
14 (143,000, \$15,000), Torres (150,000, \$13,000), Stark (100,000,  
15 \$10,000), Dymally (65,000, \$5,000), Patterson (78,000, \$5,000),  
16 Spellman (70,000, \$4,000).

17 17. CDR failed to file a statement of organization as a  
18 political committee pursuant to 2 U.S.C. §433.

19 18. CDR failed to file its receipts and disbursements  
20 pursuant to 2 U.S.C. §434.

21 19. Mailings made by CDR in 1982, which advocated the  
22 election of federal candidates failed to state whether the  
23 candidates named authorized the mailings and who paid for the  
24 mailings pursuant to 2 U.S.C. §441d.

25 20. CDR failed to establish a separate federal account as  
26 a means to accept only contributions subject to the  
27 prohibitions and limitations of the Federal Election Campaign  
28 //

1 Act of 1972, as amended (the "Act").

2 21. Any Finding of Fact deemed to be contained in the  
3 Conclusions of Law is included herein by reference.

4  
5 CONCLUSIONS OF LAW  
6

7 1. The listing of the federal candidates named in Findings  
8 of Fact Numbers 10 and 13, during the 1982 Primary Election,  
9 were expenditures by CDR to the named federal candidates as  
10 defined by 2 U.S.C. §431(9).

11 2. The listing of the federal candidates named in Finding  
12 of Fact Number 14, during the 1982 General Election, were  
13 expenditures by CDR to the named candidates as defined by 2  
14 U.S.C. §431(9).

15 3. The featuring of federal candidate Anderson during the  
16 1982 General Election was an expenditure by CDR to the Anderson  
17 campaign, pursuant to 2 U.S.C. §431(9).

18 4. The collective expenditures referred to in Paragraphs  
19 1, 2 and 3 exceeded the statutory limit for a calendar year,  
20 thereby qualifying CDR as a political committee, pursuant to 2  
21 U.S.C. §431(4)(A).

22 5. Political committees which engage in business or  
23 commercial activity may only do so within the limitation or  
24 prohibitions of the Act.

25 6. Payments made to CDR for the purchase of advertising  
26 ("featuring") in CDR's slate mailings did not constitute  
27 contributions to CDR.

28 //

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1 7. The provision of the advertising services for which it  
2 had been paid did not constitute an in-kind contribution from  
3 CDR to the purchasers of the advertising.

4 8. The Court finds that CDR in its practice of "listing"  
5 candidates violated 2 U.S.C. §433 by failing to file a  
6 statement of organization as required under the Act.

7 9. The Court finds that CDR in its practice of "listing"  
8 candidates CDR violated 2 U.S.C. §434 by failing to report its  
9 receipts and disbursements as required under the Act.

10 10. The Court finds that CDR violated 2 U.S.C. §441d in  
11 its slate mailings by failing to state whether the candidates  
12 named authorized the mailings and who paid for the mailings.

13 11. Any Conclusion of Law deemed to be contained in the  
14 Findings of Fact is included herein by reference.

15  
16  
17 DATED: 7 Jan 86

18  
19  
20   
JAMES M. IDEMAN

21 United States District Court  
22  
23  
24  
25  
26  
27  
28

CHARLES H. STEELE  
General Counsel

IVAN RIVERA  
R. LEE ANDERSEN  
Assistant General Counsels

FOR THE PLAINTIFF  
FEDERAL ELECTION COMMISSION  
999 E Street, N.W.  
Washington, D.C. 20463  
(202) 376-5690  
FIS 376-5690

UNITED STATES DISTRICT COURT FOR THE  
CENTRAL DISTRICT OF CALIFORNIA

FEDERAL ELECTION COMMISSION,  
999 E Street, N.W.  
Washington, D.C. 20463,

Plaintiff

v.

CALIFORNIANS FOR DEMOCRATIC  
REPRESENTATION  
1435 S. La Cienega Boulevard, # 101  
Los Angeles, California 90035,

Defendant.

Upon consideration of the motion of defendant Californians for Democratic Representation to reduce the civil penalty and the opposition of the plaintiff Federal Election Commission, it is hereby JUDGED that the Californians for Democratic Representation's motion to reduce the civil penalty is denied.

IT IS SO ORDERED.

DATED: 21 FEB 1985

*James M. [Signature]*  
JAMES M. [Name]  
UNITED STATES DISTRICT JUDGE

FEB 21 1985  
CLERK U.S. DISTRICT COURT  
CENTRAL DISTRICT OF CALIF.

16 FEB 24 1985

88 FEB 21 1985

CCE 49811

92-0040-202-53

Berman  
And  
D'Agostino Campaigns

Car # 71  
RECEIVED AT THE FEC  
HAND DELIVERED  
86 MAR 25 P 1: 31

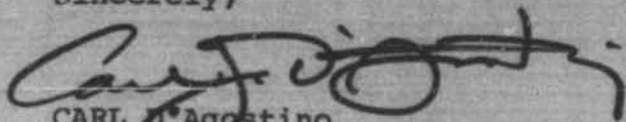
March 24, 1986

Charles N. Steele  
General Counsel  
Federal Elections Commission  
999 E Street, N.W.  
Washington, D. C. 20463

Dear Mr. Steele,

Enclosed is a check for \$15,000.00 in payment of  
the fine levied against Californians for Democratic  
Representation by the U.S. District Court, Central  
District of California (Civil Action 85206JMI).

Sincerely,



CARL D'Agostino  
President  
Berman and D'Agostino Campaigns

16 MAR 26 AM 11:46

RECEIVED  
GENERAL COUNSEL

92040920532



IN RE MUR 1461

DEPOSITION OF MICHAEL BERMAN

Taken on behalf of Federal Election  
Commission, at 1800 Avenue of the  
Stars, 9th Floor, Los Angeles,  
California, on Thursday, August 18,  
1983, commencing at 10:15 a.m., before  
Sonya Matteson, CSR # 5768, a Notary  
Public in and for the State of  
California, pursuant to Subpoena.

**ORIGINAL**

**RACKLIN, BERNSTEIN, MINJARES & ASSOCIATES**

CERTIFIED SHORTHAND REPORTERS  
SUITE 206

1280 WILSHIRE BOULEVARD  
LOS ANGELES, CALIFORNIA 90017

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1

2

3

APPEARANCES OF COUNSEL:

4

FOR FEDERAL ELECTION COMMISSION:

5

LOIS G. LERNER, ATTORNEY AT LAW  
1325 K Street, N.W.  
Washington, D.C. 20463

6

7

FOR MICHAEL BERMAN, CARL D'AGOSTINO, JR.,  
HARLAND W. BRAUN, BAD CAMPAIGNS, CALIFORNIANS  
FOR DEMOCRATIC REPRESENTATION:

8

9

DANIEL H. LOWENSTEIN, ESQ.  
c/o UCLA Law School  
405 Hilgard Street  
Los Angeles, California 90024

10

11

ALSO PRESENT:

12

Marybeth Tarrant, Paralegal

13

Carl D'Agostino (P.M. session only)

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I N D E X

WITNESS

EXAMINATION

Michael Berman

(By Ms. Lerner)

3, 98

(Mr. Lowenstein)

92, 101

E X H I B I T S

EXHIBIT NUMBER

DESCRIPTION

IDENTIFIED

1

Torres Campaign Strategy  
Memo.

92

2

Martinez Campaign Strategy  
Memo.

92

3

Berman Campaign Strategy  
Memo.

92

4

Letter to Sol Price  
Dated September 7, 1982.

92



1 MICHAEL BERMAN,  
2 having been first duly sworn, was deposed and testified  
3 as follows:  
4

5 EXAMINATION

6 BY MS. LERNER:

7 Q Would you state your full name for the  
8 record, please?

9 A Michael B. Berman.

10 Q Mr. Berman, what is your occupation?

11 A Campaign consultant, campaign advisor,  
12 politicians' advisor.

13 Q What is your address?

14 A My business address is 1435 South La Cienega  
15 Boulevard.

16 Q Are you represented by counsel here today?

17 A Yes.

18 Q Who is your counsel?

19 A Daniel Lowenstein.

20 MS. LERNER: I believe Mr. Lowenstein has remarks  
21 he would like to make for the record.

22 MR. LOWENSTEIN: First of all, my name is Daniel  
23 Lowenstein, and in this proceeding I represent Michael  
24 Berman, Carl D'Agostino, Jr., and two ~~unincorporated~~  
25 associations, Berman <sup>a</sup> And D'Agostino Campaigns and

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1 Californians for Democratic Representation.

2 First of all, I wanted to have the record  
3 indicate that although a subpoena has been issued in this  
4 matter, it has been ~~mis~~stated to me this is pursuant to  
5 a standard procedure of the Commission, and in fact, our  
6 appearance here today is voluntary. We have responded  
7 promptly and I believe, completely, to all requests for  
8 information from the Commission in this proceeding. I  
9 expect we will continue to do so, and in fact, although  
10 only one representative of Californians for Democratic Repre-  
11 sentation was required to be present pursuant to the subpoena,  
12 both Mr. Berman and Mr. D'Agostino are here so that we can  
13 provide the fullest information possible.

14 Also, I guess I should mention that the  
15 representatives of the Commission have graciously agreed  
16 at a rather late moment to switch the place of this meeting  
17 to meet the convenience of us and to save us a long,  
18 unpleasant commute. So we appreciate that.

19 The other point I wanted to make was that  
20 this investigation now has been underway for almost exactly  
21 one year. It was preceded by an investigation into roughly  
22 the same series of events by the California Fair Political  
23 Practice Commission, a proceeding that resulted in  
24 vindication of my clients. Nevertheless, one which imposed  
25 considerable strain and stress on them. So they have been

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1 under the pressure of government investigations of these  
2 matters for well over a year at this point. It has created  
3 considerable difficulty for them emotionally, physically,  
4 and in terms of demands on them, and presently comes at  
5 a very unfortunate time because of this time when they are  
6 in the midst of some extremely important and time-consuming  
7 activities elsewhere.

8 So I would simply like to state for the  
9 record as I have stated on other occasions to representatives  
10 of the Commission, I would desire to have this matter  
11 wrapped up as soon as possible. We hope that today's  
12 proceedings will wrap things up as far as the investigation  
13 is concerned.

14 If there are any loose ends or other matters,  
15 we will certainly do our best to take care of them and  
16 provide whatever information is needed as quickly as  
17 possible. We hope that the Commission will see to it that  
18 that does happen and that once the investigation is completed  
19 the matter will proceed to a conclusion. We hope in terms  
20 of days rather than in terms of weeks or certainly in terms  
21 of months.

22 I know that the representatives of the  
23 Commission who are present today have been quite sensitive  
24 to these concerns, and I hope that they will do their best  
25 to see that their superiors and the Commission itself

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1 understands the problems that have been created for us. That  
2 is all I am going to say.

3 MS. LERNER: Q Mr. Berman, are you here as a  
4 representative of Californians for Democratic Representation?

5 Let me rephrase it. The subpoena was issued  
6 to Californians for Democratic Representation to appoint a  
7 representative to speak on their behalf at this deposition.  
8 Are you that representative?

9 A In that sense, yes.

10 MS. LERNER: From now on, for the record, Californians  
11 for Democratic Representation will be referred to as CDR.

12 Q What is your relationship to CDR?

13 A Well, myself, along with Carl D'Agostino and  
14 Harland Braun founded Californians for Democratic Representation  
15 and in my business of BAD Campaigns, Carl D'Agostino and I  
16 serve as the campaign consultants and implementers of the  
17 mail for Californians for Democratic Representation.

18 Q Will you describe how CDR came into being?

19 A Well, in April of 1982 we formed it as a  
20 vehicle for producing and publishing slate mail that would  
21 support candidates, Democratic candidates. And the way  
22 they would support candidates would be to produce and  
23 implement mailings for them in a joint pool effort.

24 Q I am sorry. When did you say that was?

25 A April.

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1 Q Of?

2 A '82.

3 Q Had you been involved in any slate mailing  
4 prior to that date, April of '82?

5 A So very, very many. I have been involved  
6 in political campaigns and political activities for close  
7 to 20 years. During almost the entirety of that period, when  
8 involved in a campaign, slate mailings were used, also.

9 Although that is not 100 percent correlation, it's pretty  
10 close.

11 Q BAD Campaigns is a consulting firm, did you  
12 say?

13 A Yeah. BAD Campaigns is a business set up  
14 either in December of '81 or January of '82 that is a  
15 campaign consulting firm, a for-profit business, really.  
16 It was at the end of this very long period of active  
17 involvement in politics for no compensation. It was a life  
18 change to become a for-profit operation.

19 Q Is BAD Campaigns a corporation?

20 A Yes.

21 Q Prior to --

22 That changes.

23 Q You have to understand she has to get everything  
24 you say on the record. So if you are going to make any  
25 comment, unless you want to speak with your counsel privately--

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1 A This was not.

2 Q I take it then prior to the initiation of  
3 BAD Campaigns your political work was not a profit venture  
4 for you. Is that what you mean?

5 A I've had some for-profit activities, but most  
6 of the time I've been involved in campaign activities for  
7 politicians that I'm close to, political allies of ours out  
8 of Los Angeles County and State of California politics, and  
9 most of that has been just to pay my costs, you know, <sup>or</sup> of just  
10 a normal staff salary-type activities. I have been on and  
11 off government salary in nonpolitical times and then -- on  
12 government salary in nonpolitical times and off it in political  
13 times. But there has been times when I have been paid serious  
14 compensation by campaigns, usually on a contingency basis  
15 so as not to deplete resources in advance of their campaigns.

16 Q Why did you decide to form CDR rather than  
17 just having BAD Campaigns be the initiator and source of  
18 the slate mailings?

19 A Well, two reasons. The mailing itself would  
20 be more valuable in terms of how it gathers votes <sup>FROM</sup> for the  
21 <sup>ATS</sup> elector<sup>20</sup> being labeled as sponsor <sup>20 24</sup> of Californians for Democratic  
22 Representation; and

23 Secondly, the mechanism for making decision  
24 on endorsements is much better done from a vehicle such as  
25 Californians for Democratic Representation. It has allowed

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1 us a way of bringing Harland Braun into the process. He was  
2 one of the founders. So he could help determine judicial  
3 candidates.

4 One point I think I would like to focus on:  
5 This was primarily for the State campaigns and State activities  
6 Okay? Most of the candidates supported, most of the candidates  
7 who bought feature space, and the overwhelming majority of  
8 money involved came from State campaigns and State activities.  
9 That had been the focus of most of our activities in the past  
10 15 years in California politics.

11 And so judicial candidates, things like that  
12 would find a good use for having as a sponsoring committee  
13 Californians for Democratic Representation. I'm sorry. What<sup>an</sup>  
14 I'm saying, State -- I'm saying State and Local as opposed  
15 to Federal.

16 Q Let us go back to your two reasons again.  
17 You mentioned that a mailing from CDR under CDR's label would  
18 be a more valuable tool for the people participating in the  
19 slate mailing. Why is that rather than under the BAD Campaigns,  
20 ~~the label?~~

21 A Nobody's heard of Berman And D'Agostino  
22 Campaigns, Incorporated. People have heard of Californians  
23 for Democratic Representation.

24 Q Would it be more valuable to people not to  
25 be connected with an organization that mentioned specific

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1 campaigns as well?

2 MR. LOWENSTEIN: I would just like to know for a  
3 clarification on it, when you said "would it be more valuable  
4 to people," are you referring to the candidates? I just did  
5 not understand the question.

6 MS. LERNER: Q Let me make a statement here also.  
7 If I ask you a question and you do not understand it, please  
8 say, "I don't understand what you mean," or, "I don't under-  
9 stand a certain aspect of the question." I would be happy  
10 to rephrase the question. If you proceed to answer my  
11 question, I will assume you understood what I am saying. It  
12 may not be clear, so if you have a problem, let me know. I  
13 will rephrase that.

14 You thought it would be more valuable to  
15 the participants in the slate mailing to have the slate  
16 mailer go out under Californians for Democratic Representation,  
17 because people had heard of Californians and Democratic  
18 representation. Would it also be more valuable for the  
19 participants to have the slate mailer go out under an  
20 organizations that did not seem to be directed with any  
21 particular candidate such as BAD Campaigns might be considered  
22 related to a candidate that it was doing a consulting job  
23 for?

24 A That thought hadn't crossed our mind.

25 Q CDR obviously was not a known committee prior

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1 to the slate mailings, so I would take it that your reason  
2 for choosing the name was because it was something that  
3 was familiar to people, and the name Californians for Democratic  
4 Representation, why did you choose that name?

5 A The name Californians for Democratic Repre-  
6 sentation -- What do you mean? I think I can answer it --  
7 that question with the following: Californians for Democratic  
8 Representation is a useful -- It's a true name of what we  
9 are, A.

10 B. It increases the commercial value of  
11 the product that was sold during the entire slate activity.  
12 It accurately describes what the product was, given the fact  
13 that it was a list of partisan Democratic officials sent  
14 to Democrats, mailed to Democrats for the purpose of gathering  
15 Democratic votes for those Democratic candidates. And in  
16 general election, all the mailings included a statement of  
17 who the campaign consultants were, Berman And D'Agostino  
18 Campaigns -- I think you already have samples of those --  
19 as well as having filed, for disclosure purposes, State  
20 Campaign Reports that disclosed all expenditures and all  
21 receipts so that anybody could know the involvement of  
22 Berman and D'Agostino if they wished.

23 MR. LOWENSTEIN: One moment, please.

24 (Discussion off the record.)

25 THE WITNESS: For partisan offices, the candidates

92040920544



1 listed were Democrats.

2 MS. LERNER: Q The second reason you gave for  
3 the formation of CDR --

4 A It's a pretty catchy name, isn't it?

5 Q -- CDR was that it was a mechanism for  
6 decisions on endorsements and that that was better performed  
7 in an organization like CDR.

8 A Harland Braun is not a stockholder for BAD  
9 Campaigns, Incorporated. Harland Braun does not get a vote  
10 in decisions of BAD Campaigns. Harland Braun is a chief  
11 officer of Californians for Democratic Representation.

12 Q Why did you want Harland Braun involved in  
13 those decisions as to who CDR would endorse, et cetera?

14 A He is a friend, ally, knowledgeable about  
15 judicial candidates, and probably the most knowledgeable about  
16 judicial candidates as any attorney in Los Angeles, shares  
17 our philosophical framework, and he helped us get through  
18 the morass of dozens of candidates of Municipal and Superior  
19 Court in Los Angeles County.

20 Some initiatives we were not familiar with, and  
21 it seemed appropriate that a committee, Californians for  
22 Democratic Representation, would serve as a perfect vehicle  
23 for this activity.

24 Q Is Mr. Braun paid by CDR?

25 A No.

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1 Q Why then, could not you have used his  
2 expertise through BAD Campaigns rather than forming CDR?  
3 Is there a reason?

4 A At the time it just seemed more appropriate  
5 to do it through this committee. I mean, also, I think  
6 he liked to be the treasurer of it.

7 Q So is the answer the question of compensation?

8 A Is a title compensation?

9 Q That is not what I was referring to.

10 Is CDR incorporated?

11 A No.

12 Q Mr. Braun is on the record as being the  
13 treasurer of CDR. Does CDR have any other officers?

14 A No. In fact, the officer title is for the  
15 purposes of the campaign report filed at the State level.

16 Q So does CDR have any offices?.

17 A He might also be the chairman. I mean, for  
18 the title and purposes or something. I don't know.

19 Q Does CDR have actual, physical offices?

20 A No. It accepts its mail at 1435 South La

21 Manega.

22 Q Do I recall that as being your business  
23 address?

24 A Sure.

25 Q So that is the address of BAD Campaigns?

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1 A Yeah.

2 Q Once the decision was made to set up CDR,  
3 what happened from there? You all got together and decided,  
4 "We are going to set up this organization, CDR," and then  
5 what happened?

6 MR. LOWENSTEIN: I think it would be helpful if you  
7 could make the question somewhat more specific.

8 MS. LERNER: I think I would like to keep it general  
9 and see the witness' answer, and then I think I can be more  
10 specific after that.

11 Q What did you do once you had set up CDR?  
12 What was the first thing you set out to do?

13 A I'm not sure I understand the question exactly.  
14 I don't understand the time frame. April of 1982 was following  
15 a rather -- was in the middle of the -- midst of a chaotic  
16 political period in California politics and certainly a  
17 chaotic period in terms of Carl and my political and business  
18 lives.

19 We were also forming BAD Campaigns. The  
20 period was immediately following a rather massive reapportion-  
21 ment of California districts, election districts, which  
22 drastically changed the political configurations in California.

23 We were looking for clients for our business  
24 or actually waiting for some client to come to us, our regular  
25 business, BAD Campaigns, and plus we had political activities

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1 we were involved in on a volunteer level. All those things  
 2 happening at once. I don't know how to isolate what happened  
 3 next on this one activity.

4 One fact you should be aware of, that  
 5 following this reapportionment, the number of ballot groups  
 6 in Los Angeles County increased geometrically because of  
 7 the nonalignment of State Senate <sup>AND</sup> ~~IN~~ Assembly Districts. A  
 8 ballot group is a unit of vote activity; in other words,  
 9 a territory that is constant by Senate Assembly, Congress,  
 10 Board of Equalization, Supervisorial. <sup>DISTRICTS.</sup> All the political  
 11 jurisdictions constitutes a ballot group, meaning they all  
 12 vote the same ballot. That is the basic unit, talking about  
 13 all political mail, especially political mail that talks  
 14 about more than one level of candidacy.

15 All previous slate activities were relatively  
 16 easy, given the coherence and fewness in numbers <sup>OF</sup> ~~by~~ ballot  
 17 groups. When a Congressional plan, Senate plan, Assembly  
 18 plan drastically reapportions each jurisdiction's districts  
 19 and <sup>THERE IS</sup> ~~have~~ no cohesion to each other, done by a legislature  
 20 concerned how it is aligned, each district aligned with  
 21 ~~each other~~ which is very different from what happened  
 22 ~~at previous~~ time when a court ordered a redistricting plan  
 23 that aligned the Assembly and Senate districts perfectly,  
 24 two Senate districts and Congressional districts almost  
 25 very close to perfect. Then when that is changed, there

92040920548

## PROGRESSION.

1 was a massive geometrical ration. Los Angeles County had  
 2 something on the order of 1,000 <sup>theoretical</sup> ballot groups. and 400  
 3 in effect for the 82 Elections.

The notion of doing a slate mailing becomes  
 4 crazy, complicated, and the most unheard thing of any mailing  
 5 in anyplace in the country for political candidates. The  
 6 first thing we did is to see whether a slate mailing could,  
 7 in fact, be implemented and how could it be with the  
 8 technology available at the time. We found new technology,  
 9 and that was most of our activities during April, to produce  
 10 so complicated mailing. And the technology we found was  
 11 a laser printer which allowed for the production of the card  
 12 and the mailogram with its incredible number of variations  
 13 so that the right candidate for Assembly, people were asked  
 14 to vote for the right candidate for Assembly in their districts  
 15 with the right Congressman, et cetera, et cetera.

16 I think you get from the samples we submitted  
 17 a sense of how many variations were possible, and that was  
 18 a minor set of -- I mean, it was representative, but there  
 19 were so many more in terms of complicated variations, and  
 20 most of the time in April figuring out whether  
 21 this could be done altogether.

22 Where did the money come from for that figuring  
 23 out, whatever canvassing or work, background work to determine  
 24 whether or not you could feasibly do a slate mailing campaign?  
 25 Where did the funds come from for that work?

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1 A There was no funds to it. It was only time,  
2 man-hours. And that was for mostly Carl and some me.

3 Q How did money start going into CDR? How  
4 were the start-up moneys obtained?

5 A There was no start-up moneys as start-up  
6 moneys. We have a reputation.

7 Q When you say "we," who are you referring to?

8 A Carl D'Agostino and myself. We have a  
9 reputation. Candidates all around the State come to us saying,  
10 "Are you doing a slate mailing this year?"

11 And we said, "Yes." We described the  
12 magnitude of the goal, the number of mailings, how complicated  
13 it was to do now, what the thing was, and people started  
14 saying, "Yes. I think it is worth X number of dollars for  
15 the feature space provided," and they had a trust in us to  
16 get it implemented. It would be very rare, I think, that  
17 anybody would invest, candidates would invest the kind of  
18 money that they were investing in terms of purchasing  
19 advertising space in something that had never previously  
20 been done before in the same exact capacity. I think it  
21 was our reputations from previous years.

22 Q How did you determine how much it was going  
23 to cost to do the slate mailing?

24 A Figured out a goal. It's a complicated process.  
25 Figured out a goal. We decided that we would be stretching

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1 new technology if we went beyond the confines of Los Angeles  
2 County. So we focused on what Los Angeles County -- how many  
3 Democratic households are likely to be in Los Angeles County,  
4 how many ballot groups. We made an assessment of how much  
5 mail to each voter would make this a very, very valuable  
6 commodity to our potential set of clients.

7 We thought about how much the cost of this  
8 program would be. We arranged a fee arrangement with Braun,  
9 and then we set a schedule, you know, a vague target schedule  
10 to fix what people would have to pay to get the featuring  
11 space. And we stuck pretty close to that, and as you can  
12 tell from the listings, there is very little variation from  
13 that. And if there was, it has to do with minor variations  
14 of featuring.

15 Q Correct me if I am wrong. It sounds to me  
16 like you did a lot of sort of legwork prior to the time that  
17 you actually had any --

18 A I did very little.

19 Q When I say "you," I am talking about, I guess  
20 you and Mr. D'Agostino and possibly Mr. Braun did a lot  
21 of figuring prior to the time you had anybody involved in  
22 your slate mailing as to how much it was going to cost,  
23 what you were going to do with the slate mailer; is that  
24 right?

25 MR. LOWENSTEIN: Could you explain what you mean?

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1 Part of your question was "before you had anyone involved."  
2 I wish you would explain.

3 MS. LERNER: Q Before you had any participants  
4 in your slate mailer.

5 A I wouldn't say that's precisely accurate.  
6 It's all meshing together in time simultaneous things. People  
7 are calling, saying, you know, "Got some slate mailings  
8 going, <sup>WE</sup> ~~you~~ want to, you know, participate?" Initiatives  
9 were calling us wanting us to participate. Candidates for  
10 Congress, candidates for Assembly, candidates for Senate,  
11 and so I mean, we had a belief that was basically -- this  
12 whole thing that there was a demand for this product.

