



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1579

Date Filmed 12/12/89 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Circulation materials; 12 day reports;

Comment sheets; checking account numbers

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

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

Signed

Maura E. Shirk

date

12/5/84

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
William Washington
Harvey Ball

MUR 1579

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 21, 1984, the Commission decided by a vote of 5-0 to take the following actions in MUR 1579:

1. Approve the conciliation agreement with Harvey Ball as submitted with the General Counsel's Report signed November 16, 1984.
2. Approve the conciliation agreement with William Washington as submitted with the General Counsel's Report signed November 16, 1984.
3. Approve the letters attached to the General Counsel's Report signed November 16, 1984.
4. Close the file.

Commissioners Aikens, Elliott, Harris, McGarry and Reiche voted affirmatively in this matter; Commissioner McDonald did not cast a vote.

Attest:

11-21-84

Date

Jody C. Ransen

for Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 27, 1984

Amy Robertson Goldson, Esquire
4015 - 28th Place, N.W.
Washington, DC 20008

Re: MUR 1579

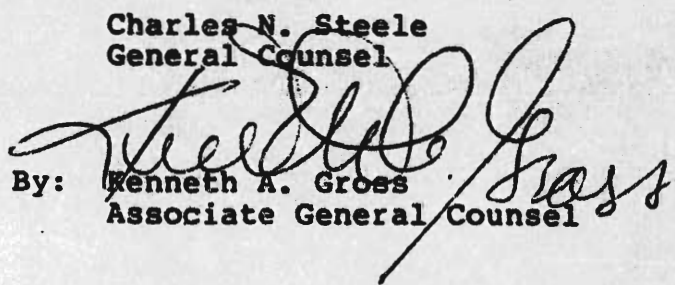
Dear Ms. Goldson:

On November 21, 1984, the Commission accepted the conciliation agreements signed by your clients, Harvey Ball and William Washington, in settlement of violations of 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. Please note, however, that 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.

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

Enclosures
Conciliation Agreements

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Harvey Ball

)
)
)

MUR 1579

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that Harvey Ball ("Respondent") violated 2 U.S.C. § 441a(a)(1)(A).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding.

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.

IV. The pertinent facts in this matter are as follows:

1. Friends of Ed Towns is the principal campaign committee of Edolphus ("Ed") Towns for the 1982 primary and general elections.

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2. On February 4, 1982, Respondent contributed \$1,000 to Friends of Ed Towns for the 1982 primary election.

3. On June 30, 1982, Respondent made a loan of \$10,000 to Edolphus Towns.

4. Friends of Ed Towns reported the receipt of a \$10,000 loan from the Respondent, through Edolphus Towns, on June 30, 1982, for the 1982 primary election.

5. By check dated July 30, 1982, Respondent was repaid \$10,000 by Edolphus Towns.

V. Respondent violated 2 U.S.C. § 441a(a)(1)(A) by contributing \$10,000 in excess of the contribution limitation with respect to the primary election campaign of Edolphus Towns. Respondent contends that said violation was not knowingly and willfully made.

VI. Respondent will pay a civil penalty of Five Hundred Dollars (\$500) to the United States Treasurer, pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondent agrees that he 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.

VIII. 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 agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil

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action for relief in the United States District Court for the District of Columbia.

IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

X. 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.

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

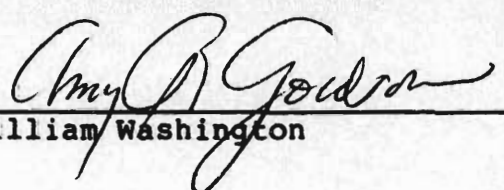
By:


Kenneth A. Gross
Associate General Counsel

Date

Nov. 26, 1984

FOR THE RESPONDENT:

By: 
William Washington

Date

10/30/84

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
William Washington) MUR 1579

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that William Washington ("Respondent") violated 2 U.S.C. § 441a (a) (1) (A).

NOW, THEREFORE, the Commission and Respondent, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a) (4) (A) (i) do hereby agree as follows:

I. The Commission has jurisdiction over the Respondent, and the subject matter of this proceeding.

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.

IV. The pertinent facts in this matter are as follows:

1. Friends of Ed Towns is the principal campaign committee of Edolphus ("Ed") Towns for the 1982 primary and general elections.

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2. On both February 17, 1982, and May 10, 1982, Respondent contributed \$500 to Friends of Ed Towns for the 1982 primary election.

3. On June 28, 1982, Respondent made a loan of \$10,000 to Edolphus Towns.

4. Friends of Ed Towns reported the receipt of a \$10,000 loan from the Respondent, through Edolphus Towns, on June 28, 1982, for the 1982 primary election.

5. By checks dated August 18, 1982, Respondent was repaid \$10,000 by Edolphus Towns.

V. Respondent violated 2 U.S.C. § 441a(a)(1)(A) by contributing \$10,000 in excess of the contribution limitation with respect to the primary election campaign of Edolphus Towns. Respondent contends that said violation was not knowingly and willfully made.

VI. Respondent will pay a civil penalty of Five Hundred Dollars (\$500) to the United States Treasurer, pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondent agrees that he 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.

VIII. 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 agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil

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action for relief in the United States District Court for the District of Columbia.

IX. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

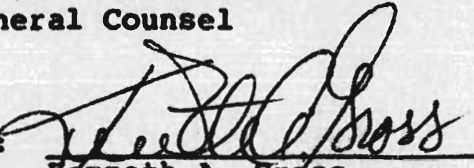
X. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

By:


Kenneth A. Gross
Associate General Counsel

Date

November 26, 1984

FOR THE RESPONDENT:

By: 
Harvey Ball

Date

10/30/84

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 27, 1984

Kenneth K. Fisher, Esquire
Fisher and Fisher
189 Montague Street
Brooklyn, NY 11201

Re: MUR 1579
Friends of Ed Towns;
Vivian Y. Bright, as treasurer

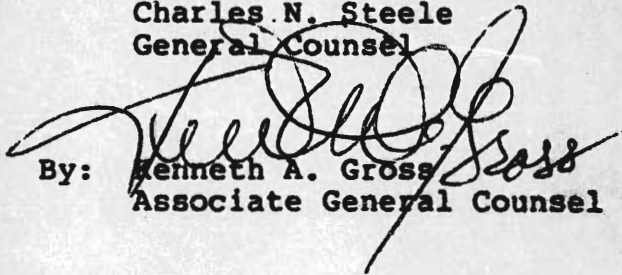
Dear Mr. Fisher:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within 30 days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within 10 days.

Should you have any questions, contact Maura White, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

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HARVEY P. BALL
HARRIET BALL

7-11-54 1954 101

1-30/210

Pay to the order of General Finance Committee \$ 500.00
Miss Harriet Ball Dollars



MANUFACTURERS HANOVER
TRUST COMPANY
1797 BROAD AVENUE
BROOKLYN, N. Y. 11218

Memo for the winter full MUR 1579

Harriet Ball

WILLIAM WASHINGTON

11-6 1984 231

1-7029/2260

Pay to the
order of

FEDERAL ELECTION COMMISSION \$500.00

FIVE HUNDRED ⁰⁰/₁₀₀

Dollars

DIME

THE DIME SAVINGS BANK OF NEW YORK
KING PLAZA SHOPPING CENTER
PLATBUSH AVE. AND AVENUE U
BROOKLYN, N.Y. 11234

Memo

RE MUN 579
RECEIVED IN FULL

William Washington

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Harvey Ball) MUR 1579
William Washington)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of September 5, 1984, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 1579:

1. Find probable cause to believe Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).
2. Find probable cause to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A).
3. Approve the conciliation agreement with Harvey Ball as recommended in the General Counsel's report signed August 10, 1984.
4. Approve the conciliation agreement with William Washington as recommended in the General Counsel's report signed August 10, 1984.
5. Approve the letter attached to the General Counsel's report signed August 10, 1984.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry, and Reiche voted affirmatively for the decision.

Attest:

9-7-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION OF THE FEC
COMMISSION SECRETARY

RECEIVED

In the Matter of)
Harvey Ball; William Washington)

84 AUG 13 P 2: 51
MOR 1579

EXECUTIVE SESSION

GENERAL COUNSEL'S REPORT

SEP 5 1984

I. Background

On October 14, 1983, the Commission determined that there was reason to believe Harvey Ball and William Washington each violated 2 U.S.C. § 441a(a)(1)(A) by contributing \$10,000 in excess of the contribution limitation to Friends of Ed Towns in connection with the 1982 primary election. Responses to the Commission's findings were submitted on behalf of Harvey Ball and William Washington on December 15, 1983. Also on December 15, 1983, counsel for William Washington requested to settle this matter prior to a finding of probable cause to believe. On March 2, 1984, a request to settle this matter prior to a finding of probable cause to believe was submitted on behalf of Harvey Ball.

Letter dated June 4, 1984. On June 20, 1984, a General

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Counsel's Brief with respect to each of the respondents was mailed to their counsel. Response briefs were submitted on behalf of the respondents on July 9, 1984.

II. Legal Analysis

The respondents' respective reply briefs incorporate by reference the arguments presented in response to the Commission's reason to believe finding. Hence, the legal analysis in this matter remains the same. See the General Counsel's Briefs to Harvey Ball and William Washington.

III. Discussion of Conciliation and Civil Penalties

IV. Recommendations

1. Find probable cause to believe Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).
2. Find probable cause to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A).

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3. Approve the attached proposed conciliation agreement with Harvey Ball.
4. Approved the attached proposed conciliation agreement with William Washington.
5. Approve the attached letter.

14 August 1974
Date


Charles N. Steele
General Counsel

Attachments

- 1 - Proposed agreement with Ball
- 2 - Proposed agreement with Washington
- 3 - Letter to Goldson

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64 AUG 8 AM: 80

Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608

HAROLD L. FISHER
ANDREW S. FISHER
KENNETH K. FISHER

GERALD GORINSKY
GAIL R. CLOTT
HOWARD R. BIRNBACH
STEPHEN R. GELLER*
RANDI SCHILLINGER
ELLEN M. LEVANTI

*ADMITTED IN N.Y. & N.J.

COUNSEL
MARSHALL G. KAPLAN
GEORGE SHEVITZ
IRWIN H. STRUM

EUROPEAN COUNSEL
ERIC BO. ESKOV
JENS ANKER SØRENSEN
S. KJÆRULFF SCHMIDT
(NOT ADMITTED IN UNITED STATES)

20 LILLE STRANDSTRAEDE
DK-1254 COPENHAGEN K
DENMARK

Augst 3, 1984

AUG 8 PM 12:23

GENERAL COUNSEL

Ms. Maura White
Federal Election Commission
Washington, D.C. 20463

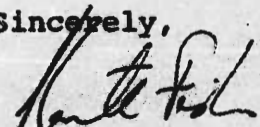
Re: MUR 1579/Friends of Ed Towns

Dear Maura:

Enclosed are amended reports pursuant to the concilia-
tion agreement in the above matter. The Treasurer was
uncertain as to the proper form for the amendments. If the
enclosed needs to be changed, please let me know.

In view of the fact that the matter is not yet public,
will these amended reports be filed now or after settlement
with the contributors?

Sincerely,


Kenneth K. Fisher

KKF:lc
enc.

P.S. Should we also be sending this to the Clerk of the
House and the State Board of Elections? And, if so,
now or after the other settlement.

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REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

RECEIVED AT THE FEC

(Summary Page)

04 AUG 88 11:58

1. Name of Committee (in Full) FRIENDS OF ED TOWNS Address (Number and Street) 26 Court Street City, State and ZIP Code Bklyn NY 11242	2. FEC Identification Number C00152066 3. Is this Report an Amendment? YES NO
--	--

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)

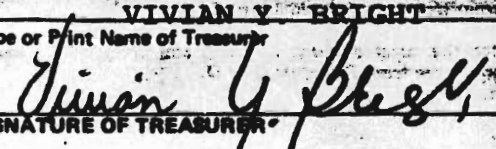
☐ Twelfth day report preceding election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

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 4/2/82 Through 7/1/82		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 37,007.00	\$ 67,095.96
(b) Total Contribution Refunds (from Line 20d)	\$ -0-	\$ 1,300.00
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 37,007.00	\$ 65,795.96
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 9,202.50	\$ 14,515.16
(b) Total Offsets to Operating Expenditures (from Line 14)	\$ -0-	\$ 1,300.00
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 9,202.50	\$ 13,215.16
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 72,983.02	
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)	\$ 20,000.00	

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 202-523-4088

VIVIAN Y BRIGHT
 Type or Print Name of Treasurer

 SIGNATURE OF TREASURER

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 3e are obsolete and should no longer be used.

FEC FORM 3 (3/80)

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

Name of Committee (in Full)

FRIENDS OF ED TOWNS

Report Covering the Period:

From: **4/1/82**

To: **7/1/82**

**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

(Memo Entry Unitemized \$ **18,067.45**)

(b) Political Party Committees

(c) Other Political Committees

(d) The Candidate

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

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES

13. LOANS:

(a) Made or Guaranteed by the Candidate

(b) All Other Loans

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

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

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

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

II. DISBURSEMENTS

17. OPERATING EXPENDITURES

18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES

19. LOAN REPAYMENTS:

(a) Of Loans Made or Guaranteed by the Candidate

(b) Of All Other Loans

(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

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

21. OTHER DISBURSEMENTS

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

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD

24. TOTAL RECEIPTS THIS PERIOD (From Line 16)

25. SUBTOTAL (Add Line 23 and Line 24)

26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)

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

36,582.00

65,520.96

425.00

1,575.00

37,007.00

67,095.96

0

0

20,000.00

20,000.00

20,000.00

20,000.00

-0-

1,300.00

402.22

402.22

57,409.22

88,798.18

9,202.50

14,515.16

-0-

1,300.00

-0-

1,300.00

9,202.50

15,815.16

\$ 24,776.30

\$ 57,409.22

\$ 82,185.52

\$ 9,202.50

\$ 72,983.02

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LOANS

Pursuant to Cancellation Agreement

Name of Committee (in full) FRIENDS OF ED TOWNS			
A. Full Name, Mailing Address and ZIP Code of Loan Source HARVEY BALL 251 SCOTCH DRIVE ATLANTIC BEACH, NEW YORK	Original Amount of Loan \$10,000.00	Cumulative Payment To Date -0-	Balance Outstanding at Close of This Period \$10,000.00
Election: ☒ Primary ☐ General ☐ Other (specify):			
Terms: Date Incurred <u>6/30/82</u> Date Due <u>7/26/82</u> Interest Rate <u>0</u> % (apr) ☐ 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 WILLIAM WASHINGTON 382 STONE AVENUE BKLYN, NEW YORK 11212			
Original Amount of Loan \$10,000.00		Cumulative Payment To Date -0-	
Balance Outstanding at Close of This Period \$10,000.00			
Election: ☒ Primary ☐ General ☐ Other (specify):			
Terms: Date Incurred <u>6/30/82</u> Date Due <u>7/30/82</u> Interest Rate <u>0</u> % (apr) ☐ 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)			
TOTALS This Period (last page in this line only)			\$20,000.00
Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.			

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REPORT OF RECEIPTS AND DISBURSEMENTS
For an Authorized Committee

(Summary Page)

1. Name of Committee (In Full) FRIENDS OF ED TOWNS	2. FEC Identification Number C00152066
Address (Number and Street) 26 Court Street Suite 1212	3. Is this Report an Amendment? ☒ YES ☐ NO
City, State and ZIP Code ☐ Check if address is different than previously reported. Bklyn, N.Y. 11242	

4. TYPE OF REPORT

☐ April 15 Quarterly Report	☒ Twelfth day report preceding <u>PRIMARY</u> (Type of Election)
☐ July 15 Quarterly Report	
☐ October 15 Quarterly Report	election on <u>Sept. 23rd</u> in the State of <u>New York</u>
☐ January 31 Year End Report	☐ Thirtieth day report following the General Election
☐ July 31 Mid Year Report (Non-election Year Only)	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>July 1st, 82 Through Sept 3, 1982</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$ 34,965.75	\$ 103,061.71
(b) Total Contribution Refunds (from Line 20d)	\$ -0-	\$ 1,300.00
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$ 34,965.75	\$ 100,761.71
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$ 66,979.34	\$ 81,494.50
(b) Total Offsets to Operating Expenditures (from Line 14)	\$ -0-	\$ 1,300.00
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$ 66,979.34	\$ 80,194.50
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$ 20,969.43	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	

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

For further information, contact:

Federal Election Commission
Toll Free 800-424-9630
Local 202-823-4088

VIVIAN Y. BRIGHT

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

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 3e are obsolete and should no longer be used.

FEC FORM 3 (3/80)

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

Name of Committee (in Full) FRIENDS OF ED TOWNS		Report Covering the Period:	
		From: 7/1/82	To: 9/3/82
		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	34,515.75	100,036.71	
(b) Political Party Committees			
(c) Other Political Committees	450.00	2,025.00	
(d) The Candidates			
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	34,965.75	102,061.71	
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES			
13. LOANS:			
(a) Made or Guaranteed by the Candidate	-0-		
(b) All Other Loans	-0-	20,000.00	
(c) TOTAL LOANS (add 13a and 13b)	-0-	20,000.00	
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	-0-	1,300.00	
15. OTHER RECEIPTS (Dividends, Interest, etc.)	818.39	1,220.61	
16. TOTAL RECEIPTS (Add 11a, 12, 13c, 14 and 15)	35,784.14	21,220.61	
II. DISBURSEMENTS			
17. OPERATING EXPENDITURES	66,979.34	81,494.50	
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES			
19. LOAN REPAYMENTS:			
(a) Of Loans Made or Guaranteed by the Candidate	0.	0	
(b) Of All Other Loans	20,000.00	20,000.00	
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)	20,000.00	20,000.00	
20. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	1,300.00	
(b) Political Party Committees	-0-	-0-	
(c) Other Political Committees	-0-	-0-	
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)	-0-	1,300.00	
21. OTHER DISBURSEMENTS	-0-	-0-	
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	86,979.34	102,794.50	
III. CASH SUMMARY			
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD	\$ 72,983.02		
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)	\$ 34,965.75		
25. SUBTOTAL (Add Line 23 and Line 24)	\$ 107,948.77		
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)	\$ 86,979.34		
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)	\$ 20,969.43		

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1 for
LINE NUMBER 158
(Use separate schedule(s) for each
category of the Detailed
Summary Page)

PURSUANT TO CONCILIATION AGREEMENT

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)

FRIENDS OF ED TOWNS

A. Full Name, Mailing Address and ZIP Code WILLIAM WASHINGTON 382 Stone Avenue Bklyn, New York 11212	Purpose of Disbursement Loan repayment Disbursement for: ☒ Primary ☐ General ☐ Other (specify):	Date (month, day, year) 8/30/82	Amount of Each Disbursement This Period \$10,000.00
B. Full Name, Mailing Address and ZIP Code HARVEY BALL 251 Scotch Drive Atlantic Beach, N.Y.	Purpose of Disbursement Loan repayment Disbursement for: ☒ Primary ☐ General ☐ Other (specify):	Date (month, day, year) 8/15/82	Amount of Each Disbursement This Period \$10,000.00
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)			
TOTAL This Period (last page this line number only)			\$20,000.00

84040490958

8 4 0 4 0 4 2

FIRST² CLASS MAIL

*Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201*

TO:

Ms. Maura White
Federal Election Commission
Washington, D.C. 20463

REGISTERED MAIL,
RETURN RECEIPT REQUESTED

HAROLD L. FISHER
ANDREW S. FISHER
KENNETH K. FISHER

GERALD GORINSKY
GAIL R. CLOTT
HOWARD R. BIRNBACH
STEPHEN R. GELLER*
RANDI SCHILLINGER
ELLEN M. LEVANTI

*ADMITTED IN N.Y. & N.J.

Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608

RECEIVED AT THE FEC
GCC #4258
84 AUG 3 AS: 88
White

COUNSEL
MARSHALL S. KAPLAN
GEORGE SHEPITZ
IRWIN N. STRUM

EUROPEAN COUNSEL
ERIC SO ERSKOV
JENS ANKER SORENSEN
S. KJAERULFF-SCHMIDT
(NOT ADMITTED IN UNITED STATES)

20 LILLE STRANDSTRAEDE
DK-1254 COPENHAGEN K
DENMARK

July 31, 1984

REGISTERED MAIL
RETURN RECEIPT REQUESTED

Ms. Maura White
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1579/Friends of Ed Towns

Dear Ms. White:

Reference is made to the letter of Kenneth A. Gross to me dated July 3, 1984 enclosing the completed conciliation agreement in the above-entitled matter.

Pursuant to such agreement, enclosed herewith is a check from the Friends of Ed Towns payable to the Federal Election Commission in the amount of \$1,000 in satisfaction of the civil penalty set forth in paragraph VI of the agreement.

