



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1639

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FEDERAL ELECTION COMMISSION

Routing Cards Case assignment card

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RAO Informational Notices & Cover Memo

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 Paul Reys
date 5/29/84



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 18, 1984

Mr. James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801

RE: MUR 1639

Dear Mr. Antosh:

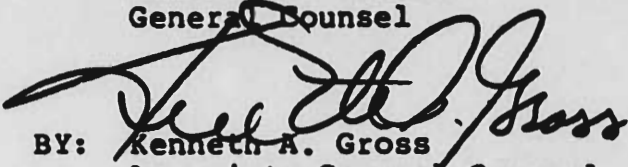
The Federal Election Commission has reviewed the allegations of your complaint dated February 29, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

BY: 
Kenneth A. Gross
Associate General Counsel

Enclosure

8404046000

SENSITIVE

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

RECEIVED
OFFICE OF THE
SECRETARY

FIRST GENERAL COUNSEL'S REPORT P 3: 44

DATE AND TIME OF TRANSMITTAL BY
OGC TO THE COMMISSION 5/14/84-3:45

MUR NO. 1639
DATE COMPLAINT RECEIVED
BY OGC 3/1/84
DATE OF NOTIFICATION TO
RESPONDENT 3/8/84
STAFF MEMBER
Paul Reyes

COMPLAINANT'S NAME: Mr. James Edward Antosh

RESPONDENTS' NAMES: Congressman Thomas P. O'Neill, Jr.;
Committee to Re-elect Thomas P. O'Neill, Jr.,
Congressman;
Responsible Citizens Political League - A
Project of the Brotherhood of Railway and
Airline Clerks ("RCPL-PBRAC");
Mr. Brian T. O'Neill, individually and in his
capacity as treasurer of Committee to Re-
elect Thomas P. O'Neill, Jr.;
Mr. Donald A. Bobo, individually and in his
capacity as treasurer of RCPL-PBRAC.

RELEVANT STATUTES: 2 U.S.C. § 441a(f)
2 U.S.C. § 441a(a)(2)(A)
11 C.F.R. § 104.14(d)
11 C.F.R. § 110.1(a)(1), (2)
11 C.F.R. § 110.2(a)(1)

INTERNAL REPORTS
CHECKED: Committee Reports

FEDERAL AGENCIES
CHECKED: None

SUMMARY OF ALLEGATIONS

Mr. Antosh alleges that Congressman O'Neill, Jr., the
Committee to Re-Elect Thomas P. O'Neill, Jr., to Congress and its
treasurer, Mr. Brian T. O'Neill, should have known they had
accepted contributions from RCPL-PBRAC in excess of the \$5,000
limit set by 2 U.S.C. § 441a(f). Second, he alleges that the
same three persons knowingly misreported a November 30, 1981,
contribution of \$5,000 from RCPL-PBRAC as a contribution for the

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primary election when RCPL-PBRAC had designated it for the General election. He alleges that this was done "in order to accept contributions in excess of the statutory limit."

Mr. Antosh alleges that RCPL-PBRAC contributed a total of \$6,500.00 for the 1982 general election to candidate O'Neill, his reelection committee and its treasurer. He further alleges that RCPL-PBRAC should have known it had contributed \$5,000 on November 30, 1981 and in violation of 2 U.S.C. §441a(a)(2)(A) contributed further on two later occasions.

FACTUAL AND LEGAL ANALYSIS

All respondents were notified of the Commission's receipt of this complaint on March 8, 1984. RCPL-PBRAC's response (Attachment I) was received at the Commission on March 21, 1984, and the response for the O'Neill respondents (Attachment II) was received at the Commission on March 29, 1984.

The complaint concerns the following contributions made by RCPL-PBRAC. One on November 30, 1981, in the amount of \$5,000, ten months before the September 14, 1982 Massachusetts primary election, which was reported as a contribution for the 1982 general election by RCPL. Two other contributions were made on September 23, 1982, for \$1,000 and October 21, 1982, for \$500.00. RCPL also reported the late contributions as made for the 1982 general election. RCPL-PBRAC answers the complaint allegation that these contributions were made with no knowledge, constructive or actual, that the committee had exceeded the contribution limits of 2 U.S.C. § 441a(a)(2)(A), by asserting that the \$5,000

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contribution was erroneously reported as a disbursement for the general election due to a clerical error and lack of proper dissemination of information to the employee completing the report for signature of Mr. D.A. Bobo, the committee treasurer. RCPL-PBRAC explains that this error went undetected until it received the Commission's notification of the complaint. At that time, it further states, a full review of the matter was undertaken and the clerical error discovered. RCPL has filed an amended report correcting this asserted error.

In support of its position, RCPL-PBRAC submitted affidavits by Mr. Trainor, the National Legislative Director of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers and Station Employees (BRAC) and the treasurer, Mr. Bobo. In addition, RCPL-PBRAC submitted copies of invitations to receptions held by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman, and copies of the checks disbursed as well as copies of RCPL-PBRAC vouchers for each check issued. By affidavit, Mr. Trainor says that he participated in the decision to make the \$5,000 contribution to the O'Neill Committee and that, "it was his understanding, and he so advised the officers of RCPL, that this disbursement was for the primary election to be held in the 8th District of Massachusetts in September, 1982." Mr. Trainor also states that he subsequently recommended that RCPL-PBRAC make the contributions of \$1,000 in September, 1982 and \$500 in October for the purpose of the general election. Finally, he states that the RCPL report dated December 10, 1981,

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which listed the November 30, 1981, contribution of \$5,000, is a clerical error and contrary to the facts known to him and the purpose for which the \$5,000 contribution was made.

By affidavit, the RCPL-PBRAC treasurer, Mr. Bobo, states that he does not personally do the clerical work for the committee reports and did not notice the error prior to signing the report dated December 10, 1981. Further, he states, that it is his recollection that both the officers of RCPL and the O'Neill reelection committee all understood that the \$5,000 contribution made November 30, 1981, was for the primary election.

The invitation copies submitted show that receptions were held December 8, 1981, September 28, 1982, and October 25, 1982, by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman.

The treasurer for the O'Neill reelection committee contends that the RCPL-PBRAC contribution, made ten months before the September 14, 1982 primary, was understood by all parties to be made for the primary election. He cites 11 C.F.R.

§ 110.1(a)(2)(ii)(A) for the rule that contributions made before a primary are generally attributed toward the primary election and, likewise, citing 11 C.F.R. § 110.1(a)(2)(ii)(B), he argues that contributions made after the primary and before the general election are attributed to the general election's limitation. Treasurer O'Neill contends that the exception to the first general rule above lies where a check is designated by the contributor for a particular election. The RCPL check, he explains, received by the reelection committee, did not come with any designation that it be used in connection with the general

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election. Therefore, he argues, the committee's reporting of this contribution for the primary was not in violation of 11 C.F.R. § 104.14(d). The photocopies of the RCPL-PBRAC checks and expense vouchers support Mr. O'Neill's assertions.

The Act prohibits candidates or political committees from knowingly accepting contributions or making expenditures in violation of the limitations on contributions and expenditures established by the Act. Officers and employees of political committees are expressly prohibited from knowingly accepting or making contributions for the use or benefit of a candidate which exceed the limits imposed. 2 U.S.C. § 441a(f).

Commission regulations regarding contribution limits contemplate the receipt of "designated" and "undesignated" contributions by candidates. In the case of a contribution designated in writing for a particular election, the limit applies to the election so designated. Undesignated contributions apply to a primary election if made on or before the date of that election or a general election if made after the date of the primary election 11 C.F.R. § 110.1(a)(1)(2)(i), (ii) and 11 C.F.R. § 110.2(a)(1).

Commission regulations also state that, "candidate[s and their authorized committee(s) which receive] contributions prior to the date of the primary election, which [are] designated by the candidate or [committee] for use in connection with the general election, must separately account for contributions received for the general election." 11 CFR § 102.9(e).

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This Office believes that the evidence fully supports the respondents' contentions. Mr. Trainor's sworn affidavit and the copies of contribution checks without markings other than the dates, refute the complainant's allegation that the amount of \$6,500 was contributed to the O'Neill Re-election Committee for the general election. According to uncontroverted testimony, both the donor and donee understood that the \$5,000 contribution was to be for the primary election ten months away in 1982. The O'Neill Committee may additionally rely upon the presumption established in the regulations for undesignated contributions. Since it was not designated in writing nor contrary to the committee's understanding, it was for the primary.

The contributions for \$1,000 and \$500 were similarly not designated in writing. Therefore, the O'Neill Committee is justified in relying on Commission regulations at 11 C.F.R. § 110.1(a)(2)(ii)(B) and reporting those undesignated contributions received between the primary and general elections as for the general election.

The affidavit of the treasurer, Mr. Bobo, further refutes the complainant's allegation that the O'Neill Committee knowingly misreported the contribution of \$5,000 for the primary election in order to accept more contributions for the general election.

RECOMMENDATIONS

1. Find no reason to believe that the Responsible Citizens Political League, the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks,

Freight Handlers, Express and Station Employees or its treasurer, Mr. D.A. Bobo, violated 2 U.S.C. §§ 441a(f) or 441a(a) (2) (A).

2. Find no reason to believe that the Committee to Re-elect Thomas P. O'Neill, Jr., its treasurer, Mr. Brian T. O'Neill or Congressman Thomas P. O'Neill, Jr., violated 2 U.S.C. §§ 441a(f) or 441a(a) (2) (A).
3. Close the file.
4. Approve the attached letters.

Charles N. Steele
General Counsel

May 14, 1984
Date

BY: Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments

RCPL-PBRAC Response
O'Neill Response
Proposed letters

34040460011



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 18, 1984

Mr. Brian T. O'Neill, Treasurer
Committee to Re-elect Thomas P.
O'Neill, Jr., to Congress
20 Ashburton Place
Boston, Massachusetts 02108

RE: MUR 1639
Committee to Re-elect
Thomas P. O'Neill, Jr., to
Congress

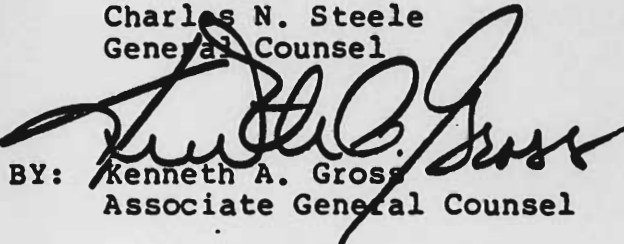
Dear Mr. O'Neill:

On March 8, 1984, the Commission notified the Committee to Re-elect Thomas P. O'Neill, Jr., to Congress and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on May 17, 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: 
Kenneth A. Gross
Associate General Counsel

Enclosure

84040460012

SENSITIVE

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

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STAFF MEMBER
Paul Reyes

COMPLAINANT'S NAME: Mr. James Edward Antosh

RESPONDENTS' NAMES: Congressman Thomas P. O'Neill, Jr.;
Committee to Re-elect Thomas P. O'Neill, Jr.,
Congressman;
Responsible Citizens Political League - A
Project of the Brotherhood of Railway and
Airline Clerks ("RCPL-PBRAC");
Mr. Brian T. O'Neill, individually and in his
capacity as treasurer of Committee to Re-
elect Thomas P. O'Neill, Jr.;
Mr. Donald A. Bobo, individually and in his
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RELEVANT STATUTES: 2 U.S.C. § 441a(f)
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INTERNAL REPORTS
CHECKED: Committee Reports

FEDERAL AGENCIES
CHECKED: None

SUMMARY OF ALLEGATIONS

Mr. Antosh alleges that Congressman O'Neill, Jr., the
Committee to Re-Elect Thomas P. O'Neill, Jr., to Congress and its
treasurer, Mr. Brian T. O'Neill, should have known they had
accepted contributions from RCPL-PBRAC in excess of the \$5,000
limit set by 2 U.S.C. § 441a(f). Second, he alleges that the
same three persons knowingly misreported a November 30, 1981,
contribution of \$5,000 from RCPL-PBRAC as a contribution for the

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primary election when RCPL-PBRAC had designated it for the General election. He alleges that this was done "in order to accept contributions in excess of the statutory limit."

Mr. Antosh alleges that RCPL-PBRAC contributed a total of \$6,500.00 for the 1982 general election to candidate O'Neill, his reelection committee and its treasurer. He further alleges that RCPL-PBRAC should have known it had contributed \$5,000 on November 30, 1981 and in violation of 2 U.S.C. §441a(a)(2)(A) contributed further on two later occasions.

FACTUAL AND LEGAL ANALYSIS

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contribution was erroneously reported as a disbursement for the general election due to a clerical error and lack of proper dissemination of information to the employee completing the report for signature of Mr. D.A. Bobo, the committee treasurer. RCPL-PBRAC explains that this error went undetected until it received the Commission's notification of the complaint. At that time, it further states, a full review of the matter was undertaken and the clerical error discovered. RCPL has filed an amended report correcting this asserted error.

In support of its position, RCPL-PBRAC submitted affidavits by Mr. Trainor, the National Legislative Director of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers and Station Employees (BRAC) and the treasurer, Mr. Bobo. In addition, RCPL-PBRAC submitted copies of invitations to receptions held by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman, and copies of the checks disbursed as well as copies of RCPL-PBRAC vouchers for each check issued. By affidavit, Mr. Trainor says that he participated in the decision to make the \$5,000 contribution to the O'Neill Committee and that, "it was his understanding, and he so advised the officers of RCPL, that this disbursement was for the primary election to be held in the 8th District of Massachusetts in September, 1982." Mr. Trainor also states that he subsequently recommended that RCPL-PBRAC make the contributions of \$1,000 in September, 1982 and \$500 in October for the purpose of the general election. Finally, he states that the RCPL report dated December 10, 1981,

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which listed the November 30, 1981, contribution of \$5,000, is a clerical error and contrary to the facts known to him and the purpose for which the \$5,000 contribution was made.

By affidavit, the RCPL-PBRAC treasurer, Mr. Bobo, states that he does not personally do the clerical work for the committee reports and did not notice the error prior to signing the report dated December 10, 1981. Further, he states, that it is his recollection that both the officers of RCPL and the O'Neill reelection committee all understood that the \$5,000 contribution made November 30, 1981, was for the primary election.

The invitation copies submitted show that receptions were held December 8, 1981, September 28, 1982, and October 25, 1982, by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman.

The treasurer for the O'Neill reelection committee contends that the RCPL-PBRAC contribution, made ten months before the September 14, 1982 primary, was understood by all parties to be made for the primary election. He cites 11 C.F.R. § 110.1(a)(2)(ii)(A) for the rule that contributions made before a primary are generally attributed toward the primary election and, likewise, citing 11 C.F.R. § 110.1(a)(2)(ii)(B), he argues that contributions made after the primary and before the general election are attributed to the general election's limitation. Treasurer O'Neill contends that the exception to the first general rule above lies where a check is designated by the contributor for a particular election. The RCPL check, he explains, received by the reelection committee, did not come with any designation that it be used in connection with the general

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election. Therefore, he argues, the committee's reporting of this contribution for the primary was not in violation of 11 C.F.R. § 104.14(d). The photocopies of the RCPL-PBRAC checks and expense vouchers support Mr. O'Neill's assertions.

The Act prohibits candidates or political committees from knowingly accepting contributions or making expenditures in violation of the limitations on contributions and expenditures established by the Act. Officers and employees of political committees are expressly prohibited from knowingly accepting or making contributions for the use or benefit of a candidate which exceed the limits imposed. 2 U.S.C. § 441a(f).

Commission regulations regarding contribution limits contemplate the receipt of "designated" and "undesignated" contributions by candidates. In the case of a contribution designated in writing for a particular election, the limit applies to the election so designated. Undesignated contributions apply to a primary election if made on or before the date of that election or a general election if made after the date of the primary election 11 C.F.R. § 110.1(a)(1)(2)(i), (ii) and 11 C.F.R. § 110.2(a)(1).