13 Q You still had to determine what your product  
14 was going to be. In other words, you had to decide what  
15 the slate was going to look like, what sorts of mailings you  
16 were going to do, what the geographic areas of those mailings  
17 were going to go into, and ultimately come out with some  
18 figure upon which you could base your costs, the cost of  
19 the participants and whatever else was involved concerning  
20 money. That is what I want to know, how you came out to --  
21 In your papers to us you have explained that certain candidates,  
22 it was suggested to certain candidates that they were charged  
23 a certain price for specific types of mailings. We will  
24 get into that later, but right now what I really want to  
25 know was how you came out with that particular price? What

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1 were the things that went into calculating the price that  
2 you would ask to a particular participant?

3 A Well, if that question is asking, like a  
4 psychological analysis of Carl and myself, figure out all  
5 the factors that go into our life experience and how we came  
6 out with those numbers.

7 Q There are some practical things you probably  
8 had to consider.

9 A Sure. The practical things were how much  
10 could <sup>WE</sup> actually implement, how much mail could we send,  
11 how professional looking would the product be, how valuable  
12 to the candidates, what the market would bear. In other words,  
13 what was the demands, how much of our life would be destroyed  
14 in the process of implementing so vast a project. It turned  
15 out we underestimated that.

16 Q What about a more practical source of things  
17 like the price of printing, the price of paper, the price  
18 of ink, and those sorts of things.

19 A Well, that doesn't apply to that project very  
20 much. You end up going to a mail house or a mail contracting  
21 company, computer company, and you negotiate a price with  
22 them for a finished package -- okay? -- <sup>KNOWING</sup> ~~nothing~~ that we  
23 have to be intimately involved in our day-to-day operations  
24 to get that package actually implemented, because it was  
25 such a new technology and so much work -- Almost by definition,

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1 one would never trust the mail contractor's or computer  
2 house's statement of how much ink costs, because amazingly,  
3 it goes up 500 percent every month. And I mean, you don't  
4 get down to that. You just --

5 Q What do you say when you go to this mail house  
6 and you say, "This is what we want done." Do you not have  
7 to give them sort of **specifics** so they can give you a cost?

8 A Oh, sure. I mean, Carl and I would talk  
9 about it in detail, and we went through, you know, I remember  
10 one time a long meeting he and I just thinking through,  
11 "Is this insane? Can this be done? Can it be done in a way  
12 that's economical to implement, that's worth our while to  
13 do?"

14 And all the complexities <sup>DEAR ABOUT</sup> went throughout the  
15 number of ballot groups in Los Angeles County. I remember  
16 a dirty look from him once when I said we should get two  
17 mailings to every voter, not just one. That's what I'm  
18 getting to. And Carl went to these various mail houses  
19 and shopped around to see whether anybody could implement  
20 this mess. And it turns out that the only way they could  
21 implement it is if we participated full scale with them  
22 simultaneously to help them implement it.

23 Q So was it Mr. D'Agostino, then, that did the  
24 negotiating with the mail house?

25 A Yeah. I don't know much of these things.

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1 Q You also mentioned that there was some sort  
2 of fee arrangement with Mr. Braun. What was that arrangement?

3 A We talked to Harland in advance and told him  
4 the scale which we think this thing could be implemented and  
5 gave him a fee that we thought would be worth our while and  
6 our time and a value to the clients that participated in it.  
7 And he agreed to that fee.

8 Q When you say "we gave him a fee," who do you  
9 mean "we"?

10 A BAD Campaigns discussed it with Harland Braun.  
11 Not your massively arm's length arrangement, but --

12 MR. LOWENSTEIN: Just a clarifying thing. You are  
13 talking about the fee that CDR paid to BAD Campaigns --

14 THE WITNESS: Right.

15 MR. LOWENSTEIN: -- for the consulting services?

16 THE WITNESS: Uh-huh.

17 MR. LOWENSTEIN: I am sorry to have interrupted

18 MS. LERNER: Q Now I am totally confused. That  
19 fee arrangement with Mr. Braun concerned what?

20 A The consulting fee BAD Campaigns would be  
21 paid by Californians for Democratic Representation to implement  
22 that program.

23 Q So Mr. Braun was not receiving a fee from  
24 BAD Campaigns?

25 A I'm sorry if I gave you that impression. No.

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1 Q What was the fee that was agreed upon for  
2 the primary?

3 A \$250,000.

4 Q For the general election?

5 A \$350,000.

6 Q How was the \$250,000 fee arrived at? What  
7 things were taken into consideration?

8 A Well, number one on the list is Carl's and  
9 my physical health, how it would be impaired by having to  
10 do this. Number two would be some notion that we wanted  
11 to make this worthwhile for us as an activity that would take  
12 many man-hours on a per hourly wage. I think we made  
13 substantially less than most of the people in this building.

14 MS. LERNER: By "this building," for the record  
15 he is talking about lawyers' offices. Everybody makes  
16 substantially less than they do.

17 THE WITNESS: I know, but they are fungible. We  
18 are not.

19 -- and what we thought would be a fair price  
20 for the political world that wanted to participate in this  
21 program so that we would feel confident that more mail than  
22 ever committed to anybody's participation would be produced  
23 in the process.

24 MS. LERNER: Q Did you take into account the  
25 costs of your services in previous instances prior to the

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1 establishment of BAD Campaigns or CDR where you had been  
2 involved in slate mailings?

3 A That wouldn't have been a relevant consideration

4 Q Why not?

5 A Because most of the time, at least, I was  
6 serving as a volunteer in those activities or just being  
7 paid by a campaign committee the equivalent of my normal  
8 government salary. No, I would think one consideration was  
9 also our notion of schedule fee for our non-CDR, other  
10 commercial clients for BAD Campaigns and how much we were  
11 charging candidates for office and how many man-hours that  
12 took.

13 Q So was there some consideration of a sort  
14 of hourly rate for you for working on the CDR slate mailer?

15 A Yeah.

16 Q Do you have a figure of what you were receiving,  
17 approximately hourly? Let me rephrase that question.

18 What figure was in your mind at that time  
19 as your hourly rate?

20 A Well, I don't recall that. I know for most  
21 of the period between April and June in the primary and  
22 between September and November of the general, I did not  
23 sleep. So that -- or if I slept, it was a couple of hours  
24 a night. Also for Carl. At that point we are talking about  
25 quintuple overtime, and I wouldn't have any vehicle for

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1 figuring that out.

2 Q I am not asking you what your hourly rate  
3 ended up being. What I am asking you, when you were making  
4 a determination what to charge for the consulting fee,  
5 certainly, you may have worked more hours than you ever  
6 expected, but at that time when you were determining what  
7 you were going to charge for the consulting fee, what were  
8 you considering as your hourly rate?

9 A When I referred to "hourly rate" as being  
10 a consideration in establishment of the fee, it was based  
11 on -- it meant that this is going to take 20 hours a day.  
12 What on earth is worth taking 20 hours a day except some,  
13 you know, <sup>major</sup> compensation for it. It was not a specific figure.  
14 Certainly saying more than 50 to 100 dollars an hour for  
15 each of us would be an appropriate thing, but I cannot  
16 guarantee you that was a specific number we had in our heads.  
17 I imagine it ended up we got substantially less than that  
18 per hour.

19 Q When BAD Campaigns discusses its fees for  
20 consulting on individual candidates' campaigns, do you discuss  
21 them in terms of an hourly rate?

22 A In our heads, of course. We don't discuss  
23 them to a client, nor do we discuss them to a client in  
24 terms of an hourly rate. We discuss it in terms -- I thought  
25 you were asking for the input into our decision-making process,

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1 self-analysis of how we came up with these figures. The fact  
2 is we had a target rate on campaigns that was quite --  
3 campaigns and candidates that was quite fixed and bearly  
4 alterable.

5 Most candidates for Congress in general  
6 election that we were a primary campaign consultant for --  
7 not "primary," meaning primary election. Primary meaning  
8 campaign consultants for -- we were charging \$75,000.  
9 In the primary, \$50,000. And other things and similar things  
10 for other candidates.

11 Q How did those --

12 A I might add, this is very different than most  
13 campaign consultants and we are very proud of it. Most  
14 campaign consultants charge slightly lower rates and then  
15 end up taking commissions on all the mail production and  
16 all the media buys. We take no commissions. These are fixed  
17 fees, and we tell them out front what it is.

18 Q When you come up with a figure of 75,000 for  
19 the general and 50,000 for the primary -- this is BAD  
20 Campaigns we are talking about now -- what are the things  
21 you take into consideration there?

22 A What any businessman would.

23 Q Which are?

24 A What candidates will pay, what we think is  
25 fair, what we think is worth our services, what we think is

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1 worth our time.

2 Q Do you have an idea of --

3 MR. LOWENSTEIN: Excuse me just one second.

4 (Discussion off the record.)

5 THE WITNESS: And also what our overhead is.

6 MS. LERNER: Q Do you have an idea when you take  
7 on a campaign of approximately how many man-hours you will  
8 have to spend working on that campaign?

9 MR. LOWENSTEIN: You are again talking about BAD  
10 Campaigns?

11 MS. LERNER: Yes.

12 THE WITNESS: It's so hard to know.

13 MS. LERNER: Q I really have a hard time under-  
14 standing how you come to all these figures. I understand  
15 it is not a 9:00 to 5:00 job and that therefore you are not  
16 charging an hourly rate to somebody, but the considerations  
17 for taking on a campaign for BAD Campaigns or the considerations  
18 for counting someone in -- Excuse me. Not counting someone  
19 in a slate mailer, but for consulting for CDR, I am sure that  
20 you have a more concrete basis than you have given me right  
21 now, because right now it sounds like you pull a figure out  
22 of the air. I am sorry if I am not understanding it, but  
23 let me preface this by saying I do not care what your fees  
24 are. What I care about is what you consider when you set  
25 these fees.

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1 MR. LOWENSTEIN: I would like to object to one thing  
2 about that statement, the characterization on the testimony  
3 as pulling a fee out of the air, because he has mentioned  
4 a number of factors that were taken into account. They may  
5 not be factors that lend themselves to figuring out on a  
6 calculator, but I do not think it is a fair characterization  
7 of the testimony to say he has said he pulled figures out  
8 of the air.

9 MS. LERNER: Excuse me if that is how you characterized  
10 it. I said that is the impression I am getting. I am not  
11 seeing anything concrete.

12 Q Maybe I am not asking you the question correctly,  
13 but let us get down to as concrete a discussion as we can.  
14 First of all, assuming this is not a regular sort of situation,  
15 I do understand that.

16 You mentioned overhead when you talked about  
17 BAD Campaigns' considerations of its fee when it talks to  
18 candidates. That is something I can relate to. That is a  
19 concrete fact. You also take into consideration the time  
20 that you were going to spend working on the campaign; is that  
21 correct? This is BAD Campaigns.

22 Certainly, while you do not know exactly how  
23 many hours you will have to spend on a campaign, do you have  
24 some general idea of the amount of time you will have to  
25 spend on a campaign. We are talking about BAD Campaigns.

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1 A Well, first of all, I think one of the problems  
2 in this discussion is whereas you are more concerned with  
3 how we set the fee than the fee, I'm not sure that's exactly  
4 true for myself.

5 Q Want to explain that?

6 A This is a money-making enterprise.

7 Q We are talking about BAD Campaigns right now.

8 A Yes. BAD Campaigns is a money-making, for-  
9 profit enterprise. Obviously, like any business, the amount  
10 of toil, both emotionally and physically, has to be a  
11 consideration in it.

12 Can you quantify it? No. Is it fairly  
13 arbitrary when you start? Yes.

14 We could end up saying every candidate has  
15 to end up paying us \$200,000 if they wanted our services.  
16 I think we would have found nobody would have purchased  
17 our services. We could have offered our clients our  
18 consulting for \$5,000. We would have had 700 clients. So  
19 obviously, someplace between those two figures,

20 We have to come to a figure that is both  
21 ~~appropriate~~ for our investment of time -- I think, personally  
22 ~~think, we set~~ our fees too low -- ~~the~~ appropriate for our  
23 investment of time, appropriate to them in terms of services  
24 gotten, appropriate to the amount of money campaigns in the  
25 Los Angeles area -- which is most of the campaigns except

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1 in the general election -- Los Angeles area are likely to  
2 be funded at so they can afford our services -- and we are  
3 generally considered, probably, the most expensive campaign  
4 consulting <sup>ANTS</sup> thing in California for local campaigns, and we  
5 do try to live up to that reputation -- and all those things  
6 come into the decision-making process.

7 I cannot quantify them for you, nor could,  
8 I believe, any nontangible product businessman, anybody who  
9 sells services, thoughts, and accumulates expertise over the  
10 years. I would defy an attorney to explain to me how they  
11 set their fee.

12 Q They might not be able to explain to you how  
13 they set their fee, but they could tell you what their fee  
14 was.

15 A I've told you what our fee was. I've told  
16 you in every instance. I mean, it's all public record, also,  
17 and clearly stated. We would end up without the ability to  
18 have clients if we did not have a fee we could defend in  
19 public for our activities, whether it's BAD Campaigns or  
20 Californians for Democratic Representation or BAD Campaigns  
21 for individual clients' campaign management services.

22 For example, if we charge one Congressional  
23 candidate for the same services twice as much as another,  
24 first, we would probably die by gunshot, you know, if  
25 Congressional Candidate B figured out what happened.

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1 Secondly, we would then be in a constant  
2 negotiating situation in all future campaigns, because  
3 everybody would think the prices are subject to negotiation  
4 at all times. We do not want to enter a business like that.

5 Q With BAD Campaigns, you and Mr. D'Agostino  
6 sit down and say, "How much are we going to charge for the  
7 general election?" Is there paperwork involved in making  
8 that determination?

9 A Rarely.

10 Q You do not sit down and add up the figures  
11 of what your overhead for your offices are and your secretarial  
12 help and your paper costs and those sorts of things? They  
13 are not taken into consideration?

14 A Sure. I mean, I'm not sure we need a piece  
15 of paper for it. We have enormous overhead. We have two  
16 computers that we own, we bought for the purpose of the  
17 campaigns. We have an enormous number of typewriters, very  
18 expensive office space, and employees that are paid quite  
19 well, given the fact they have to work so long and so hard  
20 and so crazy in this process.

21 Q Are your employees paid by an hourly rate?

22 A No.

23 Q Do you have a figure in your mind when you  
24 are making this fee determination for BAD Campaigns concerning  
25 what your services are worth on a sort of hourly basis? We

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1 talked about attorneys before. Lots of things go into their  
2 determination of what their hourly rate is, but they do  
3 have, quote, "an hourly rate."

4 When you make your decision, do you determine  
5 approximately how many hours you think it will take you to  
6 work on this campaign or multiply that times any hourly rate  
7 that you have in your mind?

8 A I wouldn't say it was anything as precise as  
9 that.

10 MR. LOWENSTEIN: I would say, for the record, that  
11 although some attorneys' services, I believe, are customarily  
12 charged by the hour, others are not. Some are charged by  
13 contingent fee, and others, I believe, are flat rate for a  
14 given type of service, such as what we are doing.

15 MS. LERNER: That is certainly true, but they also  
16 have an hourly rate.

17 MR. LOWENSTEIN: For some kinds of services.

18 MS. LERNER: Certain services.

19 THE WITNESS: It's probably as much as the market  
20 will bear.

21 MS. LERNER: Let me go off the record for a minute.

22 (Discussion off the record.)

23 MS. LERNER: We are discussing the determination  
24 of Mr. Berman's and Mr. D'Agostino's fees for CDR and BAD  
25 Campaigns.

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1 THE WITNESS: As a way of giving a background to  
 2 where we were coming from in April and March of 1982, I  
 3 wanted to report on our history a little bit. For <sup>ALMOST</sup> 20 years  
 4 we have been involved in California politics. We have helped  
 5 elect huge numbers of California State Assemblymen, State  
 6 Senators, Congressmen, and other Statewide officials. We  
 7 have been involved in every aspect in government and politics.

8 We have campaigned for people we agree with  
 9 ideologically and our allies politically. By and large, it  
 10 has been done <sup>ON</sup> ~~by~~ a volunteer or ~~at~~ a staff paid level, staff  
 11 equivalent to a staff paid level.

12 In '80 we were involved in and helped to run  
 13 one of the most complicated political projects ever done --  
 14 which is the California race for Speaker of the Assembly.  
 15 My brother, Howard Berman, was candidate for Speaker, and  
 16 a very <sup>BIZARRE</sup> ~~busy~~ activity happened in California politics.

17 Huge numbers of campaigns were run out of a  
 18 centralized place for the first time in a very competitive  
 19 atmosphere. It was an enormous undertaking. It took 13  
 20 months of my life and Carl's life. We worked full time doing  
 21 that, and ~~it~~ involved campaigns in primaries, and campaigns  
 22 in generals. Massive electoral and political strategy.  
 23 The result didn't work out that well.

24 I then was involved almost immediately working  
 25 in conjunction with Phillip Burton in putting together a

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1 Congressional redistricting proposal in California. That  
2 took a full 12-month period for the purpose of helping allies,  
3 people we agreed with and believed in to represent California  
4 in Congress. At the end of this process and through the  
5 entire year, Carl and I discussed as we had discussed over  
6 many years before, going into business rather than doing  
7 this insanity for insane political reasons only; also for  
8 financial remuneration.

9 We finally decided in a traumatic and very  
10 difficult decision to do that. It was done with much  
11 trepidation. How do you charge people that have expected  
12 you, over the years, to do it for free for you? How do you  
13 start charging them fees? We are the same people we were  
14 the week before--just a business had formed. How do you go  
15 through that, through the pains of doing the business? Also,  
16 how does that change your mind set on your desire to work  
17 24 hours a day? Once you make that break, obviously, the  
18 first year's way of coming up with the consulting fee should  
19 be what it's worth. It is a very nebulous and very difficult  
20 decision. There is a ton of factors that are accompanied  
21 with a ton of ambivalence, both psychologically and in a  
22 business way.

23 We came out with those figures, because we  
24 thought they were fair. After the primary, we realized  
25 we undercharged, given the time and effort and energy and

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1 how after the activity did we feel it was worth it for us?  
2 If we were going to go through it again, we wanted to make  
3 more money. We thought it was right and just for us to  
4 make more money on it, and on balance, I think our clients  
5 would agree since all of them won with one exception, and  
6 most of the slate mail clients from Californians for Democratic  
7 Representation were exceedingly pleased with the product they  
8 received.

9 MR. LOWENSTEIN: We have been going over an hour.  
10 Do you want to take a break now?

11 MS. LERNER: I have a lot more questions. If you  
12 want to take a break, that is fine with me, but I am on my  
13 first page.

14 Off the record.

15 (Discussion off the record.)

16 MS. LERNER: Q After the first go-around, the  
17 primary for BAD Campaigns when you had a better feel of exactly  
18 how much time and energy it was going to take you to run  
19 these campaigns and you changed your price, were your  
20 considerations at that time any more concrete?

21 A. There is one other factor in addition to  
22 changing price. General elections tended to be a longer  
23 time period than primary elections, so that usually it would  
24 be an extra month of activity.

25 Q What exactly was CDR's role in these slate

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1 mailers that you put out?

2 A Californians for Democratic Representation  
3 is the publisher of a slate mailing program that was  
4 implemented by BAD Campaigns.

5 Q What was BAD Campaigns' role in the implementa-  
6 tion? What sorts of things did BAD Campaigns do?

7 A Wrote, produced, implemented and designed the  
8 mail campaign. Collected and discussed purchases with the  
9 clients.

10 Q Did CDR perform any services at all concerning  
11 the slate mailer?

12 A I don't understand what that means.

13 Q BAD Campaigns designed, published, contacted  
14 prospective clients. Did CDR, other than the use of its  
15 name, did it have actual duties involved in the slate mailing?

16 MS. LERNER: I would note for the record the witness  
17 is conferring with his attorney while the question is pending.

18 THE WITNESS: CDR made the decision who was to be  
19 endorsed, and Harland Braun, in the function of CDR chairman,  
20 also talked to some special judicial clients.

21 MS. LERNER: Q The decision of who was to be  
22 endorsed was made by CDR. Was that by Mr. Braun alone or  
23 in conjunction with anyone else?

24 A In conjunction with Carl D'Agostino and Michael  
25 Berman.

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1 Q Does CDR have any employees? Has it ever had  
2 any employees other than Mr. Braun?

3 A Mr. Braun is not an employee of CDR.

4 Q Excuse me. You are correct about that. Does  
5 CDR have any employees or has it had any employees?

6 A On an ad hoc basis it has paid consulting fees  
7 to people who did specific services for them.

8 Q Is Lynelle Jolly one of these people? What  
9 did Lynelle Jolly do for CDR?

10 MR. LOWENSTEIN: Could you spell that?

11 MS. LERNER: L-y-n-e-l-l-e J-o-l-l-y.

12 THE WITNESS: She is -- She was a staff person who  
13 worked multihours per day helping to write and design the  
14 specifications for the mail. She is, in addition to an  
15 editor of mail content, she performed computer input jobs,  
16 had many logistical responsibilities and did thousands  
17 of charts. Things like that.

18 MS. LERNER: Q Was Ms. Jolly paid by CDR for her  
19 work?

20 A I would have to look up the campaign report.

21 Q Can I make it easier for you? Was Ms. Jolly  
22 paid for her work with CDR at CDR?

23 A I don't have much to do with the financial  
24 duties.

25 Q Who does the financial duties?

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1 A Carl D'Agostino.

2 Q Does Ms. Jolly work for BAD Campaigns at all?

3 A You would have to ask Carl. I have never seen  
4 the payroll of BAD Campaigns.

5 Q How many employees does BAD Campaigns have?  
6 Do you know?

7 A Right now? ~~None except for~~ Well, ~~None~~.

8 Q During the election period, do you know how  
9 many in both the general and the primary?

10 A Lynelle Jolly was paid, yes.

11 Q Lynelle Jolly was paid by whom?

12 A Californians for Democratic Representation.  
13 She may have also been paid by BAD for other work done by  
14 BAD. She was a joint employee.

15 MR. LOWENSTEIN: Why do you not, for the record,  
16 indicate what you are basing your statement on.

17 THE WITNESS: I'm looking at the campaign report  
18 filed with the Federal -- the Fair Political Practices  
19 Commission in California that lists expenditures, payments.

20 MS. LERNER: Q Did you determine, prior to the  
21 time that BAD set its fee for doing work for CDR, who  
22 was going to be on the slate mailing, which candidates would  
23 be included on the slate mailing or which offices?

24 MR. LOWENSTEIN: I would like the question to be  
25 clarified. Does that mean all candidates who would be

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1 endorsed, or would that be for the future, include the future?

2 MS. LERNER: Q Was it determined prior to the  
3 time you set your fee, that BAD Campaigns set its fee for  
4 CDR which candidates would appear on the slate mailer, which  
5 candidates or which **offices** would appear on the slate mailer?

6 MR. LOWENSTEIN: Does "appear" mean their names  
7 would appear anywhere on there?

8 MS. LERNER: That is correct.

9 THE WITNESS: I cannot be precise about the timing  
10 of all the decisions. Part of this had an evolutionary aspect  
11 in terms of capabilities to get down to the lowest candidate  
12 level and lowest proposition level in terms of computer  
13 abilities to adapt to ballot groups. So I cannot be -- Most  
14 of the decisions, certainly, were made very early on in the  
15 process on who would be endorsed.

16 MS. LERNER: I think we should probably break now.

17 (Brief recess.)

18 MS. LERNER: Q Was there an agreement set forth  
19 between BAD Campaigns and CDR as to what their relationship  
20 with the respective parties -- the involvement of the respective  
21 parties in the slate mailing?

22 Yes.

23 Q Was that set forth in a written document?

24 A It was. We cannot find it, but it was. But  
25 it was just a validation of all verbal agreements that were

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1 set forth.

2 Q Can you give me a rundown of what the agreements  
3 were?

4 A For the primary and for the general, two  
5 different types. ~~was an~~ <sup>WHAT</sup> amount of money ~~that~~ would be the  
6 fee that BAD Campaigns would receive from Californians for  
7 Democratic Representation, and the services provided very similar  
8 to the list I have already stated to you, - the mail ~~and that~~ -  
9 and I think that's it.

10 Except that if we were able to get more clients  
11 beyond the cost of the original mail program so that we would  
12 have more funding, the extra money would not go to anybody's  
13 fee. It would go to additional mail produced.

14 Q How would it happen that you would get more  
15 clients beyond what you -- I am not even sure I know what  
16 you meant by that.

17 If you got more clients beyond the original  
18 what?

19 A It is impossible to know in advance how many  
20 candidates or propositions would want to buy featuring  
21 space in this program. Obviously, there is a limit on  
22 mailing. Although, we try to <sup>BREAK</sup> bring the laws of  
23 physics in terms of how many people we could feature on  
24 each piece of mail. There is a limit. As you raise --  
25 As more people wish to purchase space, more mail needs to

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1 be sent in order to accommodate their advertising. I mean,  
2 it is not like the Los Angeles Times where the only difference--  
3 In one sense, the only difference in the Los Angeles Times,  
4 when you buy advertising, if all the candidates in the world  
5 buy advertising, all they do is print an extra page. Everything  
6 else goes out, and they put ads on that page.

7 Here you either have to put another page or  
8 you have to do more mail.

9 Q This is probably a good time to explain for  
10 the record what you mean by featuring.

11 A Well, the best way to describe featuring is  
12 by example. A listing was merely -- by way of comparison,  
13 a candidate's listing was for most Democratic candidates  
14 in the general, and even in the primary, mainstream Democrats,  
15 as a matter of course, a listing just listed their name on  
16 the ballot to make the mailing more useful to the voter as  
17 a complete guide to their ballot.

18 Featuring was a serious attempt to gather  
19 votes for a client who paid money for services rendered which  
20 was a featuring status. It can be explained on the gram  
21 as <sup>WHAT</sup> ~~where~~ the body of the content of the gram focused on. Many  
22 of the grams, just in terms of the variable computer condition,  
23 talked about one candidate or ~~organization~~ PROPOSITION.