The report amendments required by paragraph VII of the agreement will be forwarded to you within the next day or two. I also want to confirm our understanding that this matter may not be discussed publicly until there is a settlement with the contributors involved and that we will be notified of such prior to the matter being made public.

If you have any questions, please feel free to contact the undersigned.

Very truly yours,

FISHER & FISHER

By: Kenneth K. Fisher

KENNETH K. FISHER

KKF:lc
enc.

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84 AUG 3 P 1:08

FRIENDS OF ED TOWNS

P.O. BOX 453

EAST NEW YORK STATION

BROOKLYN, NY 11207

449

1-30/210

7/24 19 84

PAY TO THE
ORDER OF

Federal Election Commission

\$ 1000⁰⁰/₁₀₀

One Thousand

DOLLARS



MANUFACTURERS HANOVER
TRUST COMPANY

206 Park Avenue South, New York, N.Y. 10014

FOR

Christian L. Frost
James J. [unclear]

⑆021000306⑆10080617195⑆65 0449

84740490971

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

62-13953-2
84 JUL 6 AID: 31

4015 26TH PLACE NORTHWEST
WASHINGTON, D. C. 20008
(202) 966-7531

July 4, 1984

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

Re: Harvey Ball
William Washington
MUR 1579

Dear Ms. White:

On behalf of Mr. Harvey Ball and Mr. William Washington,
enclosed please find the RESPONSE regarding the above-
referenced case.

Thank you.

Amy Robertson Goldson
Amy Robertson Goldson

Enclosures/w copies

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RECEIVED AT THE FEC
64 JUL 9 AIO: 31

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1579
William Washington)

RESPONSE OF WILLIAM WASHINGTON
TO GENERAL COUNSEL'S BRIEF

In response to the General Counsel's Brief filed in the above-referenced matter, Mr. Washington incorporates by reference herein the statements contained in the letter dated December 14, 1983 which was submitted on his behalf by counsel in this matter.

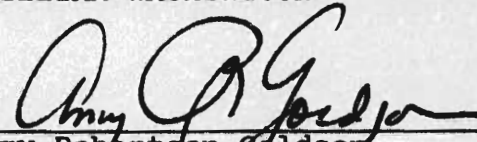
Mr. Washington maintains that the loan which he made on June 28, 1982 to Edolphus Towns was not made for the purpose of benefiting the Friends of Ed Towns Committee and that any benefits that may have been conferred upon the Committee were incidental. Any technical violation of the law which is alleged to have resulted was neither knowing nor willful, but rather the product of honest error.

For the foregoing reasons, it is respectfully requested that no further action be taken against Mr. Washington and that the Commission proceed with conciliation.

Respectfully submitted,

WILLIAM WASHINGTON

By:


Amy Robertson Goldson
4015 - 28th Place, N.W.
Washington, D.C. 20008
(202) 966-7531

Date:

6/26/84

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RECEIVED AT THE FEC
84 JUL 3 AIO: 32

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Harvey Ball) MUR 1579

RESPONSE OF HARVEY BALL
TO GENERAL COUNSEL'S BRIEF

In response to the General Counsel's Brief filed in the above-referenced matter, Mr. Ball incorporates by reference herein the statements contained in the letter dated December 14, 1983 which was submitted on his behalf by counsel in this matter.

Mr. Ball maintains that the loan which he made on or about June 30, 1982 to Edolphus Towns was not made for the purpose of benefiting the Friends of Ed Towns Committee and that any benefits that may have been conferred upon the Committee were incidental. Any technical violation of the law which is alleged to have resulted was neither knowing nor willful, but rather the product of honest error.

For the foregoing reasons, it is respectfully requested that no further action be taken against Mr. Ball and that the Commission proceed with conciliation.

Respectfully

HARVEY BALL

By:


Amy Robertson Goldson
4015 - 28th Place, N.W.
Washington, D.C. 20008
(202) 966-7531

Date:

6/26/84

84040490974

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Friends of Ed Towns;

Vivian Y. Bright, as treasurer)

MUR 1579

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 29, 1984, the Commission decided by a vote of 6-0 to take the following actions in MUR 1579:

1. Accept the conciliation agreement with Friends of Ed Towns and Vivian Y. Bright, as attached to the General Counsel's Report signed June 26, 1984.
2. Approve the letter attached to the General Counsel's Report signed June 26, 1984.
3. Close the file with respect to Friends of Ed Towns and Vivian Y. Bright, as treasurer.

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

6/29/84

Date

Jody C. Ransom

for Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

6-27-84, 10:04
6-27-84, 4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 3, 1984

Kenneth K. Fisher, Esquire
Fisher and Fisher
189 Montague Street
Brooklyn, New York 11201

RE: MUR 1579
Friends of Ed Towns;
Vivian Y. Bright, as treasurer

Dear Mr. Fisher:

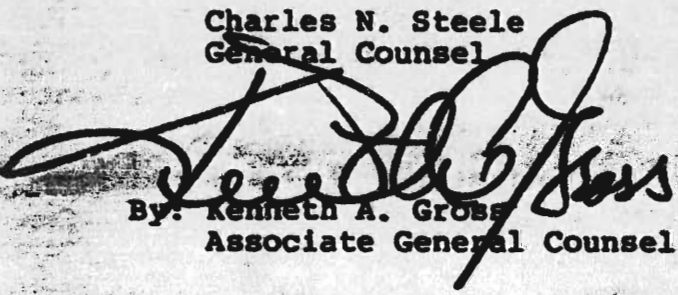
On June 29, 1984, the Commission accepted the conciliation agreement signed by your clients in settlement of a violation of 2 U.S.C. §§ 441a(f) and 434(b)(5)(D), provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter as it pertains to your clients, and it will become a part of the public record within thirty days after this matter has been closed with respect to all other respondents involved. Please be advised that 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 within 10 days.

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 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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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Friends of Ed Towns) MUR 1579
and Vivian Y. Bright,)
as treasurer)

10/14 P1:42

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Friends of Ed Towns and Vivian Y. Bright, as treasurer, ("Respondents") violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D).

NOW, THEREFORE, the Commission and the Respondents, 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 Respondents, 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. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

III. Respondents enter voluntarily into this agreement with the Commission.

IV. The pertinent facts in this matter are as follows:

1. Friends of Ed Towns is the principal campaign committee of Edolphus ("Ed") Towns for the 1982

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primary and general elections.

2. Vivian Y. Bright is the treasurer of Friends of Ed Towns.

3. Friends of Ed Towns reported the receipt of a \$1,000 contribution from Harvey Ball, designated for the 1982 primary election, on February 4, 1982.

4. Friends of Ed Towns reported the receipt of \$500 contributions from William Washington, designated for the 1982 primary election, on February 17, 1982, and May 10, 1982.

5. Friends of Ed Towns reported the receipt of a \$10,000 loan, designated for the 1982 primary election, from William Washington, through Edolphus Towns, on June 28, 1982.

6. Friends of Ed Towns reported the receipt of a \$10,000 loan, designated for the 1982 primary election, from Harvey Ball, through Edolphus Towns, on June 30, 1982.

7. By personal check dated July 30, 1982, Edolphus Towns repaid Harvey Ball for his loan of \$10,000.

8. By personal checks dated August 18, 1982, Edolphus Towns repaid William Washington for his loan of \$10,000.

9. Friends of Ed Towns reported loan repayments of \$10,000 to Edolphus Towns on August 15, 1982, and August 30, 1982.

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V. Respondents contend that at the time of loans and repayments they considered the loans from the contributors to the candidate to have been the latter's personal obligation, and that respondents were unaware that the transactions violated any statute or regulation and did not intend to do so.

1. By accepting excessive contributions of \$10,000 each from William Washington and Harvey Ball Respondents violated 2 U.S.C. § 441a(f).

2. By failing to report loan repayments to William Washington and Harvey Ball Respondents violated 2 U.S.C. § 434(b)(5)(D).

VI. Respondents will pay a civil penalty of One Thousand Dollars (\$1,000) to the United States Treasurer, pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondents will amend the reports of Friends of Ed Towns to reflect loan repayments to William Washington and Harvey Ball.

VIII. Respondents agree that they 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 agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil

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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.

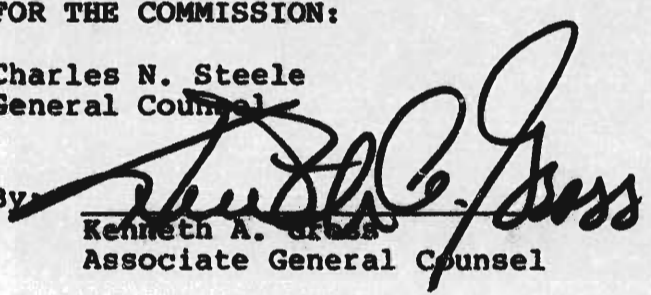
XI. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

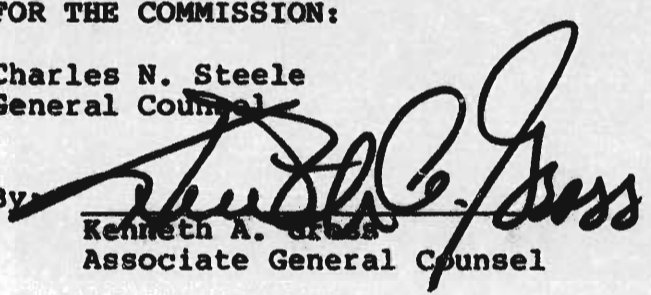
XII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party, that is not contained in this agreement shall be valid.

FOR THE COMMISSION:

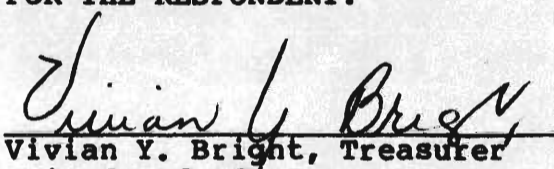
Charles N. Steele
General Counsel

By:


Kenneth A. Gross
Associate General Counsel

 Date July 3, 1984

FOR THE RESPONDENT:


Vivian Y. Bright, Treasurer
Friends of Ed. Towns

6/13/84
Date

8404049980



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CX*
DATE: June 20, 1984
SUBJECT: MUR 1579 - Memorandum and General Counsel's Briefs

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote	[]
Sensitive	[]
Non-Sensitive	[]
24 Hour No Objection	[]
Sensitive	[]
Non-Sensitive	[]
Information	[x]
Sensitive	[x]
Non-Sensitive	[]
Other	[]

DISTRIBUTION

Compliance	[x]
Audit Matters	[]
Litigation	[]
Closed MUR Letters	[]
Status Sheets	[]
Advisory Opinions	[]
Other (see distribution below)	[]

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM TO: THE COMMISSION
FROM: MARJORIE W. EMMONS/SUSAN M. TEIR *smt*
DATE: JUNE 21, 1984
SUBJECT: GENERAL COUNSEL'S BRIEF - MUR 1579

The attached documents are circulated for your
information.

84040490982

Attachments:
Memo, Brief and Letter



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

04 JUN 20 P 1: 04

June 20, 1984

MEMORANDUM TO: The Commission
FROM: Charles M. Steele *CNS (cm)*
General Counsel
SUBJECT: MUR 1579

Attached for the Commission's review are two briefs stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of each brief and a letter notifying the respondents' counsel of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on June 20, 1984. Following receipt of the Respondents' replies to these notices, this Office will make a further report to the Commission.

Attachments

1. Briefs
2. Letter to Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
William Washington) MUR 1579

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

The instant matter was referred to the Office of General Counsel by the Reports Analysis Division ("RAD"). Reports filed by the Friends of Ed Towns ("Committee"), the principal campaign committee of Edolphus Towns for the 1982 primary and general elections, disclosed an excessive contribution by William Washington in connection with the 1982 primary election.

The Committee's 1982 July Quarterly Report disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the 1982 primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds be disclosed. A second notice was mailed on October 29, 1982, as no response had been received.

An amendment to the Committee's July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from William Washington, received on June 28, 1982, and payable on August 30, 1982. William Washington had previously

Attachment 1(i)

contributed \$1,000 to the Committee designated for the 1982 primary election */. On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that a \$10,000 loan repayment had been made to the candidate on August 30, 1982. No repayment to William Washington was disclosed.

On October 14, 1983, the Commission determined that there is reason to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A) in connection with the above loan. Notification of the Commission's finding was mailed to William Washington on October 17, 1983. A response was submitted on behalf of William Washington on December 15, 1983.

In response to the Commission's finding in this matter William Washington admitted that "on or about" February 17, 1982, and May 10, 1982, respectively, he contributed \$500 to the Committee and that "on or about" June 28, 1982, he made a loan of \$10,000 to Edolphus Towns "at the request of a member of the finance committee of Edolphus Towns." According to William Washington's response, "on or about" August 18, 1982, the \$10,000 loan was repaid by checks drawn on the joint account of Edolphus and Gwendolyn Towns. Although the response submitted acknowledged a "technical" violation of the Act by William Washington in connection with the loan at issue, the response maintained that the resulting violation of the contribution

*/ The Committee reported the receipt of contributions of \$500 from William Washington on February 17, 1982, and May 10, 1982, respectively.

limitation "was the product of honest error" and that William Washington "had no prior experience with or knowledge of the intricacies of the Federal Election Laws and regulations thereunder." The response continued on to state that "Mr. Washington had no reason to believe that the loan was in violation of the Act nor was he ever so advised by Mr. Towns' campaign committee," and that "[u]nder New York State Election law, the loan made by Mr. Washington would have been entirely permissible." The response further emphasized that the loan was repaid within 45 days. The response concluded in a request that this matter be settled through conciliation prior to a finding of probable cause to believe.

On March 26, 1984, a proposed conciliation agreement was mailed to counsel for William Washington. A counterproposal was submitted on behalf of William Washington on April 30, 1984. On May 30, 1984, the Commission rejected this counteroffer and counsel for William Washington was so advised by letter dated June 4, 1984.

II. Legal Analysis

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may make a contribution to any candidate and his authorized political committees with respect to any election for federal office which, in the aggregate, exceed \$1,000.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the

purpose of influencing any election for federal office.

It is the Office of the General Counsel's view that the loan at issue constitutes a "contribution" to the Committee by William Washington within the meaning of the Act. Although William Washington made the loan to Edolphus Towns, rather than directly to the Committee itself, the loan was nonetheless used for the purpose of influencing a federal election. To be sure, at the time of the loan William Washington was aware of the candidacy of Edolphus Towns and has admitted to making the loan "at the request of a member of the finance committee of Edolphus Towns." It is clear that any candidate who receives any loan for use in connection with the campaign of such candidate for election, shall be considered for purposes of the Federal Election Campaign Act of 1971, as amended, as having received the loan as an agent of the authorized committee of such candidate. See 2 U.S.C. § 432(e)(2).

In that William Washington had contributed \$1,000 to the Committee for the 1982 primary election prior to his making of the loan involved herein, he could not permissibly make any additional contributions in connection with the 1982 primary election. By so doing, William Washington violated 2 U.S.C. § 441a(a)(1)(A), in the Office of the General Counsel's view. That William Washington was repaid the amount he loaned to Edolphus Towns within six weeks of the making of the loan does

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not alter the fact that the Committee had the use of this money prior to the 1982 primary election. It is, therefore, the recommendation of the Office of the General Counsel that the Commission find that there is probable cause to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A).

III. General Counsel's Recommendation

Find probable cause to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A).

6/20/84
Date

Charles N. Steele (son)
Charles N. Steele
General Counsel

84040490938

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Harvey Ball) MUR 1579

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

The instant matter was referred to the Office of General Counsel by the Reports Analysis Division ("RAD"). Reports filed by the Friends of Ed Towns ("Committee"), the principal campaign committee of Edolphus Towns for the 1982 primary and general elections, disclosed an excessive contribution by Harvey Ball in connection with the 1982 primary election.

The Committee's 1982 July Quarterly Report disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the 1982 primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds be disclosed. A second notice was mailed on October 29, 1982, as no response had been received.

An amendment to the Committee's July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from Harvey Ball, received on June 30, 1982, and payable on August 15, 1982. Harvey Ball had previously

contributed \$1,000 to the Committee designated for the 1982 primary election */. On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that a \$10,000 loan repayment had been made to the candidate on August 15, 1982. No repayment to Harvey Ball was disclosed.

On October 14, 1983, the Commission determined that there is reason to believe Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A) in connection with the above loan. Notification of the Commission's finding was mailed to Harvey Ball on October 17, 1983. A response was submitted on behalf of Harvey Ball on December 15, 1983. Subsequently, on January 20, 1984, the Commission issued interrogatories to Harvey Ball, which were answered on February 13, 1984.

In response to the Commission's finding in this matter Harvey Ball admitted that "on or about" February 4, 1982, he contributed \$1,000 to the Committee, but denied that "he is in violation of 2 U.S.C. § 441a(a)(1)(A)." According to the response submitted, the loan of \$10,000 at issue "from Harvey Ball to his friend, Edolphus Towns, was merely a personal transaction not in any manner intended by Mr. Ball to be directly or indirectly used to influence a federal election or in connection with the primary election." The response further maintained that "[d]uring the course of making the loan, there were no discussions between Mr. Towns and Mr. Ball

*/ The Committee reported the receipt of a \$1,000 contribution from Harvey Ball on February 4, 1982.

concerning the election nor other communications to suggest or support the inference that the loan was in any way intended by Mr. Ball to be utilized in connection with or to influence the election." In addition, the response stated that "the loan was ultimately repaid by Edolphus Towns with a personal check dated July 30, 1982, drawn on the joint account of Edolphus and Gwendolyn Towns." It is the position of the respondent that "[i]n the present circumstances, the language 'in connection with' or 'for the purpose of influencing any election for federal office' does not sweep so broadly as to bring a bona fide loan made by an individual to another person (who happens to be a candidate), within the contribution limitations of the Act." The response concluded that the "subjective motivation -- i.e., 'for the purpose of influencing any election for federal office' -- which is required by the statute does not exist in the case of this loan from Mr. Ball to Mr. Towns" and, therefore, no further action should be taken against Harvey Ball.

In response to the interrogatories issued by the Commission, Harvey Ball asserted that he was asked personally by Edolphus Towns for a loan of \$10,000, but "had no understanding at all of the use of the money loaned to Ed Towns." Harvey Ball did admit, however, that at the time of the loan he was aware that Edolphus Towns was a candidate for federal office. Although Harvey Ball contends that he had no understanding as to the use of the loan,

Edolphus Towns has stated under oath that it is his recollection that he informed Harvey Ball that the funds loaned to him by Harvey Ball would in turn be loaned to Edolphus Towns' campaign committee.

On February 27, 1984, counsel for Harvey Ball requested to settle this matter through conciliation prior to a finding of probable cause to believe. On March 26, 1984, a proposed conciliation agreement was mailed to counsel for Harvey Ball. A counterproposal was submitted on behalf of Harvey Ball on April 27, 1984. On May 30, 1984, the Commission rejected this counteroffer and counsel for Harvey Ball was so advised by letter dated June 4, 1984.

II. Legal Analysis

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may make a contribution to any candidate and his authorized political committees with respect to any election for federal office which, in the aggregate, exceed \$1,000.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

It is the Office of the General Counsel's view that the loan at issue constitutes a "contribution" to the Committee by Harvey Ball within the meaning of the Act. Although Harvey Ball made the loan to Edolphus Towns, rather than directly to the Committee itself, the loan was nonetheless used for the purpose of

84040490993

influencing a federal election. To be sure, at the time of the loan Harvey Ball was aware of the candidacy of Edolphus Towns. Moreover, although Harvey Ball contends that he had no "understanding" of the proposed use of the loan money, Edolphus Towns has attested that he informed Harvey Ball at the time of the loan that the money would be used to influence a federal election. It is clear that any candidate who receives any loan for use in connection with the campaign of such candidate for election, shall be considered for purposes of the Federal Election Campaign Act of 1971, as amended, as having received the loan as an agent of the authorized committee of such candidate. See 2 U.S.C. § 432(e) (2).

In that Harvey Ball had contributed \$1,000 to the Committee for the 1982 primary election prior to his making of the loan involved herein, he could not permissibly make any additional contributions in connection with the 1982 primary election. By so doing, Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A), in the Office of the General Counsel's view. That Harvey Ball was repaid the amount he loaned to Edolphus Towns within a month of the making of the loan does not alter the fact that the Committee had the use of this money prior to the 1982 primary election. It is, therefore, the recommendation of the Office of the General Counsel that the Commission find that there is probable cause to believe Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).

1(10)

III. General Counsel's Recommendation

Find probable cause to believe Harvey Ball violated 2 U.S.C.
§ 441a(a) (1) (A).