Commission regulations also state that, "candidate[s and their authorized committee(s) which receive] contributions prior to the date of the primary election, which [are] designated by the candidate or [committee] for use in connection with the general election, must separately account for contributions received for the general election." 11 CFR § 102.9(e).

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This Office believes that the evidence fully supports the respondents' contentions. Mr. Trainor's sworn affidavit and the copies of contribution checks without markings other than the dates, refute the complainant's allegation that the amount of \$6,500 was contributed to the O'Neill Re-election Committee for the general election. According to uncontroverted testimony, both the donor and donee understood that the \$5,000 contribution was to be for the primary election ten months away in 1982. The O'Neill Committee may additionally rely upon the presumption established in the regulations for undesignated contributions. Since it was not designated in writing nor contrary to the committee's understanding, it was for the primary.

The contributions for \$1,000 and \$500 were similarly not designated in writing. Therefore, the O'Neill Committee is justified in relying on Commission regulations at 11 C.F.R. § 110.1(a)(2)(ii)(B) and reporting those undesignated contributions received between the primary and general elections as for the general election.

The affidavit of the treasurer, Mr. Bobo, further refutes the complainant's allegation that the O'Neill Committee knowingly misreported the contribution of \$5,000 for the primary election in order to accept more contributions for the general election.

RECOMMENDATIONS

1. Find no reason to believe that the Responsible Citizens Political League, the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks,

Freight Handlers, Express and Station Employees or its treasurer, Mr. D.A. Bobo, violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).

2. Find no reason to believe that the Committee to Re-elect Thomas P. O'Neill, Jr., its treasurer, Mr. Brian T. O'Neill or Congressman Thomas P. O'Neill, Jr., violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).
3. Close the file.
4. Approve the attached letters.

Charles N. Steele
General Counsel

May 14, 1984
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

RCPL-PBRAC Response
O'Neill Response
Proposed letters

84040460019



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 18, 1984

Mr. Donald A. Bobo, Treasurer
Responsible Citizens Political
League
3 Research Place
Rockville, Maryland 20856

RE: MUR 1639
Responsible Citizens Political
League
Mr. Donald A. Bobo, Treasurer

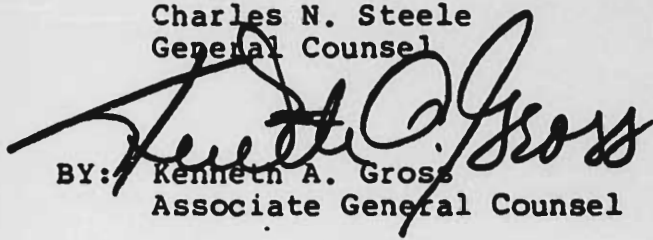
Dear Mr. Bobo:

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Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

Enclosures

84040460020

SENSITIVE

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

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Mr. Brian T. O'Neill, individually and in his
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CHECKED: Committee Reports

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CHECKED: None

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limit set by 2 U.S.C. § 441a(f). Second, he alleges that the
same three persons knowingly misreported a November 30, 1981,
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primary election when RCPL-PBRAC had designated it for the General election. He alleges that this was done "in order to accept contributions in excess of the statutory limit."

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By affidavit, the RCPL-PBRAC treasurer, Mr. Bobo, states that he does not personally do the clerical work for the committee reports and did not notice the error prior to signing the report dated December 10, 1981. Further, he states, that it is his recollection that both the officers of RCPL and the O'Neill reelection committee all understood that the \$5,000 contribution made November 30, 1981, was for the primary election.

The invitation copies submitted show that receptions were held December 8, 1981, September 28, 1982, and October 25, 1982, by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman.

The treasurer for the O'Neill reelection committee contends that the RCPL-PBRAC contribution, made ten months before the September 14, 1982 primary, was understood by all parties to be made for the primary election. He cites 11 C.F.R. § 110.1(a)(2)(ii)(A) for the rule that contributions made before a primary are generally attributed toward the primary election and, likewise, citing 11 C.F.R. § 110.1(a)(2)(ii)(B), he argues that contributions made after the primary and before the general election are attributed to the general election's limitation. Treasurer O'Neill contends that the exception to the first general rule above lies where a check is designated by the contributor for a particular election. The RCPL check, he explains, received by the reelection committee, did not come with any designation that it be used in connection with the general

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election. Therefore, he argues, the committee's reporting of this contribution for the primary was not in violation of 11 C.F.R. § 104.14(d). The photocopies of the RCPL-PBRAC checks and expense vouchers support Mr. O'Neill's assertions.

The Act prohibits candidates or political committees, from knowingly accepting contributions or making expenditures in violation of the limitations on contributions and expenditures established by the Act. Officers and employees of political committees are expressly prohibited from knowingly accepting or making contributions for the use or benefit of a candidate which exceed the limits imposed. 2 U.S.C. § 441a(f).

Commission regulations regarding contribution limits contemplate the receipt of "designated" and "undesignated" contributions by candidates. In the case of a contribution designated in writing for a particular election, the limit applies to the election so designated. Undesignated contributions apply to a primary election if made on or before the date of that election or a general election if made after the date of the primary election 11 C.F.R. § 110.1(a)(1)(2)(i), (ii) and 11 C.F.R. § 110.2(a)(1).

Commission regulations also state that, "candidate[s and their authorized committee(s) which receive] contributions prior to the date of the primary election, which [are] designated by the candidate or [committee] for use in connection with the general election, must separately account for contributions received for the general election." 11 CFR § 102.9(e).

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This Office believes that the evidence fully supports the respondents' contentions. Mr. Trainor's sworn affidavit and the copies of contribution checks without markings other than the dates, refute the complainant's allegation that the amount of \$6,500 was contributed to the O'Neill Re-election Committee for the general election. According to uncontroverted testimony, both the donor and donee understood that the \$5,000 contribution was to be for the primary election ten months away in 1982. The O'Neill Committee may additionally rely upon the presumption established in the regulations for undesignated contributions. Since it was not designated in writing nor contrary to the committee's understanding, it was for the primary.

The contributions for \$1,000 and \$500 were similarly not designated in writing. Therefore, the O'Neill Committee is justified in relying on Commission regulations at 11 C.F.R. § 110.1(a)(2)(ii)(B) and reporting those undesignated contributions received between the primary and general elections as for the general election.

The affidavit of the treasurer, Mr. Bobo, further refutes the complainant's allegation that the O'Neill Committee knowingly misreported the contribution of \$5,000 for the primary election in order to accept more contributions for the general election.

RECOMMENDATIONS

1. Find no reason to believe that the Responsible Citizens Political League, the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks,

Freight Handlers, Express and Station Employees or its treasurer, Mr. D.A. Bobo, violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).

2. Find no reason to believe that the Committee to Re-elect Thomas P. O'Neill, Jr., its treasurer, Mr. Brian T. O'Neill or Congressman Thomas P. O'Neill, Jr., violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).
3. Close the file.
4. Approve the attached letters.

Charles N. Steele
General Counsel

May 14, 1984
Date

BY: Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments
RCPL-PBRAC Response
O'Neill Response
Proposed letters

84040460027



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

PAN 5/18/84

Mr. Donald A. Bobo, Treasurer
Responsible Citizens Political
League
3 Research Place
Rockville, Maryland 20856

RE: MUR 1639
Responsible Citizens Political
League
Mr. Donald A. Bobo, Treasurer

Dear Mr. Bobo:

On March 8, 1984, the Commission notified the Responsible Citizens Political League and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

34040460028



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

PRR 5/18

Mr. Brian T. O'Neill, Treasurer
Committee to Re-elect Thomas P.
O'Neill, Jr., to Congress
20 Ashburton Place
Boston, Massachusetts 02108

RE: MUR 1639
Committee to Re-elect
Thomas P. O'Neill, Jr., to
Congress

Dear Mr. O'Neill:

On March 8, 1984, the Commission notified the Committee to Re-elect Thomas P. O'Neill, Jr., to Congress and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Brian T. O'Neill, Treasurer
Committee to Re-elect Thomas P.
O'Neill, Jr., to Congress
20 Ashburton Place
Boston, Massachusetts 02108

RE: MUR 1639
Committee to Re-elect
Thomas P. O'Neill, Jr., to
Congress

Dear Mr. O'Neill:

On March 8, 1984, the Commission notified the Committee to Re-elect Thomas P. O'Neill, Jr., to Congress and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

84040460030



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

PRA 5/18

Mr. James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801

RE: MUR 1639

Dear Mr. Antosh:

The Federal Election Commission has reviewed the allegations of your complaint dated February 29, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

PAR 5/18

Mr. James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801

RE: MUR 1639

Dear Mr. Antosh:

The Federal Election Commission has reviewed the allegations of your complaint dated February 29, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Congressman Thomas P. O'Neill, Jr.,)
et. al.)

MUR 1639

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on May 17, 1984, the Commission decided by a vote of 5-0 to take the following actions in MUR 1639:

1. Find no reason to believe that the Responsible Citizens Political League, the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employees or its treasurer, Mr. D.A. Bobo, violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).
2. Find no reason to believe that the Committee to Re-elect Thomas P. O'Neill, Jr., its treasurer, Mr. Brian T. O'Neill or Congressman Thomas P. O'Neill, Jr., violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).
3. Close the file.
4. Approve the letters as attached to the First General Counsel's Report dated May 14, 1984.

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

Attest:

5-17-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CJ*
DATE: May 14, 1984
SUBJECT: MUR 1639 - 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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SENSITIVE

FEDERAL ELECTION COMMISSION

1325 K Street, N.W.
Washington, D.C. 20463

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT P 3: 44

DATE AND TIME OF TRANSMITTAL BY
OGC TO THE COMMISSION 5/14/84-3:45

MUR NO. 1639
DATE COMPLAINT RECEIVED
BY OGC 3/1/84
DATE OF NOTIFICATION TO
RESPONDENT 3/8/84
STAFF MEMBER
Paul Reyes

COMPLAINANT'S NAME: Mr. James Edward Antosh

RESPONDENTS' NAMES: Congressman Thomas P. O'Neill, Jr.;
Committee to Re-elect Thomas P. O'Neill, Jr.,
Congressman;
Responsible Citizens Political League - A
Project of the Brotherhood of Railway and
Airline Clerks ("RCPL-PBRAC");
Mr. Brian T. O'Neill, individually and in his
capacity as treasurer of Committee to Re-
elect Thomas P. O'Neill, Jr.;
Mr. Donald A. Bobo, individually and in his
capacity as treasurer of RCPL-PBRAC.

RELEVANT STATUTES: 2 U.S.C. § 441a(f)
2 U.S.C. § 441a(a) (2) (A)
11 C.F.R. § 104.14(d)
11 C.F.R. § 110.1(a) (1), (2)
11 C.F.R. § 110.2(a) (1)

INTERNAL REPORTS
CHECKED: Committee Reports

FEDERAL AGENCIES
CHECKED: None

SUMMARY OF ALLEGATIONS

Mr. Antosh alleges that Congressman O'Neill, Jr., the
Committee to Re-Elect Thomas P. O'Neill, Jr., to Congress and its
treasurer, Mr. Brian T. O'Neill, should have known they had
accepted contributions from RCPL-PBRAC in excess of the \$5,000
limit set by 2 U.S.C. § 441a(f). Second, he alleges that the
same three persons knowingly misreported a November 30, 1981,
contribution of \$5,000 from RCPL-PBRAC as a contribution for the

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primary election when RCPL-PBRAC had designated it for the General election. He alleges that this was done "in order to accept contributions in excess of the statutory limit."

Mr. Antosh alleges that RCPL-PBRAC contributed a total of \$6,500.00 for the 1982 general election to candidate O'Neill, his reelection committee and its treasurer. He further alleges that RCPL-PBRAC should have known it had contributed \$5,000 on November 30, 1981 and in violation of 2 U.S.C. §441a(a)(2)(A) contributed further on two later occasions.

FACTUAL AND LEGAL ANALYSIS

All respondents were notified of the Commission's receipt of this complaint on March 8, 1984. RCPL-PBRAC's response (Attachment I) was received at the Commission on March 21, 1984, and the response for the O'Neill respondents (Attachment II) was received at the Commission on March 29, 1984.

The complaint concerns the following contributions made by RCPL-PBRAC. One on November 30, 1981, in the amount of \$5,000, ten months before the September 14, 1982 Massachusetts primary election, which was reported as a contribution for the 1982 general election by RCPL. Two other contributions were made on September 23, 1982, for \$1,000 and October 21, 1982, for \$500.00. RCPL also reported the late contributions as made for the 1982 general election. RCPL-PBRAC answers the complaint allegation that these contributions were made with no knowledge, constructive or actual, that the committee had exceeded the contribution limits of 2 U.S.C. § 441a(a)(2)(A), by asserting that the \$5,000

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contribution was erroneously reported as a disbursement for the general election due to a clerical error and lack of proper dissemination of information to the employee completing the report for signature of Mr. D.A. Bobo, the committee treasurer. RCPL-PBRAC explains that this error went undetected until it received the Commission's notification of the complaint. At that time, it further states, a full review of the matter was undertaken and the clerical error discovered. RCPL has filed an amended report correcting this asserted error.

In support of its position, RCPL-PBRAC submitted affidavits by Mr. Trainor, the National Legislative Director of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers and Station Employees (BRAC) and the treasurer, Mr. Bobo. In addition, RCPL-PBRAC submitted copies of invitations to receptions held by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman, and copies of the checks disbursed as well as copies of RCPL-PBRAC vouchers for each check issued. By affidavit, Mr. Trainor says that he participated in the decision to make the \$5,000 contribution to the O'Neill Committee and that, "it was his understanding, and he so advised the officers of RCPL, that this disbursement was for the primary election to be held in the 8th District of Massachusetts in September, 1982." Mr. Trainor also states that he subsequently recommended that RCPL-PBRAC make the contributions of \$1,000 in September, 1982 and \$500 in October for the purpose of the general election. Finally, he states that the RCPL report dated December 10, 1981,

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which listed the November 30, 1981, contribution of \$5,000, is a clerical error and contrary to the facts known to him and the purpose for which the \$5,000 contribution was made.

By affidavit, the RCPL-PBRAC treasurer, Mr. Bobo, states that he does not personally do the clerical work for the committee reports and did not notice the error prior to signing the report dated December 10, 1981. Further, he states, that it is his recollection that both the officers of RCPL and the O'Neill reelection committee all understood that the \$5,000 contribution made November 30, 1981, was for the primary election.

The invitation copies submitted show that receptions were held December 8, 1981, September 28, 1982, and October 25, 1982, by the Committee to Re-elect Thomas P. O'Neill, Jr., Congressman.

The treasurer for the O'Neill reelection committee contends that the RCPL-PBRAC contribution, made ten months before the September 14, 1982 primary, was understood by all parties to be made for the primary election. He cites 11 C.F.R. § 110.1(a)(2)(ii)(A) for the rule that contributions made before a primary are generally attributed toward the primary election and, likewise, citing 11 C.F.R. § 110.1(a)(2)(ii)(B), he argues that contributions made after the primary and before the general election are attributed to the general election's limitation. Treasurer O'Neill contends that the exception to the first general rule above lies where a check is designated by the contributor for a particular election. The RCPL check, he explains, received by the reelection committee, did not come with any designation that it be used in connection with the general

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election. Therefore, he argues, the committee's reporting of this contribution for the primary was not in violation of 11 C.F.R. § 104.14(d). The photocopies of the RCPL-PBRAC checks and expense vouchers support Mr. O'Neill's assertions.