24 It can be talked about ~~Some~~ of the boxes in  
25 the general election who are variable, <sup>WE</sup> ~~who~~ were able to

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1 both put advertising on the slate card and slate gram; on  
2 the slate card, pictures on the front. Candidates who  
3 purchased advertising space would get their pictures with  
4 somebody who benefitted them politically. I'm sure there  
5 is ~~away~~ <sup>BETTER</sup> to explain exact featuring.

6 Q In other words, listing would merely mean the  
7 person's name appeared in the slot issued for a particular  
8 office; whereas, featuring would include some additional  
9 advertising about that person?

10 A By and large, that's accurate.

11 Q When you figured out your costs in the beginning  
12 of what you would charge for involvement in the slate mailer  
13 for featured status, did you assume that there would be  
14 a certain amount of people that would want to be featured?

15 A We made a guess. It was a risky guess. We  
16 could have ended up with having a situation where nobody  
17 who had been calling wanted to pay, you know, for the featured  
18 status at the end, and then we would have probably just gotten  
19 nailed on our fee.

20 Q What do you mean "nailed on your fee"?

21 A Well, we committed to a set of candidates that  
22 they would get feature status on X number of thousands of  
23 pieces of mail. And to produce that -- millions of -- to  
24 produce that millions of pieces of mail costs more than what  
25 was raised, you know, by the candidates plus cost, which

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1 included our fee, then something had to give. We either would  
2 return money to the clients who did not receive enough mail  
3 as promised, or would have CDR fail to pay its committed fee  
4 to BAD Campaigns on the grounds that none of our clients  
5 should lose because of the inability of other clients to --  
6 because of our failure to correctly assess what the market  
7 would bear in terms of advertising space. So we -- it was  
8 a risk.

9 Q Was that part of the agreement between BAD  
10 and CDR that if any loss occurred, the loss would be on  
11 BAD Campaigns' part?

12 A Definitely. There was an absence in what I  
13 said before. That was definitely in there.

14 Q In the agreement?

15 A Yes.

16 Q Did you have any commitments from candidates  
17 for payment of a fee to participate on the slate mailer prior  
18 to the time that you established CDR as more than an idea?

19 MR. LOWENSTEIN: I am sorry. Only for my fault,  
20 because I was taking notes, I did not hear the beginning of  
21 that question. Could I ask you to reread it.

22 (Whereupon the question referred to  
23 was read by the reporter as follows:

24 "Q Did you have any commitments from  
25 candidates for payment of a fee to participate

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1 on the slate mailer prior to the time that  
2 you established CDR as more than an idea?"

3 MR. LOWENSTEIN: Was something more than an idea?

4 MS. LERNER: Well, it is an organization.

5 THE WITNESS: I am not sure of any precise timing.

6 I do know that once BAD Campaigns sent out our announcement  
7 of its opening business, many campaigns were calling, and  
8 many candidates were calling saying, you know, "What are  
9 you folks up to? What are you doing? We want to participate."

10 That was especially true of initiative campaigns.  
11 There is also some campaigns and candidates are so politically  
12 aligned with me in previous incarnations as political advisor  
13 and ally, and even in the same incarnation, still aligned,  
14 that we assumed that those campaigns would want to participate  
15 in the mail program and see it in their self-interest to do  
16 so. And they included a lot of participants in the final  
17 program.

18 MS. LERNER: Q You had an idea or you made an  
19 approximation of how many people you thought would be interested  
20 in featuring, and that was one of the considerations in  
21 your fee charged for featuring; is that correct?

22 A Well, could you repeat the question? I don't  
23 think I understood.

24 Q It's not really a question. It's a clarification  
25 of my understanding.

From what you said, it appears you had a certain

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1 idea that there would be X amount of people who would be  
2 interested in featured status. You set the prices for the  
3 fee. The question is, did you take that into consideration  
4 when you set the price for featured status as to how much  
5 money you needed to take in?

6 A Of course, and also included in that, you know,  
7 a guesstimate or an arrogant guesstimate of who among those  
8 who hadn't called who were not very close to us politically  
9 would also want to participate, which was just an assessment  
10 you have to make when you are doing something like this.

11 Q In the event you had more people interested  
12 in featuring than was necessary to cover your costs, what  
13 would happen with the additional moneys?

14 A More mail would be sent.

15 Q More mail for whom?

16 A More mail for the slate program.

17 Q On behalf of any particular candidates? In  
18 other words, you had a certain amount of people you needed  
19 to participate, and they all paid you a certain fee, and you  
20 got X amount of dollars. Then you had other people over  
21 and above that amount that also wanted to have featured status.  
22 Therefore --

23 A It turns out this worked pretty well. We  
24 originally planned -- The reality fix on this was that we  
25 had planned in the primary to complete<sup>2</sup> L.A. County mailings

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1 plus a tabloid in certain selected areas, and the possibility  
2 of a ~~judicial~~ <sup>JEW-34</sup> community newspaper advertising program. We  
3 were able to fund that. That's what we funded.

4 In the general, we had a better idea of both  
5 the potential market for this program -- It was not a guess,  
6 a lucky guess. It was much more based on reality. We knew  
7 how much it would cost. We drastically expanded the program  
8 magnifying its complications enormously, and we came pretty  
9 close to both in terms of revenue and expenditure <sup>TO</sup> what we  
10 had anticipated.

11 Q But you said earlier --

12 A Except, of course, for legal fees.

13 Q You said earlier that if you had additional  
14 feature participants and you had additional moneys, that  
15 that money would not increase your profits as BAD Campaigns  
16 but would be used to increase the mailings?

17 A Yes, and we would try to increase the mailings  
18 on the basis of their amortization across the board for the  
19 benefit of all candidates that participated in the program.

20 I'll get the hang of this.

21 Q When people began contacting you to find out  
22 if you were going to have a slate mailer, did they contact  
23 you as BAD Campaigns or as CDR?

24 A Well, I can't go into what they were thinking,  
25 they were doing, each one. I have a feeling what they were

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1 mostly doing saying, "I heard that S.O.B. Michael's still  
2 around. We had better call him and find out what he's  
3 doing on slate mailings."

4 In what role they conceptualized us -- I mean,  
5 many of these people are very close allies, and you know,  
6 people that we know. Others of them are candidates and political  
7 people that only know of us by reputation. I'm sure you would  
8 have to ask each one of them what they thought they were  
9 contacting, but I have a feeling they weren't making any  
10 distinction whatsoever. That may be the reality.

11 Q In reality, is there a distinction?

12 A The distinction is this: Is that we are not  
13 just businessmen. Californians for Democratic Representation  
14 is not just a pure business venture like BAD Campaigns is.  
15 It makes decisions and endorsements and as a political being  
16 in the sense that he has a point of view.

17 In other words, BAD Campaigns also has a point  
18 of view. We tend not to work for Republicans, although, it's  
19 not part of our corporate bylaws.

20 MR. LOWENSTEIN: When you say you tend not to work  
21 for Republicans --

22 THE WITNESS: We never work for Republicans, but it  
23 is not part of our corporate bylaws.

24 It is a business. I think the distinction just  
25 the way it is stated is exactly right. Nobody is claiming

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1 it's massively arm's length. Nobody is claiming it's, you  
2 know, way out there as a political action committee, way  
3 over here as this business we don't know each other on. It's  
4 obviously very interrelated and very close. The distinction  
5 is actually what it is, a point of view committee for the  
6 purpose of publishing slate mail based on people's desire  
7 to purchase advertising space that hires BAD Campaigns to  
8 implement the mail program. Otherwise We went into some  
9 elaborate lengths to distinguish it.

10 One of them was a fixed fee arrangement.

11 MS. LERNER: Q What do you mean by "it"?

12 A To distinguish the two identities. I mean,  
13 one of those ways of distinguishing is a fixed fee arrangement.

14 Because otherwise, what we would be doing in  
15 the process if we do this all through BAD Campaigns, you  
16 could argue that all we are doing is soliciting advertising  
17 space, and the more money we get, the more money we make,  
18 and therefore, it comes into our hands.

19 We do not want to be in that business. We  
20 have a reputation, we think, a pretty good reputation,  
21 in terms of the political world in California and Los  
22 Angeles, and who knows, it may be expanding. The corporate  
23 records of BAD Campaigns are not public record and publicly  
24 disclosed.

25 We are happy to claim Californians for Democratic

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1 Representation is publicly disclosed so everybody can see  
2 what is going on in terms of this politically. I think  
3 the distinction is exactly the way it is stated on the slate  
4 mail and we have discussed with you. It is a distinction  
5 that is there. It's not claimed to be arm's length in any  
6 way, but it's an important distinction.

7 Q What Does Harland Braun do outside of his  
8 position with CDR?

9 A It's not an all-consuming position for CDR.

10 Q I got that impression.

11 A It's not all-consuming. He works down the  
12 block, and he's probably one of the most respected lawyers  
13 in Los Angeles.

14 MR. LOWENSTEIN: I might say that it may not be an  
15 all-consuming position, but it does cause him to get telephoned  
16 at certain odd hours.

17 THE WITNESS: It causes him to get telephoned at  
18 certain odd hours, and he also has gotten a lot of press on  
19 it -- loving it every moment -- at my expense.

20 MS. LERNER: Q Does he have any interest in  
21 BAD Campaigns?

22 A None.

23 Q Does he do any work for BAD Campaigns?

24 A Yes.

25 Q What sort of work?

92040920582

1 A He spends time for BAD Campaigns, and the time  
2 is helping to make decision on judicial candidates, talking  
3 to some judicial candidates, and generally discussing with  
4 us the slate of candidates.

5 Did you say work for BAD Campaigns? I'm sorry.

6 Q Yes.

7 A He does not do any work for BAD Campaigns.

8 Q Do you ever consult him in your work for BAD  
9 Campaigns?

10 A As a lawyer?

11 Q Or as a political advisor. In any capacity  
12 whatsoever?

13 A For BAD Campaigns? Well, the answer --  
14 political advisor for BAD Campaigns, the answer is no. But  
15 if the question is as a lawyer, so far, we have not had  
16 this need for his services since he is a criminal attorney.  
17 However...

18 Q BAD Campaigns acts as a consultant for individuals  
19 who are running for office and/or their campaign committees.  
20 Approximately how many campaigns did you act as a consultant  
21 for during the period of the primary and general election  
22 in 1982?

23 MR. LOWENSTEIN: Does the "you" in that question refer  
24 to --

25 MS. LERNER: BAD Campaigns.

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1 THE WITNESS: In the primary election, we were  
2 campaign consultants to --

3 MR. LOWENSTEIN: The question includes Federal,  
4 State, and Local campaigns.

5 THE WITNESS: -- two candidates for State Assembly,  
6 two candidates for Congress --

7 MS. LERNER: Q Is that Federal Congress?

8 A Yes.

9 -- one candidate for State Board of Equalization,  
10 and we did additional work for one or two initiatives on  
11 specific mail projects. We also had some other corporate  
12 consulting business that had nothing to do with politics.

13 Q Did you advise any of the candidates that you  
14 did consulting work for to participate in CDR's slate mailing?

15 A Yes.

16 Q Did you advise all --

17 MR. LOWENSTEIN: Excuse me one second. Your question  
18 a while ago went both to the primary and to the general,  
19 and he only answered to the primary.

20 MS. LERNER: I am sorry. I thought that was an answer

21

22 THE WITNESS: No. The primary.

23 MS. LERNER: Q And the general?

24 A We consulted for four candidates for Congress,  
25 one candidate for Assembly, one candidate for Board of

92040920584

1 Equalization, and I think that was it.

2 MR. LOWENSTEIN: Seven?

3 MS. LERNER: Q Did you --

4 A I'm sorry. Now, I'm done, I think.

5 There was also a special election for Marty  
6 Martinez in the middle of all this, between the primary and  
7 the general, that we were involved in a special election.

8 Q Did you advise all the people that you did  
9 consulting work for at BAD Campaigns to participate in CDR's  
10 slate mailer?

11 A I hope so.

12 Q Did they all take your advice and participate  
13 in the slate mailing?

14 A They did. We don't work for dummies.

15 MR. LOWENSTEIN: The record might indicate that we  
16 have --

17 MS. LERNER: I would not say that if I were you.

18 Go off the record for a minute.

19 (Discussion off the record.)

20 MR. LOWENSTEIN: I want to make a statement for the  
21 record that we have provided the Commission staff with the  
22 relevant portions of the memoranda that BAD Campaigns  
23 submitted to these campaigns in which it was recommended that  
24 they participate in the CDR slate.

25 MS. LERNER: I will be asking some questions about

92040920585

1 those documents later.

2 Q What Federal candidates were initially selected  
3 for the slate mailer for the primary election?

4 A You mean to be listed?

5 Q Right.

6 A Henry Waxman, Howard Berman, Mel Levine,  
7 Esteban Torres -- I'll just give you last names, all right?

8 Q Fine.

9 A -- Martinez, Dymally --

10 Q D-y-m-a-l-l-y.

11 A -- Spellman, Webb, Goldhamer, Brown, Bethea,  
12 B-e-t-h-e-a, Beilenson, B-e-i-l-e-n-s-o-n, Roybal, Dixon,  
13 Hawkins, Anderson, Servelle, S-e-r-v-e-l-l-e.

14 Q Who decided that those would be the candidates  
15 that would be listed?

16 A Carl and I in conjunction with Harland Braun.

17 Q What were the considerations that went into  
18 making that decision?

19 A There was virtually no doubt on any of them.  
20 We are very familiar with Federal candidates in Los Angeles  
21 County. These are all -- This represents all the universe  
22 of Federal offices in Los Angeles County, and there was not  
23 much dispute. We are closely allied politically with almost  
24 all these people and know them all. Many of them weren't  
25 opposed. They represent all the incumbents and Democratic

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1 incumbents running for reelection. They represent a  
2 relative, our clients, and which are also our allies politically,  
3 and in fact, three of them represent either unopposed or  
4 almost unopposed candidates, in safe Republican districts, the  
5 primary candidacy which was by and large irrelevant.

6 Q Were there any offices covered by candidates  
7 on that list where there may have been more than one Democratic  
8 choice where there was more than one Democratic choice in  
9 the primary?

10 A Oh, sure. My brother was opposed by a Democratic  
11 candidate.

12 Q Other than the fact your brother is related  
13 to you, what made you choose your brother or any of the other  
14 candidates that you put on your slate rather than the other  
15 Democratic candidate involved?

16 A 20 years of knowing the players and having a  
17 point of view.

18 Q So there was a consideration of the candidates'  
19 political stances as well as their party that was taken into  
20 consideration?

21 A These are only Democrats. This is limited to  
22 a Democratic universe in the primary.

23 Q Correct.

24 A So their party is irrelevant. That's the only  
25 party available to us. We are Democrats.

92040920587

1 Q In addition to the fact you run the Democratic  
2 slate, there may be more than one Democrat running for the  
3 same office. You chose one over the other because they were  
4 more politically aligned to your thinking; is that right?

5 A That plus alliances plus a desire to make the  
6 slate more credible for the rest of our clients. So that  
7 if there is a Democratic incumbent Congressman that we don't  
8 especially care for, but he is unopposed, of course, we  
9 include him on the thing to add credibility to the rest of  
10 our clients. There is many factors including -- Understand  
11 this is not done in a vacuum. We know these people by and  
12 large. I mean, some of them we have never heard of, mostly  
13 the candidates running in safe Republican seats as token  
14 nominees of a Democratic party that have no chance, but the  
15 other ones we know.

16 Q Are there or are there not personal, political  
17 considerations included in your determination of who to list  
18 on the slate?

19 A I'm a political human being, and yes, there  
20 are political considerations.

21 Rather than going down the names of the people  
22 who were included in the general election slate --

23 A Thank you.

24 Q -- would you characterize the decisions, would  
25 you say the decision on who to include on the general slate

92040920588

1 were based on the same considerations that you just mentioned  
2 for the primary slate?

3 A Not exactly.

4 MR. LOWENSTEIN: Is the question limited to the  
5 Federal candidates?

6 MS. LERNER: Let us make it a general question, and  
7 then I will limit it to the Federal candidates if there is  
8 a difference.

9 MR. LOWENSTEIN: The reason I think there might be  
10 a difference is that Federal and State candidates, with one  
11 or two exceptions on State, are partisan. If you get to  
12 the local, judicial and so on --

13 MS. LERNER: All right. Let us talk to partisan  
14 candidates.

15 THE WITNESS: For the areas we were covering, we  
16 endorsed all the partisan Democrats for all offices. There  
17 might have been one <sup>ORTHO</sup> exceptions to that rule. <sup>EXAMPLE,</sup> For there was  
18 no endorsement on one person for partisan office for Board  
19 of Equalization.

20 MS. LERNER: Q What was the reason for <sup>NOT</sup> endorsing  
21 that person?

22 A We can't stand him.

23 Q How did you cover that position on the slate?

24 A No endorsement.

25 Q So the position was named, but there was no

92040920589



1 endorsement included?

2 A Right.

3 MR. LOWENSTEIN: You know, I was not quite sure what  
4 you were referring to a little while ago when you asked the  
5 question about the personal, political consideration. Is  
6 that the sort of thing you were thinking about?

7 MS. LERNER: I would say that is a personal, political  
8 consideration.

9 THE WITNESS: Were we wrong?

10 MS. LERNER: I make no statements about any politics  
11 whatsoever.

12 Q Once you determined your slate, did you then  
13 contact the candidates on that slate to find out whether  
14 or not they wanted to be listed on the slate?

15 A To be listed on the slate?

16 Q Right. Listed rather than featured.

17 A Listing was not subject to approval of the  
18 candidates. The only discussions with candidates were  
19 about -- Sometimes they were informed they were listed,  
20 although not all of the cases. For example, we could easily  
21 have told Julian Dixon, our friend, "By the way, you are  
22 being listed on a bunch of slate <sup>mail</sup> ~~male~~," you know, "that  
23 is going to your district."

24 Most of the time they were not even informed  
25 of that for people who did not have some personal knowledge

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1 or we did not talk to for other reasons during the course  
2 of time. On feature status, conversations were had, mostly  
3 at the initiation of the candidates.

4 Q Once you had established the listed slate, how  
5 did you determine which candidates, aside from those who  
6 were related to you, that you would contact about featured  
7 status?

8 A First of all, the decision -- There is not nearly  
9 as many decisions as you might think, because people are  
10 calling us.

11 Q People are calling you in your capacity as  
12 BAD Campaigns?

13 A No. People are calling us in our capacity as  
14 a slate mailing operation, and as I pointed out, I'm not  
15 sure I can guarantee you what distinctions they made in  
16 their heads. I am saying there was a distinction in  
17 Californians for Democratic -- They called BAD Campaigns  
18 as agents for Californians for Democratic Representation  
19 to find out "How much will it cost to get on the slate  
20 mailing? What am I going to get for it? What are you guys  
21 up to?"

22 Q Were people calling you prior to the time you  
23 established your slate?

24 A By and large, California's politicians never  
25 stop calling Carl and me. You understand, this is not --

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1 There is no way to really isolate us in this world. They're  
2 bothering me every day of my life for one nonsense or  
3 another. They hear we are in business; they want to know  
4 what slates are going on, what we are doing, if they are  
5 worried about political things and want to gossip about  
6 everything on earth.

7 We are constantly hearing from these people,  
8 some of whom may hate our guts, others of whom may hate  
9 our guts but need us. But <sup>THE</sup> a few who are related have to  
10 like us. It's going on constantly like that. And you know,  
11 maybe Carl's a better person to talk to about it, because  
12 I'm trying my best to run away from these people so I can  
13 do work. But I end up talking to a lot of them.

14 And like in the general election, for four  
15 Congressman that participated, got the bad news in a memo.  
16 Or they might have thought it was good news. I think they --  
17 because I -- it's a very valuable product. They got what  
18 they paid for.

19 Q Why did you not contact all the people you  
20 wanted listed to see if they wanted feature status?

21 A Some of it didn't make sense. Gus Hawkins  
22 is an unopposed black in an all black Los Angeles district.  
23 He never has an opponent. He reliably gets between 80  
24 and 90 percent of the vote, and he has no need for a slate  
25 mailing. And we had a need to put him on. I didn't especially

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1 want him having a role in the decision-making process whether  
2 he's on, and it just made no sense to ask him. I mean, the  
3 amount of time and <sup>HASSLE</sup> ~~muscle~~ to contact him, in terms of his  
4 likely response of <sup>BUYING</sup> a feature space, since we are not charging  
5 for listing, we have to say, "Now, if you want to go beyond  
6 listing, here's what the costs are." The amount of time  
7 to describe to Gus Hawkins that activity, I do not have  
8 in my life. So the decision was made not to do it.

9 Q You did contact Jerry Brown's campaign in the  
10 primaries; is that right?

11 A Yes. I didn't. I think Carl did. That's in  
12 part because Mayesh was there. He was also campaign~~ing~~  
13 consultant for other campaigns that were actively purchasing  
14 advertising space in our activity, and Carl said, "Well,  
15 how about the Kid?"

16 And ~~I~~ said, "The Kid don't need you."

17 MR. LOWENSTEIN: For the record, I believe when  
18 Mr. Berman refers to the Kid, I believe he is referring  
19 to Edmund G. Brown, Jr.

20 LERNER: Q Did you say Mr. D'Agostino contacted  
21 the Brown people?

22 Well, the reality of it is, he was in fairly  
23 constant contact with Mayesh, who was the agent for Jerry  
24 Brown in the primary and general and other activities of  
25 candidates that he was also representing.

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1 Jerry didn't have much of a campaign in the  
2 primary, and Mr. Mayesh's role was only a part-time role  
3 for him, and he had time to work for other clients.

4 Q What were the candidates who either contacted  
5 you about being on the slate or were contacted by you about  
6 being on the slate? Were there any other candidates that  
7 were contacted by you that did not contact you first about  
8 being featured on the slate?

9 MR. LOWENSTEIN: "You" again referring to BAD  
10 Campaigns?

11 MS. LERNER: Right.

12 THE WITNESS: Or CDR.

13 MS. LERNER: Wait. Let us start over. There are  
14 a few questions we should probably ask first.

15 Q Did CDR as CDR make any contact with candidates  
16 concerning featured status on the slate mailer?

17 A If your question is, did we go down a list  
18 of Federal candidates or take a list of Federal candidates  
19 and start soliciting them for advertising space, is this --

20 No. That is not my question. My question  
21 is, as CDR ever contact any candidates about  
22 participating in the slate mailer, featured status or  
23 otherwise?

24 A Braun contacted judicial candidates.

25 Q As a representative of CDR?

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1 As head of CDR.

2 Q Would you say that most of the contact with  
3 candidates, other than these judicial candidates, was handled  
4 by either yourself or Carl D'Agostino?

5 A Probably most, although, more Carl than me.  
6 See, It was my job to write all this stuff, and it was rather  
7 time-consuming. Braun also talked to some people, and I  
8 mean, at one point, for some local officials we hired one  
9 person to call them or to talk to them, work out details,  
10 on a part-time basis and --

11 Q As far as the Federal candidates are concerned  
12 that appear that received featured status, we have received  
13 some documents from you that appear to be confirming letters  
14 of agreements made between you or Mr. D'Agostino about  
15 featured status on the slate mailer. While the terms are  
16 generally laid out in the letter, I believe all of the  
17 letters indicated that there was some conversation prior  
18 to the letter. What were these candidates told about  
19 the cost of participating in the slate mailer?

20 How would I answer that? I mean, it was so  
21 conversation are you referring to?

22 Not any particular conversation. If it would  
23 be easier for you to pick a candidate and talk about that,  
24 that would be fine.

25 MR. LOWENSTEIN: Are you talking about Federal?

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1 MS. LERNER: Federal candidates.

2 MR. LOWENSTEIN: I may be forgetting. Correspondence  
3 with Federal campaigns? I may be forgetting. My recollection  
4 is they were all State.

5 MS. LERNER: Q There are Federal candidates that  
6 were featured in your slate mailers that were not your  
7 clients as BAD Campaigns. While we have strategy memos from  
8 BAD Campaigns concerning the inclusion of your clients,  
9 BAD Campaigns' clients, I do not believe there are any  
10 records that relate to agreements for Federal candidates  
11 that were not your clients as far as their being included  
12 in the slate mailer with featured status.

13 Would I then be correct in assuming that all  
14 the arrangements were oral between the Federal candidates  
15 who were featured who were not BAD Campaigns' clients,  
16 and you or Mr. D'Agostino --

17 A I would prefer to call it verbal, but yes.

18 Q I forgot we are in California.

19 What were these candidates told, and again,  
20 I am not asking for those specifics but a general overview  
21 of what they were told about cost and participation and  
22 what they would get for their cost.

23 A Very similar to what the candidates who are  
24 my clients were told in the memo.

25 Q Which was?

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1           A       Which was what was involved, the mailogram,  
2 the slate card -- in the primary the tabloid would have  
3 applied -- the number of pieces it would involve, and how  
4 much we would ask them for a full feature status. And if  
5 they said they didn't want a full feature status because  
6 they couldn't afford it, how much it would cost for a  
7 reduced feature status. As you can see from the charts,  
8 I think it's a pretty excellent correlation between the amount  
9 of featuring done and the amount of money paid. I think  
10 it's the closest thing in politics to a fairly fixed rate  
11 schedule.

12           Q       What were they told about who was going to  
13 appear on the slate mailer, either featured or listed?

14           A       Sometimes they asked, and they were told  
15 everything they wanted to know. Sometimes they didn't ask,  
16 and they said, "We trust you. Do whatever you **want**," and  
17 you know, "You'll do what's best for us."

18                   Sometimes they asked us, "Who would you have  
19 as <sup>ENDORSEES</sup>..." "What would you say <sup>ON</sup> ~~at~~ this," the content of, you know,  
20 urging people to vote for you -- them. Urging people to  
21 vote for them, and sometimes they would say, "You guys do  
22 it. Go for it."

23           MR. LOWENSTEIN: Excuse me for a moment.

24                   (Discussion off the record.)

25           THE WITNESS: Most of the people involved in this

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1 process know us very well, so they would have a natural  
2 assumption of who would be involved in the mailing and  
3 the mail program. And the ones that didn't know us asked.  
4 And some of the ones who knew us asked also.

5 MS. LERNER: Q Did anybody question you about  
6 where the money to pay for the listing was coming from rather  
7 than the featuring?