Date 6/20/84

Charles N. Steele (signed)
Charles N. Steele
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 20, 1984

Amy Robertson Goldson, Esquire
4015 - 28th Place, N.W.
Washington, D.C. 20008

Re: MUR 1579
Harvey Ball;
William Washington

Dear Ms. Goldson:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by your clients, Harvey Ball and William Washington, the Federal Election Commission, on October 14, 1983, found reason to believe that your clients had violated 2 U.S.C. § 441a(a)(1)(A), and instituted an investigation in 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 was committed by each of your clients. Submitted for your review is a brief with respect to each of your clients 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) with respect to each of your clients 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. The Commission will not grant any extensions beyond 20 days.

Attachment 2(1)

Letter to Amy Goldson
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 Maura White, the staff member assigned to handle this matter, at (202)523-4143.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure
Briefs

84040490996

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AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

24 MAR 2 11:40

MUR 1579
White

4015 26TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 994-7551

February 28, 1984

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

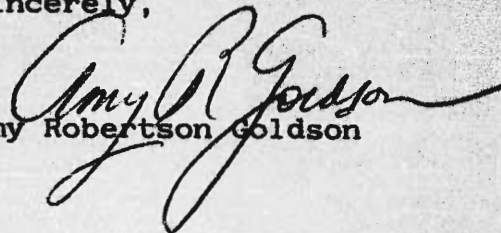
Re: Harvey Ball
MUR 1530-51 1579

Dear Ms. White:

My apologies for sending you my February 24, 1984 letter without my signature. Enclosed, for your review, are the executed answers to the interrogatories. In this regard, Mr. Harvey Ball is willing to enter into pre-probable cause conciliation in the above-matter.

I shall await receipt of the Commission's proposed agreement.

Sincerely,


Amy Robertson Goldson

Enclosure
ARG:fs

84040490997

Before The
FEDERAL ELECTION COMMISSION
UNITED STATES OF AMERICA

IN THE MATTER OF:

HARVEY P. BALL

)
)
)
)

Re: MUR 1550-31 1579

ANSWERS TO FIRST SET OF INTERROGATORIES

Interrogatory No. 1

- a. State whether you were approached by Edolphus Towns, or any other individual, and asked to make a \$10,000 loan to Mr. Towns on or about June 30, 1982. If the answer is yes, state the name of the individual who asked you to make the loan.
- b. State whether you initiated contact with Edolphus Towns, or any other individual, and offered to make a loan to Edolphus Towns on or about June 30, 1982.

Answer to Interrogatory No. 1

- a. I was asked by Mr. Ed Towns himself for a personal loan of \$10,000.00 dollars.
- b. As stated, Mr. Towns personally contacted me.

Interrogatory No. 2

- a. State the reason you made a \$10,000 loan to Edolphus Towns on or about June 30, 1982.
- b. State your understanding of how the loan of money (\$10,000) to Edolphus Towns on or about June 30, 1982, would be used.

Answer to Interrogatory No. 2

- a. The personal request, without reason for the loan, of \$10,000.00 by Ed Towns was the only reason I needed to make the loan.
- b. I had no understanding at all of the use of the money loaned to Ed Towns.

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Interrogatory No. 3

- a. State the manner in which your loan of \$10,000 to Edolphus Towns on or about June 30, 1982, was transmitted to Mr. Towns, e.g., by mail, in person.
- b. If the above loan was mailed, state the name of the individual to whom it was mailed and the mailing address.
- c. If the above loan was transmitted by you in person to either Mr. Towns or any other individual, state the name of the person to whom you presented the loan, and the location of the presentation.

Answer to Interrogatory No. 3

- a. Mr. Ed Towns personally came to my office to pick up the loan of \$10,000.
- b. n/a
- c. n/a

Interrogatory No. 4

State whether at the time of your making of a \$10,000.00 loan to Edolphus Towns you were aware that Mr. Towns was a candidate for federal office?

Answer to Interrogatory No. 4

At the time the loan was made to Ed Towns, I was aware that Mr. Towns was a candidate for federal office.

Respectfully submitted,

Under penalty of perjury, the foregoing answers are true and correct based upon my personal knowledge, information and belief.

Robert Cruz
ROBERT CRUZ
Dated: NOTARY PUBLIC, State of New York
No. 01CR4728143
Qualified in Kings County
Commission Expires March 30, 1984

Harvey P. Ball
Harvey P. Ball

Dated:

By:

Amy Robertson Goldson
4015 - 28th Place, N.W.
Washington, D.C. 20008
(202) 966-7531

Attorney for Harvey P. Ball

84040490999

MY ROBERTSON GOLDSON

ATTORNEY AT LAW

4015 28TH PLACE NORTHWEST

WASHINGTON, D. C. 20008

8440404910



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

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4015 26TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 665-7831

February 24, 1984

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MUR 1579
White

FEB 27 11:36

GENERAL COUNCIL

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

Re: Harvey Ball
MUR 1550-61

1579

Dear Ms. White:

Please be advised that Mr. Harvey Ball is willing to enter into pre-probable cause conciliation in the above-matter.

I shall await receipt of the Commission's proposed agreement.

Sincerely,

Amy Robertson Goldson

ARGPfs

cc: Mr. Harvey Ball

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ROBERTSON GOLDSON

ATTORNEY AT LAW

015 25TH PLACE NORTHWEST

WASHINGTON, D. C. 20008

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

Attn: Ms. Maura White



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AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4015 26TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 288-7881

February 10, 1984

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

Attn: Maura White

Re: Harvey Ball
MUR 1579

Dear Ms. White:

Today I received the answers to the interrogatories from Harvey Ball. Mr. Ball had mailed his answers to my attention on February 6, 1984.

Based upon the message which I received from you on February 7, 1984, wherein you stated that an extension of time in which to answer will not be granted beyond February 13, 1984, I have no choice but to submit to the commission Mr. Ball's letter of February 6, 1984 as his answers to the Commission's interrogatories. Because these responses are not under oath, I am forwarding to Mr. Ball his answers, retyped, for signature under oath. Once he returns them to me, I shall forward the same to you for the record.

Should you have any questions or comments regarding the foregoing, please so advise.

Sincerely,

Amy R. Goldson
Amy Robertson Goldson

Enclosure

ARG:fs

cc: Mr. Harvey Ball

(Dictated but not read)

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13
p. 41

Liberty ELECTRICAL SUPPLY CO. =====
— WHOLESALE DISTRIBUTORS —
ELECTRICAL SUPPLIES — LIGHTING FIXTURES

325 ROCKAWAY AVENUE
BROOKLYN, NEW YORK 11212

February 6, 1984

Dear Amy Robertson Goldman,

In answer to the question in the Interrogatories Item:

- 1a. I was asked by Mr. Ed Towns himself for a personal loan of \$10,000 dollars.
- b. As stated, Mr. Towns personally contacted me.
- 2a. The personal request without reason for the loan of \$10,000 dollars by Ed Towns was the only reason I needed to make the loan.
- b. I had no understanding at all of the use of the money loaned to Ed Towns.
- 3a. Mr. Ed Towns personally came to my office to pick up the loan of \$10,000 dollars.
- 4a. At the time the loan was made to Ed Towns I was aware that Mr. Towns was a candidate for federal office.

Sincerely,

Harvey P. Ball

Harvey P. Ball

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Goldson
28th Place, N.W.
Washington, D.C. 20008

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

Gate 1/15

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*Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608*

HAROLD L. FISHER
ANDREW B. FISHER
KENNETH K. FISHER

GERALD BORINSKY
GAIL R. CLOTT
HOWARD R. BIRNBACH
STEPHEN R. GELLER

•ADMITTED IN N.Y. & N.J.

COUNSEL
MARSHALL G. KAPLAN
GEORGE SHEBITZ
IRWIN M. STRUM

20 LILLE STRANDSTRÆDE
DK-1254 COPENHAGEN "K"
DENMARK

EUROPEAN COUNSEL
ERIC BO EBBKOV
JENS ANKER SORENSEN
S. KJAERULFF-SCHMIDT
(NOT ADMITTED IN UNITED STATES)

February 6, 1984

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

Attn: Maura White

Dear Ms. White:

I am the attorney for Representative Edolphus Towns.

Enclosed please find answers to Interrogatories in re MUR 1579.

Very truly yours,

Kenneth K. Fisher

KKF:lc
enc.

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FEDERAL ELECTION COMMISSION

RE: MUR 1579
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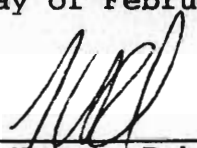
STATE OF NEW YORK)
) ss.:
COUNTY OF KINGS)

Edolphus Towns, being duly sworn, deposes and states
the following answers to interrogatories propounded by the
Federal Election Commission on January 20, 1984:

1. (a) Yes
(b) Edolphus Towns
(c) Mr. Ball was told that the loan was a personal loan
to me and would be repaid without regard to whether my campaign
committee had sufficient funds, therefore, or whether I won or lost
the election. My recollection is that I stated that I would loan
the funds to my committee.
2. (a) No
(b) Not Applicable
(c) Not Applicable


EDOLPHUS TOWNS

Sworn to before me this
3rd day of February, 1984



Notary Public
Notary Public, State of New York
No. 24-03-420490
Qualified in Kings County
Commission Expires March 23, 1984

84040491007

Index No.

Year 19

STATE OF NEW YORK COUNTY OF

I, the undersigned, an attorney admitted to practice in the County of New York, State of New York, do hereby certify that the within is a true and correct copy of the original and is true and correct copy thereof.

I have read the within and the same are true to my knowledge, except those matters therein which are stated to be based upon information and belief, and as to those matters I believe them to be true. My belief is based upon the following:

FEDERAL ELECTION COMMISSION

RE: MUR 1579

The within I make this affirmation instead of

I affirm that the foregoing statements are true under penalties of perjury.

Dated:

STATE OF NEW YORK COUNTY OF

ANSWERS TO INTERROGATORIES

in the action herein, I have read the annexed

information and belief, and as to those matters I believe them to be true.

FISHER & FISHER

Attorneys for

one of the parties to the action, I have read the annexed

information and belief, and as to those matters I believe them to be true.

189 MONTAGUE STREET

BROOKLYN, NEW YORK 11201

(212) 624-0608

To:

Attorney(s) for

Service of a copy of the within

Dated:

Attorney(s) for

PLEASE TAKE NOTICE



NOTICE OF ENTRY

that the within is a (certified) true copy of a entered in the office of the clerk of the within named Court on

19



NOTICE OF SETTLEMENT

that an Order of which the within is a true copy will be presented for settlement to the Hon. one of the judges of the within named Court,

at on

19

, at

M.

Dated:

FISHER & FISHER

Attorneys for

189 MONTAGUE STREET
BROOKLYN, NEW YORK 11201

To:

84040491008

STATE OF NEW YORK, COUNTY OF

I, the undersigned, am an attorney admitted to practice in the courts of New York State, and

☐ certify that the annexed has been compared by me with the original and found to be a true and complete copy thereof.

☐ say that: I am the attorney of record, or of counsel with the attorney(s) of record, for

☐ I have read the annexed know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true. My belief, as to those matters therein not stated upon knowledge, is based upon the following:

The reason I make this affirmation instead of

is

I affirm that the foregoing statements are true under penalties of perjury.

Dated:

(Print signer's name below signature)

STATE OF NEW YORK, COUNTY OF

ss:

being sworn says: I am

☐ in the action herein; I have read the annexed

☐ know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.

☐ the of a corporation, one of the parties to the action; I have read the annexed know the contents thereof and the same are true to my knowledge, except those matters therein which are stated to be alleged on information and belief, and as to those matters I believe them to be true.

My belief, as to those matters therein not stated upon knowledge, is based upon the following:

Sworn to before me on

, 19

(Print signer's name below signature)

STATE OF NEW YORK, COUNTY OF

ss:

being sworn says: I am not a party to the action, am over 18 years of

age and reside at

On , 19 , I served a true copy of the annexed in the following manner:

☐ by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last known address of the addressee(s) as indicated below:

☐ by delivering the same personally to the persons and at the addresses indicated below:

PLEASE TAKE NOTICE

☐ NOTICE OF ENTRY

☐ NOTICE OF SETTLEMENT IN

Dated:

Sworn to before me on

, 19

(Print signer's name below signature)

FIRST CLASS MAIL

*Fisher & Fisher
Attorneys at Law
189 Madison Avenue
New York, New York 10017*

TO:

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

Attn: Maura White



FIRST CLASS

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FIRST CLASS

FIRST CLASS



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 20, 1984

Amy Robertson Goldson, Esquire
4015 - 28th Place, N.W.
Washington, D.C. 20008

Re: MUR 1579
Harvey Ball

Dear Ms. Goldson:

The response of your client, Harvey Ball, to the Commission's reason to believe finding in the above-captioned matter was received by this office on December 15, 1983. After reviewing the response, the Commission has determined that additional information is necessary from your client. Consequently, the Commission has issued the attached interrogatories. Your client's response to the enclosed interrogatories should be submitted under oath and within 15 days of your receipt of this letter.

If you have any questions, please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Interrogatories

84040491011

INTERROGATORIES TO: Harvey Ball

1. a. State whether you were approached by Edolphus Towns, or any other individual, and asked to make a \$10,000 loan to Mr. Towns on or about June 30, 1982. If the answer is yes, state the name of the individual who asked you to make the loan.
- b. State whether you initiated contact with Edolphus Towns, or any other individual, and offered to make a loan to Edolphus Towns on or about June 30, 1982.
2. a. State the reason you made a \$10,000 loan to Edolphus Towns on or about June 30, 1982.
- b. State your understanding of how the loan of money (\$10,000) to Edolphus Towns on or about June 30, 1982, would be used.
3. a. State the manner in which your loan of \$10,000 to Edolphus Towns on or about June 30, 1982, was transmitted to Mr. Towns e.g., by mail, in person.
- b. If the above loan was mailed, state the name of the individual to whom it was mailed and the mailing address.
- c. If the above loan was transmitted by you in person to either Mr. Towns or any other individual, state the name of the person to whom you presented the loan, and the location of the presentation.
4. State whether at the time of your making of a \$10,000 loan to Edolphus Towns you were aware that Mr. Towns was a candidate for federal office.

84040491012



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 20, 1984

The Honorable Edolphus Towns
1009 Longworth House Office Building
Washington, D.C. 20515

Re: MUR 1579

Dear Mr. Towns:

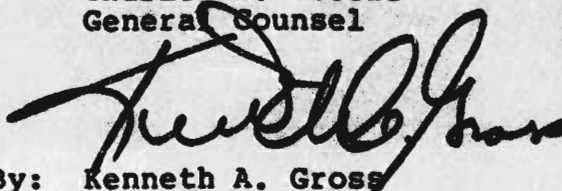
The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended. In connection with its investigation of your 1982 campaign committee, Friends of Ed Towns, the Commission has issued the attached interrogatories. Your response to the enclosed interrogatories should be submitted under oath and within 15 days of your receipt of this letter.

Since this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section of the Act prohibits the making public of any investigation conducted by the Commission without the express written consent of all persons with respect to whom the investigation is made.

If you have any questions please contact Maura White, the staff member assigned to this matter, at 523-4057.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Interrogatories

84040491013

INTERROGATORIES TO: Edolphus Towns

1. a. State whether you or any of your agents asked Harvey Ball to make a loan of \$10,000 to you or your committee, Friends of Ed Towns, on or about June 30, 1982.
- b. If the answer to question 1a is yes, state the name of the individual who asked Mr. Ball to make the loan.
- c. If the answer to question 1a is yes, state what Mr. Ball was told concerning how the loan would be utilized.
2. a. State whether Harvey Ball approached you or any of your agents and offered to make you or your committee, Friends of Ed Towns, a loan of money on or about June 30, 1982.
- b. If the answer to question 2a is yes, state the name of the individual approached by Mr. Ball.
- c. If the answer to question 2a is yes, state what Mr. Ball was told concerning how the loan would be utilized.

84040491014

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Friends of Ed Towns)

Vivian Y. Bright, Treasurer)

Harvey Ball)

MUR 1579

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 19, 1984, the Commission decided by a vote of 5-0 to take the following actions in MUR 1579:

1. Approve the letter to Amy Robertson Goldson and interrogatories to Harvey Ball as submitted with the General Counsel's January 16, 1984, Memorandum to the Commission.
2. Approve the letter and interrogatories to Edolphus Towns as attached to the January 16, 1984, Memorandum.

Commissioners Aikens, Elliott, Harris, McDonald and McGarry voted affirmatively in this matter; Commissioner Reiche did not cast a vote.

Attest:

1-19-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

1-16-84, 2:19
1-17-84, 11:00

84040491015



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO:

CHARLES N. STEELE
GENERAL COUNSEL

FROM:

MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE:

JANUARY 19, 1984

SUBJECT:

COMMENTS REGARDING MUR 1579
Memorandum to the Commission
dated January 16, 1984

Attached is a copy of Commissioner Reiche's vote sheet, with comments, which was received after this matter was certified this afternoon.

While the vote in this matter will not be changed, his comments are forwarded for your information.

Attachment:
copy of vote sheet

84040491016



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CJ*
DATE: January 16, 1984
SUBJECT: MUR 1579 - Memorandum to The Commission

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote	☒
Sensitive	☒
Non-Sensitive	☐
24 Hour No Objection	☐
Sensitive	☐
Non-Sensitive	☐
Information	☐
Sensitive	☐
Non-Sensitive	☐
Other	☐

DISTRIBUTION

Compliance	☒
Audit Matters	☐
Litigation	☐
Closed MUR Letters	☐
Status Sheets	☐
Advisory Opinions	☐
Other (see distribution below)	☐

84040491017



SENSITIVE

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

84 JAN 16 P2: 18

January 16, 1984

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel *[Signature]*

SUBJECT: Interrogatories in MUR 1579

On October 14, 1983, the Commission determined that there is reason to believe Friends of Ed Towns, and Vivian Y. Bright, as treasurer, violated 2 U.S.C. § 441a(f) by accepting excessive contributions (loans) from Harvey Ball and William Washington, and that there is reason to believe Messrs. Ball and Washington violated 2 U.S.C. § 441a(a)(1)(A) by making excessive contributions to Friends of Ed Towns. Subsequent to the Commission's findings Friends of Ed Towns, Vivian Y. Bright, as treasurer, and William Washington requested to settle this matter through conciliation prior to a finding of probable cause to believe. */

The remaining respondent in this matter, Harvey Ball, has emphatically denied that he violated the contribution limitations. According to Mr. Ball's response, the loan to Edolphus (Ed) Towns which is at issue was "merely a personal transaction not in any manner intended by Mr. Ball to be directly or indirectly used to influence a federal election." Mr. Ball's response also asserts that "[d]uring the course of making the loan, there were no discussions between Mr. Towns and Mr. Ball concerning the election nor other communications to suggest or to support the inference that the loan was in any way intended by Mr. Ball to be utilized in connection with or to influence the election."

*/ After receipt of the answers to the interrogatories this office will circulate proposed conciliation agreements for the Commission's approval.

84040491018

Memorandum to the Commission
Page 2

In consideration of Mr. Ball's response it is the view of this office that additional information should be obtained from both Mr. Ball and Edolphus Towns in order to determine the exact circumstances surrounding the loan. The explanation given to Mr. Ball as to the prospective use of the loan is fundamental in determining whether Mr. Ball was aware that his loan would be used either to pay the candidate's living expenses or to influence a federal election.

Recommendations

1. Approve the attached letter to Amy Robertson Goldson and interrogatories to Harvey Ball.
2. Approve the attached letter and interrogatories to Edolphus Towns.

Attachments

Letter (2) and Interrogatories (2)

84040491019



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Amy Robertson Goldson, Esquire
4015 - 28th Place, N.W.
Washington, D.C. 20008

Re: MUR 1579
Harvey Ball

Dear Ms. Goldson:

The response of your client, Harvey Ball, to the Commission's reason to believe finding in the above-captioned matter was received by this office on December 15, 1983. After reviewing the response, the Commission has determined that additional information is necessary from your client. Consequently, the Commission has issued the attached interrogatories. Your client's response to the enclosed interrogatories should be submitted under oath and within 15 days of your receipt of this letter.

If you have any questions, please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Interrogatories

Attachment I(1)

84040491020

INTERROGATORIES TO: Harvey Ball

1. a. State whether you were approached by Edolphus Towns, or any other individual, and asked to make a \$10,000 loan to Mr. Towns on or about June 30, 1982. If the answer is yes, state the name of the individual who asked you to make the loan.
- b. State whether you initiated contact with Edolphus Towns, or any other individual, and offered to make a loan to Edolphus Towns on or about June 30, 1982.
2. a. State the reason you made a \$10,000 loan to Edolphus Towns on or about June 30, 1982.
- b. State your understanding of how the loan of money (\$10,000) to Edolphus Towns on or about June 30, 1982, would be used.
3. a. State the manner in which your loan of \$10,000 to Edolphus Towns on or about June 30, 1982, was transmitted to Mr. Towns e.g., by mail, in person.
- b. If the above loan was mailed, state the name of the individual to whom it was mailed and the mailing address.
- c. If the above loan was transmitted by you in person to either Mr. Towns or any other individual, state the name of the person to whom you presented the loan, and the location of the presentation.
4. State whether at the time of your making of a \$10,000 loan to Edolphus Towns you were aware that Mr. Towns was a candidate for federal office.