The Act prohibits candidates or political committees from knowingly accepting contributions or making expenditures in violation of the limitations on contributions and expenditures established by the Act. Officers and employees of political committees are expressly prohibited from knowingly accepting or making contributions for the use or benefit of a candidate which exceed the limits imposed. 2 U.S.C. § 441a(f).

Commission regulations regarding contribution limits contemplate the receipt of "designated" and "undesignated" contributions by candidates. In the case of a contribution designated in writing for a particular election, the limit applies to the election so designated. Undesignated contributions apply to a primary election if made on or before the date of that election or a general election if made after the date of the primary election 11 C.F.R. § 110.1(a)(1)(2)(i), (ii) and 11 C.F.R. § 110.2(a)(1).

Commission regulations also state that, "candidate[s and their authorized committee(s) which receive] contributions prior to the date of the primary election, which [are] designated by the candidate or [committee] for use in connection with the general election, must separately account for contributions received for the general election." 11 CFR § 102.9(e).

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This Office believes that the evidence fully supports the respondents' contentions. Mr. Trainor's sworn affidavit and the copies of contribution checks without markings other than the dates, refute the complainant's allegation that the amount of \$6,500 was contributed to the O'Neill Re-election Committee for the general election. According to uncontroverted testimony, both the donor and donee understood that the \$5,000 contribution was to be for the primary election ten months away in 1982. The O'Neill Committee may additionally rely upon the presumption established in the regulations for undesignated contributions. Since it was not designated in writing nor contrary to the committee's understanding, it was for the primary.

The contributions for \$1,000 and \$500 were similarly not designated in writing. Therefore, the O'Neill Committee is justified in relying on Commission regulations at 11 C.F.R. § 110.1(a)(2)(ii)(B) and reporting those undesignated contributions received between the primary and general elections as for the general election.

The affidavit of the treasurer, Mr. Bobo, further refutes the complainant's allegation that the O'Neill Committee knowingly misreported the contribution of \$5,000 for the primary election in order to accept more contributions for the general election.

RECOMMENDATIONS

1. Find no reason to believe that the Responsible Citizens Political League, the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks,

Freight Handlers, Express and Station Employees or its treasurer, Mr. D.A. Bobo, violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).

2. Find no reason to believe that the Committee to Re-elect Thomas P. O'Neill, Jr., its treasurer, Mr. Brian T. O'Neill or Congressman Thomas P. O'Neill, Jr., violated 2 U.S.C. §§ 441a(f) or 441a(a)(2)(A).
3. Close the file.
4. Approve the attached letters.

Charles N. Steele
General Counsel

May 14, 1984
Date

BY: Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments
RCPL-PBRAC Response
O'Neill Response
Proposed letters

84040460041

BROTHERHOOD OF RAILWAY, AIRLINE AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES

AFL-CIO — CLC



LEGAL DEPARTMENT

WILLIAM J. DONLON, General Counsel
MITCHELL M. KRAUS, Assistant General Counsel

Attachment I

March 20, 1984

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, NW
Washington, DC 20463

Re: MUR 1639

Dear Mr. Gross:

This letter is in response to the Federal Election Commission's letter of March 8, 1984, to the Responsible Citizens Political League (RCPL), the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employees (BRAC).

The Commission's letter notified Mr. D. A. Bobo, Treasurer, and the RCPL that the Commission has received a complaint filed by James Edward Antosh alleging that Mr. D. A. Bobo and the RCPL may have violated certain sections of the Federal Election Campaign Act, 2 USC §441, et seq. This complaint is based upon an assertion that RCPL contributed an aggregate in excess of the \$5,000 for the 1982 Federal general election to Mr. Thomas P. O'Neill, Jr., a candidate for public office.

For the reasons stated below, RCPL and Mr. D. A. Bobo, Treasurer, respectfully request that the Federal Election Commission take no action with regard to the allegations made in the complaint filed with the Commission by Mr. James Edward Antosh.

RELEVANT FACTS

Prior to November 30, 1981, RCPL received an invitation to a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held

Mr. Kenneth A. Gross
Page 2
March 20, 1984

December 8, 1981, at the Sheraton Carlton Hotel, Washington, D.C. A recommendation had been received by RCPL that a contribution in the amount of \$5,000 be made to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, to be used in the primary election. This amount was contributed, and the following documents are attached relative thereto: a Xerox copy of the invitation, Exhibit 1; a copy of RCPL's check in the amount of \$5,000 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman as well as a copy of the voucher supporting such expenditure, Exhibit 2. This amount was deposited by the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, in December, prior to the primary elections in Massachusetts. This disbursement was reported in the November monthly report to the Federal Election Commission dated December 10, 1981. Due to a clerical error and lack of proper dissemination of information to the employee completing the report for Mr. Bobo's signature, it was erroneously reported as a disbursement for the general election. A copy of Page 3 of said report is attached as Exhibit 3. This clerical error went undetected until receipt of your Commission's letter of March 8, 1984, at which time a full review of the matter was undertaken and the clerical error discovered. RCPL has this date prepared and is filing an amended report correcting this error, a copy of which is attached as Exhibit 4.

In support of the above referred to clerical error made in its report for November, 1981, please find attached affidavits duly executed by Joseph P. Trainor, National Legislative Director, and D. A. Bobo, Treasurer of RCPL, designated as Exhibits 5 and 6.

In September of 1982, RCPL received an invitation to attend a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held September 28, 1982, at the Sheraton Carlton Hotel, Washington, D.C., and contributed \$1,000 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman. A copy of the invitation is attached as Exhibit 7, and a copy of RCPL's check No. 451 and voucher in support thereof in the amount of \$1,000 is attached as Exhibit 8. This disbursement was reported in the September monthly report to the Federal Election Commission dated October 18, 1982. This was correctly designated as a disbursement for the general election. A copy of Page 5 of this report is attached as Exhibit 9.

In October of 1982 RCPL received an invitation to a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held October 25, 1982, at Anthony's Pier Four, Boston, Massachusetts. A copy of this invitation is attached as Exhibit 10. A contribution of \$500 was made to the Committee

Mr. Kenneth A. Gross
Page 3
March 20, 1984

to Reelect Thomas P. O'Neill, Jr., Congressman, and a copy of the check and voucher in support thereof is attached as Exhibit 11. This disbursement was reported in the October monthly report to the Federal Election Commission dated November 24, 1982. This was correctly designated as a disbursement for the general election. A copy of Page 1 of this report is attached as Exhibit 12.

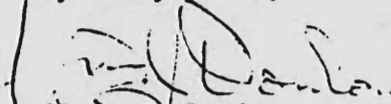
DISCUSSION

1. Since RCPL did not make a disbursement in excess of \$5,000 for the primary election to Candidate O'Neill and the reporting thereof was merely a clerical error, and since RCPL did not make a contribution in excess of \$5,000 in the general election to Candidate Thomas P. O'Neill, Jr., RCPL has not violated 2 USC §441.

2. Since the above, including the actual dates of the contributions and the dates of the primary and general elections as well as the accompanying documentation establish merely a clerical error, Mr. D. A. Bobo is not personally, or in his capacity as Treasurer, subject to liability pursuant to 11 C.F.R. Section 104.14(d).

The allegations that RCPL and Mr. D. A. Bobo as Treasurer have violated the act due to the clerical error in reporting contributions should be rejected.

Very truly yours,



William J. Donlon
General Counsel

WJD:v
Attachments
CC: D. A. Bobo, Treasurer

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n.p.

The Committee to Reelect
Thomas P. O'Neill, Jr., Congressman

cordially invites you

to a
reception
in honor of

112
\$5000.

Speaker of the House of Representatives
THE HONORABLE THOMAS P. O'NEILL, JR.

December 8, 1981

6:00 - 8:00 p.m.

The Sheraton Carlton Hotel
Sixteenth and K Streets, N.W.
Washington, D.C.

RSVP card enclosed

\$500 per person

EXHIBIT 1

RESPONSIBLE CITIZENS POLITICAL LEAGUE
A PROJECT OF THE BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS

(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

112

1882
840

November 30 1981

PAY TO THE
ORDER OF

Committee to Re-elect Thomas P. O'Neill, Jr., Congressman \$ 5,000.00

Five Thousand and 00/100 DOLLARS

NS&T BANK

National Savings and Trust Company
Washington, D.C. 20005



FOR

⑈000112⑈ ⑆1054000522⑆ 024⑈5281613⑈ ⑆0000500000⑆

Check No. 112

Committee to Reelect Thomas P. O'Neill, Jr.

Congressman-----\$5,000.00

1333 New Hampshire Ave., NW, Ste. 1110
Washington, D. C. 20036

Voucher No. 112

11/30/81

5

EXHIBIT 2

84040460046

FOR DEPOSIT
 Committee to
 O'Neill, Jr. Chairman
 5-123
 James P.
 DEC 17 1971

84040460047

20303

DE 'at' 16 P. E. 7-18
 PAY ANY BANK
 NATIONAL BANK
 BALTIMORE, MD.
 052000108

312370928

W10144344

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 3 of 5
 Date: 11/21/81
 Prepared by: [illegible]
 Checked by: [illegible]
 (Continued on Page 4)

Any information supplied 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 for such committee.

Name of Committee (in Full)			
RESPONSIBLE CITIZENS POLITICAL LEAGUE A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Mineta for Congress Committee Norman Mineta 724 N. First St. San Jose, CA 95112	Contribution D - 13th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/12/81	500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Re-elect Congressman Chuck Schumer Committee P.O. Box 2884 Washington, D.C. 20013	Contribution D - 16th - NY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/12/81	750.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
D'Amato for Senate TV-1980 Primary Alfonse D'Amato 6112 Thomas Drive Springfield, VA 22150	Deficit, 1980 Primary R - US Senate - NY Disbursement for: ☐ Primary ☐ General ☒ Other (specify):	11/16/81	500.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Burdick Campaign Committee Quentin Burdick P.O. Box 2696 Washington, D.C. 20013	Contribution D - US Senate - ND Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	2,000.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Byron L. Dorgan Reelection Committee P.O. Box 871 Bismarck, ND 58502	Contribution D - At-Large - ND Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Ed Markey for Congress Committee 520 E St., NE, Ste. 403 Washington, D.C. 20002	Contribution D - 7th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
McDaniel for Senate Campaign Rodger McDaniel 1214 16th St., NW, Ste. 101 Washington, D.C. 20036	Contribution D - US Senate - WY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Committee to Reelect Thomas P. O'Neill Jr., Congressman 1333 NH Ave., NW, Ste. 1110 Washington, D.C. 20036	Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	5,000.00
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Citizens for Rodino Pete Rodino 9006 Clifford Avenue Chevy Chase, MD 20815	Contribution D - 10th - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
SUBTOTAL of Disbursements This Page (optional)			12,750.00
TOTAL This Page (if page this line number only)			7

REPORT OF RECEIPTS AND DISBURSEMENTS
For a Political Committee Other Than an Authorized Committee

(Summary Page)

ALIGN AREA ALIGN AREA 1. Name of Committee (In Full) RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC) Address (Number and Street) 3 Research Place City, State and ZIP Code Rockville, MD 20850 ☐ Check here if address is different than previously reported. 2. FEC Identification Number C00006338 3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)	4. TYPE OF REPORT (Check appropriate boxes) (a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report ☐ July 15 Quarterly Report ☐ January 31 Year End Report ☐ July 31 Mid Year Report (Non-Election Year Only) ☒ Monthly Report for <u>November 1981</u> ☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____ ☐ Thirtieth day report following the General Election on _____ in the State of _____ ☐ Termination Report (b) Is this Report an Amendment? ☒ YES ☐ NO
--	--

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>11/1/81</u> through <u>11/30/81</u>			
6. (a) Cash on hand January 1, 19 _____			\$ 6,358.65
(b) Cash on Hand at Beginning of Reporting Period		\$ 55,472.09	
(c) Total Receipts (from Line 18)		\$ 15,713.65	\$ 356,050.09
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 71,185.74	\$ 362,408.74
7. Total Disbursements (from Line 28)		\$ 26,698.37	\$ 317,921.37
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 44,487.37	\$ 44,487.37
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$	

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

D. A. Bobo
Type or Print Name of Treasurer

D. A. Bobo
SIGNATURE OF TREASURER

March 20, 1984
Date

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

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

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

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FEC FORM 3X (3/80)

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

Name of Committee (in Full)		Person Covering the Period	
Responsible Citizens Political League, A Project of the Brotherhood of Railway and Airline Clerks (BRAC)		From: 11/1/81	To: 11/30/81
		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	15,713.65	355,995.20	11(a)
(Memo Entry Unitemized \$ 13,386.04)			
(b) Political Party Committees			11(b)
(c) Other Political Committees			11(c)
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11(a), 11(b) and 11(c))	15,713.65	355,995.20	11(d)
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES			
13. ALL LOANS RECEIVED			
14. LOAN REPAYMENTS RECEIVED			
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)			
		54.89	15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES			
AND OTHER POLITICAL COMMITTEES			16
17. OTHER RECEIPTS (Dividends, Interest, etc.)			
18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)			
	15,713.65	356,050.09	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES			
	123.37	181.37	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			
		15,600.00	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND			
OTHER POLITICAL COMMITTEES	25,200.00	281,375.00	21
22. INDEPENDENT EXPENDITURES (use Schedule E)			
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES			
(2 U.S.C. § 441 a(d)) (Use Schedule F)			23
24. LOAN REPAYMENTS MADE			
25. LOANS MADE			
26. REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees			26(a)
(b) Political Party Committees			26(b)
(c) Other Political Committees			26(c)
(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))			26(d)
27. OTHER DISBURSEMENTS			
	1,375.00	20,765.00	27
28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)			
	26,698.37	317,921.37	28
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)			
30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)			
31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)			
32. TOTAL OPERATING EXPENDITURES from Line 19			
33. OFFSETS TO OPERATING EXPENDITURES from Line 15			
34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)			

EXHIBIT 4 - 2

9

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

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

Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)**

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Committee to Reelect Thomas P. O'Neill, Jr., Congressman 1333 New Hampshire Ave., NW, Ste. 1110 Washington, DC 20036	Contribution D - 8th - MA Disbursement for: ☒ Primary ☐ General ☐ Other (specify):	11/30/81	5,000.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Our Check No. 112 in the amount of \$5,000.00, dated 11/30/81 payable to "Committee to Reelect Thomas P. O'Neill, Jr., Congressman," and reported as disbursement on Schedule B, page 3	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
of line 21 on our 1981 November Monthly Report was reported in error for 1982 general election. This disbursement should have been reported for the 1982 primary election.	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
SUBTOTAL of Disbursements This Page (optional)			EXHIBIT 4 - 3
TOTAL This Period (last page this line number only)			5,000.00

WASHINGTON)

DISTRICT OF COLUMBIA)

ss.

AFFIDAVIT

OF

JOSEPH P. TRAINOR

Joseph P. Trainor, being first duly sworn on oath, deposes and says:

1. That he is the National Legislative Director of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employees (BRAC), and has held that position since September 1, 1981. That prior to his being appointed as National Legislative Director he held the position of National Legislative Representative, having been appointed thereto June 1, 1977. He maintains his office at 815 - 16th Street, N.W., Washington, DC 20006.

2. That as National Legislative Director and prior thereto as National Legislative Representative he performed a function and role in recommending to the officers of the Responsible Citizens Political League (RCPL) candidates for public office to receive political contributions from RCPL. That acting in this capacity during the month of November, 1981, he participated in a recommendation to RCPL that a contribution in the amount of \$5,000 be made to the "Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman." It was his understanding and he so advised the officers of RCPL that this disbursement was for the primary election to be held in the 8th District of Massachusetts in September, 1982.

3. That he personally had transmitted to him RCPL's check in the amount of \$5,000, Check No. 112, dated November 30, 1981, which he mailed to the O'Neill Committee.