8 A Well, I don't understand that question at all  
9 since there is no money to pay for the listing. Paper is  
10 paper.

11 Q Let us begin by assuming that you have chosen  
12 your slate and once you have chosen your slate all the  
13 people that you have chosen will be listed. From there you  
14 go to find people who want featured status. When you  
15 determine how much featured status will cost, I would assume  
16 you take into account how many mailings were going out,  
17 the postage, your costs in featuring these people as well  
18 as the profit that -- well, not the profit -- the charge  
19 that BAD Campaigns is making. So your costs would include--

20 A We didn't get any charge out of this.

21 LERNER: Can you read back what I said?

22 (Whereupon the record referred to was  
23 read by the reporter as follows:

24 "Q Let us begin by assuming that you  
25 have chosen your slate and once you have chosen

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1 your slate all the people that you have chosen  
2 will be listed. From there you go to find people  
3 who want featured status. When you determine how  
4 much featured status will cost, I would assume you  
5 take into account how many mailings were going  
6 out, the postage, your costs in featuring these  
7 people as well as the **profit** that -- well, not  
8 the profit -- the charge that BAD Campaigns is  
9 making. So your cost would include --")

10 MS. LERNER: Q The fee that you charged for featur-  
11 ing, did you take into consideration what it would cost  
12 you to set up the listing, the slate of the other people  
13 that were not going to pay for featuring?

14 A It didn't cost us anything to set up the listing  
15 slate.

16 Q It would cost you something to print the listing  
17 slate and send the listing slate out aside from featuring,  
18 would it not?

19 MR. LOWENSTEIN: Is the question whether if they were  
20 to send out a slate --

21 MS. LERNER: I would ask that you allow him to answer  
22 the question.

23 MR. LOWENSTEIN: He seems confused.

24 MS. LERNER: Then if he wants to, he can ask a question  
25 about the question, but I would appreciate it if you let

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1 him answer it at this point, please.

2 MR. LOWENSTEIN: You said before he should not answer  
3 questions he does not understand.

4 MS. LERNER: He has not indicated he does not  
5 understand.

6 MR. LOWENSTEIN: I am not going to permit him to  
7 answer a question I do not understand. I do not understand  
8 this question. I would like to have the question clarified.

9 Does the question mean, would it cost money  
10 to send out a slate that had listings and did not have  
11 any featuring?

12 MS. LERNER: Would you read back the question,  
13 please?

14 (Whereupon the record referred to was  
15 read by the reporter as follows:

16 "Q It would cost you something to  
17 print the listing slate and send the listing slate  
18 out aside from featuring, would it not?")

19 MS. LERNER: Q Would it cost you money to print  
20 up and send out a listing slate?

21 A -- You mean -- if you mean, would it cost us  
22 money to pay postage and a mail house and consulting fees  
23 to somebody to print out a mailing for which there was  
24 no income, the answer is no, because we wouldn't have done  
25 it. There is no way of doing it.

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1 Q : Why is there no way of doing it?

2 A Because there is no income.

3 Q When you have featuring as well as a listing  
4 slate, you have income; is that right?

5 A When people purchase advertising space, CDR  
6 has income.

7 Q Therefore, CDR can afford to send out featured  
8 status mailogram slate cards as well as the listings; is  
9 that correct?

10 A I think that's an incorrect characterization.

11 Q Could you characterize it, then?

12 A Candidates who pay for feature space are  
13 getting the value of a listing slate. They are not paying  
14 for a listing slate.

15 Q Who is paying for the listing slate?

16 A Nobody. It's irrelevant baggage--on a train  
17 that's going anywhere <sup>ANYWAY --</sup> except insofar as it makes the  
18 commodity more valuable for advertisers.

19 Q Somebody is paying for it, because you just  
20 told me before it would cost you money and you could not  
21 do it unless you had the people that were advertising.

22 A I don't think that's logical. They are logically  
23 inconsistent statements. I don't think one has to do with  
24 the other. A listing slate doesn't exist unless somebody  
25 is paying for it. This is not a listing slate that is going

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1 out. When people are purchasing advertising space -- It  
2 is a slate mailing for the purpose of gathering votes for  
3 people who are purchasing advertising space. Their decision,  
4 or CDR's decision is that for the purpose of getting votes  
5 for those candidates who purchase that advertising space,  
6 a listing is included. The listing has no value. Nobody  
7 is paying a listing space. The listing space is paying the  
8 other people.

9 Q I think you might be confused, or perhaps I  
10 am.

11 MR. LOWENSTEIN: I think the questions are confusing.  
12 I am not sure whether you are asking Mr. Berman to give you  
13 some factual information which I think he would be willing  
14 to do or asking him a legal conclusion or legal characteri-  
15 zation. I think the facts are very clear that all the  
16 revenue came from people who paid for featuring. No one  
17 who received listing alone paid any money at all. Those  
18 are the facts. There well may be room for disagreement in  
19 what conclusion you draw.

20 MS. LERNER: Q There is the additional fact without  
21 featuring you would not have put out the listing slate,  
22 because the listing slate costs money, and you have  
23 nobody to pay for it; is that right?

24 A Would there not exist a slate of the names of  
25 candidates for office if there was no money to pay for

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1 the postage of that mailing? That is an accurate statement.

2 Q What were the considerations that went into  
3 the decision that a target price for Congressional candidates  
4 for full featured status would be \$15,000?

5 A Seemed like a fair price, given the average  
6 size of Congressional seats. It's a relationship to the  
7 size of other units of political jurisdiction.

8 Q Did the numbers of mailings come into that  
9 decision?

10 A Sure.

11 Q Why, then, did some people who paid the same  
12 amounts of money receive different numbers? There are  
13 Federal candidates who paid the same amounts of money but  
14 received different numbers of mailings, pieces sent out  
15 in the mails.

16 A Well, I don't think the differences are very  
17 great, and I think they are by and large similar numbers.  
18 And you would have to have some arbitrary figure just for  
19 all kinds of reasons; <sup>BEING</sup> but keeping also in advance, we had  
20 no idea of how many households would end up on the final  
21 tape for each district. You can't possibly figure that  
22 out in advance. You make a guess. Understand, you make  
23 these decisions, in many cases, before a final tape of  
24 registered voters. Some districts have more households  
25 than others, even though they have less voters.

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1 I forgot what the question was. If you add  
2 up on Chart A the first column across --

3 Q Please describe for the record what you are  
4 talking about.

5 A Chart A on Page 4 of this Answers to Questions  
6 presented <sup>by</sup> to you. If you are adding up, let's say Waxman's  
7 88,000 plus 61,000, which would be one sixty-one, seventy-  
8 six, one seventy-seven, two thirty-seven. Two thirty-seven  
9 versus Berman's sixty-six and two more, two fifty-one. There  
10 would be no way in advance to predict ~~to~~ that difference.  
11 They were essentially the same. They both paid \$15,000.

12 Q What did you use to predict prior to the time  
13 you asked people for \$15,000 how many mailings, approximately,  
14 you would send out?

15 A Registration tapes at other times, experience  
16 on how a tape increases. Understanding the variability.  
17 There is some variability in it.

18 MS. LERNER: Could we go off the record for a second.

19 (Discussion off the record.)

20 MS. LERNER: Q Was it perceived from the beginning  
21 that only liberal Democrats were going to be supported on  
22 your state mailer?

23 A No. Only Democrats, and mostly liberals,  
24 and where circumstances warranted, a moderate or two.

25 Q Was there ever a time that two candidates for

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1 the same office, going back to the primary, both wanted to  
2 participate as featured status in the mailer or asked for  
3 listed status?

4 MR. LOWENSTEIN: Is the question limited to Federal  
5 candidates?

6 MS. LERNER: No. I would like to know about all  
7 candidates.

8 THE WITNESS: Oh, yeah.

9 MS. LERNER: Q How did you make the determination  
10 which person you would include?

11 A Who we endorsed.

12 Q If one person was willing to pay more than  
13 the other but they were not the one you wanted that you  
14 had endorsed, would that make a difference?

15 A Nope, and it didn't. One thing in the State  
16 discussion was a complaint by a nonpartisan judicial  
17 candidate -- not judicial -- nonpartisan Sheriff candidate  
18 that we didn't put him on the slate. We didn't go with  
19 him even though he offered us drastically more money than  
20 his Democratic opponent. And one of the causes of his  
21 furor, was his complaints, (and much to our chagrin the press  
22 never picked up -- ~~we~~ never quite understood.) We went with  
23 the guy who offered us something we thought was adequate  
24 advertising space that we preferred and we already preferred  
25 from day one.

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1 MR. LOWENSTEIN: I think since you asked that question  
2 I would like to add a statement for the record. The question  
3 that was posed was the subject of a very extensive investi-  
4 gation about a year ago by the FPPC, and the FPPC then  
5 issued a report with no evidence to corroborate such  
6 charges that were stated.

7 I do not mind your asking questions about it.  
8 Just thought anybody who happens to read this transcript  
9 should have that information.

10 MS. LERNER: I would appreciate it if you want to  
11 make some statements that you would write them down and make  
12 them at the end of the deposition when you have an opportunity  
13 to cross-examine your client.

14 Q How has it worked out that some people paid  
15 less than the \$15,000 for featured status, some Federal  
16 candidates paid less than \$15,000 for featured status?

17 A Because there was levels of featured status  
18 that is different in number of pieces of mailings, that  
19 is different as is readily apparent from Chart A and Chart  
20 B of the Response to FEC Questions and Request for Extension  
21 of Time that was sent to you.

22 Q Was that something that was worked out between  
23 you, meaning you and Mr. D'Agostino, whoever dealt with  
24 the candidate, and the candidate, or was there some reason  
25 that a lesser amount was asked --

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1 (Brief interruption.)

2 MS. LERNER: Could you read the question back, please?

3 (Whereupon the record referred to was  
4 read by the reporter as follows:

5 "Q Was that something that was worked  
6 out between you, meaning you and Mr. D'Agostino,  
7 whoever dealt with the candidate, and the  
8 candidate, or was there some reason that a  
9 lesser amount was asked --")

10 MS. LERNER: Q -- was asked of that candidate?

11 Did you always start out by asking for \$15,000  
12 from the Federal candidates for featured status?

13 A No.

14 Q Why was it that you sometimes asked for different  
15 amounts?

16 A L.A. County has, I believe -- I'm not sure  
17 now -- 14 Congressional seats and pieces of many others.  
18 In the primary election, since our mailing universe is  
19 limited to Los Angeles County, obviously you would not ask  
20 a candidate who only had a piece of this district in Los  
21 Angeles County for \$15,000 compared to the others. Other  
22 candidates have a far fewer number of Democratic households  
23 in their districts. Others were unopposed or had no  
24 political need. In fact, if you look at the list, in the  
25 primary, four candidates that paid \$15,000 had full

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1 Congressional districts, full vote activities in terms of  
2 the slate and had enormous featuring status in all our  
3 pieces.

4 The candidate that paid thirteen had the same  
5 activity, except fewer number of households. The candidate  
6 that paid ten had a full vote feature status with far fewer  
7 number of households. The other three candidates, one  
8 at \$2,500, one at \$2,200, and one at \$50 all got various  
9 levels of P.S.s on grams and various mentions on slate cards.

10 None of the three even got a picture on the  
11 slate card. In the general election, almost the exact same  
12 situation. It can be traced down that the number of pieces  
13 and the amount of featured status, upon investigation of  
14 the mailing, is directly proportionate to the amount of money  
15 paid.

16 Q Let us go back to Chart A which is the primary.  
17 You have one, two, three, four candidates that paid 15,000.  
18 They received various numbers of mailings going from 88,000--  
19 I am going down the slate program column now --

20 That has to be taken in its entirety adding  
21 slate gram, slate card, and sample ballot all together.

22 What kind of numbers make a significant difference  
23 in how much it is going to cost you to send something out?

24 A At some point you have to have a breaking point.  
25 Some of these calculations are done in advance, guessing

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1 what the numbers are and -- For example, the difference  
2 between Martinez' \$13,000 and the \$15,000 paid for people  
3 above ~~was~~ that we believed his district would end up with  
4 so many fewer households that it wasn't fair to ask him to  
5 pay \$15,000.

6 Q Did it have anything to do with how they stood  
7 politically in their district? Excuse me. Let me clarify  
8 that.

9 -- how they stood in terms of reelection in  
10 their district? In other words, if somebody appeared to  
11 be a shoe-in, did they get a lower price for what might  
12 appear to be the same amount of mailings as somebody else  
13 who was going to have a difficult time?

14 A In fact, that chart shows there is no correlation,  
15 and both situations appear here. Henry Waxman has to be  
16 the most popular incumbent within his own constituency in  
17 California politics. He paid \$2,000 more than Martinez  
18 who was in a very difficult fight, on 13 On the other  
19 hand, Torres, who we had thought was even in a more difficult  
20 fight <sup>IN</sup> than Martinez who wanted our political assessments  
21 in advance, paid \$2,000 more than Martinez.

22 Turns out, in retrospect, Torres' position  
23 was better vis-a-vis his primary opponent. But we didn't  
24 know that at that time.

25 Q This is based on how many households you thought

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1 you would have to send the mailing to at the time you made  
2 the negotiations with the candidates?

3 A Right. How many mailings and how much feature  
4 status. It's not a precise calculation, and we can't claim,  
5 but I think that chart evidences a pretty close correlation  
6 between how much was paid and how much was received.

7 Q Were there ever situations when you said,  
8 "Your candidate is going to cost you X amount of money  
9 to participate in this slate mailer," and they said, "Geez,  
10 we can't afford that," or "We don't want to pay that much"?  
11 Were there ever situations like that?

12 A Oh, sure.

13 Q Then what would happen?

14 A Then we'd say, "We can either forget the whole  
15 thing and go back to the automatic list status or we could  
16 share your feature status with other people who wanted to  
17 pay for the advertising space and reduce it. You can have  
18 a P.S. on the gram. You can have a mention on the card  
19 <sup>Not</sup> but a full status!"

20 It would be a threefold combination. There  
21 is myriads of permutations and combinations of this mail,  
22 and all parts were for sale. Except it was a logistic  
23 impossible predicament. It would be impossible to run 7,000  
24 permutations for one guy.

25 Q What expenses did CDR have besides its fees

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1 to BAD Campaigns?

2 A It had to pay for mail, mailing, and implementation  
3 of mailing.

4 Q Are not those the things that BAD Campaigns  
5 did for CDR?

6 A They didn't pay postage. We didn't pay a printer.  
7 We were not a conduit for expenditures of money to other  
8 vendors. We had a job which is to write, implement, and  
9 design this mailing. In other words, we had a job to spend  
10 the rest of CDR's money.

11 Q Does CDR have any money presently?

12 A I don't know. I would have to look at the  
13 campaign report.

14 Q Before we do that, why do I not ask you this:  
15 Would it be better to ask Mr. D'Agostino those sorts of  
16 questions?

17 A Sure.

18 Q Hold off on that, then.

19 A It's better to ask him any question.

20 Q Does CDR have any relationship whatsoever with  
21 the California Democratic Party?

22 A No.

23 As of 6-30-1983, CDR had \$15,470.

24 Q Could you repeat that figure again, please?

25 A As of 6-30-83, CDR had \$15,470. I do not know

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1 the present status. We are waiting for the hit in the head  
2 from the mouthpiece.

3 Q Had CDR anticipated how much money it would  
4 take in in 1982?

5 A We had made a guess. We didn't have any way  
6 of knowing.

7 Q Did you expect the figures to come out about  
8 zero in the end?

9 A Yes. Expenses and money coming in. It was  
10 our hope, anyway. We really didn't want to give it back.

11 Q Did any of the Federal candidates have discussions  
12 or contact with CDR, BAD Campaigns, yourself, Mr. D'Agostino,  
13 and Mr. Braun concerning compliance with the Federal Election  
14 Campaign Act?

15 A Well, I can't be sure of all that discussion  
16 with all those other people, but to my knowledge, everyone  
17 assumed it was a straightforward purchase of advertising  
18 space, and therefore, had no compliance problems. They were  
19 all reporting it as an expenditure for slate mail, but I  
20 could be. I mean, I cannot vouch for all conversations,

21 all people.  
22 Q Other than yourself and Mr. D'Agostino and Mr.  
23 Braun, did anyone else have input as to what names would  
24 be carried on your slate?

25 A Not in terms of final decision. I mean, to

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1 the points we got <sup>TO</sup> for a final decision I know I, for one,  
2 asked people's advice, people I trusted and knew and on  
3 things I didn't know about.

4 Q You are talking about particular offices you  
5 did not know about?

6 A Yeah. Or candidates I didn't know about.

7 Q Other than your attorney's fees, what will  
8 the remainder of CDR's moneys be used for if there are any  
9 left over?

10 A Other than attorney's fees? It's a very  
11 optimistic thought. It will be used -- I do not know. Carl  
12 would know better than me, but I would assume we still owe  
13 something on our fee that has not been paid, the total amount.  
14 In the political business you end up with bills coming in  
15 years later that you never heard of with somebody claiming  
16 you owe them something.

17 Q Is there any sort of arrangement between CDR  
18 and BAD Campaigns, whether formal or informal, that BAD  
19 Campaigns will assist CDR financially if necessary?

20 A Not in that sense. If after having -- let's  
21 take a hypothetical. If we were just doing Los Angeles County  
22 and we were doing two mailings to every Democrat in Los  
23 Angeles County and we had committed that to a number of  
24 advertising clients and we went out to mail houses and  
25 committed a certain amount of business and it turns out

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1 our expectations in number of advertisers were not met but  
2 we are committed as businessmen to complete the program,  
3 if that would infringe on the amount of our fee, it would  
4 have -- we would have lost money as consultants. We would  
5 not have just -- It would have been our miscalculation  
6 of revenue income and expenditures and would have been our  
7 loss.

8 Would we have ever gone out-of-pocket?

9 Q Yes. That is what I was asking.

10 A To do that, at some point I think we would  
11 notify the world we were out of business before we had done  
12 that.

13 MS. LERNER: Let us go off the record.

14 (Discussion off the record.)

15 MS. LERNER: For the record, there has been some  
16 discussion between the attorneys in this matter concerning  
17 the presence of Mr. Berman during the deposition of Mr.  
18 D'Agostino. The decision that has been reached is that  
19 Mr. Berman will be present. He will not consult with  
20 Mr. D'Agostino and will not speak on the record unless a  
21 question is directed to him in the event that it appears  
22 that he has knowledge on the subject Mr. D'Agostino does  
23 not.

24 With that in mind, we will continue with Mr.  
25 Berman's deposition.

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1 Q I would ask you to look at what has been marked  
2 Exhibit 1, which includes Pages 48 through 51 of a document  
3 entitled "Torres Campaign Strategy Memo." Towards the  
4 bottom of the page there is a statement that says the  
5 reasons for the slate mailing are:

6 "A. To protect our clients by giving the  
7 impression that they are the official Democrats."

8 What did you mean by that statement?

9 A This is Page 48 --

10 Q Yes.

11 A -- of an enormous document that was full of  
12 wisecracks, quips, and everything that came to my mind.  
13 It outlined the strategy as to how Esteban Torres should  
14 win the election. What I mean by that, I meant a joke just  
15 like I meant by B. It was also a joke. C was not a joke.

16 Q Who wrote Exhibit 1?

17 A I did.

18 Q Was this an internal document within BAD  
19 Campaigns, or was this also to go to the Torres campaign?

20 A Also to go to the Torres campaign.

21 Q Was this document, Exhibit 1, prepared prior  
22 to the time that CDR was established?

23 A I'm sure not.

24 Q Exhibit 1 states that the Torres participation  
25 in a two hundred forty -- I don't know what M stands for --

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1 A Thousand.

2 Q -- thousand piece mailing will be \$15,000.

3 Other than the things that you have told us before about  
4 how you came to your determination of prices, was there  
5 anything unique about Mr. Torres 'charge?

6 A It was a remarkably unique estimation count  
7 for his district. So if you add up the pieces that were  
8 finally mailed, it was two forty-one.

9 Q So the number 240,000 related to the number  
10 of households you were going to send the mailings to?

11 A Yes. It was number of pieces of mail sent  
12 to areas covered in his district that he would have feature  
13 status on.

14 MR. LOWENSTEIN: Just to make sure that is clear and  
15 there is no misunderstanding, there are not nearly 241,000  
16 households.

17 MS. LERNER: No. It says, "Three mailings."

18 THE WITNESS: I should mention, also, Esteban Torres  
19 is a friend of mine in addition to being a client and  
20 everything else, and I feel very comfortable, knowing  
21 this document would never be made public in any way, shape  
22 or form, in saying whatever I pleased to him in a memo,  
23 whatever struck me as inane, which obviously that now  
24 strikes me as, but at the time as smart-alecky. For almost  
25 all of our clients for BAD Campaigns, what strategy memo

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1 is written for them, that was the case. Especially for  
2 relatives.

3 MS. LERNER: Q I am sorry. What was the case?

4 A The case was that I felt totally free to say  
5 anything I wanted to them in a totally confidential,  
6 strategy memo. That was an internal document for all of  
7 us to work on.

8 By the way, I also thought it was a necessary  
9 for our business, given my knowledge of politicians and  
10 their political staffs and their need to be slightly  
11 entertained. Although, this is only very slightly, slightly  
12 entertained as they go up through a 60-page document of  
13 details of what they are supposed to do.

14 Q Was there any thought when you chose the name  
15 CDR it would appear closely assigned to the Democratic Party?

16 A I believe I mentioned that to you when we first  
17 started this deposition. One of the purposes of the name  
18 CDR was to make it a more valuable product for our clients,  
19 and one of the ways it does, its name is a good-sounding  
20 name that people have heard of and hopefully more voters  
21 will vote for the people that have bought advertising  
22 space because of that name.

23 Can I make a point? It is not just the name  
24 that gives that impression. If you have seen the pieces  
25 of mail, pictures of Franklin Roosevelt, John Kennedy, Harry

92040920617

1 Truman, statements of allegiance to Democratic Party  
2 <sup>LES</sup> principles, concerns about stopping the Republican ruining  
3 of the economy, the listing of all the partisan Democrats  
4 on the list, all of them give the impression that this  
5 is a very -- this is a guide to all Democrats, a useful tool  
6 for Democrats who want to vote Democratic.

7 Q I ask you now to look at what has been marked  
8 ss Exhibit 2, Pages 45 through 47 of a strategy memo on  
9 the Martinez primary campaign. On the first page Exhibit  
10 2 says, "The Martinez participation in this question mark  
11 piece package will be question mark amount of money."

12 Why was that left blank?

13 A Because at the time we could not figure out  
14 how much registration drive would have to the voter file  
15 and how much overlapping in a special election district would  
16 occur. It got very confusing. This is a campaign that  
17 is being run simultaneously between a special and nonspecial.  
18 We decided to opt for featuring status for him only in his  
19 regular election district.

20 Those questions on the special election was  
21 being held in a different district than the regular election.  
22 They overlapped. They were not a total overlap, so the  
23 question was, do we change the count and go on to a special  
24 election activity in <sup>THE</sup> apart of his Congressional district --  
25 that is, Esteban Torres' district -- and confuse everybody

92040920618

1 by saying to vote for two Congressmen?

2 Q In Exhibit 2 you discuss three ways of featuring,  
3 the first being facsimile gram and insert, the second,  
4 a polling place slate card, and the third, a sample ballot.  
5 Were all of those used in the primary for Mr. Martinez?

6 A Yeah. As indicated in Chart A, yes.

7 Q For the primary he paid \$13,000?

8 A Yeah. For a total of two hundred -- Excuse  
9 me. For a total of -- one eighty, twenty-four -- of 240,000  
10 pieces.

11 Q What was the breakdown for his general election?  
12 How many pieces did he pay for there?

13 A 143,000.

14 Q He paid 15,000 in the general election?

15 A Yes.

16 Q Why did he pay more moneys for less mailings?

17 A Our price structure changed. We had a situation  
18 where having learned the ability of this thing to produce  
19 votes, having seen its value as a commodity, having the  
20 world believe the demand was greater, we just made a straight  
21 rule that all Congressmen who got a full set of featuring  
22 would pay \$15,000.

23 Q Did Mr. Martinez receive full featuring in the  
24 primary? Would you describe his participation as full  
25 feature in the primary?

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1 A Yes.

2 Q I ask you to look at what has been marked as  
3 Exhibit 3, which is Pages 38 and 39 of the Berman campaign  
4 general election strategy memo. Do you know whether this  
5 was written up prior to the establishment of CDR?

6 A It could not possibly have been. It's a  
7 general election memo.

8 Q All right. I thought I would catch you on that  
9 one.

10 The final paragraph on this memo, the last  
11 line reads, "The cost to the Levine and Berman campaigns  
12 is \$15,000 each. Of course, if either refuses to pay..."

13 What did you mean by that?

14 A It was a humorous or attempted humorous reference  
15 to the FPPC investigation that had been completed that had  
16 made the newspaper stories rather vividly about allegations  
17 of, "Of course, if somebody refuses to pay dot, dot, dot,  
18 dot."

19 It was written to my brother, one of my closest  
20 political allies. The other ones were all political allies,  
21 too.

22 Q I ask you to look at what has been marked as  
23 Exhibit 4, which is three pages, and it is a letter to  
24 Mr. Sol Price dated September 7, 1982.

25 Who is Mr. Price?

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1           A       A Democratic activist in San Diego and a  
2 businessman.

3           Q       On the second page of the letter there is a  
4 paragraph in the middle that starts "If you contribute  
5 \$60,000 on behalf of State campaigns"--

6           A       Where is this?

7           Q       "If you contribute \$60,000 on behalf of State  
8 campaigns of your choice we would begin the process of  
9 negotiations with local and statewide candidates and ballot  
10 measures concerning feature space. We feel confident that  
11 a minimum of \$25,000 additional would be raised to guarantee  
12 the implementation of Program 3," which was referred to  
13 earlier in the letter. "If for any reason you are unable  
14 to implement at least Program 3, CDR would fully refund  
15 the \$60,000 to you."

16                   Then there are two suggested options for funds  
17 raised beyond the 85,000 that it would take to participate  
18 in Option 3, one being that there would also be participation  
19 in Option 1 and 2; the other being that moneys beyond the  
20 85,000 would be returned to Mr. Price.