Attachment I (2)

84040491021



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

The Honorable Edolphus Towns
1009 Longworth House Office Building
Washington, D.C. 20515

Re: MUR 1579

Dear Mr. Towns:

The Federal Election Commission has the statutory duty of enforcing the Federal Election Campaign Act of 1971, as amended. In connection with its investigation of your 1982 campaign committee, Friends of Ed Towns, the Commission has issued the attached interrogatories. Your response to the enclosed interrogatories should be submitted under oath and within 15 days of your receipt of this letter.

Since this information is being sought as part of an investigation being conducted by the Commission, the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section of the Act prohibits the making public of any investigation conducted by the Commission without the express written consent of all persons with respect to whom the investigation is made.

If you have any questions please contact Maura White, the staff member assigned to this matter, at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Interrogatories

Attachment I (3)

84040491022

INTERROGATORIES TO: Edolphus Towns

1. a. State whether you or any of your agents asked Harvey Ball to make a loan of \$10,000 to you or your committee, Friends of Ed Towns, on or about June 30, 1982.
- b. If the answer to question 1a is yes, state the name of the individual who asked Mr. Ball to make the loan.
- c. If the answer to question 1a is yes, state what Mr. Ball was told concerning how the loan would be utilized.
2. a. State whether Harvey Ball approached you or any of your agents and offered to make you or your committee, Friends of Ed Towns, a loan of money on or about June 30, 1982.
- b. If the answer to question 2a is yes, state the name of the individual approached by Mr. Ball.
- c. If the answer to question 2a is yes, state what Mr. Ball was told concerning how the loan would be utilized.

84040491023

Attachment I (4)

HAROLD L. FISHER
ANDREW S. FISHER
KENNETH K. FISHER

GERALD GORINSKY
DAVID N. STEIN
GAIL R. CLOTT
HOWARD R. BIRNBACH
STEPHEN R. GELLER *

COUNSEL
MARSHALL G. KAPLAN
GEORGE SHEBITZ

*ADMITTED IN N.Y. & N.J.

Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608

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84 JAN 9 4:11
Hub 1579
White

THE EMPIRE STATE BUILDING
350 FIFTH AVENUE
NEW YORK, NEW YORK 10118
(BY APPOINTMENT ONLY)

80 LILLE STRANDSTRAEDE
DK-1254 COPENHAGEN K.
DENMARK

EUROPEAN COUNSEL
ERIC SOERSSKOV
JENS ANKER SPRENGSEN
S. KJAEFELT SCHMIDT
(NOT ADMITTED IN UNITED STATES)

January 5, 1984

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

Attn: Maura White

Re: MUR 1579

Dear Ms. White:

Reference our telephone conversation of January 4, 1984
wherein you advised me that you had not received my letter of
December 15, 1983.

A copy is enclosed.

Sincerely,

K. Fisher
Kenneth K. Fisher

KKF:lc
enc.

84040491024

HAROLD L. FISHER
ANDREW B. FISHER
KENNETH A. FISHER

GERALD GORINSKY
DAVID N. STEIN
GAIL R. CLOTT
HOWARD R. BIRNSACH
STEPHEN R. SELLER*

COUNSEL
MARSHALL G. KAPLAN
GEORGE SNEBIZ

*ADMITTED IN N.Y. & N.J.

Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608

THE EMPIRE STATE BUILDING
350 FIFTH AVENUE
NEW YORK, NEW YORK 10118
(BY APPOINTMENT ONLY)

PO LILLE STRANDSTRAEDE
DK-1254 COPENHAGEN K
DENMARK

EUROPEAN COUNSEL
ERIC BO, LEBKOV
JENS ANKER SPRENSSEN
B. KJAERULFF-SCHMIDT
(NOT ADMITTED IN UNITED STATES)

December 15, 1983

BY EXPRESS MAIL

Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463
Attn: Maura White

Re: MUR 1579

Dear Ms. White:

On behalf of the Friends of Ed Towns and its treasurer Vivian Bright, we request that the above-referenced matter be referred for conciliation.

Edolphus "Ed" Towns was a first time federal candidate, for Congress from the 11th C.D. of New York, in 1982. The Friends of Ed Towns was created to support his candidacy. It designated Vivian Bright as its treasurer, and this was the first time she had served in such a capacity. The Committee duly registered with the appropriate authorities* and has filed required reports.

During the course of the campaign, Mr. Towns personally obtained two loans of ten thousand dollars each from Willie Washington and Harvey Ball. These funds were loaned by Mr. Towns to his Committee, in connection with his campaign.

*Some correspondence from the Commission concerning this matter did not reach the Committee, which changed its mailing address after the election and notified the Clerk of the House. This change was apparently not communicated to the Commission.

84040491025

Ms. Maura White

Page 2

December 15, 1983

Neither the candidate, treasurer, lenders, or Committee were aware that the Commission's regulations restrict a candidate's "personal funds," including loans, to those acquired prior to his candidacy.* There is no similar provision in the New York Election Law.** Indeed, the New York Election Law provides in Section 14-114 (6) that a loan or guarantee is not deemed a contribution until the day of the election for which it was made, if not repaid before that date. There is no limit to the amount that a New York State candidate may borrow and then loan to his committee. See New York State Board of Elections Formal Opinion of August 31, 1977 in the context of Buckley v. Valeo 424 U.S. 1 (1976). Mr. Towns and the Committee, always viewed these loans as his personal obligation which he was required to repay without regard to whether he won or lost and without regard to whether the Committee had sufficient funds to in turn repay him. They were reported after an inquiry from the Records Analysis Office.

Had the transaction been made but a few months earlier, on the eve of his candidacy, rather than during it, the funds would not have been subject to question.

Although the regulation define each entire loan as a "contribution," its value to the Committee was actually the use of the funds for a period of time, as it was always intended that they would be repaid, and have been repaid. The Committee now recognizes that even by this measure, the \$1,000 limit may have been exceeded although the aggregate of this and contributions by these contributors was within the combined primary and general election limits.

In view of the foregoing, conciliation is being requested by the Committee and its treasurer and we understand that a separate request by the lenders has been or will be transmitted shortly.

*The Commission's manual for congressional candidates includes a definition of "personal funds" only in Appendix A and which does not specifically discuss "loans."

**Mr. Towns served for many years as an elected Democratic State Committee member, subject to Article 14 of the New York Election Law.

84040491026

Fisher & Fisher

Ms. Maura White

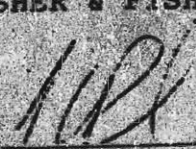
Page 3

December 15, 1983

Please feel free to contact me should you require additional information.

Sincerely,

FISHER & FISHER

By: 

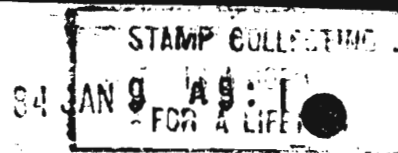
KENNETH K. FISHER

KKF:atd

cc: Vincent Johnson, Esq.
Ms. Vivian Bright

84040491027

sher & Fisher
Attorneys at Law
Montague Street
Brooklyn, N.Y. 11201



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

Attn: Maura White

34040471

84040491029

AMY ROBERTSON GOLDSON

ATTORNEY AT LAW

4015 28TH PLACE NORTHWEST

WASHINGTON, D. C. 20008

Ms. Maura White

Office of the General Counsel

Federal Election Commission

1325 K Street, N.W.

Washington, D.C. 20463

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4016 28TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 955-7221

December 14, 1983

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Re: Harvey Ball
MUR 1579

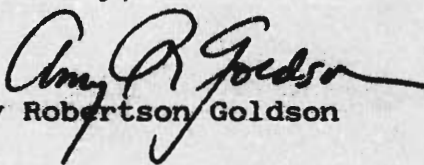
Dear Ms. White:

On behalf of our client, Harvey Ball, submitted herewith is the response to the determination by the Federal Election Commission issued in the above-captioned matter.

I regret the delay in responding to the Commission's inquiry and appreciate the accommodation given thus far. However, I trust that the attached information is helpful in explaining what actually has occurred in the case of Mr. Ball. In light of the facts attendant to Mr. Ball's situation, I am hopeful that the matter may be resolved favorably.

I am prepared to meet with you to discuss any specific questions or concerns that the Commission may have relative to this case at your earliest convenience.

Sincerely,


Amy Robertson Goldson

Enclosure

6-12-83 1262
Mur 1579
White

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FEDERAL ELECTION COMMISSION

84040491030

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4015 28TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 949-7531

December 14, 1983

Mr. Danny L. McDonald
Chairman
Federal Election Commission
Washington, D.C. 20463

Re: Harvey Ball
MUR 1579

Dear Mr. McDonald:

This is in response to your letter dated October 17, 1983 and the attached analysis in which the Federal Election Commission determined that there is reason to believe that Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).

Harvey Ball admits that on or about February 4, 1982, he had contributed One Thousand Dollars (\$1,000.00) to the Friends of Ed Towns ("Committee"), the authorized committee designated for the primary election of Edolphus Towns. This contribution is permissible under the Federal Election Campaign Act of 1971, as amended ("the Act") and no allegations to the contrary have been raised by the Commission.

On the other hand, Mr. Ball emphatically denies that he is in violation of 2 U.S.C. § 441a(a)(1)(A) or any other provision of the Act as alleged by the Commission. The loan at issue, from Harvey Ball to his friend, Edolphus Towns, was merely a personal transaction not in any manner intended by Mr. Ball to be directly or indirectly used to influence a federal election or in connection with the primary election. During the course of making the loan, there were no discussions between Mr. Towns and Mr. Ball concerning the election nor other communications to suggest or to support the inference that the loan was in any way intended by Mr. Ball to be utilized in connection with or to influence the election.

Neither a promissory note nor any other indicia of indebtedness was received by Mr. Ball in this transaction. Rather, the agreement to repay Mr. Ball was based on a handshake and a personal promise on the part of Mr. Towns in his individual capacity. The loan was ultimately repaid by Edolphus Towns with a personal check dated July 30, 1982 drawn on the joint account of Edolphus and Gwendolyn Towns (Exhibit 1).

84040491031

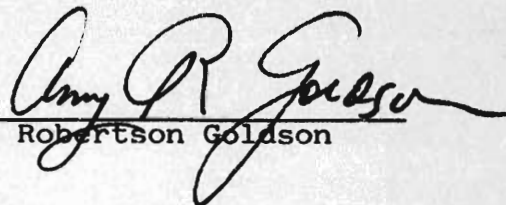
Mr. Danny L. McDonald
December 14, 1983
Page Two

The Act (2 U.S.C. § 431(8)(A)) defines a "contribution" as a gift, subscription, loan, advance or other deposit of money made by any person for the purpose of influencing any election for Federal office. See also, § 100.7 of the applicable regulations. The Act (2 U.S.C. § 431(9)), further states that the term "expenditure" includes a loan made by any person for the purpose of influencing any election for federal office.

In the present circumstances, the language, "in connection with" or "for the purpose of influencing any election for federal office" does not sweep so broadly as to bring a bona fide loan made by an individual to another person (who so happens to be a candidate), within the contribution limitations of the Act. The subjective motivation -- i.e., "for the purpose of influencing any election for federal office" -- which is required by the statute does not exist in the case of this loan from Mr. Ball to Mr. Towns. The loan was never subjectively intended by Mr. Ball to be used in any way in connection with the election campaign or for the purpose of influencing Mr. Towns' nomination or election to Federal office. The manner in which a Committee or a candidate chooses to treat a loan should not operate to control the subjective intent of a person who lends money to a friend.

In as much as the loan lacked the subjective to intent necessary for such an expenditure to be a "contribution" for purposes of the contribution limitations of the Act, it is respectfully urged that the allegations against Mr. Ball be dismissed and that no further action be taken against him.

Respectfully submitted,


Amy Robertson Goldson

84040491032

814040491033

EDOLPHUS TOWNS
GWENDOLYN TOWNS
450 ROCKAWAY PARKWAY
BROOKLYN, N.Y. 11212

1976

1-103/210

PAY TO THE
ORDER OF

Harvey Ball
Ten Thousand Dollars

\$ 10,000⁰⁰/₁₀₀

DOLLAR



Bankers Trust Company
200 Broadway St., 22nd Fl., N.Y. 10007

FOR

[Signature]

1976 10001000000

EXHIBIT 1

p. 1 of 2

155-40550-10

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4015 28TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 886-7531

December 14, 1983

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

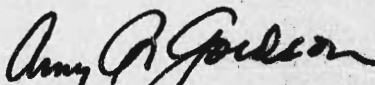
Re: William Washington
MUR 1579

Dear Ms. White:

On behalf of our client, William Washington, enclosed please find the response to the determination by the Federal Election Commission that there is reason to believe that Mr. Washington violated 2 U.S.C., §441a(a)(1)(A) of the Federal Election Campaign Act of 1971, as amended.

I regret the delay in responding to the Commission's inquiry and appreciate the accommodation given thus far. I hope that the attached information is helpful for purposes of reaching an equitable and favorable resolution of this matter. My co-counsel, Victor Sterling and I will be available to meet with you at your convenience. Should you have any questions or desire additional information, please do not hesitate to so advise.

Sincerely,


Amy Robertson Goldson

Enclosure

Case 1261
Mur 1579
White

DEC 15 11:58

84040421035

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4018 28TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 966-7551

December 14, 1983

Mr. Danny L. McDonald
Chairman
Federal Election Commission
Washington, D.C. 20463

Re: William Washington
MUR 1579

Dear Mr. McDonald:

This is in response to your letter dated October 17, 1983 and the attached analysis, wherein the Federal Election Commission determined that there is reason to believe that William Washington violated 2 U.S.C. § 441a(a)(1)(A).

William Washington admits that on or about February 17, 1982, and May 10, 1982, respectively, he contributed Five Hundred Dollars (\$500.00) to the Friends of Ed Towns ("Committee"), the authorized committee designated for the primary election of Edolphus Towns. This contribution is permissible under the Federal Election Campaign Act of 1971, as amended.

Mr. Washington further admits that at the request of a member of the finance committee of Edolphus Towns, that on or about June 28, 1982, he made a loan in the amount of Ten Thousand Dollars (\$10,000.00) to Edolphus Towns. The loan was evidenced by a promissory note dated July 8, 1982 and executed by Edolphus Towns. A copy of the promissory note is attached hereto as Exhibit 1. On or about August 18, 1982, the aforementioned \$10,000.00 loan was repaid to William Washington by two checks dated August 18, 1982, each in the respective amounts of Five Thousand Dollars (\$5,000.00). Both checks, which bear the signature of Edolphus Towns as drawer, were drawn on the joint account of Edolphus Towns and Gwendolyn Towns. A copy of each of the aforementioned checks is attached hereto as Exhibit 2.

While Mr. Washington acknowledges having made the loan at issue, the violation of 2 U.S.C. § 441a(a)(1)(A) was the product of honest error rather than a knowing and wilful violation of the Federal Election Laws. Mr. Washington, a resident of the State of New York, a former detective with the New York City Police Department and presently an owner of a New York City check cashing business, has had no prior experience with or knowledge of the intricacies of the Federal Election Laws and regulations thereunder.

84040491036

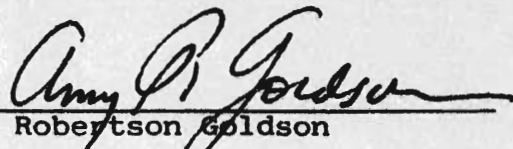
Mr. Danny L. McDonald
December 14, 1983
Page Two

Article IX-114(6) of the New York State Election Laws provides that a loan made to a candidate by any person, not in the regular course of business, is not deemed to be a contribution to the extent not retained as of the date of the primary or the general election. While we recognize that the provisions of the Federal Election Campaign Act supersede and preempt State Law provisions with respect to election to Federal office, Mr. Washington had no reason to believe that the loan was in violation of the Act nor was he ever so advised by Mr. Towns' campaign committee. Under New York State Election Law, the loan made by Mr. Washington would have been entirely permissible.

The overall purpose of the contribution limitations -- the prevention of the appearance of corruption -- has not been frustrated since, from the date of inception of the loan, there was a clear intent that the loan would be repaid by the candidate and in fact the loan was repaid within approximately forty-five (45) days.

Although William Washington admits that a technical violation has occurred, we submit that there is no point bringing further formal compliance proceedings against him. While the facts that Mr. Washington is not a lawyer and that he was not properly advised by the committee does not relieve him of the responsibility of compliance, he has conformed his conduct to law and will endeavor to continue to do so in the future. It would indeed be unfortunate for an individual to be further penalized for an act that he performed in the utmost good faith. In light of the foregoing, it is respectfully urged that this matter be settled through conciliation prior to a finding of probable cause and that the file against Mr. Washington be closed.

Respectfully submitted,


Amy Robertson Goldson


Victor Sterling

Enclosures
Exhibit 1
Exhibit 2

34040491037

84040101033

\$10,000.00	July 8, 1982
after date	promise to pay to
the order of William Washington	
for ten thousand	Dollars
at	
Value received	
No. Due 8/16/85	John

EXHIBIT 1

84040491039

EDOLPHUS TOWNS
GWENDOLYN TOWNS
450 ROCKAWAY PARKWAY
BROOKLYN, N.Y. 11212

1998

8/18 1982 1-103/218

PAY TO THE ORDER OF W. Washington \$ 5,000

Five Thousand DOLLARS

 Bankers Trust Company
205 Montague St., Bklyn. N.Y. 11201

FOR E Town

⑆021001033⑆ 03 ⑈31390937⑈ 1998 ⑆0000500000⑆

EDOLPHUS TOWNS
GWENDOLYN TOWNS
450 ROCKAWAY PARKWAY
BROOKLYN, N.Y. 11212

1997

8/18 1982 1-103/218

PAY TO THE ORDER OF W. Washington \$ 5,000

Five Thousand DOLLARS

 Bankers Trust Company
205 Montague St., Bklyn. N.Y. 11201

FOR _____

E Town

⑆0000500000⑆

EXHIBIT 2,
p. 1 of 2

W. Green

PAY TO THE ORDER OF
382 Stone Ave. Bklyn., N. Y. 11220
ACCT. 02-06-00835
Licensed Cashier of Checks
AUG 20 1982

W. Green

PAY TO THE ORDER OF
382 Stone Ave. Bklyn., N. Y. 11220
ACCT. 02-06-00835
Licensed Cashier of Checks
AUG 20 1982

84040491041

AMY ROBERTSON GOLDSON

ATTORNEY AT LAW
4015 28TH PLACE NORTHWEST
WASHINGTON, D. C. 20008

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

AK MAURA WHE
MUR # 1579

Case 1250

White
1579

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL:

AMY R. GOLDSON ESQ

ADDRESS:

4015-28 PLACE N/W
WASHINGTON DC 20008

TELEPHONE:

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.

12-7-83
Date

Harvey Ball
Signature

NAME:

AMY R. GOLDSON ESQ

ADDRESS:

4015-28 PLACE N/W
WASHINGTON DC 20008

HOME PHONE:

BUSINESS PHONE:

HARVEY BALL

251 SCOTT DR
ATLANTIC BEACH, NY.
11509

516-589-0185

212 342-5790

84040491042

berty Electrical Supply Co.

326 ROCKAWAY AVENUE

Brooklyn, N. Y. 11212



REGISTERED MAIL

NR 027 304 682

*Federal Election Commission
Washington, D.C. 20463*

*Mauro White
mur# 1579*

White
Nov 15 79

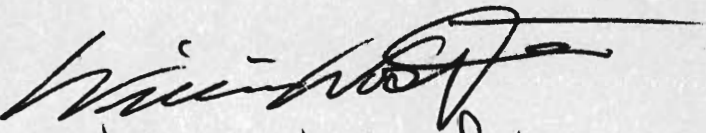
Nov. 19, 1983

Ms. Murua White,

I'm writing you this letter to inform
you that I will be represented by counsel.
I have been advised by my lawyer that
she will be out of the country until December.

It is respectfully requested that an
extension of this matter be extended until and
including December 15, 1983.

Thank you


William Washington

8404049104

604 1165

STATEMENT OF DESIGNATION

NAME OF COUNSEL: Amy R. Brown ECP

ADDRESS: 4015 28th Place NW
Washington D.C. 20008

TELEPHONE: 966-7531

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.