EXHIBIT 5



4. That at the time of his request and recommendation relative to the disbursement of \$5,000 it was clearly his intent that it be for the primary election.

5. Subsequent to the disbursement made in 1981 above referred to, he made a similar recommendation in September, 1982, to the officers of RCPL that a contribution to the "Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman" in the amount of \$1,000 be made for the purpose of the general election which was held November 4, 1982. This check was similarly transmitted by mail to the Committee.

6. Additionally, in October of 1982, he recommended an additional \$500 be disbursed to the "Committee to Re-Elect Thomas P. O'Neill, Jr. Congressman" which was transmitted by him for delivery to the Committee. This check was for the purpose of the general election to be held November 4, 1982.

7. He has now been advised that the RCPL in the November monthly report to the Federal Election Commission dated December 10, 1981 listed the \$5,000 contribution made November 30, 1981, as a disbursement for the general election. This report is a clerical error and contrary to the facts known to him and the purpose for which the \$5,000 contribution was made. The contribution was, as above stated, for the primary election rather than the general election and should not have been so reported.

Further affiant sayeth not.

Joseph P. Trunior

Subscribed and sworn to before me
this 19th day of March, 1984:

Howard J. Hauer
Notary Public - D. C.

My Commission Expires February 28, 1989

(13)

84040460033

STATE OF MARYLAND)
) ss.
COUNTY OF MONTGOMERY)

AFFIDAVIT

OF

D. A. BOBO

D. A. Bobo, being first duly sworn on oath, deposes and says:

1. That he is the Treasurer of the Responsible Citizens Political League (RCPL), a project of the Brotherhood of Railway & Airline Clerks (BRAC), and at all times relevant hereto has held that office.

2. That on or about March 12, 1984, he received a communication from the Federal Election Commission dated March 8, 1984, and signed by Kenneth A. Gross, Associate General Counsel, advising that a complaint has been filed by Mr. James Edward Antosh designated as MUR 1639 against RCPL.

3. That upon receipt of this communication, he investigated the allegations contained therein and reviewed the records of RCPL, particularly its reporting records on contributions made during the calendar years 1981 and 1982 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, and has ascertained that a clerical error was made in the report filed for November, 1981, by RCPL, inasmuch as a \$5,000 contribution to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, was erroneously reported as a disbursement for the "general"

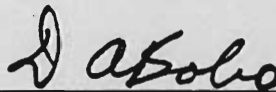
election. This was, in fact, a contribution for the Massachusetts primary election and not the general election.

4. That he, acting as Treasurer of RCPL, does not personally do the clerical work relative to reporting to the Federal Election Commission, and prior to signing the report filed December 10, 1981, did not notice the involved report designated the contribution as general, rather than primary.

5. That upon review of this matter, he has ascertained the erroneous nature of the report, which was merely a clerical error, and has taken action to have prepared and has executed an amended report.

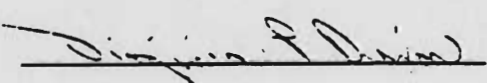
6. Further, your affiant states that the \$5,000 contribution made by RCPL to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, made November 30, 1981, was for the purpose of the primary election and it is his recollection that both the officers of RCPL and the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, so understood.

Further affiant sayeth not.



D. A. Bobo, Treasurer

Subscribed and sworn to before
me this 25th day of March, 1984.


VIRGINIA P. DIXON
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires July 1, 1986

84040460056

The Committee to Reelect
Thomas P. O'Neill, Jr., Congressman

cordially invites you
to a
reception
in honor of

451

Speaker of the House of Representatives
THE HONORABLE THOMAS P. O'NEILL, JR.

September 28, 1982
6:00 - 8:00 p.m.

The Sheraton Carlton Hotel
Sixteenth and K Streets, N.W.
Washington, D.C.

RSVP card enclosed

Endorsed
\$500 per person

EXHIBIT 7

(15)

RESPONSIBLE CITIZEN POLITICAL LEAGUE
A PROJECT OF THE BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS

(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

451

September 23 1982

PAY TO THE ORDER OF Committee to Reelect Thomas P. O'Neill, Jr., Congressman \$ 1,000.00

One Thousand and 00/100. DOLLARS

NS&T BANK
National Savings and Trust Company
Washington, D.C. 20005

Ed Daboo

FOR *R. J. Kelley*
⑈000451⑈ ⑆⑈054000522⑈ 024⑈5281613⑈ ⑈0000100000⑈

Check No. 451

Committee to Re-elect Thomas P. O'Neill, Jr., Cong. ----- \$1,000.00

1333 New Hampshire Ave., N.W.
Washington, D.C. 20036

Voucher No. 451

Date: September 23, 1982

84040460057

EXHIBIT 8

16

FOR DEPOSIT ONLY TO 5-133
 Committee to Re-Elect Thomas P.
 O'Neill, Jr. Congressman
 19-100-001-70

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 5 of 11 for
LINE NUMBER 21
(Use separate schedule(s) for each
category of the Detailed
Summary Page)

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Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)**

A. Full Name, Mailing Address and ZIP Code Martinez for Congress Committee Matt Martinez PO Box 2884 - Washington, DC 20013	Purpose of Disbursement Contribution D - 30th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 1,000.00
B. Full Name, Mailing Address and ZIP Code Mineta for Congress (Norm) 354 E. Campbell Ave. Campbell, CA 95008	Purpose of Disbursement Contribution D - 13th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 300.00
C. Full Name, Mailing Address and ZIP Code Congressman Austin Murphy Campaign Committee 306 Fallowfield Ave. Charleroi, PA 15022	Purpose of Disbursement Contribution D - 22nd - PA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00
D. Full Name, Mailing Address and ZIP Code Oakar for Congress Committee Mary Rose Oakar PO Box 2884 Washington, DC 20013	Purpose of Disbursement Contribution D - 20th - OH Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 500.00
E. Full Name, Mailing Address and ZIP Code Committee to Reelect Thomas P. O'Neill, Jr., Congressman 1333 New Hampshire Ave., NW, Ste. 1110 Washington, DC 20036	Purpose of Disbursement Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 1,000.00
F. Full Name, Mailing Address and ZIP Code Spratt for Congress (John) Box 830 York, SC 29754	Purpose of Disbursement Contribution D - 5th - SC Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00
G. Full Name, Mailing Address and ZIP Code Udall for Congress Committee - 1982 Morris Udall 419 New Jersey Ave., SE Washington, DC 20003	Purpose of Disbursement Contribution D - 2nd - AZ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 250.00
H. Full Name, Mailing Address and ZIP Code Congressman Waxman Campaign Committee Henry Waxman PO Box 10913 Arlington, VA 22210-1913	Purpose of Disbursement Contribution D - 24th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 250.00
I. Full Name, Mailing Address and ZIP Code Yatron for Congress Committee (Gus) PO Box 2380 Washington, DC 20013	Purpose of Disbursement Contribution D - 6th - PA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00

SUBTOTAL of Disbursements This Page (optional) 3,900.00

TOTAL This Period (last page this line number only)

18

EXHIBIT 9

Stim
The Committee to Re-Elect
Thomas P. O'Neill, Jr., Congressman

cordially invites you

to a

reception

in honor of

532

\$500

Speaker of the House of Representatives
The Honorable Thomas P. O'Neill, Jr.

October 25, 1982

6:00 - 8:00 p.m.

Anthony's Pier Four

Patio Room

140 Northern Avenue

Boston, Massachusetts

RSVP Card Enclosed

\$100 per person

EXHIBIT 10

RESPONSIBLE CITIZENS POLITICAL LEAGUE
A PROJECT OF THE BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS

(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

October 21

82

532

12-88
640

PAY TO THE
ORDER OF

Committee to Reelect Thomas P. O'Neill, Jr., Congressman

\$ 500.00

Five Hundred and 00/100. DOLLARS

NS&T BANK

National Savings and Trust Company
Washington, D.C. 20005



R. I. Kelley

FOR

⑈000532⑈ ⑆054000522⑆ 024⑈5281613⑈ ⑈0000050000⑈

Check No. 532

Committee to Reelect Thomas P. O'Neill, Jr.

Congressman-----500.00

PO Box 1547
Boston, MA 02205

Voucher No. 532

10/21/82

84040460061

FOR DEPOSIT ONLY TO 5-133
 Committee to Re-Elect Thomas P.
 O'Neill, Jr., Congressman
 19-180.00

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OT '02 27 | P. 7-15
 PAY ANY BANK
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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 6 for
 LINE NUMBER 21
 (Use separate schedule for each
 category of the Detailed
 Summary Page)

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

Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)**

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Contribution	Date (month, day, year)	Amount of Each Disbursement This Period
Ottinger for Congress (Dick) 7 Overbrook Road Scarsdale, NY 10583	D - 20th - NY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/14/82	500.00
B. Full Name, Mailing Address and ZIP Code Torricelli for Congress (Bob) 431 Main St. Hackensack, NJ 07601	Purpose of Disbursement Contribution D - 9th - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/14/82	500.00
C. Full Name, Mailing Address and ZIP Code Pat Archer for Congress 1155 Pinecrest Ave. Escondido, CA 92053	Purpose of Disbursement Contribution D - 43rd - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/14/82	300.00
D. Full Name, Mailing Address and ZIP Code Reelect Les AuCoin Committee 1001 SW 5th Floor, Ste. 2000 Portland, OR 97204	Purpose of Disbursement Contribution D - 1st - OR Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	250.00
E. Full Name, Mailing Address and ZIP Code Richard Davis for Senate Committee 1000 N. Thompson St. Richmond, VA 23230	Purpose of Disbursement Contribution D - US Senate - VA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	500.00
F. Full Name, Mailing Address and ZIP Code Committee to Reelect Wyche Fowler 2400 1st Atlanta Tower Atlanta, GA 30383	Purpose of Disbursement Contribution D - 5th - GA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	300.00
G. Full Name, Mailing Address and ZIP Code Jim Howard for Congress Committee PO Box 24268 Washington, DC 20024	Purpose of Disbursement Contribution D - 3rd - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	500.00
H. Full Name, Mailing Address and ZIP Code Committee to Reelect Thomas P. O'Neill, Jr., Congressman PO Box 1547 Boston, MA 02205	Purpose of Disbursement Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	500.00
I. Full Name, Mailing Address and ZIP Code Gene Tackett for Congress Committee PO Box 545 McFarland, CA 93250	Purpose of Disbursement Contribution D - 17th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/21/82	500.00
SUBTOTAL of Disbursements This Page (optional)			3,850.00
TOTAL This Period (last page this line number only) 22			

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: William J. Donlon

ADDRESS: 3 Research Place
Rockville, Maryland 20850

TELEPHONE: (301) 948-4910

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.

3/20/84
Date

D. A. Bobo
Signature D. A. Bobo
Individually and on behalf of
the Responsible Citizens Political
League

NAME: D. A. Bobo

ADDRESS: 3 Research Place
Rockville, MD 20850

HOME PHONE:

BUSINESS PHONE: (301) 948-4910

622-1780

*The Law Offices of
Brian T. O'Neill, P.C.
Twenty Ashburton Place
Boston, Massachusetts 02108
Telephone 782-5000
Since Feb 1984*

14 MAR 29 P 4:14

622-1780

Attachment II

March 28, 1984

MUR 1639
Leyes

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

Re: MUR 1639

Dear Sir:

As Treasurer of the Committee to Re-elect Thomas P. O'Neill, Jr., I herewith submit this response to the Complaint filed in the above-captioned matter. This reply is submitted on behalf of myself as Treasurer, the Committee to Re-elect Thomas P. O'Neill, Jr. ("The Committee"), and Congressman Thomas P. O'Neill, Jr.

As set forth below, the Complaint in this matter (filed by one James Edward Antosh of Oklahoma) cannot serve as a basis for further action against any of the named respondents. It should be promptly dismissed.

ALLEGATIONS OF THE COMPLAINT

The Complaint alleges two related violations of the Federal Election Campaign Act of 1971, as amended, by the respondents:

- (a) the acceptance of contributions in excess of applicable limits under Section 441a, from the Responsible Citizens Political League - a project of the Brotherhood of Railway and Airline Clerks ("RCPL"); and
- (b) "knowing" misreporting one of the RCPL contributions, in violation of 11 C.F.C. § 104.14(d).

RESPONSE OF THE COMMITTEE

(1) "Excessive Contribution" of RCPL

The Complaint alleges specifically that, in connection with Congressman O'Neill's 1982 general election campaign, RCPL made contri-

Contributions to the Committee totalling \$6,500 - allegedly \$1,500 over the lawful \$5,000 general election limit for a multi-candidate committee. As the duly filed reports of both the Committee and RCPL show, and as complainant notes, the \$6,500 in alleged "excessive" contributions represents three separate contributions: one contribution of \$5,000 made on November 30, 1981 before the primary election of Congressman O'Neill, and two additional contributions of \$1,000 and \$500, made September 30 and October 26, 1982, respectively, after the primary and before the general election of Congressman O'Neill.

As "counsel" for complainant no doubt should know, FEC regulations provide that contributions made before a primary are generally attributed toward the primary election limitation. 11 C.F.R. § 110.1(a) (2) (ii) (A). Likewise, contributions made after the primary and before the general election are attributed to that election's separate limitation. 11 C.F.R. § 110.1(a) (2) (ii) (B). 1/

Here, the first \$5,000 contribution from RCPL to the Committee was made in November 1981, ten months before the primary election. The remaining \$1,500 in RCPL contributions to the Committee were made in September and October 1982, well after the primary but before the 1982 general election. By operation of both logic and FEC regulations, the timing of the \$5,000 contribution suggested indeed that it was intended for primary election purposes. Moreover, the Committee has doublechecked its understanding on this point with counsel to RCPL, who confirms that the contribution was precisely what the circumstances of its making suggested it to be - a primary election contribution.

Accordingly, on the very face of the public record, the RCPL contributions to the Committee were perfectly lawful and well within § 441a limitations.

(2) Reporting "Violation"

Complainant suggests, nonetheless, that the first \$5,000 contribution must relate to the general, not the primary, election, because RCPL's relevant Schedule A shows this contribution marked, in the appropriate box, for the general election. The Committee's

1/ The exception to this rule lies where a check is designated by the contributor for a particular election. 11 C.F.R. § 110.1(a) (2) (i). It should be noted here that the RCPL check received by the Committee did not come with any designation that it be used in connection with the general election. The Committee's recollection on this score has also been confirmed with counsel to RCPL.

report of this contribution, however, is marked "primary." Complainant then leaps to the conclusion that the Committee not only misreported a general election contribution as a primary contribution; but that it did so "deliberately." On this basis, complainant alleges a violation by respondents of 11 C.F.R. § 104.14(d).

The "mystery of the differently checked boxes" can be easily solved. Simply stated, RCPL erroneously reported the November 30, 1981 contribution as general in nature. RCPL has confirmed this point to the Committee. There is nothing more to this.

CONCLUSION

In short, RCPL made a lawful \$5,000 maximum contribution toward the primary election campaign of the Committee and its candidate, Congressman O'Neill. Subsequently, in connection with the general election campaign, RCPL made an additional \$1,500 in contributions. All of these contributions were correctly reported by me, as Treasurer, in full compliance with the requirements of § 104.14(d).

I request the Complaint be dismissed.

Respectfully submitted,

Brian T. O'Neill

Brian T. O'Neill,
Treasurer, The Committee
To Re-elect Thomas P. O'Neill, Jr.,
Congressman

Attachment III



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801

RE: MUR 1639

Dear Mr. Antosh:

The Federal Election Commission has reviewed the allegations of your complaint dated February 29, 1984, and determined that on the basis of the information provided in your complaint and information provided by the Respondent, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed.

Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Brian T. O'Neill, Treasurer
Committee to Re-elect Thomas P.
O'Neill, Jr., to Congress
20 Ashburton Place
Boston, Massachusetts 02108

RE: MUR 1639
Committee to Re-elect
Thomas P. O'Neill, Jr., to
Congress

Dear Mr. O'Neill:

On March 8, 1984, the Commission notified the Committee to Re-elect Thomas P. O'Neill, Jr., to Congress and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Donald A. Bobo, Treasurer
Responsible Citizens Political
League
3 Research Place
Rockville, Maryland 20856

RE: MUR 1639
Responsible Citizens Political
League
Mr. Donald A. Bobo, Treasurer

Dear Mr. Bobo:

On March 8, 1984, the Commission notified the Responsible Citizens Political League and you, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 1984, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within thirty (30) days.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

6CC#1980

*The Law Offices of
Brian T. O'Neill, P.C.
Twenty Huntington Place
Boston, Massachusetts 02108
Telephone 722-6000
Area Code (617)*

March 28, 1984

*MUR 1639
Leyes*

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

Re: MUR 1639

Dear Sir:

As Treasurer of the Committee to Re-elect Thomas P. O'Neill, Jr., I herewith submit this response to the Complaint filed in the above-captioned matter. This reply is submitted on behalf of myself as Treasurer, the Committee to Re-elect Thomas P. O'Neill, Jr. ("The Committee"), and Congressman Thomas P. O'Neill, Jr.

As set forth below, the Complaint in this matter (filed by one James Edward Antosh of Oklahoma) cannot serve as a basis for further action against any of the named respondents. It should be promptly dismissed.

ALLEGATIONS OF THE COMPLAINT

The Complaint alleges two related violations of the Federal Election Campaign Act of 1971, as amended, by the respondents:

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8 4 0 4 8 0 7 2
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Complainant suggests, nonetheless, that the first \$5,000 contribution must relate to the general, not the primary, election, because RCPL's relevant Schedule A shows this contribution marked, in the appropriate box, for the general election. The Committee's

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In short, RCPL made a lawful \$5,000 maximum contribution toward the primary election campaign of the Committee and its candidate, Congressman O'Neill. Subsequently, in connection with the general election campaign, RCPL made an additional \$1,500 in contributions. All of these contributions were correctly reported by me, as Treasurer, in full compliance with the requirements of § 104.14(d).

I request the Complaint be dismissed.

Respectfully submitted,

Brian T. O'Neill

Brian T. O'Neill,
Treasurer, The Committee
To Re-elect Thomas P. O'Neill, Jr.,
Congressman

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84040460074

*The Law Offices of
Brian T. O'Neill, P.C.*

*Twenty Ashburton Place
Boston, Massachusetts 02108*

Mr. Charles Steele
General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C.
ATTN: Mr. Paul Reyes
7th Floor

**BROTHERHOOD OF RAILWAY, AIRLINE AND STEAMSHIP CLERKS,
FREIGHT HANDLERS, EXPRESS AND STATION EMPLOYEES**

AFL-CIO — CLC



LEGAL DEPARTMENT

**WILLIAM J. DONLON, General Counsel
MITCHELL M. KRAUS, Assistant General Counsel**

RECEIVED AT THE FEC
8-MAR-84 All: 28
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March 20, 1984

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1639
Reyes

121
P2:19

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, NW
Washington, DC 20463

Re: MUR 1639

Dear Mr. Gross:

This letter is in response to the Federal Election Commission's letter of March 8, 1984, to the Responsible Citizens Political League (RCPL), the separate segregated fund of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employees (BRAC).

The Commission's letter notified Mr. D. A. Bobo, Treasurer, and the RCPL that the Commission has received a complaint filed by James Edward Antosh alleging that Mr. D. A. Bobo and the RCPL may have violated certain sections of the Federal Election Campaign Act, 2 USC §441, et seq. This complaint is based upon an assertion that RCPL contributed an aggregate in excess of the \$5,000 for the 1982 Federal general election to Mr. Thomas P. O'Neill, Jr., a candidate for public office.

For the reasons stated below, RCPL and Mr. D. A. Bobo, Treasurer, respectfully request that the Federal Election Commission take no action with regard to the allegations made in the complaint filed with the Commission by Mr. James Edward Antosh.

RELEVANT FACTS

Prior to November 30, 1981, RCPL received an invitation to a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held

8404046007

Mr. Kenneth A. Gross
Page 2
March 20, 1984

December 8, 1981, at the Sheraton Carlton Hotel, Washington, D.C. A recommendation had been received by RCPL that a contribution in the amount of \$5,000 be made to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, to be used in the primary election. This amount was contributed, and the following documents are attached relative thereto: a Xerox copy of the invitation, Exhibit 1; a copy of RCPL's check in the amount of \$5,000 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman as well as a copy of the voucher supporting such expenditure, Exhibit 2. This amount was deposited by the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, in December, prior to the primary elections in Massachusetts. This disbursement was reported in the November monthly report to the Federal Election Commission dated December 10, 1981. Due to a clerical error and lack of proper dissemination of information to the employee completing the report for Mr. Bobo's signature, it was erroneously reported as a disbursement for the general election. A copy of Page 3 of said report is attached as Exhibit 3. This clerical error went undetected until receipt of your Commission's letter of March 8, 1984, at which time a full review of the matter was undertaken and the clerical error discovered. RCPL has this date prepared and is filing an amended report correcting this error, a copy of which is attached as Exhibit 4.

In support of the above referred to clerical error made in its report for November, 1981, please find attached affidavits duly executed by Joseph P. Trainor, National Legislative Director, and D. A. Bobo, Treasurer of RCPL, designated as Exhibits 5 and 6.

In September of 1982, RCPL received an invitation to attend a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held September 28, 1982, at the Sheraton Carlton Hotel, Washington, D.C., and contributed \$1,000 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman. A copy of the invitation is attached as Exhibit 7, and a copy of RCPL's check No. 451 and voucher in support thereof in the amount of \$1,000 is attached as Exhibit 8. This disbursement was reported in the September monthly report to the Federal Election Commission dated October 18, 1982. This was correctly designated as a disbursement for the general election. A copy of Page 5 of this report is attached as Exhibit 9.

In October of 1982 RCPL received an invitation to a reception in honor of the Honorable Thomas P. O'Neill, Jr., to be held October 25, 1982, at Anthony's Pier Four, Boston, Massachusetts. A copy of this invitation is attached as Exhibit 10. A contribution of \$500 was made to the Committee

84040460078

Mr. Kenneth A. Gross
Page 3
March 20, 1984

to Reelect Thomas P. O'Neill, Jr., Congressman, and a copy of the check and voucher in support thereof is attached as Exhibit 11. This disbursement was reported in the October monthly report to the Federal Election Commission dated November 24, 1982. This was correctly designated as a disbursement for the general election. A copy of Page 1 of this report is attached as Exhibit 12.

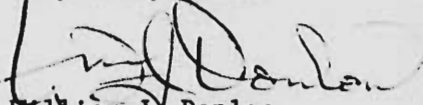
DISCUSSION

1. Since RCPL did not make a disbursement in excess of \$5,000 for the primary election to Candidate O'Neill and the reporting thereof was merely a clerical error, and since RCPL did not make a contribution in excess of \$5,000 in the general election to Candidate Thomas P. O'Neill, Jr., RCPL has not violated 2 USC §441.

2. Since the above, including the actual dates of the contributions and the dates of the primary and general elections as well as the accompanying documentation establish merely a clerical error, Mr. D. A. Bobo is not personally, or in his capacity as Treasurer, subject to liability pursuant to 11 C.F.R. Section 104.14(d).

The allegations that RCPL and Mr. D. A. Bobo as Treasurer have violated the act due to the clerical error in reporting contributions should be rejected.

Very truly yours,


William J. Donlon
General Counsel

WJD:v
Attachments
CC: D. A. Bobo, Treasurer

84040460077

84040460078

n.p.

*The Committee to Reelect
Thomas P. O'Neill, Jr., Congressman*

112

cordially invites you

to a

reception

in honor of

\$5000.

*Speaker of the House of Representatives
THE HONORABLE THOMAS P. O'NEILL, JR.*

December 8, 1981

6:00 - 8:00 p.m.

*The Sheraton Carlton Hotel
Sixteenth and K Streets, N.W.
Washington, D.C.*

RSVP card enclosed

\$500 per person

EXHIBIT 1

RESPONSIBLE CITIZENS POLITICAL LEAGUE
A PROJECT OF THE BR BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS

(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

112

11-82
840

November 30 1981

PAY TO THE
ORDER OF

Committee to Re-elect Thomas P. O'Neill, Jr., Congressman \$ 5,000.00

Five Thousand and 00/100 DOLLARS

NS&T BANK
National Savings and Trust Company
Washington, D.C. 20005

FOR

⑈000112⑈ >⑈054000522⑈ 024⑈5281613⑈ ⑈0000500000⑈

Check No. 112

Committee to Reelect Thomas P. O'Neill, Jr.
Congressman-----\$5,000.00

1333 New Hampshire Ave., NW, Ste. 1110
Washington, D. C. 20036

Voucher No. 112

11/30/81

84040460079

84040460030

FOR DEPOSIT
Committee to Re-elect
O'Neill, Jr. Congressman
19-180.00
5-133 James P.
1071030

1071030

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20302

DE '81 16 P.E.G. 7-16
PAY ANY BANK
BAYLARD NATIONAL BANK
BALTIMORE, MD.
0520000108

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 3 of 5
 Date 11/21/81
 Name of Committee RESPONSIBLE CITIZENS POLITICAL LEAGUE
 Address of Committee 1111 1st St. NW
 City of the District Washington, D.C.
 State of the District DC

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 for such committee.

Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE**
A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Mineta for Congress Committee Norman Mineta 724 N. First St. San Jose, CA 95112	Contribution D - 13th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/12/81	500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Re-elect Congressman Chuck Schumer Committee P.O. Box 2884 Washington, D.C. 20013	Contribution D - 16th - NY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/12/81	750.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
D'Amato for Senate TV-1980 Primary Alfonse D'Amato 6112 Thomas Drive Springfield, VA 22150	Deficit, 1980 Primary R - US Senate - NY Disbursement for: ☐ Primary ☐ General ☒ Other (specify):	11/16/81	500.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Burdick Campaign Committee Quentin Burdick P.O. Box 2696 Washington, D.C. 20013	Contribution D - US Senate - ND Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	2,000.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Byron L. Dorgan Reelection Committee P.O. Box 871 Bismarck, ND 58502	Contribution D - At-Large - ND Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Ed Markey for Congress Committee 520 E St., NE, Ste. 403 Washington, D.C. 20002	Contribution D - 7th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
McDaniel for Senate Campaign Rodger McDaniel 1214 16th St., NW, Ste. 101 Washington, D.C. 20036	Contribution D - US Senate - WY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Committee to Reelect Thomas P. O'Neill Jr., Congressman 1333 NH Ave., NW, Ste. 1110 Washington, D.C. 20036	Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	5,000.00
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Citizens for Rodino Pete Rodino 9006 Clifford Avenue Chevy Chase, MD 20815	Contribution D - 10th - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	11/30/81	1,000.00
SUBTOTAL of Disbursements This Page (optional)			12,750.00
TOTAL This Period (list page this line number only)			

REPORT OF RECEIPTS AND DISBURSEMENTS
For a Political Committee Other Than an Authorized Committee

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (In Full)

**RESPONSIBLE CITIZENS POLITICAL LEAGUE, A
PROJECT OF THE BROTHERHOOD OF RAILWAY AND
AIRLINE CLERKS (BRAC)**

Address (Number and Street)

3 Research Place

City, State and ZIP Code

Rockville, MD 20850

☐ Check here if address is different than previously reported.

2. FEC Identification Number

C00006338

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

(a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report

☐ July 15 Quarterly Report ☐ January 31 Year End Report

☐ July 31 Mid Year Report (Non-Election Year Only)

☒ Monthly Report for **November 1981**

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☒ YES

☐ NO

SUMMARY

5. Covering Period **11/1/81** through **11/30/81**

6. (a) Cash on hand January 1, 19 _____

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

(d) Subtotal (add Lines 6(b) and 6(c) for Column A and
Lines 6(a) and 6(c) for Column B)

7. Total Disbursements (from Line 28)

8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))

9. Debts and Obligations Owed TO The Committee
(Itemize all on Schedule C or Schedule D)

10. Debts and Obligations Owed BY the Committee
(Itemize all on Schedule C or Schedule D)

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

D. A. Bobo
Type or Print Name of Treasurer

SIGNATURE OF TREASURER

March 20, 1984
Date

For further information contact:

Federal Election Commission

Toll Free 800-424-9530

Local 202-523-4068

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

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

FEC FORM 3X (3/80)

84040460082

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

Name of Committee (in Full)

**Responsible Citizens Political League, A
Project of the Brotherhood of Railway and Airline Clerks
(BRAC)**

Period Covering the Period

From: 11/1/81

To: 11/30/81

**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 \$ 13,386.04)

(b) Political Party Committees

(c) Other Political Committees

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

12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES

13. ALL LOANS RECEIVED

14. LOAN REPAYMENTS RECEIVED

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

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

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

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

II. DISBURSEMENTS

19. OPERATING EXPENDITURES

20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES

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

22. INDEPENDENT EXPENDITURES (use Schedule E)

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

24. LOAN REPAYMENTS MADE

25. LOANS MADE

26. REFUNDS OF CONTRIBUTIONS TO

(a) Individuals/Persons Other Than Political Committees

(b) Political Party Committees

(c) Other Political Committees

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

27. OTHER DISBURSEMENTS

28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)

III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES

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

30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)

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

32. TOTAL OPERATING EXPENDITURES from Line 19

33. OFFSETS TO OPERATING EXPENDITURES from Line 15

34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)

11(a)

11(b)

11(c)

11(d)

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26(a)

26(b)

26(c)

26(d)

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EXHIBIT 4 - 2

84040460033

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

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

Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)**

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Contribution	Date (month, day, year)	Amount of Each Disbursement This Period
Committee to Reelect Thomas P. O'Neill, Jr., Congressman 1333 New Hampshire Ave., NW, Ste. 1110 Washington, DC 20036	D - 8th - MA Disbursement for: ☒ Primary ☐ General ☐ Other (specify):	11/30/81	5,000.00
B. Full Name, Mailing Address and ZIP Code Our Check No. 112 in the amount of \$5,000.00, dated 11/30/81 payable to "Committee to Reelect Thomas P. O'Neill, Jr., Congressman," and reported as disbursement on Schedule B, page 3	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 of line 21 on our 1981 November Monthly Report was reported in error for 1982 general election. This disbursement should have been reported for the 1982 primary election.	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)			EXHIBIT 4 - 3
TOTAL This Period (last page this line number only)			5,000.00

8404046003

WASHINGTON)
) ss.
DISTRICT OF COLUMBIA)

AFFIDAVIT

OF

JOSEPH P. TRAINOR

Joseph P. Trainor, being first duly sworn on oath, deposes and says:

1. That he is the National Legislative Director of the Brotherhood of Railway, Airline and Steamship Clerks, Freight Handlers, Express and Station Employees (BRAC), and has held that position since September 1, 1981. That prior to his being appointed as National Legislative Director he held the position of National Legislative Representative, having been appointed thereto June 1, 1977. He maintains his office at 815 - 16th Street, N.W., Washington, DC 20006.

2. That as National Legislative Director and prior thereto as National Legislative Representative he performed a function and role in recommending to the officers of the Responsible Citizens Political League (RCPL) candidates for public office to receive political contributions from RCPL. That acting in this capacity during the month of November, 1981, he participated in a recommendation to RCPL that a contribution in the amount of \$5,000 be made to the "Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman." It was his understanding and he so advised the officers of RCPL that this disbursement was for the primary election to be held in the 8th District of Massachusetts in September, 1982.

3. That he personally had transmitted to him RCPL's check in the amount of \$5,000, Check No. 112, dated November 30, 1981, which he mailed to the O'Neill Committee.