21                   There is a statement that says, "Thus, if \$40,000  
22 is raised from local campaigns, you could receive \$15,000  
23 back from your initial \$60,000 investment."

24                   Can you explain what was going on there between  
25 you and Mr. Price concerning the raising of money and his

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1 sending the money to you?

2 A Yes. Mr. Price is obviously a wealthy Democrat  
3 who wanted to do a program that would help Democratic  
4 candidates in San Diego County. He came to us wanting to  
5 know if we could figure out something good for him to do.  
6 We proposed a bill SLATE

7 Q He came to you as BAD Campaigns or CDR?

8 A I don't know. I have no idea what was in his  
9 head. I'm sure he did not make a distinction. I take it  
10 back. I'm not sure. Maybe he did.

11 He came to us with one-to-one to give -- to  
12 take a lot of his money and seek a way of getting a lot of  
13 Democratic votes for it.

14 We proposed a proposition, and the proposition  
15 was to take his favorite candidates in San Diego County,  
16 decide that they wanted advertising space -- These are  
17 all State campaigns, not Federal. The State campaigns which  
18 would, in effect, have happened in San Diego County would  
19 have happened in Los Angeles County, which we didn't need  
20 anybody to do. We just -- Based on our reputations and  
21 alliances, we knew we could have a big funding for the  
22 activity.

23 And did he want to serve as the base funder  
24 in a situation so we could put together a mail campaign,  
25 a slate mail campaign in San Diego County and cover it once,

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1 twice, whatever, for the benefit of all Democratic candidates  
2 in San Diego as a general election activity?

3 He said, "No." After he said no, he was not  
4 interested in the program, we said, "Fine."

5 Q Let me see if I understand what you proposed.  
6 He would give you a certain amount of money --

7 A He would not give us. He would buy advertising  
8 space for his selected, favorite candidates in San Diego  
9 County. It would be fully reported on the FPPC reports.  
10 That would serve the same function the 20 years of political  
11 life in Los Angeles County had served for us before. That  
12 would serve the same use and be a basis for putting together  
13 a slate mail campaign.

14 We had not been active in San Diego County  
15 in our political lives and this would serve as an equivalent  
16 to those 20 years.

17 We would then say to candidates, "We have the  
18 ability to put together slate mailers. Would you like to  
19 buy advertising space on it?" And candidates could decide  
20 yes or no to buy advertising space or just gather their  
21 list status.

22 He wasn't interested. I don't think he understood  
23 it, frankly. So, instead what he did was, I heard from  
24 a third party, that he invested in a registration drive  
25 that registered three times as many Republicans as Democrats

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1 in San Diego County.

2 Q Did you ever make any similar propositions in  
3 Los Angeles County?

4 A No. In fact, no similar propositions were made  
5 anywhere in the State of California. This was -- and once  
6 again, it was because he came to us having heard that we  
7 are supposed to be these guys who can get a lot of  
8 Democrats elected and said, "What can you do to elect more  
9 Democrats in San Diego County?"

10 Q Other than the moneys paid to CDR by candidates,  
11 their committees, or ballot measure organizations, did  
12 CDR receive any funds at all?

13 A No.

14 MS. LERNER: Do you have any questions you want to  
15 ask Mr. Berman or statements?

16 MR. LOWENSTEIN: No. I guess I would like to reserve  
17 the right to do so at the end of the day. I do not presently  
18 have anything in mind, but in case we talk about something  
19 over lunch and something occurs. At this time Mr. Berman's  
20 deposition will be ended.

21 MS. LERNER: We will break for lunch.

22 (Whereupon it was later stipulated by  
23 and between counsel that the original of  
24 the deposition would be sent to Daniel  
25 Lowenstein, Esq. for the purpose of correction

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1 and obtaining the signature of Michael Berman  
2 and subsequently to be forwarded to Lois G.  
3 Lerner, Attorney.)

4 (Whereupon the documents referred to  
5 were marked by the notary public as Exhibits  
6 1, 2, 3 and 4, respectively, for identification  
7 and are hereto annexed.)

8  
9 (Whereupon at the conclusion of the  
10 deposition of Carl D'Agostino, the examination  
11 of Mr. Lowenstein was conducted and the witness  
12 was resworn.)

13  
14 MICHAEL BERMAN,  
15 having been first duly sworn, was deposed and testified as  
16 follows:

17  
18 EXAMINATION

19 BY MR. LOWENSTEIN:

20 Q State your name, please.

21 A Michael Berman.

22 Q You were present during the questioning this  
23 afternoon of Carl D'Agostino?

24 A Yes.

25 Q In particular, did you hear and listen to the

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1 questioning with respect to the letter that was sent to  
2 Barbara Johnson, a representative of John Van de Kamp?

3 A Yes.

4 Q You heard the questions and answers regarding  
5 the meaning of the paragraph of that letter that said  
6 two million mailings could be guaranteed but that it was  
7 hoped that if more money was raised, more could be sent out?

8 A Right.

9 Q Would you do the best you can to explain how  
10 it could be that Van de Kamp could pay \$50,000 and get two  
11 million mailings for that and possibly get considerably more,  
12 such as three million for the same \$50,000?

13 A I'll do my best. I think the best way to  
14 conceptualize it is start with, what could John Van de Kamp  
15 buy with \$50,000. If he went to a mail house and asked them  
16 for \$50,000 worth of mail, the odds are, depending on the  
17 sophistication of the mailing, if it was computerized, it  
18 would probably end up getting -- he would probably end up  
19 receiving, oh, I would say 180,000, 150,000 pieces of mail  
20 for himself for his own candidacy for office.

21 Rather than that, he comes to us and says,  
22 "I wish to purchase \$50,000 worth of advertising space  
23 in your slate mailing program. How many mailings are you  
24 going to be sending out?"

25 We say, "We can't be sure, because we don't

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1 know how many participants there are." We know that to  
2 cover our production costs, and remembering that our per  
3 unit cost per mailing is almost half as much as yours  
4 would be if you went to a mail house, because we have an  
5 amortized rate based on Carl D'Agostino and I being able  
6 to put together so vast and enormous value of mail, that  
7 you are able to get a ten times better value by investing  
8 that \$50,000 in purchasing of advertising space with us.

9 Why? What you get -- and I do not know the  
10 details of the Van de Kamp situation. What you get is, for  
11 example, feature space, serious feature space on one-half  
12 million pieces of mail and who will likely mail out an  
13 additional 1.5 million pieces of mail that will, to a lesser  
14 extent, feature you and then maybe not at all, just a  
15 listing. Whatever you are purchasing is the feature space.  
16 That is our minimum. That is our hope. That is what we  
17 believe we can be able to gather in investors in that program,  
18 purchasers of that program.

19 That will include our fee. That will include  
20 our cost to mail two million pieces of mail for sure. We  
21 believe, frankly, that we are able to raise, by virtue of  
22 more people being involved in this program, 800,000 as  
23 opposed to 550,000. That will allow us to mail out 2.8  
24 million pieces of mail.

25 What will that do? We will be able to feature

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1 you on an additional fifty to a hundred thousand pieces  
2 above our guaranteed minimum. At the same time, as having  
3 sold feature space, an additional 400,000 pieces of mail  
4 to other clients in other areas.

5 Now, how is that able to be done? In Los Angeles  
6 County there are territories that are hotly contested in  
7 Democratic primaries, and there are territories that are  
8 not hotly contested, because they are safe Republican areas.  
9 The incumbents are sure thing reelected. There is no activity  
10 in the races to be done.

11 The more candidates in hotly contested areas  
12 that wish to participate in the program, the more an  
13 additional layer of mailing is added to the program, which  
14 may, in fact, drop you out of being featured in those  
15 territories but enables other or more mail to go to the  
16 areas that are not so competitive in which you can be  
17 featured.

18 Since John Van de Kamp is not saying to us --  
19 This is a hypothetical. John Van de Kamp is not saying  
20 to us, "I want the mailing to feature my candidacy in  
21 these 17,000 precincts, and only these 17,000 precincts  
22 and not these 40,000 precincts over here," he is saying  
23 to us, "I trust you guys' judgment on this. Take care of  
24 me in the places that will do me the most political good,  
25 maximizing everybody's participation in the program."

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1 So he ends up being featured in a very big way  
2 in territories where there is no other Democratic campaigns  
3 going on, because nobody is contesting elections there  
4 which adds up to huge numbers of people for him. And in  
5 fact, this is more to his political advantage since John  
6 Van de Kamp's weakest places electorally in Los Angeles  
7 are those areas that are most conservative, which are the  
8 areas which are least likely to have a competitive Democratic  
9 campaign going on such as the Antelope Valley, which is  
10 the vast expanse in the north of Los Angeles County.

11 There is no serious Democratic campaigns and  
12 primary campaigns, because primary candidates do not compete  
13 in races where there is no point; that you cannot win the  
14 general. That allows that territory -- Now, I left out,  
15 I guess, a piece of the story.

16 That paragraph in the Van de Kamp letter, in  
17 fact, is to the proof of exactly how the program works, to  
18 guarantee him two million pieces of mail which he is  
19 featured in X number. But to say it is very likely that the  
20 program will produce Y number pieces of mail in which he  
21 is featured in this number plus a little bit more shows how  
22 more people participating add to the situation. Plus, we  
23 are reducing the cost of each individual unit of mail as  
24 we have more mail. So we are reducing costs which allow  
25 us to produce more mail per unit of candidate.

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1 Did I do a good job or not?

2 MR. LOWENSTEIN: I do not know. I have no more  
3 questions.

4 MR. D'AGOSTINO: Could I add one more thing?

5 MR. LOWENSTEIN: Why do you not see if they have  
6 any more questions of Michael.

7 (Discussion off the record.)

8 MR. LOWENSTEIN: Let the record show we are now looking  
9 at an original version of the mailogram and the slate of  
10 the two documents that would go in one envelope. It is  
11 an original as opposed to the Xerox copies we were using  
12 before.

13 THE WITNESS: Now I can show how it all works to each  
14 other in terms of feature status and the value.

15 Yes on Proposition 9, which gave a large amount  
16 of money in the primary for featuring status actually, even  
17 though it gave the most money in the primary, also got  
18 the most value politically. The reason why is because it  
19 got this section of the back of this gram -- okay? -- which  
20 does not, in any way, compete with the value other people  
21 got in other places. So as to be part of a program, that  
22 communicates to the voter the Los Angeles County Democrats'  
23 importance in saving the Peripheral Canal. This can go on  
24 simultaneously with John Van de Kamp being featured here,  
25 Yes on 9 in the P.S., along with Proposition 5 and 6 to show

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1 No on, simultaneous with this being a variable box.

2 I think I did it.

3

4

EXAMINATION

5 BY MS. LERNER:

6 Q In general, it had more variables in it in  
7 the more areas which each thing could change?

8 A I did not say the box on this.

9 Q I understand. My question does not relate to  
10 that.

11 Why did these mailings contain the names of  
12 people who are not paying for featured status?

13 A This portion?

14 Q Meaning the slate.

15 A The slate is the portion that defines, lists  
16 endorsements as opposed to feature status except insofar  
17 as font type, color, or variables in the boxes increase  
18 the value of the featuring.

19 Q What do you mean "increase the value of the

20 featuring?"

21 A Well, obviously, I think it's rather obvious  
22 from this configuration or, say, over here this configuration  
23 that the sponsors, the publishers of this mailing consider  
24 propositions, those positions, Proposition 5, 6, 8, 9,  
25 10, 11 and 12 substantially more consequential positions.

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1 Q Okay. I misunderstood what you were saying.  
2 You are discussing the type face and color and that sort  
3 of thing.

4 My question to you is, why were people listed  
5 on the slate that were not paying for featured status?

6 A Because they weren't being featured. They  
7 were listed.

8 Q They did not pay anything, and they were listed.  
9 Why were they listed?

10 A So as to add for the rest of the candidates  
11 that were paying feature status the value of this being a  
12 full Democratic slate. For example, John Van de Kamp very  
13 badly, who paid \$50,000 for this program, needs Tom Bradley's  
14 name and Jerry Brown's name on this ballot. That is an  
15 additional reason why his \$50,000 purchase of feature space  
16 is a far more valuable investment for his campaign than  
17 it would be if he spent it on his own, because those two  
18 names lend massive authenticity to John Van de Kamp's  
19 candidacy in the midst of the Democratic primary where  
20 Democrats are searching to vote for the more valid, real

21 Democrat

22 It is precisely that which defines the value  
23 of the piece. These people were not receiving value. Since  
24 none of them were consequentially opposed, none of them had  
25 any involvement in terms <sup>OF A</sup> after campaign. They did not need

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1 this mailing. John Van de Kamp needed them on this mailing.  
2 They made him the Democrat.

3 Q I will ask you -- I am sure you will not be  
4 able to tell us -- if you were to take off -- Let us go  
5 back to an exhibit, Exhibit from the D'Agostino deposition.  
6 If you were to eliminate one of the boxes, for example,  
7 Lieutenant Governor slot from the printing of this slate,  
8 would there be any difference in the cost to you to print  
9 the slate?

10 A No.

11 Q If you eliminated that same slot, would there  
12 be a difference in the value of the slate for the people  
13 who were paying to be featured?

14 A Yes. The proof of that, even more so, is the  
15 fact that the person you happened to point to is Leo McCarthy.  
16 Leo McCarthy is the person my brother opposed for Speaker  
17 of Assembly two years ago. Obviously, if we did not need  
18 him listed on the slate for the purpose of our advertised  
19 featured candidates, we would just as soon left him off.

20 We weren't doing it for him. We were using  
21 his name for us.

22 MS. LERNER: I do not have anything else.

23 MR. LOWENSTEIN: Just one last thing along the same  
24 lines.

25 //

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## EXAMINATION

1  
2 BY MR. LOWENSTEIN:

3 Q If you look at this sheet here which is the  
4 original version of the slate portion of Exhibit 1 to the  
5 D'Agostino deposition and if you formed an impression in  
6 your mind of the value that this has for your participating  
7 campaigns when it is received by Democratic voters and compare  
8 that with the value that it would have if you deleted Tom  
9 Bradley, Leo McCarthy, March Fong Eu, Kenneth Cory, Jesse  
10 Unruh, Edmund G. Brown, Jr., Mervin Dymally, Alexander Pope,  
11 and all of the other nonfeatured campaigns on here, how would  
12 you have compared the value of the actual slate as compared  
13 with a hypothetical slate for your featured candidates?

14 A As I said to that question, a few of those people  
15 are featured, and they are in the font when they are featured,  
16 because you couldn't do it with computer type. But the  
17 answer to your question is, I think I would, at that point  
18 in time, if that were the case, think that mailing was of  
19 such nonvalue that I would suggest to John Van de Kamp, who  
20 is also my friend, that he not purchase advertising space  
21 with Californians for Democratic Representation, because  
22 I think it is a bad deal for him.

23 It only becomes a good purchase for his political  
24 interest when all those things are included in the slate  
25 mail.

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1 MS. LERNER: I believe Mr. D'Agostino wanted to make  
2 a comment. Do you still?

3 MR. D'AGOSTINO: Yes. Either on or off the record.  
4 One of the things I sense is you somehow think in this  
5 process money is being manufactured -- I don't know -- we  
6 have got more money to spend than we collect. And part of  
7 it Michael touched on, and that is the fact that when we  
8 do the slate, because of the scale, we are able to get  
9 enormous savings. And something I was thinking about is,  
10 we had a client, not a slate client, but an Assembly client  
11 in the primary who was running a very small Assembly district.  
12 I think there was 25,000 households, and our fee to him  
13 seemed enormous. I think our fee was thirty, thirty-five  
14 thousand dollars, or some such number, which is a very  
15 healthy fee for a district that small.

16 One of the things we were able to do for him  
17 is, if he had been running his own campaign and had gone  
18 to Below, Tobe to buy a computer letter, he would have paid  
19 X dollars.

20 We negotiated to Below, Tobe for our client,  
21 not to do a computer letter of 25,000, but we contracted  
22 with them to do computer letters in quantities exceeding  
23 a million.

24 After the campaign, just sort of as an  
25 intellectual exercise, I took his campaign -- and remember

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1 I said we don't charge any commissions -- and I calculated  
2 what his campaign would have cost him for the computer mail  
3 had he gone to Below, Tobe and bought it himself at their  
4 rates based on the quantity of 25,000. And then I calculated  
5 what they cost based on our volumes that we were buying his  
6 mail for, and his saving was \$29,800.

7 MS. LERNER: When you say "our" in that situation,  
8 are you talking about BAD Campaigns --

9 MR. D'AGOSTINO: BAD Campaigns. In other words, we  
10 didn't --

11 MS. LERNER: -- or CDR?

12 MR. D'AGOSTINO: BAD Campaigns.

13 This has nothing to do with the slates. This  
14 was a client of BAD Campaigns having nothing to do with  
15 slate mailings but with his own campaign mailings.

16 In other words, and I -- I mean, the point  
17 I'm making is that he thought at the onset that our fee  
18 was outrageously high. I think it was \$35,000, and I was  
19 able to, at the end of the campaign, to show him that we  
20 had saved him almost \$30,000 in what he could have bought,  
21 just what his savings were, just in the cost of the mailings  
22 by showing us to buy his mail in conjunction with other  
23 mail that we were buying.

24 I mean, there is enormous savings in volume  
25 in these things.

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1                   You know, I mean, I guess you could ask the  
2 philosophical question, "Did we make a \$29,000 contribution  
3 to him?" No.

4                   MS. LERNER: The rate that you get from Below, Tobe  
5 for the CDR mailing, is that taken in conjunction with the  
6 rate that you get for your BAD Campaigns mailings? Do they  
7 give you --

8                   MR. D'AGOSTINO: No.

9                   MS. LERNER: -- a better rate because you have a  
10 large number coming from CDR?

11                   MR. D'AGOSTINO: The CDR mailings and BAD Campaigns  
12 are already at such large volume that we are at the plateau.  
13 In other words, you see an enormous difference in price  
14 at 10,000, 20,000, thirty. By the time you hit about two  
15 million pieces, it's flat. In other words, the cost of the  
16 extra million per thousand is essentially the same.

17                   The enormous differences are between say  
18 doing 25,000 per piece and doing a million per piece. It  
19 could be two or three times as much.

20                   MR. LOWENSTEIN: I am finished.

21                   MS. LERNER: I believe we can conclude the deposition.

22                   The original and a copy ordered by the respondent  
23 will be sent to the respondent for review and signature.  
24 At the same time, a copy will be sent to the Federal Election  
25 Commission. Once the original has been reviewed and signed

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1 by the respondent, the respondent will then forward the  
2 original to the Federal Election Commission.

3 I declare under penalty of perjury  
4 that the foregoing is true and correct.

5 Executed at L.A., California,  
6 this 22 day of September, 1983.  
7

8  
9   
(Signature of Witness)

10  
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3

)

I, SONYA MATTESON, C.S.R., a

**OFFICIAL SEAL**  
**SONYA MATTESON**  
**NOTARY PUBLIC - CALIFORNIA**  
**LOS ANGELES COUNTY**  
**My comm. expires AUG 6, 1985**

IN RE MUR 1461

CERTIFIED  
COPY  
EXHIBITS

DEPOSITION OF MICHAEL BERMAN

Taken on behalf of Federal Election  
Commission, at 1800 Avenue of the  
Stars, 9th Floor, Los Angeles,  
California, on Thursday, August 18,  
1983, commencing at 10:15 a.m., before  
Sonya Matteson, CSR # 5768, a Notary  
Public in and for the State of  
California, pursuant to Subpoena.

RACKLIN, BERNSTEIN, MINJARES & ASSOCIATES  
CERTIFIED SHORTHAND REPORTERS  
SUITE 206  
1250 WILSHIRE BOULEVARD  
LOS ANGELES, CALIFORNIA 90017

92040920640



Berman  
And  
D'Agostino Campaigns

4  
Exhibit  
3 pages

Mr. Sol Price  
2550 Fifth Avenue, Suite 629  
San Diego, California 92103

September 7, 1982

Dear Sol,

The crush of the campaign season and the celebrations of our Fair Political Practices Commission "vindication" were partially responsible for the delay in this letter. Please forgive us.

We are writing to you to outline our proposal for a Californians for Democratic Representation slate mailing program in San Diego County. We have enclosed samples of the mailings we sent in the primary as well as a full copy of the recently completed FPPC report on Californians for Democratic Representation. (The report is for your amusement, for full disclosure of what we are up to, and for the alleviation of any fears you may have of legal problems. It is not intended as an authoritative reference on our mail program.)

Californians for Democratic Representation (CDR) is a state political action committee whose chairman is Harland Braun -- a prominent Los Angeles Attorney. Its purpose is to produce and distribute mail and other literature supporting Democratic candidates and policy positions favored by Braun, Carl D'Agostino and Michael Berman. CDR contracts with Berman and D'Agostino Campaigns, Inc. (BAD) to organize, create and produce its mailings.

We believe our slate mailing program is, by far, the most effective way for you to help elect Democrats. The results of your expenditure are tangible--persuasive polling place targeted mail received by known registered Democrats (as opposed to a registration drive or other organizational activity where overhead and lack of accountability preclude tangible results). Such a belief is obviously self-serving. We maintain, however, it stands up to dispassionate scrutiny.

As of the May (close of primary registration) registration tape, San Diego County had a total of 272,000 Democratic households in which reside 372,000 Democrats. A normal rule of thumb is that prior to a major election, the voter file will increase by about 10% (independent of any organized registration drive). Thus, we will assume a voter file of 300,000. Attached is a chart showing the number of Democrats, Democratic households and 2+ Democratic households (households in which at least 2, and maybe more than 2, Democrats reside) by Congressional district, Assembly district and State Senate district in San Diego County as of the Primary tape.

We propose 3 alternatives for a San Diego slate mailing program:

1. 1405 S. La Cienega Boulevard, #101, Los Angeles, CA 90045, (213) 652-1001  
2. 5100 Wilshire Blvd., Suite 100, West Hollywood, CA 90048, (310) 274-1001

Exhibit 4  
ID 8-18-82  
Jm

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1) Full coverage - Under this program, both the "Mailogram" and the "Laser Slate Card" would be sent to every Democratic household in San Diego County. This program would involve the mailing of 600,000 pieces of mail at a cost of \$145,000. Obviously, every Democrat would receive 2 mailings.

2) Strong coverage - Under this program, the "Mailogram" would be sent to every Democratic household in San Diego County. The "Laser Slate Card" would be sent to all 2+ Democratic households. This program would involve the mailing of 380,000 pieces of mail at a cost of \$100,000. Assuming there are an average of 2.4 Democrats living in 2+ Democratic households and that Democrats living in 2+ households are substantially more likely to vote, this program would provide 2-mailing coverage to Democratic households representing 60% of the potential Democratic electorate, and 1-mailing coverage to the remaining 40%.

3) Adequate coverage - Under this program, the "Mailogram" would be sent to every Democratic household in San Diego County. This program would involve the mailing of 300,000 pieces of mail at a cost of \$85,000. Obviously, each Democrat would receive 1 mailing.

If you contribute \$60,000 on behalf of state campaigns of your choice we would begin the process of negotiations with local and statewide candidates and ballot measures concerning feature space. We feel confident that a minimum of \$25,000 additional would be raised to guarantee the implementation of Program #3. (If for any reason we were unable to implement at least program #3, CDR would fully refund the \$60,000 to you.)

We suggest two options for funds raised beyond the \$85,000 figure.

- A) Additional funds could go to produce more mail towards the implementation of program #2 and then, hopefully, program #1. (Please note, fees contracted between CDR and BAD Campaigns have been totally incorporated into program #1. Additional funding beyond program #1 goes directly to the cost of postage and mail production.)
- B) As money is raised beyond the \$85,000 level, additional funding can be refunded to you. Thus, if \$40,000 is raised from local campaigns, you could receive \$15,000 back from your initial \$60,000 investment.

CDR has wide latitude in determining the content of the mailings. We would consult with you about mail text, featuring priorities, and the progress of our negotiations. Insofar as you wish to be viewed as the prime negotiator and/or prime determiner of mail content, we would be delighted to accede to that wish. Insofar as you wish to play a more anonymous role, that too is acceptable

to us.

CDR is not a tax exempt organization, and cannot qualify as such in time for this program. Therefore, all capital gains taxes would have to be paid.

We are looking forward to your response to this proposal. If you have any questions, or counter suggestions, please feel free to call us at your earliest convenience.

In any case, thank you very much for a delightful lunch. Please rest assured that Carl smokes just as much as Michael does.

Kindest personal regards.

Sincerely,

CARL D'AGOSTINO

MICHAEL BERMAN

cc: John Phillips  
Jack Mayesh

enclosures: 1 Mailogram  
1 laser slate card  
1 FPPC Report  
1 chart

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IN RE MUR 1461

DEPOSITION OF CARL D'AGOSTINO

Taken on behalf of Federal Election  
Commission, at 1800 Avenue of the  
Stars, 9th Floor, Los Angeles,  
California, on Thursday, August 18,  
1983, commencing at 3:10 p.m., before  
Sonya Matteson, CSR #5758, a Notary  
Public in and for the State of  
California, pursuant to Subpoena.

**ORIGINAL**

**RACKLIN, BERNSTEIN, MINJARES & ASSOCIATES**  
CERTIFIED SHORTHAND REPORTERS  
SUITE 208  
1250 WILSHIRE BOULEVARD  
LOS ANGELES, CALIFORNIA 90017

1  
2  
3 APPEARANCES OF COUNSEL:

4 FOR FEDERAL ELECTION COMMISSION:

5 LOIS G. LERNER, ATTORNEY AT LAW  
6 1325 K Street, N.W.  
Washington, D.C. 20463

7 FOR MICHAEL BERMAN, CARL D'AGOSTINO, JR.,  
8 HARLAND W. BRAUN, BAD CAMPAIGNS, CALIFORNIANS  
FOR DEMOCRATIC REPRESENTATION:

9 DANIEL H. LOWENSTEIN, ESQ.  
10 c/o UCLA Law School  
11 405 Hilgard Street  
Los Angeles, California 90024

12 ALSO PRESENT:

13 Marybeth Tarrant, Paralegal

14 Michael Berman  
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I N D E X

WITNESS

EXAMINATION

Carl D'Agostino

(By Ms. Lerner)

3

E X H I B I T S

EXHIBIT NUMBERS

DESCRIPTION

IDENTIFIED

1

Copy of mailogram

53

2

2-page letter dated 4/15/82  
to Barbara Johnson

53

3

Letter dated 5/5/82 from  
Dobbs & Nielsen

53

3A

Letter dated 4/15/82 to  
Doug Jeffe

53

4

2-page letter to Mr. Ziskrout

53

5

Letter dated 10/14/82 from  
Fred Hiestand

53



[illegible]

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1 Q What decision-making process was that?