11/19/83
Date


Signature

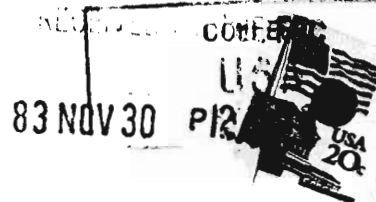
NAME: William Washington
ADDRESS: P.O. Box 31
Brook NY Station

HOME PHONE: (212) 258-7602
BUSINESS PHONE: (212) 495-9031

84040491045

WILLIAM WASHINGTON
BOX 316-E.N.Y. STATION
BROOKLYN, N. Y. 11207

840404910



FEDERAL ELECTION Commission
WASHINGTON DC. 20463

Attention: Mr. Bernard L. K. S.

HAROLD L. FISHER
ANDREW S. FISHER
KENNETH K. FISHER

GERALD GORINSKY
DAVID N. STEIN
GAIL R. CLOTT
HOWARD R. BIRNBACH
STEPHEN R. GELLEN*

COUNSEL
MARSHALL G. KAPLAN
GEORGE SHEBITZ

*ADMITTED IN N.Y. & N.J.

Fisher & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201
(212) 624-0608

RECEIVED AT THE FEC
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White

THE EMPIRE STATE BUILDING
350 FIFTH AVENUE
NEW YORK, NEW YORK 10118
(BY APPOINTMENT ONLY)

20 LILLE STRANDSTRAEDE
DK-224 COPENHAGEN K
DENMARK

EUROPEAN COUNSEL
ERIC BO EBBKOV
JENS ANKER SØRENSEN
S. KJÆRULFF-SCHMIDT
(NOT ADMITTED IN UNITED STATES)

December 5, 1983

REGISTERED MAIL

Ms. Maura White
Federal Election Commission
Washington, D.C. 20463

Re: MUR 1579

Dear Ms. White:

Enclosed are statements designating me as Counsel for the Friends of Ed Towns and its treasurer, Vivian Bright.

In view of the fact that the papers arrived over the Thanksgiving weekend, I respectfully request an additional seven days in which to submit a response.

Sincerely,

KKF
Kenneth K. Fisher

KKF:lc
enc.

84040431047

03 DEC 9 9:28

OFFICIAL COUNSEL

STATEMENT OF DESIGNATION OF COUNSEL

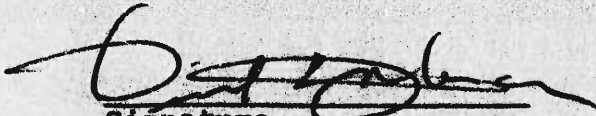
NAME OF COUNSEL: FISHER & FISHER, Attn: Kenneth K. Fisher

ADDRESS: 189 Montague Street, Brooklyn, New York 11201

TELEPHONE: (212) 624-0608

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.

11/30/83
Date


Signature

NAME: Friends of Ed Towns
By: Vincent Johnson, Chairman

ADDRESS: 26 Court Street
Brooklyn, New York 11201

HOME PHONE:

BUSINESS PHONE: (212) 858-1313

84040491048

30119 49:35

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: FISHER & FISHER, Attn: Kenneth K. Fisher

ADDRESS: 189 Montague Street, Brooklyn, New York 11201

TELEPHONE: (212) 624-0608

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.

12/2/83

Date

Signature

Vivian L. Bright

NAME: Vivian Bright

ADDRESS: c/o Vincent Johnson
26 Court Street
Brooklyn, New York 11201

HOME PHONE: (212) 346-0261

BUSINESS PHONE: (212) 385-6611

84040491049

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ORIGINAL FILED

83 DEC 8 P 2 30

First Class Mail

Fish & Fisher
Attorneys at Law
189 Montague Street
Brooklyn, New York 11201

Ms. Maura White
Federal Election Commission
Washington, D.C. 20463

REGISTERED MAIL

○

REGISTERED MAIL

R 027 444 L30



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 12, 1983

Victor Sterling, Esquire
725 Eighth Street, S.E.
Washington, D.C. 20003

Re: MUR 1579
William Washington

Dear Mr. Sterling:

This is in reference to your letter dated November 29, 1983, in which you request on behalf of your client, William Washington, a 15 day extension of time to respond to the Commission's finding. The Commission has considered your request and has approved the extension. The response of your client is due, therefore, on December 15, 1983.

Your letter of November 29, 1983, also states that you and Amy Goldson represent Harvey Ball, another respondent in this matter. As Mr. Ball has informed this office that neither you nor Ms. Goldson represent him, and he has not designated in writing either of you as counsel, we cannot consider you to be representing Mr. Ball at this time.

If you have any questions please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

cc: Amy Goldson

84040491051



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 12, 1983

Harvey Ball
251 Scott Drive
Atlantic Beach, New York 11509

Re: MUR 1579
Harvey Ball

Dear Mr. Ball:

This is in reference to your telephone conversation of December 1, 1983, with staff of this office in which you requested an extension of time until December 15, 1983, to respond to the Commission's finding in the above-captioned matter. Although we have not received your written request for an extension, which you represent was mailed two week ago, the Commission has considered your oral request and has agreed to an extension. Your response is due, therefore, on December 15, 1983.

If you have any questions please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

84040491052



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE
FROM: MARJORIE W. EMMONS/JODY C. RANSOM *gcr*
DATE: DECEMBER 8, 1983
SUBJECT: MUR 1579 - Memorandum to the Commission
dated December 6, 1983

The above-named document was circulated to the Commission on a 24 hour no-objection basis at 11:00, December 7, 1983.

There were no objections to the Memorandum to the Commission at the time of the deadline.

84040491033



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Cut*
DATE: December 6, 1983
SUBJECT: MUR 1579 - Memorandum to The Commission

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote	[]
Sensitive	[]
Non-Sensitive	[]
24 Hour No Objection	[X]
Sensitive	[X]
Non-Sensitive	[]
Information	[]
Sensitive	[]
Non-Sensitive	[]
Other	[]

DISTRIBUTION

Compliance	[X]
Audit Matters	[]
Litigation	[]
Closed MUR Letters	[]
Status Sheets	[]
Advisory Opinions	[]
Other (see distribution below)	[]

84040491054



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

83 DEC 6 P4: 21

December 6, 1983

SENSITIVE

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel *KAG*

SUBJECT: MUR 1579 - Requests for extensions of
time to respond

On November 30, 1983, requests were submitted by William Washington and counsel for an extension of time (until December 15, 1983) to respond to the Commission's reason to believe finding. The requests state that the extension is necessary because co-counsel is out of the country until December 4, 1983, and the additional time is needed to prepare an adequate response. Mr. Washington was previously granted a 30 day extension until November 30, 1983, but was apparently unaware that his counsel would not be available until early December.

Although the letter from co-counsel for Mr. Washington (Attachment 1) states that Mr. Sterling and Ms. Goldson represent Harvey Ball, another respondent in this matter, Mr. Ball stated to staff of this office on December 1, 1983, that he is not represented by the above counsel or by any other counsel at this time. Mr. Ball also stated that at least ten days ago he submitted a written request for an extension of time to respond. At this writing, this office has not received the written request. However, in our view it is credible that the request was mailed because Mr. Ball contacted this office on November 9, 1983, immediately after his receipt of the reason to believe notification and indicated a willingness to cooperate fully with the Commission's investigation. During the December 1, 1983, conversation with Mr. Ball, Mr. Ball asked staff of this office for an extension until December 15, 1983.

84040491055

Memorandum to Commission
Page 2

In view of the above, and the fact that no significant delay should result from granting the extensions since recently it was necessary to remain the reason to believe notification to the remaining respondents (Friends of Ed Towns and Vivian Bright, as treasurer), it is recommended that the Commission grant extensions to respond to William Washington and Harvey Ball until December 15, 1983.

Recommendations

1. Grant extensions to respond to William Washington and Harvey Ball until December 15, 1983.
2. Approve the attached letters.

Attachments

- 1 - Letter from Sterling
- 2 - Letter from Washington
- 3 - Proposed letters

84040491056

VICTOR STERLING
ATTORNEY AT LAW
725 EIGHTH STREET SE
WASHINGTON, D.C. 20003
(202) 546 8700

RECEIVED AT THE FEC

83 NOV 30 48:51

604 1162

M. White

November 29, 1983

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

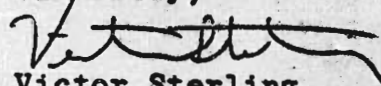
Re: MUR 1579

Dear Ms. White:

I, as co-counsel with Amy Robertson Goldson, represent respondents William Washington and Harvey Ball in the captioned MUR. As you are aware, my co-counsel will be out of the country until December 4, 1983. Mr. Washington was unaware of this when he made his written request for a 30 day extension of time on October 29, 1983.

In order that we can prepare an adequate response to the Commission's notification, I am requesting that we be granted an additional extension to December 15, 1983. A written designation of counsel is forthcoming from the respondents.

Sincerely,


Victor Sterling

Attachment I

84040491057

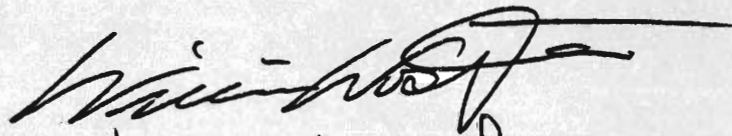
Nov. 19, 1983

Ms. Murua White.

I'm writing you this letter to inform you that I will be represented by counsel. I have been advised by my lawyer that she will be out of the country until December.

It is respectfully requested that an extension of this matter be extended until and including December 15, 1983.

Thank you


William Washington

Attachment 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Harvey Ball
251 Scott Drive
Atlantic Beach, New York 11509

Re: MUR 1579
Harvey Ball

Dear Mr. Ball:

This is in reference to your telephone conversation of December 1, 1983, with staff of this office in which you requested an extension of time until December 15, 1983, to respond to the Commission's finding in the above-captioned matter. Although we have not received your written request for an extension, which you represent was mailed two week ago, the Commission has considered your oral request and has agreed to an extension. Your response is due, therefore, on December 15, 1983.

If you have any questions please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Attachment 3 (1)

84040491059



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Victor Sterling, Esquire
725 Eighth Street, S.E.
Washington, D.C. 20003

Re: MUR 1579
William Washington

Dear Mr. Sterling:

This is in reference to your letter dated November 29, 1983, in which you request on behalf of your client, William Washington, a 15 day extension of time to respond to the Commission's finding. The Commission has considered your request and has approved the extension. The response of your client is due, therefore, on December 15, 1983.

Your letter of November 29, 1983, also states that you and Amy Goldson represent Harvey Ball, another respondent in this matter. As Mr. Ball has informed this office that neither you nor Ms. Goldson represent him, and he has not designated in writing either of you as counsel, we cannot consider you to be representing Mr. Ball at this time.

If you have any questions please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

cc: Amy Goldson

Attachment 3(2)

84040491060

AMY ROBERTSON GOLDSON
ATTORNEY AT LAW

4015 28TH PLACE NORTHWEST
WASHINGTON, D.C. 20008
(202) 686-7531

February 6, 1984

RECEIVED AT THE FEC
84 FEB 10 PM 12:13
Nur 1579

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

Attn: Maura White

Re: Harvey Ball

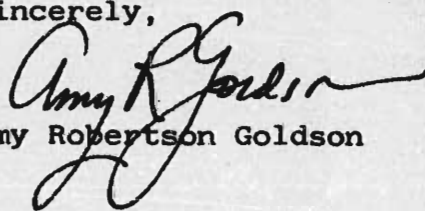
Dear Ms. White:

On or about January 24, 1984, I received interrogatories from the Commission in connection with the above matter.

On behalf of Mr. Ball, I respectfully request up to and including February 24, 1984 in which to file answers. Since Mr. Ball resides in Brooklyn, New York, additional time in which to respond is necessary in order that he may confer with counsel.

Should there be any difficulties concerning this request, please so advise. Your anticipated courtesy and cooperation are appreciated.

Sincerely,


Amy Robertson Goldson

ARG:fs

cc: Mr. Harvey Ball

34040491061

84 FEB 10 PM 1:34

GENERAL COUNCIL

ROBERTSON GOLDSON

ATTORNEY AT LAW

015 28TH PLACE NORTHWEST

WASHINGTON, D. C. 20008



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

Attn: Maura White

34710491

VICTOR STERLING

ATTORNEY AT LAW
725 EIGHTH STREET SE
WASHINGTON, D.C. 20003

(202) 546 8700

RECEIVED AT THE FEC

83 NOV 30 AM 11:01

6004 1162

November 29, 1983

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

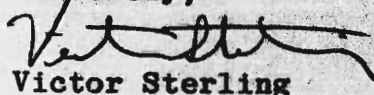
Re: MUR 1579

Dear Ms. White:

I, as co-counsel with Amy Robertson Goldson, represent respondents William Washington and Harvey Ball in the captioned MUR. As you are aware, my co-counsel will be put of the country until December 4, 1983. Mr. Washington was unaware of this when he made his written request for a 30 day extension of time on October 29, 1983.

In order that we can prepare an adequate response to the Commission's notification, I am requesting that we be granted an additional extension to December 15, 1983. A written designation of counsel is forthcoming from the respondents.

Sincerely,


Victor Sterling

34040491063

OFFICES
FOR STERLING
EIGHTH STREET SE
WASHINGTON, D.C. 20003

Ms. Maura White
Office of the General Counsel
Federal Election Commission
1325 K Street, N. W.
Washington, D. C. 20463

MAIL EARLY
83 NOV 30 A 8:30

340404210



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 23, 1983

William Washington
382 Stone Avenue
Brooklyn, New York 11212

Re: MUR 1579
William Washington

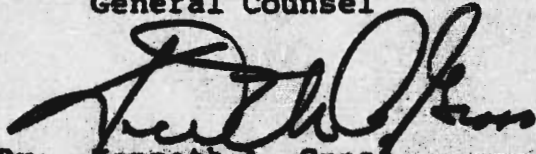
Dear Mr. Washington:

This is in response to your letter dated October 29, 1983, in which you request an extension of time to respond to the Commission's finding in the above-captioned matter. I have reviewed your request, and considered the oral request of your counsel, Ms. Goldson, on November 10, 1983, for a 30 day extension of time, and agree to such an extension. Your response is due, therefore, on November 30, 1983.

If you have any questions, please contact Maura White at (202) 523-4057.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

cc: Amy Goldson

84040491065



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 23, 1983

Amy Goldson, Esquire
4015 - 28th Street, N.W.
Washington, D.C. 20008

Re: MUR 1579

Dear Ms. Goldson:

Enclosed is a copy of a letter that we are sending to your client, William Washington, which grants a 30 day extension of time to respond to the Commission's reason to believe finding in the above-captioned matter. As stated to you by Maura White of my staff on November 10, 1983, a statement of designation of counsel is required to be submitted by Mr. Washington. Please have your client complete the enclosed form and return it to the Office of General Counsel as soon as possible.

If you have any questions please contact Maura White at 523-4057.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosures

84040491066

mur 1579

Oct. 29, 1983 THE FEC

83 OCT 31 P2:59

DEAR Ms. White,

Re OUR CONVERSATION via the telephone, I now
REQUESTING AN EXTENSION. I HAVE CONFERRED WITH TWO
LAWYERS AND MAY BE REPRESENTED BY MY PERSONAL LAWYER.
THIS MATTER WILL BE CONCLUDED.

Thank You
William Washington

William Washington

840404

30 OCT 31 P3:30

GENERAL COUNCIL

Washington

ONE Ave
N.Y. 11212



STAMP COLLECTOR
IS A MUST



Federal Election Commission
Washington, D.C. 20543

0000131

2:59

MAILED 111



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 17, 1983

William Washington
382 Stone Avenue
Brooklyn, New York 11212

Re: MUR 1579

Dear Mr. Washington:

On October 14, 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

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.

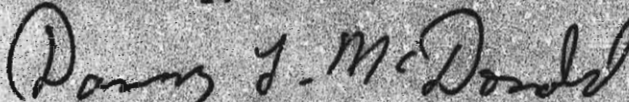
The investigation now being conducted will be confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

34040491069

Letter to William Washington
Page 2

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,



Danny L. McDonald,
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

34040491070

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENT : William Washington

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

SUMMARY OF ALLEGATIONS

William Washington made a loan to Friends of Ed Towns in violation of 2 U.S.C. § 441a(a)(1)(A).

FACTUAL AND LEGAL ANALYSIS

The 1982 July Quarterly Report of Friends of Ed Towns ("Committee") disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from William Washington, received on June 28, 1982 and

94040491071

payable on August 30, 1982. William Washington had previously contributed \$1,000 to the Committee designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayment to William Washington was disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on January 28, 1983, as no response had been received.

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may 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.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

The loan at issue, from William Washington, constitutes a "contribution" to the Committee within the meaning of the Act.

*/ The Committee reported the receipt of two \$500 contributions from William Washington on February 17, 1982, and May 10, 1982, respectively.

34040491072

As William Washington previously contributed \$1,000 to Ed Towns' 1982 primary election campaign, he could not permissibly make any additional contributions in connection with the primary election. By so doing, William Washington violated 2 U.S.C.

§ 441a(a)(1)(A), in the General Counsel's view. Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that William Washington violated 2 U.S.C.

§ 441a(a)(1)(A).

34040491073



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 17, 1983

Harvey Ball
27 Valley Lane North
Woodmere, New York 11581

Re: MUR 1579

Dear Mr. Ball:

On October 14, 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

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.

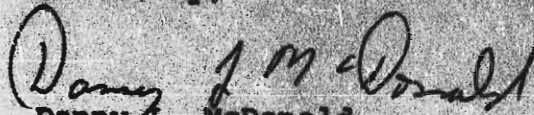
The investigation now being conducted will be confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A), unless you notify the Commission in writing that you wish the investigation to be made public.

34040491074

Letter to Harvey Ball
Page 2

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,


Danny L. McDonald,
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

84040491075

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENT : Harvey Ball

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

SUMMARY OF ALLEGATIONS

Harvey Ball made a loan to Friends of Ed Towns in violation of 2 U.S.C. § 441a(a)(1)(A).

FACTUAL AND LEGAL ANALYSIS

The 1982 July Quarterly Report of Friends of Ed Towns ("Committee") disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from Harvey Ball, received on June 30, 1982 and

34040491076

payable on August 15, 1982. Harvey Ball had previously contributed \$1,000 to the Committee designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayment to Harvey Ball was disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on January 28, 1983, as no response had been received.

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may 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.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

The loan at issue, from Harvey Ball, constitutes a "contribution" to the Committee within the meaning of the Act.

*/ The Committee reported the receipt of a \$1,000 contribution from Harvey Ball on February 4, 1982.

84040491077

As Harvey Ball previously contributed \$1,000 to Ed Towns' 1982 primary election campaign, he could not permissibly make any additional contributions in connection with the primary election. By so doing, Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A), in the General Counsel's view. Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).

84040491078



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 17, 1983

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453
East New York Station
Brooklyn, New York 11207

Re: MUR 1579

Dear Ms. Bright:

On October 14, 1983, the Federal Election Commission determined that there is reason to believe that your committee, Friends of Ed Towns, and you, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you and your committee. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you and your committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you and your committee 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.

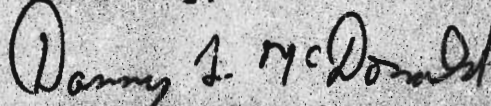
34040491079

Letter to Vivian Y. Bright
Page 2

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,



Danny L. McDonald,
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

34040491080

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENTS: Friends of Ed Towns
Vivian Y. Bright, Treasurer

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

SUMMARY OF ALLEGATIONS

Friends of Ed Towns ("Committee") and Vivian Y. Bright, as treasurer, accepted two excessive loans in violation of 2 U.S.C. § 441a(f), and failed to report the repayment of the loans to the two individual lenders in violation of 2 U.S.C. § 434(b)(5)(D).

FACTUAL AND LEGAL ANALYSIS

The Committee's 1982 July Quarterly Report disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RAFI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that the original source of the funds was two \$10,000 loans, one from Harvey Ball, received on June 30, 1982 and payable on August 15, 1982, and the

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A letter, received February 18, 1983, again indicated that the loans in question were repaid to the candidate in two payments. Payments to the two individuals who were disclosed as the original sources of the funds, however, were not reported. Additional attempts by RAD to contact the Committee have been unsuccessful.

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may 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 set forth at 2 U.S.C. § 441a(f) no candidate or political committee shall knowingly accept any contribution in violation of the provisions of 2 U.S.C. § 441a, and no officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, in violation of any limitation on contributions imposed under 2 U.S.C. § 441a.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

Section 434(b)(5)(D) of Title 2, United States Code, requires a political committee to report the name and address of each person who receives a loan repayment from the reporting committee during the reporting period, together with the date and amount of such loan repayment.