EXHIBIT 5

34040460033

4. That at the time of his request and recommendation relative to the disbursement of \$5,000 it was clearly his intent that it be for the primary election.

5. Subsequent to the disbursement made in 1981 above referred to, he made a similar recommendation in September, 1982, to the officers of RCPL that a contribution to the "Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman" in the amount of \$1,000 be made for the purpose of the general election which was held November 4, 1982. This check was similarly transmitted by mail to the Committee.

6. Additionally, in October of 1982, he recommended an additional \$500 be disbursed to the "Committee to Re-Elect Thomas P. O'Neill, Jr. Congressman" which was transmitted by him for delivery to the Committee. This check was for the purpose of the general election to be held November 4, 1982.

7. He has now been advised that the RCPL in the November monthly report to the Federal Election Commission dated December 10, 1981 listed the \$5,000 contribution made November 30, 1981, as a disbursement for the general election. This report is a clerical error and contrary to the facts known to him and the purpose for which the \$5,000 contribution was made. The contribution was, as above stated, for the primary election rather than the general election and should not have been so reported.

Further affiant sayeth not.

Joseph P. Tranter

Subscribed and sworn to before me
this 19th day of March, 1984:

Howard J. Holman
Notary Public - D.C.

My Commission Expires February 28, 1989

84040460036

STATE OF MARYLAND)
) ss.
COUNTY OF MONTGOMERY)

AFFIDAVIT
OF
D. A. BOBO

D. A. Bobo, being first duly sworn on oath, deposes and says:

1. That he is the Treasurer of the Responsible Citizens Political League (RCPL), a project of the Brotherhood of Railway & Airline Clerks (BRAC), and at all times relevant hereto has held that office.

2. That on or about March 12, 1984, he received a communication from the Federal Election Commission dated March 8, 1984, and signed by Kenneth A. Gross, Associate General Counsel, advising that a complaint has been filed by Mr. James Edward Antosh designated as MUR 1639 against RCPL.

3. That upon receipt of this communication, he investigated the allegations contained therein and reviewed the records of RCPL, particularly its reporting records on contributions made during the calendar years 1981 and 1982 to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, and has ascertained that a clerical error was made in the report filed for November, 1981, by RCPL, inasmuch as a \$5,000 contribution to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, was erroneously reported as a disbursement for the "general"

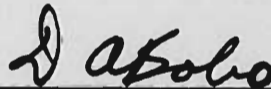
election. This was, in fact, a contribution for the Massachusetts primary election and not the general election.

4. That he, acting as Treasurer of RCPL, does not personally do the clerical work relative to reporting to the Federal Election Commission, and prior to signing the report filed December 10, 1981, did not notice the involved report designated the contribution as general, rather than primary.

5. That upon review of this matter, he has ascertained the erroneous nature of the report, which was merely a clerical error, and has taken action to have prepared and has executed an amended report.

6. Further, your affiant states that the \$5,000 contribution made by RCPL to the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, made November 30, 1981, was for the purpose of the primary election and it is his recollection that both the officers of RCPL and the Committee to Reelect Thomas P. O'Neill, Jr., Congressman, so understood.

Further affiant sayeth not.



D. A. Bobo, Treasurer

Subscribed and sworn to before
me this 20th day of March, 1984.


VIRGINIA P. DIXON
NOTARY PUBLIC STATE OF MARYLAND
My Commission Expires July 1, 1985

84040460039

25mm

**The Committee to Reelect
Thomas P. O'Neill, Jr., Congressman**

cordially invites you
to a
reception
in honor of

451

**Speaker of the House of Representatives
THE HONORABLE THOMAS P. O'NEILL, JR.**

September 28, 1982
6:00 - 8:00 p.m.

**The Sheraton Carlton Hotel
Sixteenth and K Streets, N.W.
Washington, D.C.**

RSVP card enclosed

Endorsed
\$500 per person

EXHIBIT 7

RESPONSIBLE CITIZEN POLITICAL LEAGUE
A PROJECT OF THE BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS

(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

451

September 23 1982

PAY TO THE
ORDER OF

Committee to Reelect Thomas P. O'Neill, Jr., Congressman

1,000.00

One Thousand and 00/100. DOLLARS

NS&T BANK

National Savings and Trust Company
Washington, D.C. 20005



FOR

⑆000451⑆ ⑆054000522⑆ 024⑆5281613⑆ ⑆0000100000⑆

Check No. 451

Committee to Re-elect Thomas P.O'Neill, Jr., Cong. ----- \$1,000.00

1333 New Hampshire Ave., N.W.
Washington, D.C. 20036

Voucher No. 451

Date: September 23, 1982

84040460090

EXHIBIT 8

FOR DEPOSIT ONLY TO: 5-132
Committee to Re-Elect Thomas P.
O'Neill, Jr. Congressman
19-180-08-132

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1100
1100

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130

07 '82 04 2 1-10
PAY ANY BANK
BY DEPOSIT SLIP
BALANCE 100
0532000000

111277880

101512807

84040460091

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 5 of 11
LINE NUMBER 21
 (Use separate schedule(s) for each category of the Detailed Summary Page)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.			
Name of Committee (in Full) RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)			
A. Full Name, Mailing Address and ZIP Code Martinez for Congress Committee Matt Martinez PO Box 2884 Washington, DC 20013	Purpose of Disbursement Contribution D - 30th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 1,000.00
B. Full Name, Mailing Address and ZIP Code Mineta for Congress (Norm) 354 E. Campbell Ave. Campbell, CA 95008	Purpose of Disbursement Contribution D - 13th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 300.00
C. Full Name, Mailing Address and ZIP Code Congressman Austin Murphy Campaign Committee 306 Fallowfield Ave. Charlottesville, PA 15022	Purpose of Disbursement Contribution D - 22nd - PA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00
D. Full Name, Mailing Address and ZIP Code Oakar for Congress Committee Mary Rose Oakar PO Box 2884 Washington, DC 20013	Purpose of Disbursement Contribution D - 20th - OH Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 500.00
E. Full Name, Mailing Address and ZIP Code Committee to Reelect Thomas P. O'Neill, Jr., Congressman 1333 New Hampshire Ave., NW, Ste. 1110 Washington, DC 20036	Purpose of Disbursement Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 1,000.00
F. Full Name, Mailing Address and ZIP Code Spratt for Congress. (John) Box 830 York, SC 29754	Purpose of Disbursement Contribution D - 5th - SC Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00
G. Full Name, Mailing Address and ZIP Code Udall for Congress Committee - 1982 Morris Udall 419 New Jersey Ave., SE Washington, DC 20003	Purpose of Disbursement Contribution D - 2nd - AZ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 250.00
H. Full Name, Mailing Address and ZIP Code Congressman Waxman Campaign Committee Henry Waxman PO Box 10913 Arlington, VA 22210-1913	Purpose of Disbursement Contribution D - 24th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 250.00
I. Full Name, Mailing Address and ZIP Code Yatron for Congress Committee (Gus) PO Box 2380 Washington, DC 20013	Purpose of Disbursement Contribution D - 6th - PA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 9/23/82	Amount of Each Disbursement This Period 200.00
SUBTOTAL of Disbursements This Page (optional)			3,900.00
TOTAL This Period (last page this line number only)			

84040460093

Stim

The Committee to Re-Elect
Thomas P. O'Neill, Jr., Congressman

cordially invites you *532*
to a
reception *\$500*
in honor of

Speaker of the House of Representatives
The Honorable Thomas P. O'Neill, Jr.

October 25, 1982
6:00 - 8:00 p.m.

Anthony's Pier Four
Patio Room
140 Northern Avenue
Boston, Massachusetts

RSVP Card Enclosed

\$100 per person

RESPONSIBLE CITIZENS POLITICAL LEAGUE
A PROJECT OF THE BROTHERHOOD OF
RAILWAY & AIRLINE CLERKS
(BRAC)
3 RESEARCH PLACE
ROCKVILLE, MD 20850

532

October 21

82

1982

PAY TO THE
ORDER OF

Committee to Reelect Thomas P. O'Neill, Jr., Congressman

500.00

Five Hundred and 00/100.

DOLLARS

NS&T BANK

National Savings and Trust Company
Washington, D.C. 20005



R. J. Kelley

FOR

⑈000532⑈

⑈054000522⑈

024⑈5281613⑈

⑈0000050000⑈

Check No. 532

Committee to Reelect Thomas P. O'Neill, Jr.

Congressman-----500.00

PO Box 1547

Boston, MA 02205

Voucher No. 532

10/21/82

84040460094

EXHIBIT 11

84040460095

FOR DEPOSIT ONLY TO 5-123
Committee to Re-Elect Thomas P.
O'Neill, Jr. Congressman
19-180.00

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OT '82 27 P E 7-15
PAY ANY BANK G-15
FBI
91-2

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 6 for
LINE NUMBER 21
 (Use separate schedules for each
 category of the Detailed
 Summary Page)

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

Name of Committee (in Full) **RESPONSIBLE CITIZENS POLITICAL LEAGUE, A PROJECT OF THE BROTHERHOOD OF RAILWAY AND AIRLINE CLERKS (BRAC)**

A. Full Name, Mailing Address and ZIP Code Ottinger for Congress (Dick) 7 Overbrook Road Scarsdale, NY 10583	Purpose of Disbursement Contribution D - 20th - NY Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/14/82	Amount of Each Disbursement This Period 500.00
B. Full Name, Mailing Address and ZIP Code Torricelli for Congress (Bob) 431 Main St. Hackensack, NJ 07601	Purpose of Disbursement Contribution D - 9th - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/14/82	Amount of Each Disbursement This Period 500.00
C. Full Name, Mailing Address and ZIP Code Pat Archer for Congress 1155 Pinecrest Ave. Escondido, CA 92053	Purpose of Disbursement Contribution D - 43rd - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/14/82	Amount of Each Disbursement This Period 300.00
D. Full Name, Mailing Address and ZIP Code Reelect Les AuCoin Committee 1001 SW 5th Floor, Ste. 2000 Portland, OR 97204	Purpose of Disbursement Contribution D - 1st - OR Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 250.00
E. Full Name, Mailing Address and ZIP Code Richard Davis for Senate Committee 1000 N. Thompson St. Richmond, VA 23230	Purpose of Disbursement Contribution D - US Senate - VA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 500.00
F. Full Name, Mailing Address and ZIP Code Committee to Reelect Wyche Fowler 2400 1st Atlanta Tower Atlanta, GA 30383	Purpose of Disbursement Contribution D - 5th - GA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 300.00
G. Full Name, Mailing Address and ZIP Code Jim Howard for Congress Committee PO Box 24268 Washington, DC 20024	Purpose of Disbursement Contribution D - 3rd - NJ Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 500.00
H. Full Name, Mailing Address and ZIP Code Committee to Reelect Thomas P. O'Neill, Jr., Congressman PO Box 1547 Boston, MA 02205	Purpose of Disbursement Contribution D - 8th - MA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 500.00
I. Full Name, Mailing Address and ZIP Code Gene Tackett for Congress Committee PO Box 545 McFarland, CA 93250	Purpose of Disbursement Contribution D - 17th - CA Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	Date (month, day, year) 10/21/82	Amount of Each Disbursement This Period 500.00
SUBTOTAL of Disbursements This Page (optional)			3,850.00
TOTAL This Period (last page this line number only)			

EXHIBIT 12

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL: William J. Donlon

ADDRESS: 3 Research Place
Rockville, Maryland 20850

TELEPHONE: (301) 948-4910

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.

3/20/84
Date

D A Bobo
Signature D. A. Bobo
Individually and on behalf of
the Responsible Citizens Political
League

NAME: D. A. Bobo

ADDRESS: 3 Research Place
Rockville, MD 20850

HOME PHONE:

BUSINESS PHONE: (301) 948-4910

84040460097

Brotherhood of Railway, Airline & Steamship Clerks
Freight Handlers, Express & Station Employees

D. A. BOBO

International Secretary-Treasurer

3 Research Place — Rockville, Maryland 20850



8 4 0 4 0 4 6 0 0 9 8

FIRST CLASS MAIL

DATE

TO: Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
1325 K Street, NW
Washington, DC 20463



84 MAR 2 P 2: 32

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

James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801,

Complainant,

v.

Thomas P. O'Neill, Jr. and
Responsible Citizens Political
League - A Project of the
Brotherhood of Railway and
Airline Clerks,

Respondents.

Complaint
MUR. No.

1639

84040460099

I. INTRODUCTION

1333 New Hampshire Avenue, N.W. - Suite 1110
Washington, D.C. 20036

1. Pursuant to 2 U.S.C. §437g(a)(1) James Edward Antosh brings this complaint against candidate for federal public office, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, Responsible Citizens Political League - A Project of the Brotherhood of Railway and Airline Clerks ("RCPL-PBRAC") and all the Committees' treasurers individually and in their capacities as treasurers for the making and receiving of excessive contributions in violation of 2 U.S.C. §441a(f) and 2 U.S.C. §441a(a)(2)(A).

II. PARTIES

2. Complainant is James Edward Antosh who resides at 13 Gilpin, Shawnee, Oklahoma 74801. He is a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

Respondents are:

- a. Thomas P. O'Neill, Jr., 20 Ashburton Road, Boston, Massachusetts 02108.
- b. Brian T. O'Neill, individually and in his capacity as treasurer of Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, 20 Ashburton Road, Boston, Massachusetts 02108.
- c. Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman,

20 Ashburton Road
Boston, Massachusetts 02108

1333 New Hampshire Avenue, N.W. - Suite 1110
Washington, D. C. 20036

Post Office Box 1547
Boston, Massachusetts 02205

d. D.A. Bobo, individually and in his capacity as treasurer
of RCPL-PBRAC, 3 Research Place, Rockville, Maryland 20850.

e. RCPL-PBRAC, 3 Research Drive, Rockville, Maryland 20850.

3. Liability may be imposed upon the candidate, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, and RCPL-PBRAC pursuant to 2 U.S.C. §441a(a) which establishes the \$5,000.00 (FIVE THOUSAND DOLLARS) maximum contribution ceiling and 2 U.S.C. §441a(f) which proscribes a candidate or political committee from accepting any contributions in excess of \$5,000.00 (FIVE THOUSAND DOLLARS).

4. Liability may be imposed on the treasurers, personally and in their capacities as treasurers pursuant to 11 C.F.R. §104.14(d).

IV. OVERVIEW

5. Based on complainant's information and belief, Respondents have contributed or received an aggregate in excess of \$5,000.00 (FIVE THOUSAND DOLLARS) for the 1982 federal general election

in which Thomas P. O'Neill, Jr. was a candidate for public office.

Complainant bases his belief on review of the Federal Election

Commission Forms 3 and 3X, Schedules "A" and "B" which Thomas

P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr.,

Congressman and its treasurer, and RCPL-PBRAC filed for the

1982 federal general election.

6. For the 1982 federal general election excessive funds were contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC and its treasurer.

7. These unlawful contributions constitute a violation of the Federal Election Campaign Act, 2 U.S.C. §441a(a)(2)(A) which provides that a multicandidate political committee may not contribute more than \$5,000.00 (FIVE THOUSAND DOLLARS) to any candidate and his authorized political committee with respect to any election for federal office and §441a(f) which prohibits a candidate from receiving illegal contributions.