2 A The decisions relative to who would be carried  
3 on the slates, what candidates, **negotiations with the**  
4 other two people involved in the decision process on which  
5 candidates would be listed on the slates and then dealings  
6 with clients of the slates in terms of, you know, buying  
7 on to the featuring status on the slates.

8 Q Were you involved in the determination of how  
9 much BAD Campaigns would charge CDR for its services in  
10 relation to the slate mailing?

11 A Yeah..

12 Q What part did you play in that decision?

13 A I don't remember specifically what part. I  
14 think -- Discussions as to what fee CDR would pay BAD?

15 Q What fee CDR would pay BAD Campaigns.

16 A I was involved in the discussions, yes.

17 Q What sorts of things were taken into consideration  
18 when determining what that fee would be?

19 A I don't remember specifically the discussions,  
20 ~~but I know~~ they involved, you know, some general negotiation  
21 ~~of how much~~ work would be involved on BAD's part, you know,  
22 ~~just sort of~~ of the nature, the magnitude of the effort. I  
23 just really don't remember specifically those discussions.

24 Q Was there any consideration made concerning  
25 the rate that you and Mr. Berman, the other person involved

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1 in BAD Campaigns would be paid for your performance to CDR?

2 Let me rephrase that question. When you were  
3 determining what fee BAD Campaigns would charge CDR for  
4 the work that it did concerning the slate mailing projects,  
5 did you consider any sort of hourly fee for yourself and/or  
6 Mr. Berman when reaching a decision as to what that fee would  
7 be?

8 A I don't recall there being a discussion to an  
9 hourly fee. I think it was a fee for doing the job.

10 Q Other than the fee for doing the job that  
11 would relate to you and Mr. Berman, what other things were  
12 considered when BAD Campaigns came up with a figure of  
13 what to charge CDR?

14 A I'm not quite sure I understand.

15 Q Is BAD Campaigns a profit-making organization?

16 A Yes.

17 Q I assume there would be some notion of profit  
18 in your decision as to what was the fee BAD Campaigns would  
19 charge CDR?

20 A Yeah, I would think so. Yeah.

21 Q Was there any margin, any specific margin of  
22 profit?

23 A You mean was the fee some percentage of how  
24 much CDR was going to raise in fees?

25 Q When you determined the fee that BAD Campaigns

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1 would ask CDR for the work, it was going to do -- You have  
2 mentioned that you considered the time that it was going  
3 to take you --

4 Q Well, really, the magnitude of the effort, I  
5 guess, would be a better way of phrasing it.

6 Q What do you mean by that?

7 A Well, in the past we have been involved in  
8 slates, never of the magnitude, but I think we had some  
9 concept that it was a fairly monumental project in terms  
10 of its scope -- probably a larger effort, at least larger  
11 than the efforts I'm aware of of similar nature -- and that  
12 it would involve, you know, relatively monumental amounts  
13 of work; that we would be having to really create new  
14 technology to do this job. And you know, as I say, I  
15 don't know quite specifically how to answer the question  
16 beyond that.

17 Q BAD Campaigns acts as a consultant for political  
18 candidates and their campaigns; is that right?

19 A Yes.

20 Q It charges a fee for its actions?

21 Uh-huh.

22 Q In those cases, is there any correlation between  
23 the things that are considered when you set the fee for  
24 political candidates and the types of things you considered  
25 when you set the fee for CDR?

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1 A I guess I could answer that generally, yes.

2 In other words, the amount of effort that was involved on  
3 BAD's part in implementing the slate program was significantly  
4 greater than any individual campaign. In fact, probably,  
5 it was almost a magnitude equal to all the campaigns we  
6 were working on in terms of, you know, the amount of effort,  
7 time, creativity, thought, production, capacity, et cetera.

8 Q When you are making these fee determinations,  
9 can the time involved be translated to a money figure?

10 A Not really. I mean, it's very difficult to  
11 translate it. One of the things that very early on when  
12 we talked about the formation of BAD Campaigns, for example,  
13 is we discussed how we would structure our payment schedule.  
14 And I think we would do it significantly different than  
15 most other political campaign consulting firms in that most  
16 consulting firms, almost without exception, will charge  
17 a fee and then take a percentage, a commission on most of  
18 the things they do. So typically, you know, campaign firms  
19 will charge X and then take standard 15 percent agency  
20 commissions on most of the work.

21 We felt from the inception that there was  
22 something morally wrong with that, because, for example,  
23 we could design a billboard, let us say, in half an hour,  
24 and if a candidate bought \$10,000 worth of billboards, we  
25 could get a \$1,500 commission for that half hour's work.

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1 On the other hand, doing a computer letter,  
2 which would probably yield a \$1,500 commission, might take  
3 40 hours of work to draft, to produce, to implement, and  
4 I happen to believe that a billboard is almost a total waste  
5 of money on a candidate's part. So you have sort of an  
6 inherent conflict of interest if you are being paid to make  
7 a decision based on how much money you are going to get  
8 out of that decision. So we decided that we would structure  
9 things differently and charge fees that are generally,  
10 I think, high -- I think they are worth it, but they are  
11 high compared to some other firms -- but not charge  
12 commissions, in fact, to work diligently and also to try  
13 and stay ahead of the technology to actually get the  
14 candidates or clients the most for their money in terms  
15 of their expenditure.

16 So it is really very difficult to translate  
17 hours into -- you know, so many hours spent to correlate  
18 that to a fee, because as I say, you know, billboards take  
19 almost no time at all to design, and yet typically, a  
20 campaign firm makes a lot of money on billboards.

21 Q How did you decide what to charge if you had  
22 no correlation? Where did the figure you charged, that  
23 BAD Campaigns charged political campaigns come from?

24 A The fee we charged our political clients?

25 Q Yes.

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1           A       It was, I think -- I'm not sure that -- I  
2 know I can give you a definitive answer. We had discussions  
3 on what we thought our services were worth to candidates,  
4 and it was sort of an evolutionary process rather than  
5 just a decision, flat decision. You know, somehow mathematically  
6 or analytically we arrived at a fee.

7           Q       What services did you provide to candidates?

8           A       Well, it's probably easier to tell you what  
9 services we didn't provide to candidates. We didn't raise  
10 money for candidates, and we didn't do onsite, day-to-day  
11 headquarters management of the campaign. Generally, the  
12 campaign either had an individual that did that or we attempted  
13 to find an individual and place him in a campaign. Beyond  
14 that, we conceived a campaign strategy that generally took  
15 the form of very extensive memorandums.

16                   These memorandums ranged anywhere from, I would  
17 say, 30 to 100 pages outlining in almost absurd detail  
18 all phases of the campaign.

19                   We then spent a great deal of time with the  
20 candidate and his campaign structure debating and arguing  
21 that and finally coming up with a final version of a  
22 memorandum which outlined in great detail the campaign.  
23 And then we implemented a -- you know, most of the aspects  
24 of that campaign. Because of the nature of a lot of  
25 campaigns we are involved in, they are very heavily direct

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1 mail oriented, and we conceived, wrote, created, and produced  
2 the mail. We designed brochures for walking operations,  
3 for example. We designed signs if the campaign had need  
4 for signs.

5 So, you know, we outlined get-out-the-vote  
6 programs. We did much more than say a normal ad agency would  
7 do in the sense that we not only laid out any media or direct  
8 mail, but we also gave them the structure for carrying out  
9 the whole, you know, broad range of activities for the  
10 campaign.

11 Q Why was CDR formed?

12 A It was formed for the purpose of doing slate  
13 mail campaigns in both the primary and general election.

14 Q Why could BAD Campaigns not be the organization  
15 to do the slate mailings?

16 A I guess for one thing, slate mailing coming  
17 from Californians for Democratic Representation sounds better  
18 than one coming from BAD Campaigns.

19 Q Exactly what is CDR's participation in the slate  
20 mailing operation?

21 A I don't quite follow. What is its --

22 Q Does CDR have any duties in the slate mailing  
23 operation?

24 A In the slate mailing operation? It is, I  
25 guess, for want of a better word, the group that acts as

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1 the -- It's the organization that raises the money to pay  
2 for the slate mailings, that makes the decisions as to who  
3 will be carried on the slate, the -- CDR is different from  
4 BAD in the sense that there are -- One of the individuals  
5 that's part of CDR has no relationship whatsoever with  
6 BAD Campaigns.

7 Q That individual is?

8 A Harland Braun.

9 So those are the, I guess, the principal  
10 differences.

11 Q Mr. Berman has told us that Mr. Braun is a person  
12 with knowledge concerning judicial candidates and other  
13 aspects of the political situation in the area that CDR  
14 covers with its slate mailing. Does Mr. Braun ever provide  
15 advice to BAD Campaigns outside of this relationship with  
16 BAD Campaigns and CDR?

17 A You mean with respect to our regular clients  
18 as opposed to the slate clients?

19 Q Yes.

20 Not that I can recall.

21 Q Once CDR was established, how did it go about  
22 obtaining participants for its slate mailing?

23 A Well, in many instances we were contacted --  
24 I would say probably in easily the majority of those instances--  
25 we were contacted by candidates wanting to participate in

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1 the slate operation. In some cases we contacted potential  
2 participants, and there is no hard and fast rule. In other  
3 words, we didn't put out a mailer saying, "We are doing  
4 a slate." You know, in some cases we contacted people,  
5 and in other cases they contacted us.

6 Q Were you involved in the discussions that went  
7 on between candidates and CDR concerning participation in  
8 the slate mailing?

9 A In a lot of cases, yes.

10 Q When you had discussions or correspondence with  
11 such candidates, what did you tell them concerning the fee  
12 that they would pay CDR to participate in the slate mailing?

13 A Well, generally, if I contacted an individual,  
14 I told him that we were doing a slate mailing and that they  
15 would be carried on the slate, that there was no fee for  
16 being carried on the slate, that if they wanted to be  
17 featured on the slate, that there would be a fee for that  
18 and went through, you know, explained what featuring entailed.

19 Q How was the fee arrived at that would be charged  
20 to the candidates?

21 A Well, again, I think that was sort of an  
22 evolutionary process. We made, I think, some assessments  
23 of what it would cost to produce the slate, what the program  
24 would cost, and then assessments were made as to what  
25 the relative value of featuring would be in order to cover

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1 the cost of producing the slate. And they were, as precisely  
2 as possible -- you know, in a relatively imprecise arena,  
3 attempts were made to sort of equitably distribute the cost  
4 of the various people paying to be <sup>FEATURED</sup> on the slate.

5 Q Was the cost of printing the names of the people  
6 who were not participating in featured status included in  
7 what it would cost the featured status candidates to  
8 participate?

9 A I don't quite understand. The cost --

10 Q From what I understand, there is two things  
11 involved here; One is a listing and one is the featuring.

12 A Uh-huh.

13 Q A listing is just the listing of the different,  
14 various offices and the people that CDR was endorsing for  
15 those offices. Featuring includes something more than  
16 that. Either in type face or an additional statement of  
17 endorsement or picture of that particular candidate would  
18 be included in the mailing that goes out. The candidate  
19 is obviously paying for the chart. Obviously it includes  
20 the statement about the candidate, the picture of the  
21 candidate, the special lettering, whether it be enlarged  
22 or a different color, and all the information about the  
23 candidate that would not otherwise appear if that particular  
24 person were not featured. When figuring out how much to  
25 charge the featured person, was it also included in that

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1 price the charge for the printing and the drafting or  
2 whatever else needs to be done of the listing portion of  
3 the mailer?

4 A Well, in other words, let's say when a computer  
5 is printing out a slate card, you generally are not paying,  
6 you know, so much per line. You are generally paying so  
7 much per thousand pieces. So I suppose, in theory, you  
8 could figure out how much the computer cost of that ink is,  
9 but you never pay for that. In other words, you pay as much  
10 for the computer letter if it has one letter on a page as  
11 you do if it has 35 lines of single-spaced type. So I  
12 don't know quite how you would, you know, amortize the cost  
13 of a name on a computer-printed card.

14 Q Let us take the mailogram, for example.

15 I ask you to look at what has been marked as  
16 Exhibit 1, which is a copy of --

17 A This is Exhibit 1 here?

18 Q It is the same thing. This is for the court  
19 reporter.

20 MR. LOWENSTEIN: This is Exhibit 1 here?

21 MS. LERNER: Right. A copy of a mailogram.

22 THE WITNESS: Excuse me for a second. I have to  
23 get my glasses. Old age.

24 Okay.

25 MS. LERNER: Q One portion is called the mailogram.

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1 The other is called "Democratic Primary Slate." I believe  
2 these were sent out in conjunction.

3 A Yes.

4 Q This mailogram endorses John Van de Kamp?

5 A Uh-huh.

6 Q Was this particular slate sent out with endorse-  
7 ments of other candidates?

8 A Yeah. It's got all of these -- you mean --  
9 You can see the slate.

10 Q Excuse me. I am using the wrong terminology;  
11 -- with featuring of other candidates.

12 A Was this particular one? I would have to read  
13 the text of the gram.

14 Q What I mean is, did the slate portion here go  
15 out with mailograms that related to other candidates that  
16 Mr. Van de Kamp --

17 A Well, see, I guess there's -- This is the  
18 primary election. So in the primary election, we did this  
19 piece to essentially all of Los Angeles County. So in  
20 Los Angeles County, the names that you see in noncomputer  
21 type, the ones that are -- You can tell the difference in  
22 the type. The noncomputer typed portion of that gram was  
23 constant through the entirety of the slate. All of L.A.  
24 County. So, for example, Bradley, McCarthy, et cetera, the  
25 Superior Court judges and the propositions and the Assessor,

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1 were constant on the slate part of that, were constant  
2 throughout the County.

3 The computer then varied by whatever ballot  
4 group, everything else on the card. You know, when I  
5 mentioned technology that we had to develop this year, this  
6 was, in a sense, one of the most complicated, because as  
7 a result of reapportionment. And L.A. County, I believe,  
8 had about 400 different ballot groups. So there were actually  
9 something like 400 different versions of that part of the  
10 thing.

11 In addition, in the past, when we had done  
12 a mailogram, for example, we always produced the gram on  
13 the computer, and the insert, the slate part of the mailing  
14 was always printed by a conventional printer and then hand-  
15 matched. It would have just been a monumental task to print,  
16 you know, 300, or I forget the number -- there was about  
17 400 versions of this -- and hand-match them to these.

18 Q Excuse me. You say 300 versions of the slate?

19 A Yeah, of the slate, and hand-match them to  
20 the appropriate versions of the gram without having a  
21 monumental chance for foul-ups.

22 So what we ended up doing is devising a method  
23 of printing these at one time and then by machine -- if  
24 you have a gram that I could look at -- these were actually  
25 printed as one piece like so. They're actually on a piece

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1 of paper like about like this. They go through a computer.  
2 The computer does this, fills in these, and then it goes  
3 through the machine that folds this, folds it again, and  
4 then cuts it here.

5 So for all practical purposes, when the voter  
6 gets it, it looks like two separate pieces that were produced  
7 separately when, in fact, they are one piece that was  
8 produced at the same time with something like 400 variations  
9 of this. And probably -- I don't know. Michael would know  
10 better since he was the one that wrote the variations of  
11 this how many variations, but the permutations of those two  
12 variations may amount to thousands of different gram  
13 combinations.

14 Q I understand now. Thank you.

15 A Anyway, to get back on track, Van de Kamp was  
16 on all of them, because he was, as I say, preprinted. And  
17 so in L.A. County, he was on all versions.

18 MR. LOWENSTEIN: She was talking about the text of  
19 this mailogram which, in this case, happens to feature

20 Van de Kamp.

21 THE WITNESS: Right.

22 MS. LERNER: Q You could have had this same slate  
23 that shows up on Exhibit 1 and a mailogram --

24 A To a totally different mailogram.

25 Q Talking about Saul Lankster or about one of

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1 the other candidates?

2 A Talking about -- Yeah. Talking about Alexander  
3 Pope, talking about Proposition 9, talking about a  
4 Congressional candidate, an Assembly candidate, whatever.

5 What is done here is almost independent of  
6 what is done here (indicating).

7 Q Please describe what you mean when you say  
8 "here."

9 A I am sorry. What is done, the mailogram where  
10 principal featuring occurs is relatively independent to  
11 what is on the slate portion of the mailing.

12 MR. LOWENSTEIN: I think the record should also reflect  
13 that this particular mailogram actually features several  
14 candidates and not just Van de Kamp. This features Conway  
15 Collis --

16 THE WITNESS: -- Stine and several propositions.

17 MS. LERNER: Q Is Mr. Collis on this?

18 A Collis?

19 Q Collis.

20 A Yes. There is actually, I think, in the thing  
21 you have -- See. When you asked for samples, in many  
22 instances we didn't have samples, actual samples, and I  
23 think what we did we Xeroxed a test run. So Collis was  
24 running for Board of Equalization in a different district  
25 in L.A., and so some of our samples are parts after the

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1 test run, because we just didn't have certain things we  
2 wanted to send you. So Collis, in an actual run, would be  
3 in here (indicating).

4 Q Where Mr. Lankster is?

5 A Lankster is right now.

6 MR. LOWENSTEIN: In other words, this particular  
7 mailogram would not actually have appeared in the same  
8 envelope as this particular slate?

9 THE WITNESS: No. In actual run, this would have  
10 never been produced.

11 MR. LOWENSTEIN: Because they are different ballot  
12 groups?

13 THE WITNESS: In other words, Collis, by definition,  
14 cannot be in with Saul Lankster. I hadn't noticed that  
15 when we sent these.

16 MS. LERNER: Q On the mailograms, there were  
17 oftentimes more than one candidate featured?

18 A In some cases, yes.

19 Q There are also situations where only one  
20 candidate was featured, I take it, from your answer?

21 A Yes.

22 Q Is the money that is allocated per candidate  
23 in a situation where you have several candidates featured  
24 different from the money you would allocate from that  
25 candidate where only he or she was featured?

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1 A Well, for example, Van de Kamp. Van de Kamp  
2 was running in the entirety of L.A. County. So, for example,  
3 his vote universe was, I believe, something like a million,  
4 you know, well, over a million households. A candidate  
5 running for Assembly seat, for example, might have only  
6 50,000 households in his district, and Van de Kamp in his  
7 comparable district had over a million households. So  
8 clearly we, you know, we **would not** feature Van de Kamp in  
9 a million households; whereas, we would try to feature  
10 an Assembly candidate in as many households as possible in  
11 his district.

12 Q Why was there a variation in the fees charged  
13 to the Federal candidates for similar offices?

14 A I don't follow you.

15 Q For example, in the primary -- and I am referring  
16 to your Answers to the Commission's Interrogatories -- Chart  
17 A indicates that Candidate Waxman paid \$15,000 -- I will  
18 show you this chart as soon as I am done with it -- and  
19 Candidate Dymally paid \$10,000. Why would there be a  
20 difference in the fees charged those candidates?

21 MR. LOWENSTEIN: The question had to do with which  
22 candidates?

23 THE WITNESS: Waxman and Dymally.

24 MS. LERNER: Q I am not particularly interested  
25 in those particular candidates. Just why is there a

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1 difference in fees charged for candidates, I assume, for  
2 similar offices?

3 A The offices are the same. The coverage, the  
4 featuring coverage was significantly less in Dymally's  
5 instance than in Waxman's.

6 Q What was the reason for that?

7 A There was a section of Los Angeles County,  
8 primarily South Central Los Angeles, which is the black  
9 community in Los Angeles County that we did not send, we  
10 did not do our slate program in. And so it would not really  
11 have been fair to charge Dymally the same amount as Waxman  
12 since we were not covering all of Dymally's district.

13 Yeah. There was a slate being done by somebody  
14 else in that area, and we didn't -- We didn't overlap with  
15 that area. We overlapped a little but not significantly.

16 Q One candidate, Candidate Goldhamer, paid  
17 \$50 and did not receive any featuring, is that right,  
18 that there was no featuring?

19 A I don't believe that he was featured, although,  
20 I'm not positive. He may have been, you know, carried  
21 as P.S. on some pieces. I just don't remember.

22 Q Why did he pay the \$50?

23 A I'm not even sure. I think he called and said  
24 he wanted to be on the slate, and I really don't remember.

25 Q Do you remember a Lynelle Jolly?

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1 A Yes, I do.

2 Q What does Ms. Jolly do for you?

3 A Nothing right now.

4 Q Has she worked for CDR?

5 A I believe that in the last campaign she worked  
6 for both CDR and BAD Campaigns.

7 Q What was her capacity with BAD Campaigns?

8 A Well, we are a relatively small firm in terms  
9 of employees, and so it would be very difficult to assign  
10 her a specific job title. She just did all sorts of things.  
11 She was involved in production activities; she was involved  
12 in writing. She just had a very wide range of responsibilities  
13 and duties.

14 Q How about Joanne Groener, G-r-o-e-n-e-r?

15 A Yeah.

16 MR. LOWENSTEIN: Could you spell that again?

17 MS. LERNER: G-r-o-e-n-e-r.

18 THE WITNESS: Joan, not Joanne.

19 MS. LERNER: Q Did she also do things for both  
20 BAD Campaigns and CDR?

21 A I believe so.

22 Q During the campaign, the '82 campaign, did  
23 BAD Campaigns have any other employees other than the two  
24 I have mentioned and yourself and Mr. Berman?

25 A Did BAD Campaigns?

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1 Q Yes.

2 A I would guess that over the course of the  
3 election year we had 12 to 15 employees, not all at one  
4 given time, but over the course of the year.

5 Q Would those employees be doing tasks that  
6 related both to BAD Campaigns and CDR?

7 A Some would; some wouldn't.

8 Q CDR has the same address as BAD Campaigns.  
9 Did CDR have a separate telephone there?

10 A No. Generally, I think, that CDR used or had  
11 access to the BAD Campaigns' phones.

12 Q Did Mr. Braun spend any time at BAD Campaigns  
13 in his capacity for CDR?

14 A He stopped --

15 MR. LOWENSTEIN: I did not understand that question  
16 when you say "Did he spend any time at BAD Campaigns?"

17 MS. LERNER: Physically.

18 MR. LOWENSTEIN: At the office?

19 MS. LERNER: Yes. At their physical premises.

20 THE WITNESS: He came by a few times. We had lunch  
21 with him a number of times. I believe we went to his office  
22 on a couple of occasions.

23 MS. LERNER: Q Did he have any office hours --

24 A No.

25 Q -- in his capacity as --

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1 A No. He didn't really have production or technical  
2 responsibilities for CDR or BAD Campaigns.

3 Q Was there negotiating on the prices that you  
4 set forth for featured status for candidates?

5 A Not --

6 MR. LOWENSTEIN: Is that question directed to Federal  
7 candidates alone or Federal, State and Local?

8 MS. LERNER: Let us start with the Federal.

9 THE WITNESS: Generally not. Generally not.

10 MS. LERNER: Q Are there any instances that come  
11 to your mind where there might have been or there was?

12 A Well -- well, for example, I believe -- Well,  
13 some of the State candidates, for example, there were some  
14 negotiations in terms of how much area the mailing would  
15 cover. In other words, we had sort of defined in the general  
16 election -- not really in the primary, but in the general  
17 election we had sort of outlined an area that we proposed,  
18 an area of the state we proposed to cover since we were not  
19 doing it statewide. And some of the -- I know one of the  
20 clients, in particular, Collis, I believe, was interested  
21 in our covering a larger portion of the State since his  
22 district covered 20 some counties, I believe.

23 And it really wasn't so much a negotiation as --  
24 we were also his campaign management firm -- but discussions  
25 as to how much of the State we could cover if he contributed

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1 X amount to the slate program and how much we could cover  
2 if he contributed Y to the program. So it was negotiation  
3 only in that sense that by him paying more we would be  
4 able to expand to cover more of the State. But it was  
5 never a negotiation over how much he would pay to be featured  
6 in Los Angeles County, for example, where we were doing  
7 the basic program, anyway.

8 MR. LOWENSTEIN: Could we go off the record for a  
9 moment?

10 (Brief recess.)

11 MS. LERNER: Q What expenses did CDR have besides  
12 the fee it was paying to BAD Campaigns?

13 A Well, the cost, production costs which, you  
14 know, included computer work, printing work, postage. All  
15 these various expenses involved in doing mailings in the  
16 primary. There were some expenses for some newspaper ads.  
17 You know, generally, production costs were the principal  
18 expenses.

19 Q We talked earlier about some people who worked  
20 for BAD Campaigns and for CDR. Were the people being  
21 paid salary while they were working for BAD Campaigns?

22 A Uh-huh.

23 Q Did CDR contribute in any way to those salaries?

24 A Did CDR contribute to those salaries?

25 Q For example, if a person was working for BAD

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1 Campaigns and receiving a salary, was there ever a situation  
2 where they also spent some of their time on CDR's business  
3 and CDR would then pay that portion of the salary?

4 A Yeah. Yeah, there were instances where people  
5 were paid by both CDR and BAD. And I'm trying to think.  
6 I think there are -- there were employees that were paid  
7 only by BAD, and I don't recall if there were any employees  
8 that were paid only by CDR. I don't believe so.

9 Q Did Pacific Survey Research do some work for  
10 CDR?

11 A They did. They did a poll, and CDR was a  
12 participant in that poll.

13 Q What do you mean by that?

14 A Well, there were various participants in the  
15 poll. CDR paid for part of the poll. Several candidates  
16 paid for part of the poll. In areas, for example, where  
17 the poll results would be relevant to a specific candidate,  
18 the candidate paid for a portion of the costs of the poll,  
19 and CDR paid for a portion of the poll.

20 Q What kind of poll was this?

21 A It was a poll that generally tested voter  
22 attitudes, the effects of certain endorsements, tried to  
23 verify ethnicities, for example, religious preferences of  
24 voters and so forth. A demographic survey as well as  
25 polling information.