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The loans at issue, from Harvey Ball and William Washington, constitute "contributions" to the Committee within the meaning of the Act. As Messrs. Ball and Washington previously contributed \$1,000 apiece to Ed Towns' 1982 primary election campaign, they could not permissibly make any additional contributions in connection with the primary election. By accepting the excessive contributions of \$10,000 from each of these individuals, the Committee and Vivian Y. Bright, as treasurer, appear to have violated 2 U.S.C. § 441a(f), in the General Counsel's view. Although the Committee's repayment of the loans to the candidate suggests that Messrs. Ball and Washington were repaid in full within two months of their making of the loans, the Committee had the use of these monies during the period immediately prior to the primary election, and, to date, the Committee has not amended its reports to reflect loan repayments to either Mr. Washington or Mr. Ball, in apparent violation of 2 U.S.C. § 434(b)(5)(D). Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that the Committee and Vivian Y. Bright, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D).

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Friends of Ed Towns
Vivian Y. Bright, treasurer
Harvey Ball
William Washington

MUR 1579

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 14, 1983, the Commission decided by a vote of 6-0 to take the following actions in MUR 1579:

1. Find reason to believe Friends of Ed Towns and Vivian Y. Bright, as treasurer, violated 2 U.S.C. §441a(f).
2. Find reason to believe Friends of Ed Towns and Vivian Y. Bright, as treasurer, violated 2 U.S.C. §434(b)(5)(D).
3. Find reason to believe Harvey Ball violated 2 U.S.C. §441a(a)(1)(A).
4. Find reason to believe William Washington violated 2 U.S.C. §441a(a)(1)(A).

Commissioners Aikens, Elliott, Harris, McDonald, McGarry and Reiche voted affirmatively in this matter.

Attest:

10-14-83

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

10-11-83, 3:46
10-12-83, 11:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Cut*
DATE: October 11, 1983
SUBJECT: MUR 1579 - First General Counsel's Report

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote [x]
Sensitive [x]
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information []
Sensitive []
Non-Sensitive []

Other []

DISTRIBUTION

Compliance [x]

Audit Matters []

Litigation []

Closed MUR Letters []

Status Sheets []

Advisory Opinions []

Other (see distribution below) []

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

83 OCT 11 P 3: 46

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

DATE AND TIME OF
TRANSMITTAL TO THE
COMMISSION 10/11/83 - 3:45

MUR # 1579
STAFF Maura White

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS' NAMES: Friends of Ed Towns;
Vivian Y. Bright, treasurer;
Harvey Ball; William Washington

RELEVANT STATUTE: 2 U.S.C. §§ 441a(f), 441a(a)(1)(A),
434(b)(5)(D)

INTERNAL REPORTS CHECKED: Public Records

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

Friends of Ed Towns ("Committee") was referred to the Office of General Counsel by the Reports Analysis Division ("RAD") for apparent violations of 2 U.S.C. § 441a(f) (Attachment 1). On September 12, 1983, the Commission determined to open a Matter Under Review.

FACTUAL AND LEGAL ANALYSIS

(a) The Facts

The Committee's 1982 July Quarterly Report disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information

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("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

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An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that the loans originally attributed to the candidate were actually two \$10,000 loans from other individuals, one from Harvey Ball, received on June 30, 1982 and payable on August 15, 1982, and the other from William Washington, received on June 28, 1982 and payable on August 30, 1982. Each of those individuals had previously contributed \$1,000 designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayments to the individuals were disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on

*/ The Committee reported the receipt of a \$1,000 contribution from Harvey Ball, designated for the primary election, on February 4, 1982, and reported the receipt of two \$500 contributions from William Washington, designated for the primary election, on February 17, 1982, and May 10, 1982, respectively.

January 28, 1983, as no response had been received.

A telephone call to RAD from the Committee on January 12, 1983, revealed that the treasurer believed that because the Committee had made the transaction with the candidate, determining the ultimate source of the money was not the Committee's concern. The Committee was advised that anything of value was considered a contribution and the excessive amounts needed to be refunded.

A letter from the Committee, received February 18, 1983, reiterated that the loans in question were repaid to the candidate in two payments. Payments to the two individuals who were disclosed as the original sources of the funds were still not reported. Additional attempts by RAD to contact the Committee have been unsuccessful.

(b) The Applicable Law

Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person may 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 set forth at 2 U.S.C. § 441a(f) no candidate or political committee shall knowingly accept any contribution in violation of the provisions of 2 U.S.C. § 441a, and no officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, in violation of any limitation on

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contributions imposed under 2 U.S.C. § 441a.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

Section 434(b)(5)(D) of Title 2, United States Code, requires a political committee to report the name and address of each person who receives a loan repayment from the reporting committee during the reporting period, together with the date and amount of such loan repayment.

The loans at issue, from Harvey Ball and William Washington, constitute "contributions" to the Committee within the meaning of the Act. As Messrs. Ball and Washington previously contributed \$1,000 apiece to Ed Towns' 1982 primary election campaign, they could not permissibly make any additional contributions in connection with the primary election. By so doing, they each violated 2 U.S.C. § 441a(a)(1)(A), in the General Counsel's view. The Committee and Vivian Y. Bright, as treasurer, appear to have accepted excessive contributions of \$10,000 from each of these individuals in violation of 2 U.S.C. § 441a(f), in the General Counsel's view. Although the Committee's repayment of the loans to the candidate suggests that Messrs. Ball and Washington were repaid in full within two months of their making of the loans, the Committee had the use of these monies during the period immediately prior to the primary election, and, to

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date, the Committee has not amended its reports to reflect loan repayments to either Mr. Washington or Mr. Ball, in apparent violation of 2 U.S.C. § 434(b)(5)(D).

In view of the foregoing, and the fact that substantial excessive contributions are involved herein, it is the recommendation of the General Counsel that the Commission find reason to believe that the Committee and Vivian Y. Bright, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D), and find reason to believe that Harvey Ball and William Washington each violated 2 U.S.C. § 441a(a)(1)(A).

RECOMMENDATIONS

1. Find reason to believe Friends of Ed Towns and Vivian Y. Bright, as treasurer, violated 2 U.S.C. § 441a(f).
2. Find reason to believe Friends of Ed Towns and Vivian Y. Bright, as treasurer, violated 2 U.S.C. § 434(b)(5)(D).
3. Find reason to believe Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).
4. Find reason to believe William Washington violated 2 U.S.C. § 441a(a)(1)(A).

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5. Approve the attached letters and analyses.

Charles N. Steele
General Counsel

October 11, 1983
Date

By:

Kenneth A. Gross
Associate General Counsel

Attachments

- 1 - Referral
- 2 - Letters (3) and analyses

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 8 June 1983ANALYST: Benita Marcus Adler

I. COMMITTEE: Friends of Ed Towns
(C00152066/NY-11)
Vivian Y. Bright, Treasurer
P.O. Box 453
East New York Station
Brooklyn, NY 11027

II. RELEVANT STATUTE: 2 U.S.C 441a(f)

III. BACKGROUND:

Receipt of excessive loans from individuals 2 U.S.C. 441a(f)

The Committee's 1982 July Quarterly Report disclosed the receipt of loans totalling \$20,000 from the candidate designated to the primary election and received on July 26, 1982 and July 30, 1982; however, the original source of the loans was not disclosed (Attachment 2). A Request for Additional Information (RAFI) was sent to the committee on October 5, 1982 requesting that the original source of funds (personal or bank) be disclosed (Attachment 3). A Second Notice was mailed on October 29, 1982, as no response had been received (Attachment 4).

An amendment to the July Quarterly Report received November 1, 1982 provided that the loans were actually two(2) \$10,000 loans from two(2) individuals (Attachment 5). The committee disclosed that one of the loans was payable on August 15, 1982 and the other on August 30, 1982. Since each individual had previously contributed \$1,000 designated for the primary election, the loans resulted in excessive contributions totalling \$20,000 (Attachment 6).

On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two(2) \$10,000 loan repayments had been made to the candidate on August 15, 1982 and August 30, 1982. No repayments to the individuals were disclosed (Attachment 7).

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An RFAI was sent to the committee on January 4, 1983 requesting that the Committee refund the amount in excess of \$1,000 per election per individual, or amend its report if incorrectly or incompletely disclosed (Attachment 8). A Second Notice was mailed on January 28, 1983, as no response had been received (Attachment 9).

A telephone call from the Committee on January 12, 1983 revealed that the treasurer believed that because the Committee had made the transaction with the candidate, determining the ultimate source of the money was not the Committee's concern. The committee was advised that anything of value was considered a contribution and the excessive amounts needed to be refunded (Attachment 10).

A letter, received February 22, 1983 indicated that the loans in question were repaid to the candidate in two payments on August 15, 1982 and August 30, 1982; however, it did not disclose payments to the two individuals who were disclosed as the original sources of the funds (Attachment 11).

Additional attempts to contact the committee have been unsuccessful (Attachment 12).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	PRIMARY	GENERAL	PRIMARY	GENERAL	COVERAGE DATES	PAGES	LOCATION
							TYPE OF FILE		

TOWNS, EDOLPHUS	HOUSE 11 DEMOCRATIC PARTY				NEW YORK		1982 ELECTION, 1981 H2BY11017		
1. STATEMENT OF CANDIDATE							16MAR82	1	02HSE/211/2120
1982 STATEMENT OF CANDIDATE									
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
FRIENDS OF ED TOWNS							101 C00152066 HOUSE		
1982 STATEMENT OF ORGANIZATION							16MAR82	1	02HSE/211/2117
48 HOUR CONTRIBUTION NOTICE							21SEP82	1	02HSE/226/1354
48 HOUR CONTRIBUTION NOTICE							4NOV82	1	02HSE/235/2035
APRIL QUARTERLY			31,300		6,412		21APR81 - 1APR82	9	02HSE/215/0067
APRIL QUARTERLY - AMENDMENT			-		-		21APR81 - 1APR82	1	02HSE/210/2375
1'ST LETTER INFORMATIONAL NOTICE			-		-		1NOV81 - 31MAR82	3	02FEC/235/05
PRE-PRIMARY			35,784		86,979		1JUL82 - 30SEP82	12	02HSE/226/21
PRE-PRIMARY - AMENDMENT			-		-		1JUL82 - 30SEP82	2	02HSE/235/4395
REQUEST FOR ADDITIONAL INFORMATION			-		-		1JUL82 - 30SEP82	1	02FEC/242/4742
JULY QUARTERLY			57,409		9,202		2APR82 - 1JUL82	15	02HSE/222/247
JULY QUARTERLY - AMENDMENT			-		-		2APR82 - 1JUL82	1	02HSE/226/3710
JULY QUARTERLY - AMENDMENT			-		-		2APR82 - 1JUL82	1	02HSE/235/3979
JULY QUARTERLY - AMENDMENT			-		-		2APR82 - 1JUL82	1	03HSE/244/2994
REQUEST FOR ADDITIONAL INFORMATION			-		-		2APR82 - 1JUL82	2	02FEC/245/2359
REQUEST FOR ADDITIONAL INFORMATION 2ND			-		-		2APR82 - 1JUL82	3	02FEC/253/2221
REQUEST FOR ADDITIONAL INFORMATION			-		-		2APR82 - 1JUL82	3	03FEC/240/3204
REQUEST FOR ADDITIONAL INFORMATION 2ND			-		-		2APR82 - 1JUL82	4	03FEC/263/4044
OCTOBER QUARTERLY			15,369		33,245		4SEP82 - 30SEP82	11	02HSE/234/4073
OCTOBER QUARTERLY - AMENDMENT			-		-		4SEP82 - 30SEP82	1	03HSE/244/3007
1'ST LETTER INFORMATIONAL NOTICE			-		-		4SEP82 - 30SEP82	3	03FEC/271/3316
PRE-GENERAL				865		2,450	1OCT82 - 13OCT82	4	02HSE/234/4093
POST-GENERAL				12,533		13,009	14OCT82 - 22NOV82	8	02HSE/236/4297
YEAR-END				1,745		2,303	23NOV82 - 31DEC82	8	03HSE/243/3312
TOTAL			139,950	15,143	136,030	18,042		96	TOTAL PAGES
4. AUTHORIZED COMMITTEES									
4B. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES									

All reports through the July Quarterly Report have received Basic Review

Cash on hand as of the 1982 Year End Report -- \$193.12

Outstanding debts owed to the committee -- \$12,092.50

(13)

ATTACHMENT 1

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

Attachment 2
July Quarter

Name of Committee (in Full)

FRIENDS OF ED TOWNE

Report Covering the Period:

From: **4/1/82** To: **7/1/82**

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

(Memo Entry Unitemized \$ **18,067.46**)

(b) Political Party Committees

(c) Other Political Committees

(d) The Candidate

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

36,582.00

65,520.96

425.00

1,575.00

37,007.00

67,095.96

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES

13. LOANS:

(a) Made or Guaranteed by the Candidate

(b) All Other Loans

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

20,000.00

20,000.00

0

0

20,000.00

20,000.00

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

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

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

-0-

1,300.00

402.22

402.22

57,409.22

88,798.18

II. DISBURSEMENTS

17. OPERATING EXPENDITURES

18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES

19. LOAN REPAYMENTS:

(a) Of Loans Made or Guaranteed by the Candidate

(b) Of All Other Loans

(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

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

21. OTHER DISBURSEMENTS

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

9,202.50

14,515.16

0

1,300.00

0

1,300.00

9,202.50

15,815.16

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD

24. TOTAL RECEIPTS THIS PERIOD (From Line 16)

25. SUBTOTAL (Add Line 23 and Line 24)

26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)

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

24,776.30

57,409.22

82,185.52

9,202.50

72,983.02

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1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

FRIENDS of ED TOWNS

$$I(s)$$



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

5 October 1982

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-When a committee reports receiving a loan from the candidate, it is necessary to clarify whether or not the candidate used his/her personal funds or borrowed the money from a lending institution or other source. If the candidate borrowed funds from a lending institution or any other source, the amount of the loan, the date incurred, the date due, the interest rate, whether or not the loan was secured, and all endorser's or guarantor's names, addresses, occupations, employers and the amount guaranteed by each, if applicable, should be itemized. If the loan(s) was from personal funds, please acknowledge that fact in an amendment to this report. Further, it is important to note that "personal funds" is strictly defined by Commission regulations and may be found in 11 CFR 110.10. (11 CFR 100.7(a)(1) and 104.3(d))

-Note for future reports that you should state the actual job title, rather than "executive."

-For your information, the in-kind contribution from the Avon Fund should be included on Line 11(c).

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If

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Benita Marcus Allen

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 29, 1982

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated October 5, 1982. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Benita Marcus Adler on our toll-free number (800) 424-9530 or our local number (202) 523-4172.

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

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RECEIVED
OCT 22 1982

Friends of Ed TOWNS in CONGRESS

P.O. BOX 433 - EAST NEW YORK STATION
BROOKLYN, NEW YORK 11207
(212) 498-0700-01

02 NOV 1 1982

October 21, 1982

Benita Marcus Adler
Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington, D.C. 20463

Reference: Amendment to July Quarterly Report (4/2/82- 7/1/82)

Identification Number: C00152066

Dear Mr. Adler:

I am in receipt of your letter of October 8, 1982, with regard to the July Quarterly Report.

Please amend my report with the following amendments:

(a) Loan received from candidate was in the amount of \$20,000.00. Candidate received monies from Harvey Ball, 27 Valley Lane No., Woodmere, New York, 11581, owner of Liberty Electric on 6/30/82, \$10,000.00 at no interest unsecured payable 8/15/82.

On 6/28/82, \$10,000.00 at no interest, William Washington, 382 Stone Ave., Brooklyn, N.Y. 11212, partner in J.W.J. Check Cashing. Payable on 8/30/82.

(b) All reports now show actual job title rather than "executive".

(c) We have transferred the in-kind contribution from Avon Fund (\$1750.04) from line 6A to line C.

Thank you for bringing these matters to my attention.

Sincerely

Vivian Y. Bright
Treasurer, Friends of Ed. Towns
P.O. BOX 433, East N.Y. Station
Brooklyn, N.Y. 11207

"BECOME A FRIEND"

A COPY OF OUR REPORT IS FILED WITH AND IS AVAILABLE FOR PURCHASE FROM THE FEDERAL ELECTION COMMISSION, WASHINGTON, D.C. 20463
FRIENDS OF ED TOWNS - VIVIAN Y. BRIGHT, TREASURER

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SCHEDULE A

ITEMIZED RECEIPTS

Form 1041-1
Use only if you are required to file a return
OMB No. 1545-0047
Summary Page

Any information supplied 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):
FRIENDS of ED TOWNS

A. Full Name, Mailing Address and ZIP Code James Herbert Allen 222-30 143rd Ave Larchmont N.Y. Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Howard Ave. Bldg Corp Occupation Resident Appropriate Year-to-Date-S	Date (month, day, year) 2/8/82	Amount of Each Receipt This Period 1,000.00
B. Full Name, Mailing Address and ZIP Code Avon-Fund for Responsible Govt 9 West 57th St New York NY 10019 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer N/A Occupation N/A Appropriate Year-to-Date-S	Date (month, day, year) 10/26/81	Amount of Each Receipt This Period 500.00
C. Full Name, Mailing Address and ZIP Code Harnett BALL 27 Valley Lane No. Woodmere N.Y. 11581 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Liberty Electric Co Occupation owner Appropriate Year-to-Date-S	Date (month, day, year) 2-4-82	Amount of Each Receipt This Period 1000.00
D. Full Name, Mailing Address and ZIP Code HARVEY BALL 27 Valley Lane No. Woodmere N.Y. 11581 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Liberty Electric Co Occupation owner Appropriate Year-to-Date-S	Date (month, day, year) 2-4-82	Amount of Each Receipt This Period 1000.00
E. Full Name, Mailing Address and ZIP Code Leslie Bennett 55 Chester Street Brooklyn N.Y. 11212 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Bennett Wrecking & Excavation Co. Occupation owner Appropriate Year-to-Date-S	Date (month, day, year) 4-5-82	Amount of Each Receipt This Period 500.00
F. Full Name, Mailing Address and ZIP Code DR. Vernal G. Cave 1345 President Street Brooklyn N.Y. 11213 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer Self employed Occupation Medical Doctor Appropriate Year-to-Date-S	Date (month, day, year) 11-18-81	Amount of Each Receipt This Period 300.00
G. Full Name, Mailing Address and ZIP Code Committee to Assure Responsible Leadership 115-123 222nd St Camden N.J. 08101 Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Name of Employer N/A Occupation N/A Appropriate Year-to-Date-S	Date (month, day, year) 2/3/82	Amount of Each Receipt This Period 350.00
TOTAL of Receipts This Page (optional)			4650.00
TOTAL This Period (last page this line number only)			

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02012150000

102

I(10)

SCHEDULE A

ITEMIZED RECEIPTS

Page 4 of 1
 LINE NUMBER
 Use columns when filing for each category of the Standard 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)			
FRIENDS of ED Towns			
A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Armond Skeete 180 Laurel Lane Laurel Hollow NY 11791	McDonald's	2/24/82	500.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>owner</u>	Appropriate Year-to-Date - \$	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Simon, Harry Galtay 119 64 Ave Bklyn NY 11217	Self employed	1/22/82 2/24/82	100.00 100.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>Architect</u>	Appropriate Year-to-Date - \$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Levin, Himm 1028 Belmont Ave Brooklyn NY 11208	Timon's Electric Co	2/24/82 3/28/82	250.00 250.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>Pres. owner</u>	Appropriate Year-to-Date - \$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
William Washington 382 Stone Avenue Brooklyn NY 11212	W.J.J. Chee Fasting	1/17/82	500.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>Partner</u>	Appropriate Year-to-Date - \$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Jerry Weinstein 112 Palmyra Avenue Woodmere N.Y.	Schneid Bros Inc	2/1/82	1000.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>Pres</u>	Appropriate Year-to-Date - \$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Jessica D. Williams 942 Cleveland Street Brooklyn NY 11213	City of New York	2/1/82 2/26/82	200.00 6000
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>City Worker</u>	Appropriate Year-to-Date - \$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Jessie Wise 667 Birchwood Street Brooklyn NY 11203	Wise Excavating Co	2/24/82	1000.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Occupation: <u>Pres</u>	Appropriate Year-to-Date - \$	
SUBTOTAL of Receipts This Page (optional)			3960.00
TOTAL This Period (Do not add this line number only)			3960.00

I(11)

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ITEMIZED RECEIPTS

29

Name of the organization		Name of the individual		Date of birth		Date of death	
Friend of Ed Towns		Philip C. Cox		5/15/82		200.00	
Full Name, Mailing Address and ZIP Code		NYC		Bd. of education		Principal	
1700 Fulton Street Bklyn, N.Y. 11233		NYC		Bd. of education		Principal	
Report for		NYC		Bd. of education		Principal	
Other (specify)		NYC		Bd. of education		Principal	
Full Name, Mailing Address and ZIP Code		John V. Cummings		6/20/82		100.00	
1020 Barbey St. Brooklyn, N.Y.		HRA NYC		6/20/82		100.00	
Report for		HRA NYC		6/20/82		100.00	
Other (specify)		HRA NYC		6/20/82		100.00	
Full Name, Mailing Address and ZIP Code		Karl Walkes		6/3/82		150.00	
400 East 58th St. Brooklyn, NY 11203		Self-employed		6/3/82		150.00	
Report for		Self-employed		6/3/82		150.00	
Other (specify)		Self-employed		6/3/82		150.00	
Full Name, Mailing Address and ZIP Code		William Washington		5/10/82		500.00	
382 Stone Ave Bklyn, N.Y. 11212		W.J.J. checkcashing		5/10/82		500.00	
Report for		W.J.J. checkcashing		5/10/82		500.00	
Other (specify)		W.J.J. checkcashing		5/10/82		500.00	
Full Name, Mailing Address and ZIP Code		Geraldine Weinstein		5/10/82		1000.00	
112 Palmyra Ave Woodmere, N.Y.		Schneid Bros		5/10/82		1000.00	
Report for		Schneid Bros		5/10/82		1000.00	
Other (specify)		Schneid Bros		5/10/82		1000.00	
Full Name, Mailing Address and ZIP Code		Meyer H. Weiss		4/1/82		250.00	
322 Sheppard Ave Brooklyn, NY 11207		Smdex Supply Co		4/1/82		250.00	
Report for		Smdex Supply Co		4/1/82		250.00	
Other (specify)		Smdex Supply Co		4/1/82		250.00	
Full Name, Mailing Address and ZIP Code		Gertrude P. Mc Brown		6/1/82		1000.00	
1439 Fulton St Brooklyn, NY 11233		Specifications Systems		6/1/82		1000.00	
Report for		Specifications Systems		6/1/82		1000.00	
Other (specify)		Specifications Systems		6/1/82		1000.00	

$$I(12)$$

100048
OCT 29 1982

Friends
of
Ed Towns
for congress

P.O. BOX 453 - EAST NEW YORK STATION
BROOKLYN, NEW YORK 11207
(212) 424-3700-01

October 21, 1982

100048
Edmund L. Henshaw, Jr. Clerk
U.S. House of Representatives
Washington, D.C. 20515

Re: 12-Day Pre-Primary Report

ID: 100048

Dear Mr. Henshaw,

I am in receipt of your letter of September 30, 1982, regarding my report of the 12-Day Pre-Primary report of receipts and disbursements.