V. VIOLATIONS OF THE F.E.C.A.

BY

COMMITTEE TO RE-ELECT THOMAS P. O'NEILL, JR., CONGRESSMAN
IN THE

1982 FEDERAL GENERAL ELECTION

8. Candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, for the

1982 federal general election, accepted contributions from RCPL-PBRAC

in the following amounts:

Complainant bases his belief on review of the Federal Election

<u>Date Received</u>	<u>Amount</u>	<u>F.E.C. Microfilm Location</u>
11/30/81	\$5,000.00	#82012100397
9/30/82	\$1,000.00	#82012283642
10/26/82	\$ 500.00	#82012370722
Total =		\$6,500.00

9. A running total of contributions from RCPL-PBRAC would have put on notice Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer that they had received \$5,000.00 (FIVE THOUSAND DOLLARS) on November 30, 1981. On that date, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer could no longer lawfully accept any contributions from RCPL-PBRAC. In violation of 2 U.S.C. §441a(f), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer accepted contributions from this contributor in the amount of \$1,000.00 (ONE THOUSAND DOLLARS) and \$500.00 (FIVE HUNDRED DOLLARS). This amount exceeded the statutory monetary ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

10. Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer failed to accurately report the \$5,000.00 (FIVE THOUSAND DOLLARS) contribution of November 30, 1981 designated by RCPL-PBRAC as a contribution for the

On November 30, 1981, RCPL-PBRAC contributed \$2,000.00 to the 1981 general election. (See F.E.C. Microfilm # 81032112449.) In violation of 11 C.F.R. §104.14(d), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer reported it as a contribution for the primary election. (See F.E.C. Microfilm # 82012100397.) F.E.C. regulation 11 C.F.R. §104.14(d) provides that a treasurer "shall be personally responsible for the timely and complete filing of the report or statement and for the accuracy of any information or statement contained therein." Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer knowingly misreported the contribution in order to accept contributions in excess of the statutory limit.

VI. VIOLATIONS OF THE F.E.C.A.
BY
RCPL-PBRAC
IN THE
1982 FEDERAL GENERAL ELECTION

11. Based on a review of the periodic reports, Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" and applicable amendments, which Respondents filed with the Federal Election Commission, the Complainant believes that RCPL-PBRAC, for the 1982 federal general election contributed to candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer a total of \$6,500.00 (SIX THOUSAND FIVE HUNDRED DOLLARS).

12. RCPL-PBRAC contributed the following amounts:

8404046010
a. On November 30, 1981, RCPL-PBRAC contributed \$5,000.00 (FIVE THOUSAND DOLLARS). (See F.E.C. Microfilm #81032112449.)

b. On September 23, 1982, RCPL-PBRAC contributed \$1,000.00 (ONE THOUSAND DOLLARS). (See F.E.C. Microfilm #82032503493.)

c. On October 21, 1982, RCPL-PBRAC contributed \$500.00 (FIVE HUNDRED DOLLARS). (See F.E.C. Microfilm #82032552273.)

13. A running total of the amount contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC would have put it on notice that as of November 30, 1981, it had contributed \$5,000.00 (FIVE THOUSAND DOLLARS). In violation of 2 U.S.C. §441a(a)(2)(A), RCPL-PBRAC made a \$1,000.00 (ONE THOUSAND DOLLARS) contribution on September 23, 1982 and a \$500.00 (FIVE HUNDRED DOLLARS) contribution on October 21, 1982, which exceeded the \$5,000.00 (FIVE THOUSAND DOLLARS) ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

IX. CONCLUSION

14. As documented above, Respondents have violated the spirit and letter of the Federal Election Campaign Act.

15. Complainant requests that an investigation into this complaint be undertaken, that Respondents be ordered to return the accepted

excess contributions and that civil sanctions be imposed on
the Respondents.

Michael Ernest Avakian
Michael Ernest Avakian
Center on National Labor Policy

Martha M. Poindexter
Martha M. Poindexter
Center on National Labor Policy
5211 Port Royal Road, Suite 400
North Springfield, VA 22151
(703) 321-9180

Attorneys for Complainant

March 1, 1984

no excess contributions and that civil sanctions be imposed on

VERIFICATION OF CITIZEN COMPLAINANT

Shawnee

State of Oklahoma

ss.

Pursuant to 2 U.S.C. §437g(a)(1), I, James Edward Antosh, being first duly sworn, say that I have read the foregoing complaint and know the contents thereof, and that the same is true on information and belief. This complaint was not filed at the request or suggestion of any candidate. I am a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

James Edward Antosh

Subscribed and sworn to before me this 29th day of February 1984.

Thomas K. Almond
Notary Public

My Commission expires:

Sept. 17, 1984

84040460107

DESIGNATION OF COUNSEL

I, James Edward Antosh, a complainant to the attached complaint designate the attorney(s) identified below as complainant's attorney(s) of record. The Federal Election Commission shall direct all written and oral communications in connection with this matter to my designated counsel.

Jan 29 1984
Date

James Edward Antosh
Complainant

DESIGNATED COUNSEL

Michael Ernest Avakian
Martha M. Poindexter
Center on National Labor Policy
Suite 400
5211 Port Royal Road
Springfield, Virginia 22151

84040460108



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 8, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Honorable Thomas P. O'Neill, Jr.
20 Ashburton Place
Boston, Mass. 02108

Re: MUR 1639

Dear Congressman O'Neill:

This letter is to notify you that on March 1, 1984 the Federal Election Commission received a complaint which alleges that you and your committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1639. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you and your committee in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

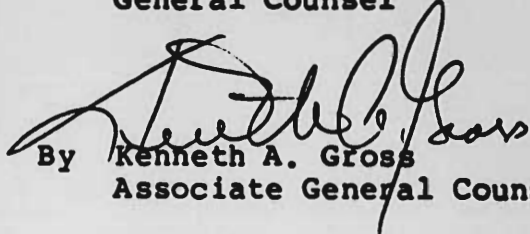
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

84040460109

If you have any questions, please contact Paul Reyes the staff member assigned to this matter at (202) 523-4175. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosures

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

cc: Committee to Re-elect Thomas P.
O'Neill, Jr. to Congress

84040460110

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

James Edward Antosh)
13 Gilpin)
Shawnee, Oklahoma 74801,)
Complainant,)
v.)
Thomas P. O'Neill, Jr. and)
Responsible Citizens Political)
League - A Project of the)
Brotherhood of Railway and)
Airline Clerks,)
Respondents.)

Complaint
MUR No. 1639

84040460111

I. INTRODUCTION

1. Pursuant to 2 U.S.C. §437g(a)(1) James Edward Antosh brings this complaint against candidate for federal public office, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, Responsible Citizens Political League - A Project of the Brotherhood of Railway and Airline Clerks ("RCPL-PBRAC") and all the Committees' treasurers individually and in their capacities as treasurers for the making and receiving of excessive contributions in violation of 2 U.S.C. §441a(f) and 2 U.S.C. §441a(a)(2)(A).

II. PARTIES

2. Complainant is James Edward Antosh who resides at 13 Gilpin, Shawnee, Oklahoma 74801. He is a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

Respondents are:

a. Thomas P. O'Neill, Jr., 20 Ashburton Road, Boston, Massachusetts 02108.

b. Brian T. O'Neill, individually and in his capacity as treasurer of Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, 20 Ashburton Road, Boston, Massachusetts 02108.

c. Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman,

20 Ashburton Road
Boston, Massachusetts 02108

1333 New Hampshire Avenue, N.W. - Suite 1110
Washington, D. C. 20036

Post Office Box 1547
Boston, Massachusetts 02205

d. D.A. Bobo, individually and in his capacity as treasurer of RCPL-PBRAC, 3 Research Place, Rockville, Maryland 20850.

e. RCPL-PBRAC, 3 Research Drive, Rockville, Maryland 20850.

3. Liability may be imposed upon the candidate, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, and RCPL-PBRAC pursuant to 2 U.S.C. §441a(a) which establishes the \$5,000.00 (FIVE THOUSAND DOLLARS) maximum contribution ceiling and 2 U.S.C. §441a(f) which proscribes a candidate or political committee from accepting any contributions in excess of \$5,000.00 (FIVE THOUSAND DOLLARS).

4. Liability may be imposed on the treasurers, personally and in their capacities as treasurers pursuant to 11 C.F.R. §104.14(d).

IV. OVERVIEW

5. Based on complainant's information and belief, Respondents have contributed or received an aggregate in excess of \$5,000.00 (FIVE THOUSAND DOLLARS) for the 1982 federal general election

in which Thomas P. O'Neill, Jr. was a candidate for public office. Complainant bases his belief on review of the Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" which Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, and RCPL-PBRAC filed for the 1982 federal general election.

6. For the 1982 federal general election excessive funds were contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC and its treasurer.

7. These unlawful contributions constitute a violation of the Federal Election Campaign Act, 2 U.S.C. §441a(a)(2)(A) which provides that a multicandidate political committee may not contribute more than \$5,000.00 (FIVE THOUSAND DOLLARS) to any candidate and his authorized political committee with respect to any election for federal office and §441a(f) which prohibits a candidate from receiving illegal contributions.

V. VIOLATIONS OF THE F.E.C.A.

BY

COMMITTEE TO RE-ELECT THOMAS P. O'NEILL, JR., CONGRESSMAN
IN THE

1982 FEDERAL GENERAL ELECTION

8. Candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, for the

84040460114

1982 federal general election, accepted contributions from RCPL-PBRAC in the following amounts:

<u>Date Received</u>	<u>Amount</u>	<u>F.E.C. Microfilm Location</u>
11/30/81	\$5,000.00	#82012100397
9/30/82	\$1,000.00	#82012283642
10/26/82	\$ 500.00	#82012370722
Total =	\$6,500.00	

84040460115
9. A running total of contributions from RCPL-PBRAC would have put on notice Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer that they had received \$5,000.00 (FIVE THOUSAND DOLLARS) on November 30, 1981. On that date, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer could no longer lawfully accept any contributions from RCPL-PBRAC. In violation of 2 U.S.C. §441a(f), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer accepted contributions from this contributor in the amount of \$1,000.00 (ONE THOUSAND DOLLARS) and \$500.00 (FIVE HUNDRED DOLLARS). This amount exceeded the statutory monetary ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

10. Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer failed to accurately report the \$5,000.00 (FIVE THOUSAND DOLLARS) contribution of November 30, 1981 designated by RCPL-PBRAC as a contribution for the

84040460116

general election. (See F.E.C. Microfilm # 81032112449.) In violation of 11 C.F.R. §104.14(d), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer reported it as a contribution for the primary election. (See F.E.C. Microfilm # 82012100397.) F.E.C. regulation 11 C.F.R. §104.14(d) provides that a treasurer "shall be personally responsible for the timely and complete filing of the report or statement and for the accuracy of any information or statement contained therein." Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer knowingly misreported the contribution in order to accept contributions in excess of the statutory limit.

VI. VIOLATIONS OF THE F.E.C.A.
BY
RCPL-PBRAC
IN THE
1982 FEDERAL GENERAL ELECTION

11. Based on a review of the periodic reports, Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" and applicable amendments, which Respondents filed with the Federal Election Commission, the Complainant believes that RCPL-PBRAC, for the 1982 federal general election contributed to candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer a total of \$6,500.00 (SIX THOUSAND FIVE HUNDRED DOLLARS).

12. RCPL-PBRAC contributed the following amounts:

a. On November 30, 1981, RCPL-PBRAC contributed \$5,000.00 (FIVE THOUSAND DOLLARS). (See F.E.C. Microfilm #81032112449.)

b. On September 23, 1982, RCPL-PBRAC contributed \$1,000.00 (ONE THOUSAND DOLLARS). (See F.E.C. Microfilm #82032503493.)

c. On October 21, 1982, RCPL-PBRAC contributed \$500.00 (FIVE HUNDRED DOLLARS). (See F.E.C. Microfilm #82032552273.)

13. A running total of the amount contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC would have put it on notice that as of November 30, 1981, it had contributed \$5,000.00 (FIVE THOUSAND DOLLARS). In violation of 2 U.S.C. §441a(a)(2)(A), RCPL-PBRAC made a \$1,000.00 (ONE THOUSAND DOLLARS) contribution on September 23, 1982 and a \$500.00 (FIVE HUNDRED DOLLARS) contribution on October 21, 1982, which exceeded the \$5,000.00 (FIVE THOUSAND DOLLARS) ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

IX. CONCLUSION

14. As documented above, Respondents have violated the spirit and letter of the Federal Election Campaign Act.

15. Complainant requests that an investigation into this complaint be undertaken, that Respondents be ordered to return the accepted

84040460117

excess contributions and that civil sanctions be imposed on the Respondents.

Michael Ernest Avakian
Michael Ernest Avakian
Center on National Labor Policy

Martha M. Poindexter
Martha M. Poindexter
Center on National Labor Policy
5211 Port Royal Road, Suite 400
North Springfield, VA 22151
(703) 321-9180

Attorneys for Complainant

March 1, 1984

84040460118

VERIFICATION OF CITIZEN COMPLAINANT

Shawnee)

State of Oklahoma)

ss.

Pursuant to 2 U.S.C. §437g(a)(1), I, James Edward Antosh, being first duly sworn, say that I have read the foregoing complaint and know the contents thereof, and that the same is true on information and belief. This complaint was not filed at the request or suggestion of any candidate. I am a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

James Edward Antosh

Subscribed and sworn to before me this 29th day of February 1984.

James K. Antosh
Notary Public

My Commission expires:

Sept. 17, 1986

84040460119

DESIGNATION OF COUNSEL

I, James Edward Antosh, a complainant to the attached complaint designate the attorney(s) identified below as complainant's attorney(s) of record. The Federal Election Commission shall direct all written and oral communications in connection with this matter to my designated counsel.

Feb 20 1984
Date

James Edward Antosh
Complainant

DESIGNATED COUNSEL

Michael Ernest Avakian
Martha M. Poindexter
Center on National Labor Policy
Suite 400
5211 Port Royal Road
Springfield, Virginia 22151

84040460120

STATEMENT OF DESIGNATION OF COUNSEL

NAME OF COUNSEL:

ADDRESS:

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.

Date

Signature

NAME:

ADDRESS:

HOME PHONE:

BUSINESS PHONE:

84040460121

DESCRIPTION OF PRELIMINARY PROCEDURES
FOR PROCESSING COMPLAINTS FILED WITH THE
FEDERAL ELECTION COMMISSION

Complaints filed with the Federal Election Commission shall be referred to the Enforcement Division of the Office of the General Counsel, where they are assigned a MUR (Matter Under Review) number and assigned to a staff member. Within 5 days of receipt of a complaint, the Commission shall notify, in writing, any respondent listed in the complaint that the complaint has been filed and shall include with such notification a copy of the complaint. Simultaneously, the complainant shall be notified that the complaint has been received and will be acted upon. The respondent(s) shall then have 15 days to demonstrate, in writing, that no action should be taken against him/ her in response to the complaint.

At the end of the 15 days, the Office of General Counsel shall report to the Commission making a recommendation(s) based upon a preliminary legal and factual analysis of the complaint and any submission made by the respondent(s). A copy of respondent's submission shall be attached to the Office of General Counsel's report and forwarded to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that the complaint sets forth a possible violation of the Federal Election Campaign Act (FECA) and that the Commission will conduct an investigation of the matter; or (b) that the Commission finds no reason to believe that the complaint sets forth a possible violation of the Federal Election Campaign Act (FECA) and, accordingly, that the Commission close the file on the matter.

If, by an affirmative vote of four (4) Commissioners, the Commission decides that it has reason to believe that a person has committed or is about to commit a violation of the Federal Election Campaign Act (FECA), the Office of the General Counsel shall open an investigation into the matter. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for deposition, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission during its investigation.

DESCRIPTION OF PRELIMINARY PROCEDURES
FOR PROCESSING COMPLAINTS FILED WITH THE
FEDERAL ELECTION COMMISSION

Complaints filed with the Federal Election Commission shall be referred to the Enforcement Division of the Office of the General Counsel, where they are assigned a MUR (Matter Under Review) number and assigned to a staff member. Within 5 days of receipt of a complaint, the Commission shall notify, in writing, any respondent listed in the complaint that the complaint has been filed and shall include with such notification a copy of the complaint. Simultaneously, the complainant shall be notified that the complaint has been received and will be acted upon. The respondent(s) shall then have 15 days to demonstrate, in writing, that no action should be taken against him/ her in response to the complaint.