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1 Q Were the other people who paid for the survey  
2 all clients of BAD Campaigns?

3 A I believe so.

4 Q Was it BAD Campaigns who made the arrangements  
5 for the survey?

6 A Yes.

7 Q Were the results of that survey made known to  
8 the participants in the slate mailer, the people who paid  
9 for featured status?

10 A No.

11 Q Did CDR --

12 A And actually those, for example, where there  
13 was a client that was participating in the poll, he didn't  
14 have access to the entire poll. He had access to that  
15 portion relative to his overlap where the poll was done.

16 Q You are talking about clients of BAD Campaigns?

17 A Yeah. Who were participating in the poll.  
18 This is a fairly common practice in politics where several  
19 candidates will piggyback on a poll, share the cost of the

20 poll.

21 Q What is -- excuse me if I am pronouncing this  
22 wrong -- Below, B-e-l-o-w, Tobe & Associates?

23 A Below, Tobe & Associates, they are a direct  
24 mail house.

25 Does that mean anything to you?

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1 Q Yes.

2 Do they do the mailing for CDR's slate mailings?

3 A Yes.

4 Q Do they have any relationship to BAD Campaigns?

5 A They have no relationship other than they are  
6 a vendor that BAD Campaigns uses. They have no financial  
7 ties.

8 Q Are there any personnel involved with them  
9 that are also involved with BAD Campaigns?

10 A No. Although, during the course of the campaign  
11 it seems they ought to be paying some of our salaries since  
12 we spend all of our time over there.

13 Q Does CDR have any money in its coffers at the  
14 present time?

15 A I would guess we have somewhere between fifteen  
16 and twenty thousand dollars in the -- CDR has between  
17 fifteen, twenty thousand dollars in the account.

18 Q What will be done with that money?

19 A Well, we will probably have to borrow to pay  
20 the lawyers' fees.

21 MR. LOWENSTEIN: Do you have to keep asking about  
22 that?

23 THE WITNESS: Is it all right to negotiate with lawyers  
24 on fees?

25 MS. LERNER: I do not think they will negotiate, usually.

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1 MS. LERNER: Q If there is any money left over after  
2 your lawyers' fees, et cetera, are paid, what will be done  
3 with that money?

4 A I suspect that's a very hypothetical question.  
5 To answer the question nonfacetiously --

6 Q I am not sure that was facetious, your answer.

7 A CDR owes BAD Campaigns a small amount of money  
8 which I suspect will not be paid as a result of lawyers'  
9 fees.

10 Q I hand you now what has been marked Exhibit  
11 2, which is a two-page letter dated April 15, 1982 to  
12 Barbara Johnson. The first paragraph of the letter says  
13 this is a confirmation of an agreement. Did you have previous  
14 contact where that agreement came about with Ms. Johnson?

15 A Yes.

16 Q What did you discuss with her at that time?

17 A I think, primarily, this was just formalizing  
18 our discussion.

19 Q Do you recall whether or not she contacted you  
20 or you contacted her?

21 A I believe she contacted me. I'm not absolutely  
22 certain, but I think she contacted me.

23 Q This was in relation to --

24 A She was Van de Kamp's campaign manager with  
25 relation to being on the slate.

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1 Q In --

2 A When you ask if there was negotiations, she  
3 tried like hell to negotiate.

4 Q In Paragraph 5 of that letter there is a  
5 statement, "John Van De Kamp for Attorney General, with  
6 you as their agent, have agreed to contribute \$50,000 toward  
7 the CDR slate program."

8 What did you mean by "contribute \$50,000"?

9 A I think paid. I think "contribute" is just  
10 a misstatement of what, in fact, Van de Kamp was doing --  
11 No. The Van de Kamp campaign was doing.

12 Q Was all of Mr. Van de Kamp's \$50,000 to go  
13 towards his own featuring --

14 A Uh-huh.

15 Q -- on the slate program?

16 A Yeah.

17 Q There is also a footnote on Page 1 of this  
18 Exhibit 2. Can you explain? The footnote says that Mr.  
19 Van de Kamp's opponent will not appear on any slates produced  
20 by BAD Campaigns with one exception, and that exception,  
21 either both Mr. Van de Kamp and Mr. Rains', the opponent,  
22 will appear on the slates, or neither would appear on the  
23 slates. What was the reason for that?

24 A I think they asked for it. That was not --  
25 In fact, I think we probably still have in the files my original

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1 letter, and then they typed that in and sent it back to me.  
2 They typed that in, and I think they changed the payment  
3 dates. I think the original letter did not have this  
4 paragraph and had the original dates of April 16 and May  
5 15 and May 24.

6 They changed them and sent them back to me to  
7 initial, and I'm not quite sure I understood what that was  
8 all about, but --

9 MR. LOWENSTEIN: Excuse me for a moment.

10 (Discussion off the record.)

11 THE WITNESS: In Gary Hart's area, Omer Rains was  
12 running against Van de Kamp, was the incumbent State Senator  
13 and would have had much, much higher name I.D. than Van de  
14 Kamp, and as I say, they added that. It was their amendment  
15 to the letter, not ours.

16 MS. LERNER: Q Was there any change from the fee  
17 that was originally quoted for the Van de Kamp participation  
18 when this footnote was added?

19 A No. The only changes I see was in the dates.  
20 They apparently had some cash flow problems and asked if  
21 we were agreeable to changing the dates, but not the overall  
22 theme.

23 Q Did Mr. Rains ever contact you about being  
24 a featured participant in the slate mailing?

25 A Yes, he did.

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1 A What was your response to him?

2 Q That we were carrying John Van De Kamp.

3 Q What was your reason for choosing Mr. Van de  
4 Kamp over Mr. Rains?

5 A I think that I know Mr. Rains.

6 Q I take it you do not agree with Mr. Rains'  
7 philosophy.

8 A I'll introduce you to him sometime. It's not  
9 his philosophy as much as his personality.

10 Q On Page 2 of Exhibit 2, there is a paragraph,  
11 "We believe that because of your early and significant"  
12 commitment to our slate program, we will be able to  
13 substantially increase both the area coverage and the number  
14 of pieces mailed at no additional cost to you."

15 How does that occur?

16 A Well, this Van de Kamp, was one, was a fairly  
17 early participant in the slate. And at that point we were  
18 still trying to fund the program. It was X number of dollars  
19 to be able to cover all that we proposed to cover. We did  
20 not want to promise him that we could do all that we hoped  
21 to do. In other words, we felt that we would be able  
22 to do more than two million pieces of mail in Los Angeles  
23 County, and in fact, we did close to three million pieces.

24 They wanted some assurance that -- You know,  
25 they wanted to know basically what they were getting for

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1 their money, and at that point, not knowing that we were  
2 going to be able to raise all of the money that would be  
3 necessary to do the close to three million pieces, I didn't  
4 want to commit that we could do three million. So basically,  
5 I said, you know, "We will do two million pieces. We think  
6 we will be able to do close to three million. It's not  
7 going to cost you any more. In other words, as we are able  
8 to raise the money to do the full program, it's not going  
9 to cost you an extra" -- you know, "If we go from two million  
10 to three million, your fee isn't going to go from 50,000  
11 to \$75,000."

12 Q I am confused on how that works. It sounds  
13 as if your fee to someone does not really correlate with  
14 what you are going to do for them. In other words, isn't  
15 the fee the person pays for X amount of mailings? I do  
16 not mean a specific number, 600,000 versus 652,000, but when  
17 somebody says "I'll pay you \$15,000," is that not for a  
18 certain number of mailings?

19 A If you were a client, that would be true. If  
20 you were an individual client and came to me and said,  
21 "I want to do a mailing of a hundred thousand pieces,"  
22 I would be able to tell you, you know, "I can do a mailing  
23 of a hundred thousand pieces for X dollars." But we are  
24 talking now about a program where there are a variety  
25 of people paying for this program.

1. Now, Van de Kamp, if indeed -- If Van de Kamp  
2. was the only participant in this program, to do two million  
3. pieces of mail would probably have cost us \$500,000 or  
4. six hundred or some number. He would have had to pay  
5. that full amount.

6. Now, those mailings, presumably, would be all  
7. about Van de Kamp and nothing else. He would be the only  
8. one paying for them. Now, if you had two people running  
9. in the entire L.A. -- entirety of L.A. County, you could  
10. presumably charge Van de Kamp half of that amount, the other  
11. candidate half of that amount, and give them equal featuring  
12. status. Or you could charge one of them three-quarters of  
13. the amount and the other one-quarter of the amount and give  
14. one of them three-quarter featuring status and the other  
15. one a quarter featuring status.

16. So no, I can't quote you a specific price. I  
17. can tell you, if you pay \$15,000, I will try and give you  
18. relative to the other people that are paying \$15,000 worth  
19. of the product. So --

20. So for example, in the Van de Kamp situation  
21. where they were paying \$50,000, they were promised a minimum  
22. amount of mailings but depending upon how many other people  
23. you got participating --

24. A See. We were quite sure that we would be able  
25. to produce the entire program. In other words, our initial

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1 goal was to do two of these mailings, ~~two of~~ the mailograms  
2 ~~to the entire universe~~ and ~~two of the~~ <sup>SLATE</sup> card mailings to  
3 the entire universe and then sample ballots to about half  
4 of the universe. But on April 15, I couldn't guarantee  
5 that. In other words, I would not have been willing, at  
6 that point, in writing, to tell Van de Kamp, you know,  
7 "If you pay \$50,000 I will do all of that."

8 I thought we could, but I couldn't absolutely  
9 guarantee it, because I was not sure that there would  
10 be enough participants. It turned out that, indeed, we  
11 reached our goal. And it seemed to me -- As I say, maybe  
12 I should have talked to one of our lawyers, but we were  
13 trying to hold down our legal fees at that time, and you  
14 know, gotten it down in more precise legal terms what I  
15 was really trying to do. They were asking for some sort  
16 of a written guarantee, and I guess being the <sup>DISTRICT</sup> Attorney <sup>OF LA COUNTY</sup> General,  
17 and Barbara Johnson, I think is an attorney, wanted something  
18 in writing. And that was the best I could come up with,  
19 that we -- this was the minimum of what I knew we could  
20 do. And I thought that we could be able to do the whole  
21 program, and I was just telling them "We are not going to  
22 charge you any more if we do our whole program."

23 Q So this is a sort of cheaper-by-the-dozen  
24 situation? The more people you have invested, the less  
25 money it costs each person to have --

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1 A Or the broader the universe. In other words,  
2 if we had been doing a slate in two Congressional districts  
3 or two Senate districts or two Assembly districts, it would  
4 have been very unrealistic for Van de Kamp to have paid  
5 \$50,000 to participate on that slate. I mean, at that point,  
6 he might have paid five or ten thousand dollars to participate  
7 in that slate.

8 Q I still do not understand. Is it because the  
9 featuring status is shared that for the same price you are  
10 able to cover a larger area?

11 A Well, yeah. I'm not quite sure I understand  
12 your question. If I understand it, the answer is yes.

13 Q You started out by saying if Van de Kamp had  
14 come to you alone as an individual client of BAD Campaigns--

15 A And said he wanted to do 2.8 million pieces  
16 of mail in Los Angeles County --

17 Q Let me finish.

18 A I mean \$50,000 would not have paid, you know,  
19 a quarter of the postage.

20 Q However, on many of these mailings there is  
21 only one person featured; therefore, it would seem the  
22 person who was featured is paying the entire cost of that  
23 particular mailing; is that right?

24 A No.

25 Q Why is that not right?

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1 A Because you have -- you are able to feature --  
2 I mean, in this piece, for example, you have got four or  
3 five different features.

4 Q In this piece, meaning Exhibit 1?

5 A Exhibit 1. You have John Van de Kamp featured.  
6 You have Conway Collis featured. You have Dick Stine featured.  
7 You have Propositions 5, 6 featured. You have Proposition  
8 9 featured. You have a variety of featuring on this piece.

9 Q There are pieces where only one candidate is  
10 featured; is that not right?

11 A There are -- Yeah. I'm sure there are **probably**  
12 pieces where just John Van d Kamp is featured.

13 Q So what you are saying, in a case where John  
14 Van de Kamp shares his featuring with three or four other  
15 individuals or groups, he pays for a portion of the mailing;  
16 whereas, where he is the only featured party on a mailogram  
17 or other type of mailing, his money goes towards the entire  
18 cost of that mailing?

19 A Well, I guess **partly** we are not able to really  
20 **definitively** say, to break it down as fine as maybe you are  
21 **suggesting** we should. In other words, I can't tell you on  
22 **how many** pieces precisely John Van de Kamp alone is featured,  
23 how many pieces Conway Collis alone is featured, how many  
24 pieces precisely Van de Kamp and Collis are featured. What  
25 we attempt to do is lay out an overall program, and when

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1 we have raised the money that we are raising from the people  
2 that are paying for featuring, to apportion the featuring  
3 status as equitably as practical.

4 So there is not a set -- they're not paying  
5 X dollars per line of featuring. They are paying for some,  
6 as I say, as precise portions as possible for featuring  
7 and we try to be as equitable as we can as practical. In  
8 other words, a candidate running -- let's suppose Leo  
9 McCarthy -- In the primary Leo McCarthy did not pay for  
10 featuring, but as a hypothetical example, if McCarthy had  
11 paid \$10,000, we would have attempted to give him about  
12 20 percent of the featuring that we gave Van de Kamp.

13 Q How do you know when you have made some money?

14 A Well, we look at our bank account, and at the  
15 end of the campaign -- Well, we are trying to budget, as  
16 I say. At this point that I wrote the letter to Van de Kamp  
17 I did not know that we were going to be able to do all of  
18 Los Angeles County as fully as we had hoped to. In other  
19 words, our initial hope was to do these two pieces of the  
20 universe and the mailogram and the slate card in  
21 the entire universe and the sample ballot in about -- somewhere  
22 between a half and a third of the universe.

23 We thought we could. In other words, we had  
24 tried to project, you know, what our universe of clients  
25 for the slate program would be. It turns out we were reasonably

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1 accurate and we ended up being able to do the full program.

2 Q I ask you to look at Exhibit 3 which is --  
3 One moment. I am missing something here. Exhibit 3 and  
4 Exhibit 3A. Exhibit 3 being a May 5, 1982 letter from  
5 Dobbs & Nielsen, and Exhibit 3A, an April 15 letter to  
6 Doug Jeffe of Citizens for Water.

7 Look at 3A first. Again, down at Paragraph  
8 5 there is a statement that says, "Citizens for Water,  
9 Yes on 9, with you as their agent has agreed to contribute  
10 \$190,000 toward the CDR slate program."

11 You have explained what the contribution means --

12 A uh-huh.

13 Q -- previously, but in Exhibit 3, which is a  
14 letter from Dobbs & Nielsen, there appears to be concern  
15 on their part that some moneys that Citizens for Waters gives  
16 to the slate mailing may be used for the benefit of candidates  
17 or other organizations than Citizens for Water.

18 Can you explain why that was one of the concerns  
19 of Citizens for Water?

20 MR. LOWENSTEIN: I have some question with that  
21 characterization of that letter. As I understand the letter,  
22 they are simply asking for assurance, for fairly obvious  
23 reasons, that that will not happen. Unless you can point  
24 out a passage in the letter that indicates they have some  
25 reason to believe that it would happen -- I may be forgetting

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1 about it --

2 MS. LERNER: I do not believe I said that. I believe  
3 I said it shows a concern.

4 MR. LOWENSTEIN: That it not happen.

5 MS. LERNER: That it not happen.

6 MR. LOWENSTEIN: But it does not indicate any reason  
7 to believe it would happen.

8 MS. LERNER: I am not saying it did, but I am talking  
9 about the letter that was sent to Citizens for Water that  
10 talks about a contribution, then Citizens for Water  
11 contributing to the slate program, then the letter that comes  
12 back from the attorney of Citizens for Water wanting to clarify  
13 and make sure that no money Citizens for Water gives to the  
14 slate program will be used for other candidates.

15 Q Do you know why, other than the use of "contri-  
16 bution" on Exhibit 3A Citizens for Water might have thought  
17 some of their moneys might have been used for other candidates  
18 groups besides Citizens for Water?

19 MR. LOWENSTEIN: I will instruct Mr. D'Agostino  
20 not to answer the question, because it is based on a question  
21 that was not evidence and namely that they had reason to  
22 believe this would occur.

23 MS. LERNER: I have never said they had reason to  
24 believe. I said they have shown some concern.

25 MR. LOWENSTEIN: Your question suggested that they

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1 did have some reason to believe that, and you are asking  
2 Mr. D'Agostino to explain it.

3 MS. LERNER: Could you read my question back, please?

4 (Whereupon the question referred to was  
5 read by the reporter as follows:

6 "Q Do you know why, other than the use of  
7 'contribution' on Exhibit 3A Citizens for Water  
8 might have thought some of their moneys might have  
9 been used for other candidates groups besides  
10 Citizens for Water?"

11 MS. LERNER: Q Do you know what Dobbs & Nielsen  
12 are referring to in Exhibit 3 when they say this letter is  
13 to clarify the April 15 agreement between Citizens for Water and  
14 Californians for Democratic Representation?

15 A Well, Dobbs & Nielsen are very often counsel  
16 for propositions in California, and I have seen in the past  
17 essentially the same letter. It's not uncommon for propositions  
18 to participate in slates, and in the letters that I have  
19 seen in the past, Dobbs & Nielsen letters, they are essentially  
20 the same as this one.

21 Was Citizens for Water or any other organization  
22 that participated in CDR's slate mailing ever told that  
23 portions of their fees to CDR would be used for purposes  
24 other than featuring them?

25 A Quite to the contrary.

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1 Q Were moneys received from candidates or committees  
2 for purpose of featuring in CDR ever used to feature other  
3 organizations or go toward the featuring of other organizations  
4 or candidates?

5 A No.

6 Q Who is Don Perata, P-e-r-a-t-a?

7 A Don Perata is a person I have known for several  
8 years who has been sort of a political ally and did some  
9 work for us last year.

10 Q When you say "us," who are you referring to?

11 A BAD Campaigns, I believe, or maybe CDR. I'm  
12 not even sure. I think CDR.

13 Q Do you recall what it was he was doing?

14 A He had people, particularly in the general  
15 election when we had expanded the slate out of Los Angeles  
16 County -- He's from Oakland, I believe, or somewhere in  
17 Alameda County and has been very active politically in  
18 Alameda County. And in the past he has worked for several  
19 Assemblymen, maybe State Senator, and had a number of  
20 political contacts, particularly in Northern California,  
21 in Alameda County and in the North. And he was contacted  
22 or in some cases contacted participants in the slate program  
23 in Northern California, and in some cases, I think, in  
24 Southern California, also.

25 Q I ask you to look at what has been marked

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1 Exhibit 4. It is two pages, a letter to Mr. Ziskrout,  
2 Z-i-s-k-r-o-u-t.

3 A Uh-huh.

4 Q On the second page of the exhibit, there is  
5 reference -- it is the end of the first page, beginning  
6 of the second -- reference, "You will also be carried by  
7 the Willard Murray slate, a 400,000-piece mailer to  
8 predominantly black precincts in the county."

9 Who is paying for the Murray slate to include  
10 Mr. Ziskrout?

11 A CDR paid some moneys to the Murray slate.  
12 I don't recall the exact amount. So this Ziskrout, in  
13 essence, paid CDR for participation in both the CDR  
14 slate and the Murray slate.

15 Q In Paragraph 5 of the same exhibit it says  
16 "Should you finish first in the primary, you agree to pay  
17 an additional \$5,000 on or before September 15, 1982."

18 Why was Mr. Ziskrout going to pay \$5,000 extra  
19 if he finished first in the primary?

20 A Well, I guess partly this is maybe a fairly  
21 foolish business decision on our part, but both Mr. Berman  
22 and I are gamblers. Mr. Ziskrout -- We had asked him  
23 originally for a fee of -- I forget the figure. He didn't  
24 have the money, and so basically, this was sort of a  
25 contingency payment. We were sure he was going to win the

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1 primary.

2 Q The fee that you asked him for --

3 A I think it was twelve five.

4 Q Whatever the fee was, was that to include the  
5 things that are mentioned on the first page of the exhibit?

6 A Yeah.

7 Q Then if Mr. Ziskrout won, he would be paying  
8 additional moneys, and if he lost, he would not be paying  
9 additional moneys, or did not come in first, he would not  
10 be paying additional moneys; is that right?

11 A Yeah.

12 Q I ask you to look at what has been marked  
13 Exhibit 5, an October 14, 1982 letter from Fred Hiestand,  
14 H-i-e-s-t-a-n-d.

15 A Hiestand.

16 Q "Enclosed is a cashier's check for CDR for \$7,500  
17 to assist in the slate mailings on behalf of all Supreme  
18 Court Justices."

19 Then the final paragraph in the letter is,  
20 "We shall be in contact with you next week respecting  
21 additional contributions to this worthy effort."

22 What was the \$7,500 Mr. Hiestand sent you  
23 for?

24 A It was part of a commitment that had been  
25 made by two committees. I don't recall the names. There

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1 were two committees that were formed to assist the Supreme  
2 Court Justices, and I don't recall the commitment that the  
3 two committees made. I believe it was in the magnitude  
4 of about \$75,000, I think, and this was part of the payment  
5 toward that commitment.

6 Q Were these specific candidates the commitment  
7 was going towards?

8 A They were for Supreme Court Justices up for  
9 reelection.

10 Q Moneys sent in by Mr. Hiestand went only to  
11 the featuring of those particular candidates?

12 A Justices, yes. And as I said, there was another.  
13 There were two committees that were sort of at war with one  
14 another.

15 Q Are you familiar with Glen<sup>N</sup>Anderson's featured  
16 participation in the slate mailing?

17 A I don't recall -- I believe that Anderson --  
18 I can't remember if it was in a primary or the general --  
19 got a small amount of featuring at the request of one of  
20 the local candidates that really wanted -- He wanted  
21 Anderson to help him rather than vice versa.

22 Q What do you mean by "help him"?

23 A Well, Anderson, and my recollection on this  
24 is a little vague, but I believe that an Assembly candidate  
25 had picked up some new territory that was in Anderson's

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1 Congressional district, and the candidate wanted us to feature  
2 a picture of him and the incumbent Congressman. We were  
3 really featuring the Assembly candidate, not Anderson.

4 Q Did anybody in CDR or BAD Campaigns ever contact  
5 Anderson to find out whether or not he wanted to be featured?

6 A I don't recall. I never talked to the Anderson  
7 campaign.

8 Q Who paid for his inclusion in the slate mailing?

9 A For Anderson's inclusion? Well, Anderson, as  
10 were most incumbents, were included in the slate.

11 Q Excuse me. I meant the featuring of Anderson.

12 A Well, it's really a semantic problem in that  
13 we were not featuring Anderson any more than if you were  
14 running for Assembly in new territory and did a mailing  
15 from my incumbent Congressman. Would that be a mailing  
16 for the Congressman or mailing for me? Whereas, the Assembly  
17 candidate requested that as his featuring we have a picture  
18 of the incumbent Congressman with him.

19 Q Were there other instances where people requested  
20 that you include someone else in their featuring?

21 A Not really. This particular Assembly candidate's  
22 sort of a pain in the neck, and he constantly wanted --  
23 I mean, he wanted to rewrite everything we did, and we have  
24 known him for a number of years. And he is just sort of  
25 a pain in the neck, quite frankly.

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1 MS. LERNER: I think that is probably it, but if  
2 you will give us five minutes to talk to each other, I  
3 would appreciate it.

4 (Brief recess.)

5 MS. LERNER: Q Is CDR registered as a political  
6 committee under the California Fair Political Practice  
7 Committee, Acts --

8 A Commission.

9 Q -- Commission?

10 A Yes.

11 Q How long has it been so registered?

12 A I would guess it was registered in maybe  
13 February of '82. I'm not sure of the exact date. I can  
14 look it up. March. I don't really remember exactly.

15 Q I think it is April, but --

16 A I don't know.

17 Q Has it ever been informed by the Fair Political  
18 Practices Commission that it is a political committee under  
19 the California Code?

20 A No. Well, originally when we inquired of the  
21 FPPC, we got a very vague answer. They were not sure whether  
22 we had to file as a committee or not. In fact, I would  
23 say that on ~~ballots~~ <sup>BALANCE</sup> the answer we got from them indicated  
24 we did not have to file, because we were primarily a vendor  
25 and not really a political action committee.

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1           We had a number of discussions as to what we  
2 should do. Since both Michael and I are, and have been for  
3 a number of years, active in Democratic politics, and we  
4 have friends, or in Michael's case a brother, who is an  
5 elected official, we were concerned that did we not file,  
6 even though we felt that it would have been perfectly legal  
7 not to file, that there might be political attack based on  
8 not filing, trying to evade the reporting laws, and so even  
9 though we didn't really feel we had a legal responsibility  
10 to file, we decided just to disclose, I think just, you know,  
11 more to have as much disclosure as possible rather than try  
12 to hide anything we were doing.

13           Q     After the Fair Political Practices Commission's  
14 investigation into slate mailing organizations and into  
15 your organization was complete, did you receive any statement  
16 from them as to your position under the Act?

17           A     Relative to filing?

18           Q     Yes.

19           A     I'm not -- Dan would probably be the one  
20 that could answer that best. I'm really not sure. My  
21 understanding is that the position now is that as a vendor  
22 there is apparently a Government Code Section in California --  
23 Is that for me?

24                     -- that there's a Government Code Section --

25           Q     It may have been. Let us go off the record.

1 (Discussion off the record.)

2 THE WITNESS: It's my understanding that there's a  
3 Government Code Section that applies -- and I'm giving you  
4 a very ~~long~~<sup>non-</sup> legal understanding of this -- to vendors and  
5 campaign firms, et cetera, where apparently the reason  
6 for the section was to prevent a candidate from, let's say,  
7 hiring a campaign consulting firm and paying that firm a  
8 quarter of a million dollars and in his report just say  
9 "Quarter of a million dollars for a campaign," and then  
10 have the campaign go out and spend that quarter of a million  
11 dollars so that it would mask how a candidate was spending  
12 his money.