In compliance to your instructions I have filed on a separate supporting Schedule B (attached) the loan payments reported on line 20 (a).

Thank you for bringing this matter to my attention.

Sincerely,

Vivian Y. Bright

Vivian Y. Bright
Treasurer, Friends of Ed Towns
P.O. Box 453
East New York Station
Brooklyn, New York 11207

"BECOME A FRIEND"

I(13)

184040491105

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1
 (SEE INSTRUCTIONS FOR THE
 PREPARATION OF THIS SCHEDULE
 SUMMARY PAGE)

LOAN REPAYMENT

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

Name of Committee (in Full)
Friends of ED Towns

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
<u>Edolphus Towns</u> <u>450 Rockaway Pkwy</u> <u>Brooklyn N.Y. 11212</u>	<u>LOAN REPAYMENT</u> Disbursement for: ☒ Primary ☐ General ☐ Other (specify): <u>20000 -</u>	<u>8-15-82</u> <u>8-20-82</u>	<u>10,000.00</u> <u>10,000.00</u>
B. 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
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)			
TOTAL This Period (last page the line number only)			<u>20,000.00</u>

I (14)

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

4 January 1983

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Amended Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your July Quarterly Amended report (pertinent portion attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. An individual or a political committee, other than a multicandidate committee may not make contributions to a candidate for Federal office in excess of \$1,000 per election. If you have received a contribution(s) which exceeds the limits, the Commission recommends that you refund to the donor(s) the amount in excess of \$1,000. The Commission should be notified in writing if a refund is necessary. In addition, any refund should appear on Line 20(c) of the Detailed Summary Page of your next report. (2 U.S.C. 441a(a) and (f))

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.

If you find the contribution(s) in question was disclosed incompletely or incorrectly, please amend your original report with the clarifying information.

Although the Commission may take further legal steps concerning the acceptance of an excessive contribution(s), prompt action by you to refund the excessive amount will be taken into consideration by the Commission.

I(15)

84040491107

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4172.

Sincerely,

Benita Marcus Adler

Benita Marcus Adler
Reports Analyst
Reports Analysis Division

84040491108

I(16)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

January 28, 1983

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453, East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Amended Report (4/2/82-7/1/82)

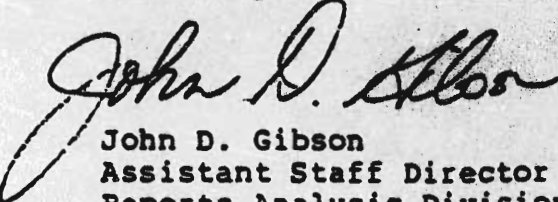
Dear Ms. Bright:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated January 4, 1983. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Benita Adler on our toll-free number (800) 424-9530 or our local number (202) 523-4172.

Sincerely,


John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

I(17)

84040491109

RE: RFAI sent January 4th for excessive contribution(s)
DATE: 1/12/83
FROM: Agent of Committee and Ms. Vivian Bright (Treasurer)
TO: Swanson
NAME OF COMMITTEE: Friends of Ed Towns - New York - C00152066 - House

An agent of the Friends of Ed Towns committee in New York called in order to gain clarification on a Request for Additional Information dated January 4, 1983 from Ms. Adler. Ms. Bright (treasurer of the committee) was on an extension to add clarification.

In responding to one of Ms. Adler's previous RFAI's on the July 15 Quarterly report requesting the source of a \$20,000 candidate loan she (Ms. Bright) disclosed the fact that the loan consisted of two (2) \$10,000 loans from individuals. Ms. Bright seemed to believe that because the committee had made the transaction with the candidate, determining the ultimate source of the money wasn't the committee's concern. I explained that anything of value given to the candidate and/or the committee of the candidate was considered a contribution to the campaign and subject to the limitations of the Act. I further explained that the two (2) \$10,000 loans from individuals would constitute excessives and that to properly address Ms. Adler's letter the committee should acknowledge the receipt of the excessives by notifying the Commission, in writing, and explain the circumstances surrounding the transaction as well as mention the date that the committee refunded the money to the individuals.

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I(18)

850-1313

83 FEB 18 PM 4:48

Friends of Ed Towns

26 COURT STREET • ROOM 1212 • BROOKLYN, N. Y. 11241

Vincent L. Johnson, Chairman

REGULAR MAIL
FEB 16 1983

February 16, 1983

NOTED 22 PM 4:12

Ms. Benita Marcus Adler
Reports Analysis Division
Federal Election Commission
Washington, D.C. 20463RE: Amendment to July Quarterly Report
I.D. # C 20152066...I.D. # 10004-

Dear Ms. Adler:

I am in receipt of your letter of January 4, 1983, with regard to the July quarterly report, please find our report as follows:

The amount in question: \$20,000 from our Candidate was repaid to him. \$10,000 on August 15, 1982 and \$10,000 on August 30, 1982. This was shown on our October 1982 Report.

Thank you for bringing this matter to my attention.

Sincerely,

Vivian Y. Bright
Treasurer

VYB:lr

I(19)

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MEMORANDUM FOR FILES

RE: TELECON
DATE: May and June 1982
FROM: Benita Adler
TO: committee treasurer, candidate's office
NAME OF COMMITTEE: Friends of Ed Towns

Attempts to reach this committee have been unsuccessful. The treasurer's listing does not answer. A message was left at the office of Mr. Towns for a representative of the committee to contact me. As of 6/3/82, there has been no response.

84040491112

I(20)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453
East New York Station
Brooklyn, New York 11207

Re: MUR 1579

Dear Ms. Bright:

On , 1983, the Federal Election Commission determined that there is reason to believe that your committee, Friends of Ed Towns, and you, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you and your committee. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you and your committee, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

If you and your committee 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.

Attachment 2 (1)

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3

Letter to Vivian Y. Bright
Page 2

The investigation now being conducted will be 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 investigation to be made public.

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

84040491114

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENTS: Friends of Ed Towns
Vivian Y. Bright, Treasurer

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

SUMMARY OF ALLEGATIONS

Friends of Ed Towns ("Committee") and Vivian Y. Bright, as treasurer, accepted two excessive loans in violation of 2 U.S.C. § 441a(f), and failed to report the repayment of the loans to the two individual lenders in violation of 2 U.S.C. § 434(b)(5)(D).

FACTUAL AND LEGAL ANALYSIS

The Committee's 1982 July Quarterly Report disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that the original source of the funds was two \$10,000 loans, one from Harvey Ball, received on June 30, 1982 and payable on August 15, 1982, and the

other from William Washington, received on June 28, 1982 and payable on August 30, 1982. Each individual had previously contributed \$1,000 designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayments to the individuals were disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on January 28, 1983, as no response had been received.

A telephone call to RAD from the Committee on January 12, 1983, revealed that the treasurer believed that because the Committee had made the transaction with the candidate, determining the ultimate source of the money was not the Committee's concern. The Committee was advised that anything of value was considered a contribution and the excessive amounts needed to be refunded.

*/ The Committee reported the receipt of a \$1,000 contribution from Harvey Ball, designated for the primary election, on February 4, 1982, and reported the receipt of two \$500 contributions from William Washington, designated for the primary election, on February 17, 1982, and May 10, 1982, respectively.

A letter, received February 18, 1983, again indicated that the loans in question were repaid to the candidate in two payments. Payments to the two individuals who were disclosed as the original sources of the funds, however, were not reported. Additional attempts by RAD to contact the Committee have been unsuccessful.

Pursuant to 2 U.S.C. § 441a(a) (1) (A) no person may 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 set forth at 2 U.S.C. § 441a(f) no candidate or political committee shall knowingly accept any contribution in violation of the provisions of 2 U.S.C. § 441a, and no officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, in violation of any limitation on contributions imposed under 2 U.S.C. § 441a.

The term "contribution" is defined at 2 U.S.C. § 431(8) (A) (i) to include any loan made by any person for the purpose of influencing any election for federal office.

Section 434(b) (5) (D) of Title 2, United States Code, requires a political committee to report the name and address of each person who receives a loan repayment from the reporting committee during the reporting period, together with the date and amount of such loan repayment.

2(s)

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The loans at issue, from Harvey Ball and William Washington, constitute "contributions" to the Committee within the meaning of the Act. As Messrs. Ball and Washington previously contributed \$1,000 apiece to Ed Towns' 1982 primary election campaign, they could not permissibly make any additional contributions in connection with the primary election. By accepting the excessive contributions of \$10,000 from each of these individuals, the Committee and Vivian Y. Bright, as treasurer, appear to have violated 2 U.S.C. § 441a(f), in the General Counsel's view. Although the Committee's repayment of the loans to the candidate suggests that Messrs. Ball and Washington were repaid in full, within two months of their making of the loans, the Committee had the use of these monies during the period immediately prior to the primary election, and, to date, the Committee has not amended its reports to reflect loan repayments to either Mr. Washington or Mr. Ball, in apparent violation of 2 U.S.C. § 434(b)(5)(D). Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that the Committee and Vivian Y. Bright, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(5)(D).



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

William Washington
382 Stone Avenue
Brooklyn, New York 11212

Re: MUR 1579

Dear Mr. Washington:

On , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

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.

The investigation now being conducted will be 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 investigation to be made public.

2(7)

Letter to William Washington
Page 2

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

34040491120

2(8)

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

NUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENT : William Washington

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

SUMMARY OF ALLEGATIONS

William Washington made a loan to Friends of Ed Towns in violation of 2 U.S.C. § 441a(a)(1)(A).

FACTUAL AND LEGAL ANALYSIS

The 1982 July Quarterly Report of Friends of Ed Towns ("Committee") disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from William Washington, received on June 28, 1982 and

payable on August 30, 1982. William Washington had previously contributed \$1,000 to the Committee designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayment to William Washington was disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on January 28, 1983, as no response had been received.

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may 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.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

The loan at issue, from William Washington, constitutes a "contribution" to the Committee within the meaning of the Act.

*/ The Committee reported the receipt of two \$500 contributions from William Washington on February 17, 1982, and May 10, 1982, respectively.

As William Washington previously contributed \$1,000 to Ed Towns' 1982 primary election campaign, he could not permissibly make any additional contributions in connection with the primary election. By so doing, William Washington violated 2 U.S.C.

§ 441a(a)(1)(A), in the General Counsel's view. Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that William Washington violated 2 U.S.C.

§ 441a(a)(1)(A).

84040491123



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Harvey Ball
27 Valley Lane North
Woodmere, New York 11581

Re: MUR 1579

Dear Mr. Ball:

On , 1983, the Federal Election Commission determined that there is reason to believe that you violated 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no further action should be taken against you. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration of this matter within ten days of your receipt of this letter.

In the absence of any additional information which demonstrates that no further action should be taken against you, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation. Of course, this does not preclude the settlement of this matter through conciliation prior to a finding of probable cause to believe if you so desire. See 11 C.F.R. § 111.18(d).

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.

The investigation now being conducted will be 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 investigation to be made public.

2(12)

Letter to Harvey Ball
Page 2

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Maura White, the staff member assigned to this matter, at 202/523-4057.

Sincerely,

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement

84040491125

2(13)

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1579
STAFF MEMBER(S) & TEL. NO.
Maura White
202-523-4057

RESPONDENT : Harvey Ball

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

SUMMARY OF ALLEGATIONS

Harvey Ball made a loan to Friends of Ed Towns in violation of 2 U.S.C. § 441a(a) (1) (A).

FACTUAL AND LEGAL ANALYSIS

The 1982 July Quarterly Report of Friends of Ed Towns ("Committee") disclosed the receipt of two loans totalling \$20,000 from the candidate, Edolphus Towns, designated to the primary election and received on June 30, 1982. The original source of the loans, however, was not disclosed. A Request for Additional Information ("RFAI") was sent to the Committee by RAD on October 5, 1982, requesting that the original source of funds (personal or bank) be disclosed. A Second Notice was mailed on October 29, 1982, as no response had been received.

An amendment to the July Quarterly Report was received on November 1, 1982. The amendment provided that one of the loans originally attributed to the candidate was actually a \$10,000 loan from Harvey Ball, received on June 30, 1982 and

payable on August 15, 1982. Harvey Ball had previously contributed \$1,000 to the Committee designated for the primary election. */ On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two \$10,000 loan repayments had been made to the candidate, one on August 15, 1982, and the other on August 30, 1982. No repayment to Harvey Ball was disclosed.

An RFAI was sent to the Committee on January 4, 1983, requesting that the Committee refund the amount in excess of \$1,000 from each individual, or amend its report if incorrectly or incompletely disclosed. A Second Notice was mailed on January 28, 1983, as no response had been received.

Pursuant to 2 U.S.C. § 441a(a)(1)(A) no person may 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.

The term "contribution" is defined at 2 U.S.C. § 431(8)(A)(i) to include any loan made by any person for the purpose of influencing any election for federal office.

The loan at issue, from Harvey Ball, constitutes a "contribution" to the Committee within the meaning of the Act.

*/ The Committee reported the receipt of a \$1,000 contribution from Harvey Ball on February 4, 1982.

As Harvey Ball previously contributed \$1,000 to Ed Towns' 1982 primary election campaign, he could not permissibly make any additional contributions in connection with the primary election. By so doing, Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A), in the General Counsel's view. Hence, it is the recommendation of the General Counsel that the Commission find reason to believe that Harvey Ball violated 2 U.S.C. § 441a(a)(1)(A).

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Friends of Ed Towns Committee

RAD Referral 83L-21

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 12, 1983, the Commission decided by a vote of 4-0 to open an MUR in the above-captioned matter.

Commissioners Elliott, Harris, McDonald and Reiche voted affirmatively in this matter; Commissioners Aikens and McGarry did not cast a vote.

Attest:

9-13-83

Date

Jody C. Ransom

for Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on 48 hour tally basis:

8-31-83, 12:46
9- 1-83, 11:00

84040491128

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 8 June 1983

ANALYST: Benita Marcus Adler

- I. COMMITTEE: Friends of Ed Towns
(C00152066/NY-11)
Vivian Y. Bright, Treasurer
P.O. Box 453
East New York Station
Brooklyn, NY 11027
- II. RELEVANT STATUTE: 2 U.S.C 441a(f)
- III. BACKGROUND:

Receipt of excessive loans from individuals 2 U.S.C. 441a(f)

The Committee's 1982 July Quarterly Report disclosed the receipt of loans totalling \$20,000 from the candidate designated to the primary election and received on July 26, 1982 and July 30, 1982; however, the original source of the loans was not disclosed (Attachment 2). A Request for Additional Information (RFAI) was sent to the committee on October 5, 1982 requesting that the original source of funds (personal or bank) be disclosed (Attachment 3). A Second Notice was mailed on October 29, 1982, as no response had been received (Attachment 4).

An amendment to the July Quarterly Report received November 11, 1982 provided that the loans were actually two(2) \$10,000 loans from two(2) individuals (Attachment 5). The committee disclosed that one of the loans was payable on August 15, 1982 and the other on August 30, 1982. Since each individual had previously contributed \$1,000 designated for the primary election, the loans resulted in excessive contributions totalling \$20,000 (Attachment 6).

On November 2, 1982, an amendment to the 12 Day Pre-Primary Report was received which disclosed that two(2) \$10,000 loan repayments had been made to the candidate on August 15, 1982 and August 30, 1982. No repayments to the individuals were disclosed (Attachment 7).

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An RFAI was sent to the committee on January 4, 1983 requesting that the Committee refund the amount in excess of \$1,000 per election per individual, or amend its report if incorrectly or incompletely disclosed (Attachment 8). A Second Notice was mailed on January 28, 1983, as no response had been received (Attachment 9).

A telephone call from the Committee on January 12, 1983 revealed that the treasurer believed that because the Committee had made the transaction with the candidate, determining the ultimate source of the money was not the Committee's concern. The committee was advised that anything of value was considered a contribution and the excessive amounts needed to be refunded (Attachment 10).

A letter, received February 22, 1983 indicated that the loans in question were repaid to the candidate in two payments on August 15, 1982 and August 30, 1982; however, it did not disclose payments to the two individuals who were disclosed as the original sources of the funds (Attachment 11).

Additional attempts to contact the committee have been unsuccessful (Attachment 12).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

FEDERAL ELECTION COMMISSION
8 4 0 4 0 4 1 1 3 1
 1984-1992
 CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 1

CANDIDATE/COMMITTEE/DOCUMENT	RECEIPTS		EXPENDITURES		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
	OFFICE BOUGHT/	PARTY	PRIMARY	GENERAL			
TOWNS, EDOLPHUS	HOUSE 11 DEMOCRATIC PARTY		NEW YORK		1982 ELECTION	100 H2NY11017	
1. STATEMENT OF CANDIDATE							
1982 STATEMENT OF CANDIDATE					16MAR82		1 82HSE/211/2120
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES							
3. PRINCIPAL CAMPAIGN COMMITTEE							
FRIENDS OF ED TOWNS					100 C00152066 HOUSE		
1982 STATEMENT OF ORGANIZATION					16MAR82		1 82HSE/211/2119
48 HOUR CONTRIBUTION NOTICE					21SEP82		1 82HSE/226/1384
48 HOUR CONTRIBUTION NOTICE					4NOV82		1 82HSE/235/2835
APRIL QUARTERLY	31,388		6,612		21APR81 - 1APR82	9	82HSE/215/0887
APRIL QUARTERLY - AMENDMENT	-		-		21APR81 - 1APR82	1	82HSE/218/2475
1'ST LETTER INFORMATIONAL NOTICE					1NOV81 - 31MAR82	3	82FEC/235/0504
PRE-PRIMARY	35,784		84,979		1JUL82 - 3SEP82	12	82HSE/226/2148
PRE-PRIMARY - AMENDMENT	-		-		1JUL82 - 30SEP82	2	82HSE/235/4395
REQUEST FOR ADDITIONAL INFORMATION					1JUL82 - 3SEP82	1	82FEC/249/4742
JULY QUARTERLY	57,409		9,202		2APR82 - 1JUL82	15	82HSE/222/2497
JULY QUARTERLY - AMENDMENT	-		-		2APR82 - 1JUL82	1	82HSE/226/3710
JULY QUARTERLY - AMENDMENT	-		-		2APR82 - 1JUL82	1	82HSE/235/3979
JULY QUARTERLY - AMENDMENT	-		-		2APR82 - 1JUL82	1	83HSE/244/2994
REQUEST FOR ADDITIONAL INFORMATION					2APR82 - 1JUL82	2	82FEC/245/2358
REQUEST FOR ADDITIONAL INFORMATION 2ND					2APR82 - 1JUL82	3	82FEC/253/2221
REQUEST FOR ADDITIONAL INFORMATION					2APR82 - 1JUL82	3	83FEC/260/3294
REQUEST FOR ADDITIONAL INFORMATION 2ND					2APR82 - 1JUL82	4	83FEC/263/4844
OCTOBER QUARTERLY	15,369		33,245		4SEP82 - 30SEP82	11	82HSE/234/4873
OCTOBER QUARTERLY - AMENDMENT	-		-		4SEP82 - 30SEP82	1	83HSE/244/3887
1'ST LETTER INFORMATIONAL NOTICE					4SEP82 - 30SEP82	3	83FEC/271/3346
PRE-GENERAL			865		10CT82 - 13OCT82	4	82HSE/234/4093
POST-GENERAL			12,533		13,009 14OCT82 - 22NOV82	8	82HSE/236/4297
YEAR-END			1,745		2,283 23NOV82 - 31DEC82	8	83HSE/243/3312
TOTAL	139,950	15,143	136,038	18,042		96	TOTAL PAGES
4. AUTHORIZED COMMITTEES							
4B. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES							

All reports through the July Quarterly Report have received Basic Review

Cash on hand as of the 1982 Year End Report -- \$193.12

Outstanding debts owed to the committee -- \$12,092.50

ATTACHMENT 1

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

Attachment 2
July Quarterly

Name of Committee (In Full)

FRIENDS of ED TOWNE

Report Covering the Period:

From: **4/1/82** To: **7/1/82**

	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	36,582.00	65,520.96
(Memo Entry Unitemized \$ 18,067.46)		
(b) Political Party Committees		
(c) Other Political Committees	425.00	1,575.00
(d) The Candidate		
(e) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b, 11c and 11d)	37,007.00	67,095.96
12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES		
13. LOANS:		
(a) Made or Guaranteed by the Candidate	20,000.00	20,000.00
(b) All Other Loans	0	0
(c) TOTAL LOANS (add 13a and 13b)	20,000.00	20,000.00
14. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	-0-	1,300.00
15. OTHER RECEIPTS (Dividends, Interest, etc.)	402.22	402.22
16. TOTAL RECEIPTS (Add 11e, 12, 13c, 14 and 15)	57,409.22	88,798.18
II. DISBURSEMENTS		
17. OPERATING EXPENDITURES	9,202.50	14,515.16
18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES		
19. LOAN REPAYMENTS:		
(a) Of Loans Made or Guaranteed by the Candidate		
(b) Of All Other Loans		
(c) TOTAL LOAN REPAYMENTS (add 19a and 19b)		
20. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	0	1,300.00
(b) Political Party Committees		
(c) Other Political Committees		
(d) TOTAL CONTRIBUTION REFUNDS (add 20a, 20b and 20c)	0	1,300.00
21. OTHER DISBURSEMENTS		
22. TOTAL DISBURSEMENTS (Add 17, 18, 19c, 20d and 21)	9,202.50	15,815.16
III. CASH SUMMARY		
23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD		24,776.30
24. TOTAL RECEIPTS THIS PERIOD (From Line 16)		57,409.22
25. SUBTOTAL (Add Line 23 and Line 24)		82,185.52
26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)		9,202.50
27. CASH ON HAND AT CLOSE OF THE REPORTING PERIOD (Subtract Line 26 from 25)		72,983.02

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LOANS

Form 1041-10 (Rev. 1-78)
 U.S. Department of the Treasury
 Internal Revenue Service

FRIENDS of ED TOWNS

A. Full Name, Mailing Address and ZIP Code of Loan Source Edolphus TOWNS 450 ROCKAWAY PARKWAY BROOKLYN NY 11212		Original Amount of Loan 10,000.00 10,000.00	Cumulative Payments To Date 0 0	Balance Outstanding at Close of This Period 20,000.00
Election: ☐ Primary ☐ General ☐ Other (specify) _____ Terms: Date Incurred <u>6/30/82</u> Date Due <u>7/26/83</u> Interest Rate <u>0</u> (Year) ☐ 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		Original Amount of Loan	Cumulative Payments To Date	Balance Outstanding at Close of This Period
Election: ☐ Primary ☐ General ☐ Other (specify) _____ Terms: Date Incurred _____ Date Due _____ Interest Rate _____ (Year) ☐ 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)				20,000.00
TOTALS This Period (last page in this line only)				20,000.00

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

5 October 1982

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-When a committee reports receiving a loan from the candidate, it is necessary to clarify whether or not the candidate used his/her personal funds or borrowed the money from a lending institution or other source. If the candidate borrowed funds from a lending institution or any other source, the amount of the loan, the date incurred, the date due, the interest rate, whether or not the loan was secured, and all endorsers' or guarantors' names, addresses, occupations, employers and the amount guaranteed by each, if applicable, should be itemized. If the loan(s) was from personal funds, please acknowledge that fact in an amendment to this report. Further, it is important to note that "personal funds" is strictly defined by Commission regulations and may be found in 11 CFR 110.10. (11 CFR 100.7(a)(1) and 104.3(d))

-Note for future reports that you should state the actual job title, rather than "executive."

-For your information, the in-kind contribution from the Avon Fund should be included on Line 11(c).

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If

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you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4172.

Sincerely,

Benita Marcus Adler

Benita Marcus Adler
Reports Analyst
Reports Analysis Division

8042004302459312123253



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 29, 1982

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated October 5, 1982. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Benita Marcus Adler on our toll-free number (800) 424-9530 or our local number (202) 523-4172.

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

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RECEIVED
OCT 23 1982

Friends
of
ED TOWNS
for CONGRESS

P.O. BOX 433 - EAST NEW YORK STATION
BROOKLYN, NEW YORK 11207
(212) 498-9700-01

02 NOV 1 1982

October 21, 1982

Benita Marcus Adler
Reports Analyst
Reports Analysis Division
Federal Election Commission
Washington, D.C. 20463

100048

Reference: Amendment to July Quarterly Report (4/2/82- 7/1/82)

Identification Number: 000153066

Dear Mr. Adler:

I am in receipt of your letter of October 5, 1982, with regard to the July Quarterly Report.

Please amend my report with the following amendments:

(a) Loan received from candidate was in the amount of \$20,000.00. Candidate received monies from Harvey Ball, 27 Valley Lane No., Woodmere, New York, 11581, owner of Liberty Electric on 6/30/82, \$10,000.00 at no interest unsecured payable 8/15/82.

On 6/28/82, \$10,000.00 at no interest, William Washington, 382 Stone Ave., Brooklyn, N.Y. 11212, partner in J.W.S. Check Cashing. Payable on 8/30/82.

(b) All reports now show actual job title rather than "executive".

(c) We have transferred the in-kind contribution from Avon Fund (\$1750.04) from line 4A to line C.

Thank you for bringing these matters to my attention.

Sincerely

Vivian Y. Bright

Vivian Y. Bright
Treasurer, Friends of Ed. Towns
P.O. BOX 433, East N.Y. Station
Brooklyn, N.Y. 11207

"BECOME A FRIEND"

A COPY OF OUR REPORT IS FILED WITH AND IS AVAILABLE FOR PURCHASE FROM THE FEDERAL ELECTION COMMISSION, WASHINGTON, D.C. 20463
FRIENDS OF ED TOWNS - VIVIAN Y. BRIGHT, TREASURER

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63032534847

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RECEIVED
OCT 23 1982
FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463
100048

ITEMIZED RECEIPTS

One of the most important for the category of the Decade Summary (and)

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)			
FRIENDS of ED TOWNS			
A. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
James Herbert Allen 222-30 143rd Ave. Lawson N.Y.		Howard Ave. Bldg Corp	2/18/82
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		Resident	1,000.00
		Aggregate Year-to-Date-\$	
B. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Avon-Fund for Responsible Govt 9 West 57th St New York NY 10019		N/A	10/26/81
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		N/A	500.00
		Aggregate Year-to-Date-\$	
C. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Harnett BALL 27 Valley Lane No. Woodmere N.Y. 11581		Liberty Electric Co	2-4-82
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		owner	1000.00
		Aggregate Year-to-Date-\$	
D. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Harvey BALL 27 Valley Lane No. Woodmere N.Y. 11581		Liberty Electric Co	2-4-82
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		owner	1000.00
		Aggregate Year-to-Date-\$	
E. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Leslie Bennett 55 Chester Street Brooklyn N.Y. 11212		Bennett Wrecking & Excavation Co.	4-5-82
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		owner	500.00
		Aggregate Year-to-Date-\$	
F. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
DR. Vernal G. Cave 1345 President Street Brooklyn N.Y. 11213		Self employed	11-18-81
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		Medical Doctor	300.00
		Aggregate Year-to-Date-\$	
G. Full Name, Mailing Address and ZIP Code		Name of Employer	Date (month, day, year)
Committee to Assure Responsible Leadership 115-103 222nd St Cambria Hgts N.Y. 11411		N/A	2/3/82
Receipt For: ☐ Primary ☐ General ☐ Other (specify):		Occupation	Amount of Each Receipt This Period
		N/A	350.00
		Aggregate Year-to-Date-\$	
SUBTOTAL of Receipts This Page (optional)			4650.00
TOTAL This Period (last page this line number only)			

$$\begin{array}{r} 84040491138 \\ \times 201215099 \\ \hline \end{array}$$

SCHEDULE A

ITEMIZED RECEIPTS

Page 4 of 8
 LINE NUMBER
 (Use appropriate number for each category of the Schedule 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)

FRIENDS of ED Towns

A. Full Name, Mailing Address and ZIP Code

Edmond Skete
 180 Laurel Lane
 Laurel Hollow NY 11791

Name of Employer

McDonald's

Date (month, day, year)

2/24/82

Amount of Each Receipt This Period

500.00

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

Occupation

Owner

Aggregate Year-to-Date-\$

B. Full Name, Mailing Address and ZIP Code

Simon, Harry Gallager
 119 64 Ave
 Bklyn NY 11217

Name of Employer

Self employed

Date (month, day, year)

1/22/82

Amount of Each Receipt This Period

100.00

100.00

Occupation

Architect

Aggregate Year-to-Date-\$

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

C. Full Name, Mailing Address and ZIP Code

Levin, Himm
 1028 Belmont Ave
 Brooklyn NY 11208

Name of Employer

Timon's Electric

Date (month, day, year)

2/24/82

Amount of Each Receipt This Period

250.00

250.00

Occupation

Pres. owner

Aggregate Year-to-Date-\$

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

D. Full Name, Mailing Address and ZIP Code

William Washington
 382 Stone Avenue
 Brooklyn NY 11212

Name of Employer

W.J.J. Cheek

Date (month, day, year)

1/17/82

Amount of Each Receipt This Period

500.00

Occupation

Partner

Aggregate Year-to-Date-\$

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

E. Full Name, Mailing Address and ZIP Code

Jerry Weinstein
 112 Palmyra Avenue
 Woodmere N.Y.

Name of Employer

Schneid Bros

Date (month, day, year)

2/1/82

Amount of Each Receipt This Period

1000.00

Occupation

Pres

Aggregate Year-to-Date-\$

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

F. Full Name, Mailing Address and ZIP Code

Jessica D. Williams
 942 Cleveland Street
 Brooklyn NY 11207

Name of Employer

City of New York

Date (month, day, year)

2/1/82

Amount of Each Receipt This Period

200.00

6000

Occupation

City Worker

Aggregate Year-to-Date-\$

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

G. Full Name, Mailing Address and ZIP Code

Jessie Wise
 661 Midwood Street
 Brooklyn NY 11203

Name of Employer

Wise Excavating Co

Date (month, day, year)

2/24/82

Amount of Each Receipt This Period

1000.00

Occupation

Pres

Aggregate Year-to-Date-\$

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

SUBTOTAL of Receipts This Page (optional)

3960.00

TOTAL This Period (last page only)

SCHEDULE A

ITEMIZED RECEIPTS

Page 2 of 9
 Form No. 104
 (Use separate sheets for each
 category of the following
 Summary Page)

Any information required from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions for political purposes.

Name of Committee (in full) **FRIEND of ED Towns**

A. Full Name, Mailing Address and ZIP Code Philip C. Cox 1700 Fulton Street Bklyn N.Y. 11233 Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer NYC Bd. of Education 5/15/82 200.00 Occupation Principal Aggregate Year to Date \$ 250.00
B. Full Name, Mailing Address and ZIP Code John V. Cummings 1020 BARBEY ST. BROOKLYN N.Y. Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer HRA NYC 6/20/82 100.00 Occupation Manager/Supervisor Aggregate Year to Date \$ 250.00
C. Full Name, Mailing Address and ZIP Code KARL Walkes 400 East 58th St. BROOKLYN NY 11203 Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer Self employed 6/3/82 150.00 Occupation Inspector Aggregate Year to Date \$ 200.00
D. Full Name, Mailing Address and ZIP Code William Washington 382 Stone Ave Bklyn N.Y. 11212 Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer W. J. J. Checkcashing 5/10/82 500.00 Occupation Self Partner Aggregate Year to Date \$ 1000.00
E. Full Name, Mailing Address and ZIP Code Geraldine Weinstein 112 Palmyra Ave Woodmere N.Y. Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer Schneid Bros 5/10/82 1000.00 Occupation Executive Aggregate Year to Date \$ 1000.00
F. Full Name, Mailing Address and ZIP Code Meyer H. Weiss 322 Sheppard Ave Bklyn, NY 11207 Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer Simplex Supply Co 6/21/82 250.00 Occupation Executive Aggregate Year to Date \$ 250.00
G. Full Name, Mailing Address and ZIP Code Gertrude P. McBrown 1489 Fulton St BK 000144 N.Y. 11233 Receipt For ☒ Primary ☐ General ☐ Other (specify)	Name of Employer Special Beams Stone Systems 6/21/82 1000.00 Occupation Executive Aggregate Year to Date \$ 1000.00

84040491140

P2000

REGULAR MAIL
OCT 29 1982

Friends
of
ED TOWNS
for congress

P.O. BOX 453 - EAST NEW YORK STATION
BROOKLYN, NEW YORK 11207
(212) 498-4700-01

October 21, 1982

100048
Edmund L. Henshaw, Jr. Clerk
U.S. House of Representatives
Washington, D.C. 20515

Re: 12-Day Pre-Primary Report

ID: 100048

Dear Mr. Henshaw,

I am in receipt of your letter of September 30, 1982, regarding my report of the 12-Day Pre-Primary report of receipts and disbursements.

In compliance to your instructions I have filed on a separate supporting Schedule B (attached) the loan payments reported on line 20 (a).

Thank you for bringing this matter to my attention.

Sincerely,

Vivian Y. Bright

Vivian Y. Bright
Treasurer, Friends of Ed Towns
P.O. Box 453
East New York Station
Brooklyn, New York 11207

"BECOME A FRIEND"

784040491141
82012354395

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1
 Line Number 100
 Has more disbursements for each category of the Detailed Summary Page?

Loan Repayment

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 potential contributor to solicit contributions from such contributor.

Name of Committee (in Full)

Friends of ED Towns

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
<u>Edolphus Towns</u> <u>450 Rockaway Pkwy</u> <u>Brooklyn N.Y. 11212</u>	<u>Loan Repayment</u> (Disbursement for: ☒ Primary ☐ General ☐ Other (specify): <u>\$20,000 -</u>	<u>8-15-82</u> <u>8-20-82</u>	<u>10,000.00</u> <u>10,000.00</u>
B. 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
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)

TOTAL This Period (last page this line number only)

20,000.00

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8201034796



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

4 January 1983

Vivian F. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453 East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Amended Report (4/2/82-7/1/82)

Dear Ms. Bright:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your July Quarterly Amended report (pertinent portion attached) discloses a contribution(s) which appears to exceed the limits set forth in the Act. An individual or a political committee, other than a multicandidate committee may not make contributions to a candidate for Federal office in excess of \$1,000 per election. If you have received a contribution(s) which exceeds the limits, the Commission recommends that you refund to the donor(s) the amount in excess of \$1,000. The Commission should be notified in writing if a refund is necessary. In addition, any refund should appear on Line 20(c) of the Detailed Summary Page of your next report. (2 U.S.C. 441a(a) and (f))

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.

If you find the contribution(s) in question was disclosed incompletely or incorrectly, please amend your original report with the clarifying information.

Although the Commission may take further legal steps concerning the acceptance of an excessive contribution(s), prompt action by you to refund the excessive amount will be taken into consideration by the Commission.

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An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 523-4172.

Sincerely,

Benita Marcus Adler

Benita Marcus Adler
Reports Analyst
Reports Analysis Division

84040491144



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-3

January 28, 1983

Vivian Y. Bright, Treasurer
Friends of Ed Towns
P.O. Box 453, East New York Station
Brooklyn, NY 11207

Identification Number: C00152066

Reference: July Quarterly Amended Report (4/2/82-7/1/82)

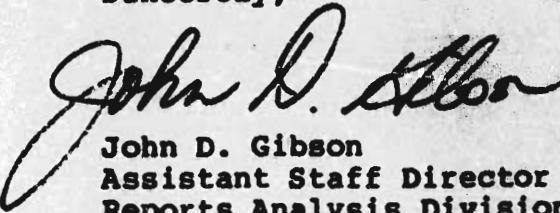
Dear Ms. Bright:

This letter is to inform you that as of this date, the Commission has not received your response to our request for additional information, dated January 4, 1983. That notice requested information essential to full public disclosure of your Federal election financial activity and to ensure compliance with provisions of the Federal Election Campaign Act (the Act). A copy of our original request is enclosed.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions related to this matter, please contact Benita Adler on our toll-free number (800) 424-9530 or our local number (202) 523-4172.

Sincerely,


John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

84040491145

RE: RFAI sent January 4th for excessive contribution(s)
DATE: 1/12/83
FROM: Agent of Committee and Ms. Vivian Bright (Treasurer)
TO: Swanson
NAME OF COMMITTEE: Friends of Ed Towns - New York - C00152066 - House

An agent of the Friends of Ed Towns committee in New York called in order to gain clarification on a Request for Additional Information dated January 4, 1983 from Ms. Adler. Ms. Bright (treasurer of the committee) was on an extension to add clarification.

In responding to one of Ms. Adler's previous RFAI's on the July 15 Quarterly report requesting the source of a \$20,000 candidate loan she (Ms. Bright) disclosed the fact that the loan consisted of two (2) \$10,000 loans from individuals. Ms. Bright seemed to believe that because the committee had made the transaction with the candidate, determining the ultimate source of the money wasn't the committee's concern. I explained that anything of value given to the candidate and/or the committee of the candidate was considered a contribution to the campaign and subject to the limitations of the Act. I further explained that the two (2) \$10,000 loans from individuals would constitute excessives and that to properly address Ms. Adler's letter the committee should acknowledge the receipt of the excessives by notifying the Commission, in writing, and explain the circumstances surrounding the transaction as well as mention the date that the committee refunded the money to the individuals.

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858-1313

83 FEB 18 PM 2:40

Friends of Ed Towns

28 COURT STREET • ROOM 1212 • BROOKLYN, N. Y. 11231

Vincent L. Johnson, Chairman

REGULAR MAIL
FEB 16 1983

February 10, 1983

REC'D
FEB 22 PM 4:12

Ms. Benita Marcus Adler
Reports Analysts Division
Federal Election Commission
Washington, D.C. 20463

RE: Amendment to July Quarterly Report
I.D. # C 00152066...I.D. # 100048

Dear Ms. Adler:

I am in receipt of your letter of January 4, 1983, with regard to the July quarterly report, please amend our report as follows:

The amount in question: \$20,000 from our Candidate was repaid to him. \$10,000 on August 15, 1982 and \$10,000 on August 30, 1982. This was shown on our October 1982 Report.

Thank you for bringing this matter to my attention.

Sincerely,

Vivian Y. Bright
Treasurer

VYB:lr

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83012442994

MEMORANDUM FOR FILES

RE: TELECON
DATE: May and June 1982
FROM: Benita Adler
TO: committee treasurer, candidate's office
NAME OF COMMITTEE: Friends of Ed Towns

Attempts to reach this committee have been unsuccessful. The treasurer's listing does not answer. A message was left at the office of Mr. Towns for a representative of the committee to contact me. As of 6/3/82, there has been no response.

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FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20543

THIS IS THE BEGINNING OF MUR # 1579

Date Filmed 12/13/84 Camera No. --- 2

Cameraman AS