13 So that section apparently says that if a  
14 candidate is spending money through a firm that he then has  
15 to break down how that firm is spending the money. So based  
16 on that section, as a vendor, it is my understanding we are  
17 better off filing under California law so that it then  
18 obviates the need for the candidate or the client who is paying  
19 for that service to list how all the moneys are being spent.

20 In other words, we list how all of the moneys  
21 are being spent, Below, Tobe, whatever, the computer mailing  
22 house, postage. We then spell out how the money is being  
23 spent. It obviates the need for the candidate who gives  
24 \$15,000 to be on a slate having to delineate how his \$15,000  
25 is spent. And I don't know. It's Government Code Section

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1 something or other.

2 MS. LERNER: Q Have you ever been informed by  
3 the Fair Political Practices Commission, one way or the  
4 other, since the first contact you had with them, as to  
5 whether you are a political committee under their Act?

6 A I don't know.

7 MS. LERNER: I just have some comments. Then I  
8 will give your attorney an opportunity to cross-examine.

9 First, I would like to request at this time  
10 copies of the 1983 reports that were filed with the Fair  
11 Political Practices Commission. I do not believe we have  
12 the latest report.

13 MR. BERMAN: I can do it.

14 MR. LOWENSTEIN: Should we be off the record for  
15 this?

16 MS. LERNER: No. I want to ask for them on the  
17 record. You do not have to give them to me right now.

18 THE WITNESS: I think we have them. I think you  
19 have them.

20 MR. LOWENSTEIN: Why do you not list all the things  
21 you want, then we can go off the record and see what we  
22 can give you.

23 MS. LERNER: That is the only thing that I was going  
24 to request.

25 THE WITNESS: They are in the back of your folder,

r3

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1 I think.

2 MS. LERNER: Why do you not wait until we are done,  
3 and I will deal with it then.

4 I also want to state for the record that investi-  
5 gations pursuant to the Federal Election Campaign Act are  
6 confidential investigations. We have a statutory provision  
7 which requires all participants to maintain that confidentiality  
8 and your attorney can speak to you further about that.  
9 I did want to mention it for the record.

10 In addition, it is my understanding that there  
11 is no waiver of signature in either Mr. Berman's or Mr.  
12 D'Agostino's deposition. Am I correct with that?

13 MR. LOWENSTEIN: They want the opportunity to make  
14 corrections, so I guess at that point they can sign them  
15 as well.

16 THE WITNESS: What does that mean?

17 MR. LOWENSTEIN: It means you have the right to read  
18 the transcript, and if there is anything that is wrong,  
19 either because of being incorrectly transcribed or because  
20 you misspoke or you think you can correct something, you  
21 have a chance to interpose corrections. Then you sign  
22 the deposition.

23 THE WITNESS: Do you have the one prior to this?  
24 This is from January 1 to the -- That's the last one we  
25 have filed.

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1 MS. LERNER: He just handed me the filing that I  
2 requested.

3 MS. TARRANT: We have the report that covers up to  
4 the end of '82.

5 THE WITNESS: December 31. That's the last one we  
6 filed. We haven't filed one since then.

7 MS. LERNER: Q Are you still filing as a political  
8 committee with the Fair Practices Commission?

9 MR. LOWENSTEIN: Pardon?

10 MS. LERNER: I just asked if they were still filing  
11 as a political committee this report, if their status is  
12 a political committee.

13 MR. LOWENSTEIN: If they filed that report, apparently,  
14 they didn't consult me. I guess the report will have  
15 to speak for itself. I will come plead whether it is guilty  
16 or innocent. I do not know, but I am the attorney who  
17 advised them. I believe their status was governed by 884303  
18 of the Government Code, and I sincerely believe a Federal  
19 analog to that statute would be the best way of your resolving  
20 this case and similar cases.

21 MS. LERNER: At this time I would hand you this fee  
22 check that was made out to CDR.

23 THE WITNESS: What is this?

24 MS. LERNER: CDR was subpoenaed, and pursuant to  
25 the subpoena, the Government is required to pay the witness

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1 fee in addition to travel expenses. That is what that check  
2 is for.

3 THE WITNESS: I will not ask if we can split it,  
4 since he is going to get it.

5 MS. LERNER: It goes to CDR, and CDR may do whatever  
6 it wishes with it.

7 If Mr. Lowenstein has any questions he would  
8 like to ask or statements, go ahead.

9 MR. LOWENSTEIN: I would like to ask just a short  
10 series of questions of Mr. Berman, if I may, which you  
11 indicated this morning would be acceptable.

12 (Whereupon at the conclusion of the  
13 continued deposition of Michael Berman, it  
14 was stipulated that the original and one copy  
15 of the deposition will be sent to the respondent  
16 for review and signature, a copy sent to the  
17 Federal Election Commission, and upon reviewing  
18 and signing of the original, same will be forwarded  
19 to the Federal Election Commission.)

20 (Whereupon the documents referred to  
21 were marked by the notary public as Exhibits  
22 1, 2, 3, 3A, 4 and 5, respectively, for  
23 identification and are hereto annexed.)

24 I declare under penalty of perjury  
25 that the foregoing is true and correct.

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Executed at LA, California,  
this 17 day of September, 1983.

Carl J. Dwyer  
(Signature of Witness)

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1 STATE OF CALIFORNIA )  
 2 ) ss.  
 3 COUNTY OF LOS ANGELES )

4 I, SONYA MATTESON, C.S.R., a  
 5 Notary Public of the State of California, certify:

6 That the foregoing deposition of CARL D'AGOSTINO  
 7                      was taken before me pursuant to SUBPOENA  
 8                     , at the time and place therein set forth, at which  
 9 time the witness was put on oath by me;

10 That the testimony of the witness and all objections  
 11 made at the time of the examination were recorded stenographi-  
 12 cally by me, and were thereafter transcribed;

13 That the foregoing deposition is a true record of the  
 14 testimony of the witness and of all objections made at the time  
 15 of the examination.

16 I further certify that I am neither counsel for nor  
 17 related to any party to said action, nor in anywise interested  
 18 in the outcome thereof.

19 IN WITNESS WHEREOF, I have subscribed my name and  
 20 affixed my seal this 6 day of SEPTEMBER, 19 83.

21 *Sonya Matteson*  
 22  
 23 Notary Public of the State of California.

24 SONYA MATTESON, CSR #5768  
 25

OFFICIAL SEAL  
 NOTARY PUBLIC - CALIFORNIA  
 LOS ANGELES COUNTY  
 My comm. expires

OFFICIAL SEAL  
 SONYA MATTESON  
 NOTARY PUBLIC - CALIFORNIA  
 LOS ANGELES COUNTY  
 My comm. expires 8-2-84

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IN RE MUR 1461

CERTIFIED  
COPY  
EXHIBITS

DEPOSITION OF CARL D'AGOSTINO

Taken on behalf of Federal Election  
Commission, at 1800 Avenue of the  
Stars, 9th Floor, Los Angeles,  
California, on Thursday, August 18,  
1983, commencing at 3:10 p.m., before  
Sonya Matteson, CSR #5758, a Notary  
Public in and for the State of  
California, pursuant to Subpoena.

RACKLIN, BERNSTEIN, MINJARES & ASSOCIATES  
CERTIFIED SHORTHAND REPORTERS  
SUITE 206  
1250 WILSHIRE BOULEVARD  
LOS ANGELES, CALIFORNIA 90017

92040920700



EXHIBIT

P.S. DICK STINE IS OUR DEMOCRAT FOR ASSEMBLY. ALSO, DEMOCRATS MUST VOTE NO ON 5, 6 & 8, YES ON 9 TO SAVE WATER, AND YES ON 10 & 12.

HARLAND BRAUN, CHAIRMAN  
CALIFORNIANS FOR DEMOCRATIC REPRESENTATION

U.S. SENATOR ALAN CRANSTON SAYS, "CONWAY COLLIS IS THE DEMOCRATIC CHOICE FOR BOARD OF EQUALIZATION. HE WILL MAKE SURE THE SPECIAL INTERESTS PAY THEIR FAIR SHARE OF TAXES." MAYOR TOM BRADLEY SAYS, "D.A. JOHN VAN DE KAMP IS A TOUGH, NC-NONSENSE DEMOCRAT WHO WILL BE A GREAT ATTORNEY GENERAL." WE NEED THE HELP OF ALL DEMOCRATS. REAGAN'S ECONOMIC POLICIES ARE A DISASTER. ON TUESDAY VOTE TO ELECT DEMOCRATS TO FIGHT FOR THE PEOPLE AND AGAINST THE BIG CORPORATIONS.

JFDSLGTADLGNLSMVA XM;QADPIJRFAXZVNGAHHG  
\*\*\*\*\* YOUR POLLING PLACE IS \*\*\*\*\*

MRS LOIS O WILKERSON  
1332 E 78TH ST  
LOS ANGELES, CA 90001

273 106 119 139 151 156ARRIER ROUTE GOES HERE

Exhibit 1 for ID  
8-18-83 gm

# Mailogram



## Democratic Primary Slate



Take This With You To The Polls

Governor

**TOM BRADLEY**

STATE SENATE  
**ALEX GARCIA**

Assessor

**ALEXANDER H. POPE**

Deputy Governor

**LEO T. MCCARTHY**

STATE ASSEMBLY  
**RICHARD POLANCO**

SHERIFF

**BOB FELICIANO**

Secretary of State

**MARCH FONG EU**

Judge of the Superior Court

#1 David A. Workman

#2 David A. Ziskrout

#8 Lawrence J. Rittenband

#48 Kenneth Cheng

#49 William J. McVittie

#80 Robert L. LaFont

#102 Ernest M. Hiroshige

State Measures

- |        |         |
|--------|---------|
| 1. FOR | 7. NO   |
| 2. YES | 8. NO   |
| 3. YES | 9. YES  |
| 4. YES | 10. YES |
| 5. NO  | 11. YES |
| 6. NO  | 12. YES |

Controller

**KENNETH CORY**

Treasurer

**JESSE M. UNRUH**

Attorney General

**JOHN VAN de KAMP**

MUNICIPAL JUDGES

**ROY CARSTAIRS**

**CLARENCE STROMWALL**

State Board of Equalization

**SAUL LANKSTER**

SUPT. OF SCHOOLS  
**WILSON RILES**

U.S. Senator

**EDMUND G. BROWN JR**

U.S. Representative

**EDWARD ROYBAL**

YES ON 9  
SAVE OUR WATER

An Unofficial Endorsement

April 15, 1982

Barbara Johnson  
Van de Kamp for Atty. General  
1010 Westwood Blvd., Suite 200  
Los Angeles, Calif. 90024

Dear Barbara:

This will confirm our agreement to include the John Van de Kamp for Attorney General on our slate mailing campaign. (See below)\*\*

1. Slate mailings will be done by Californians for Democratic Representation (CDR), Harland Braun, Treasurer, a committee filed with the FPPC. The address of the committee is 1435 S. La Cienega, Suite 101, Los Angeles, Ca. 90035.
2. Mailings will be conceived, designed, produced and mailed by Berman and D'Agostino Campaigns, (B.A.D. Campaigns, Inc.), consultants on behalf of CDR.
3. As a minimum, we commit that John will be carried on at least 2 million pieces of slate mail to registered Democratic households in Los Angeles County, with multiple mail coverage in the East and West sides and the San Fernando Valley.
4. Furthermore, we will work with you to insure that the "Willard Murray Slate" for blacks in Southcentral Los Angeles is properly and fully implemented.
5. John Van de Kamp for Attorney General, with you as their agent has agreed to contribute \$50,000 toward the CDR slate program.
6. We are proposing, subject to your approval, the

*CDR*  
\*\* John's name will be carried on all slates produced by BAD Campaigns, Inc. Conversely, his opponent Omer Rains' name will not be on any slates produced by BAD Campaigns, Inc. The only exception to this may be made in the Senate district where Gary Hart is running. In that district either both John's and Rains' names will be on all slates, or neither name will be on all slates. This election will be made solely by the Van de Kamp campaign.

following cash-flow schedule for your contribution:

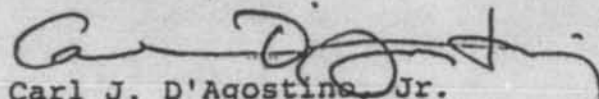
CJA. Ray	April 16 23	\$20,000
CJA. Ray	May 8 14	15,000
CJA. Ray	May 24 31	15,000

We believe that because of your early and significant commitment to our slate program, we will be able to substantially increase both the area coverage and the number of pieces mailed at no additional cost to you.

We hope, ultimately to do two mailings to every Democratic household in Los Angeles County, plus a third mailing to approximately 650,000 households in East and West Los Angeles and the San Fernando Valley. Furthermore, there is a possibility of expanding our slate campaigns into several other major counties in California.

It is our intention to work closely with you and to keep you fully informed on all aspects of this project as it progresses toward a successful climax on June 8th.

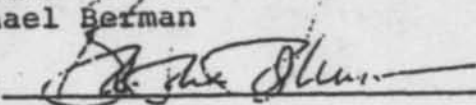
Sincerely,



Carl J. D'Agostino, Jr.  
For Californians for  
Democratic Representation

CJD:ed

cc: Harland Braun  
Michael Berman

Approved: 

Date

April 20, 1982

Barbara Johnson  
For John Van de Kamp for Attorney General

92040920703



Exhibit 3  
3 pages

DOBBS & NIELSEN

*Attorneys and Counselors at Law*

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATION

SUITE 309, 612 SOUTH FLOWER STREET

LOS ANGELES, CALIFORNIA 90017

213: 628-5017

SUITE 2506, THE ALCAZAR BUILDING  
ONE MARITIME PLAZA  
SAN FRANCISCO, CALIFORNIA 94111  
(415) 362-1940

SUITE 550, 1275 EIGHTH STREET  
SACRAMENTO, CALIFORNIA 95814  
(916) 446-6752

NEWPORT BEACH OFFICE  
SUITE 4000, 4000 MACARTHUR BOULEVARD  
NEWPORT BEACH, CALIFORNIA 92660  
(714) 752-9310

May 5, 1982

Mr. Carl J. D'Agostino, Jr.  
Berman & D'Agostino Campaigns  
1435 South La Cienega Blvd., #101  
Los Angeles, CA 90035

Re: Agreement with Citizens for Water

Dear Mr. D'Agostino:

This letter is to clarify the April 15, 1982 agreement between Citizens for Water and Californians for Democratic Representation. Enclosed with this letter is a check in the sum of \$25,000 made payable to Californians for Democratic Representation, as the second installment of the above-referenced agreement. It is Citizens for Water's understanding that all monies it pays to Californians for Democratic Representation will be used to urge passage of Proposition 9 and that no funds will constitute a contribution or expenditure to any candidate or will be used in connection with any election for congressional candidates.

As you know, Citizens for Water is a California nonprofit mutual benefit corporation and political committee. It is tax-exempt under section 501(c)(4) of the Internal Revenue Code and section 23701f of the California Revenue and Taxation Code. Naturally, Citizens for Water does not wish to jeopardize its tax-exempt status nor does it or its contributors wish to be in violation of state and/or federal campaign statutes.

Section 441b of title 2 of the United States Code provides that it is unlawful for any corporation to make a contribution or expenditure in connection with any election at which a Senator or Representative in Congress is to be voted for, or in connection with any primary election to select candidates

Exhibit 3 for ID  
8-11-83 SN

92040920704

for those offices. Also, it is unlawful for any candidate, political committee, or other person knowingly to accept or receive any prohibited contributions or for any officer or any director of any corporation or any national bank or any officer of any labor organization to consent to any contribution or expenditure by the corporation, national bank, or labor organization in connection with congressional elections. Contribution or expenditure is defined to include any "direct or indirect payment, distribution, loan, advance, deposit, or gift of money, or any services, or anything of value (except a loan of money by a national or a state bank made in accordance with the applicable banking laws and regulations and in the ordinary course of business) to any candidate, campaign committee, or political party or organization, in connection with any election to any of the offices referred to in this section, . . ." 2 U.S.C. §441b(2).

Citizens for Water is a corporation and receives the majority of its support from other corporations. Therefore, none of the funds expended by Citizens for Water may be used as contributions or expenditures to candidates for Congress. Citizens for Water respectfully requests that you confirm that the funds paid by Citizens for Water to Californians for Democratic Representation will not be contributions or expenditures in connection with any election involving a congressional candidate.

Additionally, since Citizens for Water obtained its tax-exempt status upon the basis that it was organized to promote the social welfare by encouraging ratification of legislation providing for the construction of the peripheral canal, the corporation cannot contribute to candidates. (Treas.Reg. §1.501(c)(4)-1(a)(2)(ii)).

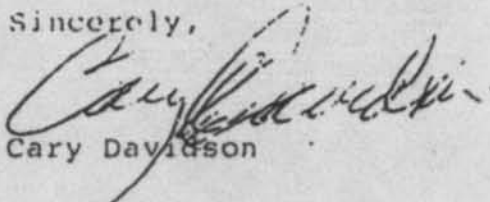
Citizens for Water is concerned that it will be alleged that a portion of the funds paid to Californians for Democratic Representation will be a contribution or expenditure on behalf of a candidate or candidates. Thus, we would appreciate it if you will confirm that none of the money paid or to be paid by Citizens for Water will constitute a contribution or expenditure to any candidate. Please sign the enclosed copy of this letter to verify that the funds will not be used in connection with any congressional election and that they will not be used to support any candidate. Please return it to us in the enclosed self-addressed envelope.

92040920705

Mr. C. J. D'Aquino, Jr.  
May 6, 1982  
Page 1

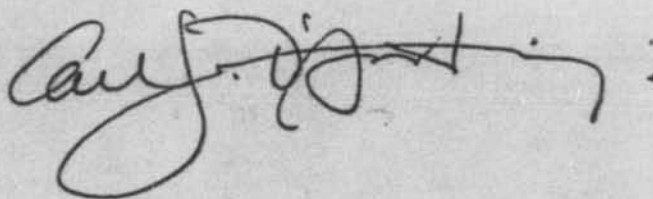
If you should have any questions, please feel free to give us a call.

Sincerely,

  
Cary Davidson

CD:rb

cc: Doug Jeffe  
James P. Greene, Esq.



92040920706



JUL 29 AM 11:45

April 15, 1982

Doug Jeffe  
Citizens for Water  
Yes on 9  
3055 Wilshire Blvd., Suite 540  
Los Angeles, Calif. 90010

Dear Doug:

This will confirm our agreement to include the "Yes on 9" position for the Peripheral Canal Referendum Statute on our slate mailing campaign.

1. Slate mailings will be done by Californians for Democratic Representation (CDR), Harland Braun, Treasurer, a committee filed with the FPPC. The address of the committee is 1435 S. La Cienega, Suite 101, Los Angeles, Ca. 90035.
2. Mailings will be conceived, designed, produced and mailed by Berman and D'Agostino Campaigns, (B.A.D. Campaigns, Inc.), consultants on behalf of CDR.
3. As a minimum, we commit that "Yes on 9" will be carried on at least 2 million pieces of slate mail to registered Democratic households in Los Angeles County, with multiple mail coverage in the East and West sides and the San Fernando Valley.
4. Furthermore, we will work with you to insure that the "Willard Murray Slate" for blacks in Southcentral Los Angeles is properly and fully implemented.
5. Citizens for Water, Yes on 9, with you as their agent has agreed to contribute \$190,000 toward the CDR slate program.
6. We are proposing, subject to your approval, the

Exhibit 3A for  
FD  
8-18-83  
Jm

92040920707

following cash-flow schedule for your contribution:

April 16	\$50,000
May 1	25,000
May 15	25,000
May 24	25,000
June 1	65,000

We believe that because of your early and significant commitment to our slate program, we will be able to substantially increase both the area coverage and the number of pieces mailed at no additional cost to you.

We hope, ultimately to do two mailings to every Democratic household in Los Angeles County, plus a third mailing to approximately 650,000 households in East and West Los Angeles and the San Fernando Valley. Furthermore, there is a possibility of expanding our slate campaigns into several other major counties in California.

It is our intention to work closely with you and to keep you fully informed on all aspects of this project as it progresses toward a successful climax on June 8th.

Sincerely,

Carl J. D'Agostino, Jr.  
For Californians for  
Democratic Representation

CJD:ed

cc: Harland Braun  
Michael Berman

Approved: \_\_\_\_\_ Date \_\_\_\_\_

Doug Jeffe  
For Citizens for Water, Yes on 9

92040920708

May 21, 1982

David A. Ziskrout  
1150 N. San Fernando Road  
Los Angeles, CA 90065

Dear Mr. Ziskrout:

This will confirm our agreement to include your candidacy on our slate mailing program.

1. Slate mailings will be done by Californians for Democratic Representation (CDR), Harland Braun, Treasurer, a committee filed with the FPPC (#821-685).
2. Mailings will be conceived, designed, produced and mailed by Berman & D'Agostino Campaigns, consultants on behalf of CDR. BAD will produce no other slate mailer endorsing any other candidate in this race.
3. Our mailings will be as follows:
  - (a) A slate card picture featuring the most favorable Democrat for each area on the front panel, with our slate recommendations on the reverse side. (Approximately 1.1 million Democratic households.)
  - (b) A personalized voter-gram, with the text signed by the best Democrat for each area. Inserted with the gram will be a slate card, with the name and polling place of the voter(s). (Approximately 1.1 million Democratic households.)
  - (c) An additional third piece that will be sent to all Democratic households in East and West Los Angeles. (Approximately 500,000 - 600,000 pieces.) This mailing will be a sample ballot with your name and office highlighted in red with a black ballot mark next to it, just as the ballot appears. Side two will be a picture which will include your portrait and office. (Please send us a photo and biography ASAP.)
  - (d) You will also be carried by the Willard




Mr. Ziskrout  
May 21, 1982  
Page Two

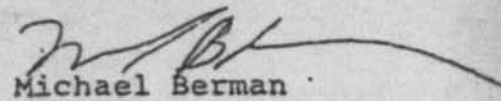
Murray slate, a 400,000 piece mailer to  
predominately black precincts in the county.

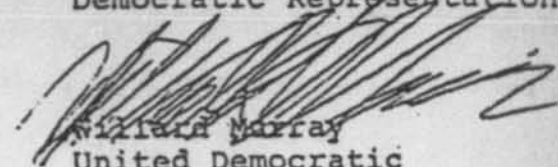
4. Per our conversations, please remit \$4000  
upon receipt of this confirmation. The  
balance - \$3,500 - is due and payable on  
or before May 25. Please make this a cashier's  
check to avoid any clearance problems with the  
post office.
5. Should you finish first in the primary, you agree  
to pay an additional \$5000 on or before September 15,  
1982.\*

Thank you for your participation. We think you will find it  
a rewarding enterprise.

Sincerely,

  
Carl D'Agostino  
For Californians for  
Democratic Representation

  
Michael Berman  
For Californians for  
Democratic Representation

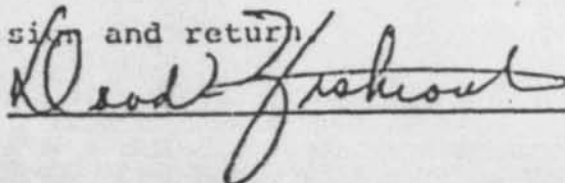
  
William Murray  
United Democratic  
Campaign Committee

CJD:jg

cc: Harland Braun

\* Please sign and return

Approved



Date

5-26-82

With my sincere thanks!  
Dzn.

92040920710

Committee for Order  
and Justice

1000 10th St., Suite 100  
Los Angeles, CA 90015

October 14, 1982

Membership  
William E. Murphy  
Former California State  
Assemblyman, 1961-63  
Michael Friedrich, M.D.  
Past President, L.A. County  
Medical Society  
Helen T. Telford  
District Attorney, Santa Monica  
Robert G. Galt  
Former Deputy Secretary of  
California Health & Welfare  
Agency  
Martin Glick  
Howard, From, Hays  
Henningsen, Canady & Pullan  
Taylor Mackford  
Film Director  
Howard Hassard  
Hassard, Donnington, Rogers  
& Huber  
J. Bruce Henderson  
Henderson & Henderson  
Fred J. Hiestand  
Ellis J. Horvitz  
Hornet & Greene  
Bertram D. James  
Retired Justice, Third District  
Court of Appeal  
Michael Kantor  
Cantor, Phelps, Rothenburg  
& Tunney  
Angela Khachadour  
Miller & Ozer  
John T. Knapp  
Former California State  
Assemblyman, 1961-63  
Gene Livingston  
Director, Office of  
Administrative Law  
James Ludlam  
Molick, Preter & Garrett  
Miguel Angel Mendez  
Professor, Stanford School  
of Law  
Jay Dee Michael  
John Moulds  
Lorenzo Patrio  
Judge, Sacramento Municipal  
Court  
Burt Pines  
Former Los Angeles City  
Attorney  
Baxter Rice  
Director, Dept. of Alcoholic  
Beverage Control Board  
Stanley M. Roden  
District Attorney,  
Santa Barbara County  
Frank Roesch  
J. Stanley Sanders  
Sanders & Booker  
Gordon D. Schaber  
Dean, McGeorge School of  
Law, University of the Pacific  
Joseph A. Thomas  
Pacific Mutual Life Insurance  
Company  
David E. Wilett  
Hassard, Donnington, Rogers  
& Huber  
Jerry J. Winters  
Organizational Consultant  
Los Angeles, California  
1000 10th St., Suite 100  
Los Angeles, CA 90015

Carl D'Agostino and  
Michael Berman  
Berman and D'Agostino Campaigns  
1435 S. LaCienega Blvd., #101  
Los Angeles, Ca. 90035

Dear Carl and Michael:

Enclosed is a cashier's check made payable to  
Californians for Democratic Representation in the  
amount of \$7,500.00 to assist in the slate mailings  
on behalf of all Supreme Court Justices on the  
November 2nd ballot.

Our Committee appreciates your sensitivity to  
the discrepancies in the latest field poll between  
Justice Reynoso and the other Justices, and are  
grateful that you have promised to take that into  
consideration in the planning and execution of your  
mailings.

We shall be in contact with you next week  
respecting additional contributions to this worthy  
effort.

Very truly yours,

*Fred*

Fred J. Hiestand

FJH:ea

Encl.

Exhibit 5 for FD  
8-18-83 SK



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 1461  
DATE FILMED 8/2/72 CAMERA NO. 4  
CAMERAMAN E.E.S.

92040920712