At the end of the 15 days, the Office of General Counsel shall report to the Commission making a recommendation(s) based upon a preliminary legal and factual analysis of the complaint and any submission made by the respondent(s). A copy of respondent's submission shall be attached to the Office of General Counsel's report and forwarded to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that the complaint sets forth a possible violation of the Federal Election Campaign Act (FECA) and that the Commission will conduct an investigation of the matter; or (b) that the Commission finds no reason to believe that the complaint sets forth a possible violation of the Federal Election Campaign Act (FECA) and, accordingly, that the Commission close the file on the matter.

If, by an affirmative vote of four (4) Commissioners, the Commission decides that it has reason to believe that a person has committed or is about to commit a violation of the Federal Election Campaign Act (FECA), the Office of the General Counsel shall open an investigation into the matter. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for deposition, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission during its investigation.

84040460122

If, during this period of investigation, the respondent(s) indicate a desire to enter into conciliation, the Office of General Counsel staff may begin the conciliation process prior to a finding of probable cause to believe a violation has been committed. Conciliation is an informal method of conference and persuasion to endeavor to correct or prevent a violation of the Federal Election Campaign Act (FECA). Most often, the result of conciliation is an agreement signed by the Commission and the respondent(s). The Conciliation Agreement must be adopted by four votes of the Commission before it becomes final. After signature by the Commission and the respondent(s), the Commission shall make public the Conciliation Agreement.

[If the investigation warrants], and no conciliation agreement is entered into prior to a probable cause to believe finding, the General Counsel must notify the respondent(s) of his intent to proceed to a vote on probable cause to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed. Included with the notification to the respondent(s) shall be a brief setting forth the position of the General Counsel on the legal and factual issues of the case. Within 15 days of receipt of such brief, the respondent(s) may submit a brief posing the position of respondent(s) and replying to the brief of the General Counsel. Both briefs will then be filed with the Commission Secretary and will be considered by the Commission. Thereafter, if the Commission determines by an affirmative vote of four (4) Commissioners, that there is probable cause to believe that a violation of the FECA has been committed or is about to be committed conciliation must be undertaken for a period of at least 30 days but not more than 90 days. If the Commission is unable to correct or prevent any violation of the FECA through conciliation the Office of General Counsel may recommend that the Commission file a civil suit against the respondent(s) to enforce the Federal Election Campaign Act (FECA). Thereafter, the Commission may, upon an affirmative vote of four (4) Commissioners, institute civil action for relief in the District Court of the United States.

See 2 U.S.C. § 437g, 11 C.F.R. Part 111.

November 1980

84040460123

84040460123

8 4 0 4 0 4 6 0 1 2 4

FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463
OFFICIAL BUSINESS



34 Nov 1984 10:30

NOTIFIED

FIRST CLASS MAIL
POSTAGE & FEES PAID
FEC
WASHINGTON, D.C.
PERMIT NO. 631

3/12/84



CLAIM CHECK
NO.
990986

☐ HOLD

DATE

1ST NOTICE

2ND NOTICE

RETURN

Detached from
PS Form 3849-A
Oct. 1980

Committee to Re-Elect Thomas P.
O'Neill, Jr. to Congress
Post Office Box 1547
Boston, Mass. 02205

Box closed - No order

CERTIFIED

#943040

P.O. Box 1180

Boston Mass 02103

Box closed - No order

Name
1st Notice
2nd Notice
Return

84040460123

PS Form 3811, July 1982

1028 1639 1028

● **SENDER:** Complete items 1, 2, 3, and 4.
Add your address to the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one):
☒ Show to whom and date delivered
☒ Show to whom, date, and address of delivery

2. ☐ **RESTRICTED DELIVERY**
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. **ARTICLE ADDRESSED TO:**
 Comm. to Select Thomas P. O'Sullivan
 to Congress
 PO Box 1544
 Boston, Mass 02205

4. **TYPE OF SERVICE:** **ARTICLE NUMBER**
☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COD **943040**
☐ EXPRESS MAIL

(Always obtain signature of addressee or agent)

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

5. **DATE OF DELIVERY** **POSTMARK**
 (Only fill in if required)

6. **ADDRESSEE'S ADDRESS (Only if required)**

7. **UNABLE TO DELIVER BECAUSE:** **7b. EMPLOYEE'S INITIALS**

cc.

RETURN RECEIPT

• GPO: 1982-570-200



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 8, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Honorable Thomas P. O'Neill, Jr.
20 Ashburton Place
Boston, Mass. 02108

Re: MUR 1639

Dear Congressman O'Neill:

This letter is to notify you that on March 1, 1984 the Federal Election Commission received a complaint which alleges that you and your committee may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1639. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against you and your committee in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

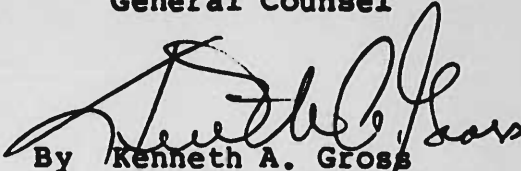
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

84040460126

If you have any questions, please contact Paul Reyes the staff member assigned to this matter at (202) 523-4175. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosures

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

cc: Committee to Re-elect Thomas P.
O'Neill, Jr. to Congress

84040460127



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 8, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bryant T. O'Neill, Treasurer
Committee to Re-Elect Thomas
P. O'Neill, Jr. to Congress
20 Ashburton Place
Boston, Mass. 02108

Re: MUR 1639

Dear Mr. O'Neill:

This letter is to notify you that on March 1, 1984 the Federal Election Commission received a complaint which alleges that the committee and you, individually and as treasurer, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1639. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against the committee and you, individually and as treasurer, in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

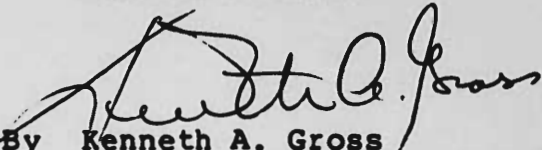
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

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

If you have any questions, please contact Paul Reyes the staff member assigned to this matter at (202) 523-4175. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosures

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

84040460129



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 8, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Donald A. Bobo, Treasurer
Responsible Citizens Political
League - A Project of the
Brotherhood of Railway and
Airline Clerks ("RCPL-PBRAC")
3 Research Place
Rockville, MD 20850

Re: MUR 1639

Dear Mr. Bobo:

This letter is to notify you that on March 1, 1984 the Federal Election Commission received a complaint which alleges that the committee and you, individually and as treasurer, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1639. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against the committee and you, individually and as treasurer, in connection with this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

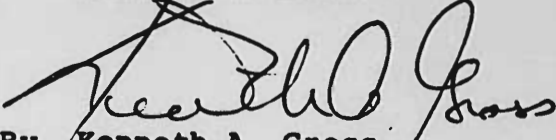
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

8404046013C

If you have any questions, please contact Paul Reyes the staff member assigned to this matter at (202) 523-4175. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosures

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

cc: Responsible Citizens Political League -
A Project of the Brotherhood of
Railway & Airline Clerks ("RCPL-PBRAC")

84040460131

PS Form 3811, July 1982

1006 1639 Return

● **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one):
☒ Show to whom and date delivered
☐ Show to whom, date, and address of delivery

2. ☐ **RESTRICTED DELIVERY**
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. **ARTICLE ADDRESSED TO:**
Donald A. Bohn, Treasurer
Responsible Citizens Nat. League
Project of the Brotherhood of Railway & Marine Clerks
3 Research Pl., Rockville, MD 20850

4. **TYPE OF SERVICE:** ☐ REGISTERED ☐ INSURED ☒ IDENTIFIED ☐ COD ☐ EXPRESS MAIL

ARTICLE NUMBER
943046

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
[Signature]

5. **DATE OF DELIVERY** **POSTMARK** (may be on reverse side)

6. **ADDRESSEE'S ADDRESS** (Only if requested)

7. **UNABLE TO DELIVER BECAUSE:** **7a. EMPLOYEE'S INITIALS**

* GPO: 1982-575-605

RETURN RECEIPT

1006 1639 Return

● **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one):
☒ Show to whom and date delivered
☐ Show to whom, date, and address of delivery

2. ☐ **RESTRICTED DELIVERY**
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. **ARTICLE ADDRESSED TO:**
Donald A. Bohn, Treasurer
Responsible Citizens Nat. League
Project of the Brotherhood of Railway & Marine Clerks
3 Research Pl., Rockville, MD 20850

4. **TYPE OF SERVICE:** ☐ REGISTERED ☐ INSURED ☒ IDENTIFIED ☐ COD ☐ EXPRESS MAIL

ARTICLE NUMBER
943046

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
[Signature]

5. **DATE OF DELIVERY** **POSTMARK** (may be on reverse side)

6. **ADDRESSEE'S ADDRESS** (Only if requested)

7. **UNABLE TO DELIVER BECAUSE:** **7a. EMPLOYEE'S INITIALS**

* GPO: 1982-575-605



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 8, 1984

Mr. James Edward Antosh
13 Gilpin
Shawnee, Oklahoma 74801

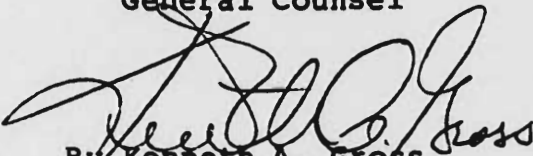
Dear Mr. Antosh:

This letter is to acknowledge receipt of your complaint which we received on March 1, 1984, against Thomas P. O'Neill, Jr. and Responsible Citizens Political League - A Project of the Brotherhood of Railway and Airline Clerks which alleges violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you have or receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Cheryl Thomas at (202) 523-4073.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosure

84040460133

mar 1639

84040460134

PS Form 3811, July 1962

Revised MUR 1639

• **SENDER:** Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered
☐ Show to whom, date, and address of delivery ..
 2. ☐ **RESTRICTED DELIVERY**
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ _____

3. **ARTICLE ADDRESSED TO:**
 James Edward Antosh
 13 Gilpin
 Shawnee, Oklahoma 74801

4. **TYPE OF SERVICE:** ☐ REGISTERED ☐ INSURED
☒ CERTIFIED ☐ COO
☐ EXPRESS MAIL

ARTICLE NUMBER
 943039

(Always obtain signature of addressee or agent)

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

5. **DATE OF DELIVERY**
 3/10/54

POSTMARK
(may be on reverse side)
 12
 1954

6. **ADDRESSEE'S ADDRESS** (only if requested)

7. **UNABLE TO DELIVER BECAUSE:**

7a. **EMPLOYEE'S INITIALS**

RETURN RECEIPT

4:11 PM 1 P2:39

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

James Edward Antosh)
13 Gilpin)
Shawnee, Oklahoma 74801,)
Complainant,)

v.)

Thomas P. O'Neill, Jr. and)
Responsible Citizens Political)
League - A Project of the)
Brotherhood of Railway and)
Airline Clerks,)
Respondents.)

Complaint
MUR No. 1639

84040460133

I. INTRODUCTION

1. Pursuant to 2 U.S.C. §437g(a)(1) James Edward Antosh brings this complaint against candidate for federal public office, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, Responsible Citizens Political League - A Project of the Brotherhood of Railway and Airline Clerks ("RCPL-PBRAC") and all the Committees' treasurers individually and in their capacities as treasurers for the making and receiving of excessive contributions in violation of 2 U.S.C. §441a(f) and 2 U.S.C. §441a(a)(2)(A).

II. PARTIES

2. Complainant is James Edward Antosh who resides at 13 Gilpin, Shawnee, Oklahoma 74801. He is a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

Respondents are:

a. Thomas P. O'Neill, Jr., 20 Ashburton Road, Boston, Massachusetts 02108.

b. Brian T. O'Neill, individually and in his capacity as treasurer of Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, 20 Ashburton Road, Boston, Massachusetts 02108.

c. Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman,

20 Ashburton Road
Boston, Massachusetts 02108

1333 New Hampshire Avenue, N.W. - Suite 1110
Washington, D. C. 20036

Post Office Box 1547
Boston, Massachusetts 02205

d. D.A. Bobo, individually and in his capacity as treasurer of RCPL-PBRAC, 3 Research Place, Rockville, Maryland 20850.

e. RCPL-PBRAC, 3 Research Drive, Rockville, Maryland 20850.

3. Liability may be imposed upon the candidate, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, and RCPL-PBRAC pursuant to 2 U.S.C. §441a(a) which establishes the \$5,000.00 (FIVE THOUSAND DOLLARS) maximum contribution ceiling and 2 U.S.C. §441a(f) which proscribes a candidate or political committee from accepting any contributions in excess of \$5,000.00 (FIVE THOUSAND DOLLARS).

4. Liability may be imposed on the treasurers, personally and in their capacities as treasurers pursuant to 11 C.F.R. §104.14(d).

IV. OVERVIEW

5. Based on complainant's information and belief, Respondents have contributed or received an aggregate in excess of \$5,000.00 (FIVE THOUSAND DOLLARS) for the 1982 federal general election

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in which Thomas P. O'Neill, Jr. was a candidate for public office. Complainant bases his belief on review of the Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" which Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, and RCPL-PBRAC filed for the 1982 federal general election.

6. For the 1982 federal general election excessive funds were contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC and its treasurer.

7. These unlawful contributions constitute a violation of the Federal Election Campaign Act, 2 U.S.C. §441a(a)(2)(A) which provides that a multicandidate political committee may not contribute more than \$5,000.00 (FIVE THOUSAND DOLLARS) to any candidate and his authorized political committee with respect to any election for federal office and §441a(f) which prohibits a candidate from receiving illegal contributions.

V. VIOLATIONS OF THE F.E.C.A.
BY
COMMITTEE TO RE-ELECT THOMAS P. O'NEILL, JR., CONGRESSMAN
IN THE
1982 FEDERAL GENERAL ELECTION

8. Candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, for the

1982 federal general election, accepted contributions from RCPL-PBRAC in the following amounts:

<u>Date Received</u>	<u>Amount</u>	<u>F.E.C. Microfilm Location</u>
11/30/81	\$5,000.00	#82012100397
9/30/82	\$1,000.00	#82012283642
10/26/82	\$ 500.00	#82012370722
Total =	\$6,500.00	

8 4 0 4 0 4 6 0 1 3 9

9. A running total of contributions from RCPL-PBRAC would have put on notice Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer that they had received \$5,000.00 (FIVE THOUSAND DOLLARS) on November 30, 1981. On that date, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer could no longer lawfully accept any contributions from RCPL-PBRAC. In violation of 2 U.S.C. §441a(f), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer accepted contributions from this contributor in the amount of \$1,000.00 (ONE THOUSAND DOLLARS) and \$500.00 (FIVE HUNDRED DOLLARS). This amount exceeded the statutory monetary ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

10. Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer failed to accurately report the \$5,000.00 (FIVE THOUSAND DOLLARS) contribution of November 30, 1981 designated by RCPL-PBRAC as a contribution for the

84040460140
general election. (See F.E.C. Microfilm # 81032112449.) In violation of 11 C.F.R. §104.14(d), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer reported it as a contribution for the primary election. (See F.E.C. Microfilm # 82012100397.) F.E.C. regulation 11 C.F.R. §104.14(d) provides that a treasurer "shall be personally responsible for the timely and complete filing of the report or statement and for the accuracy of any information or statement contained therein." Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer knowingly misreported the contribution in order to accept contributions in excess of the statutory limit.

VI. VIOLATIONS OF THE F.E.C.A.
BY
RCPL-PBRAC
IN THE
1982 FEDERAL GENERAL ELECTION

11. Based on a review of the periodic reports, Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" and applicable amendments, which Respondents filed with the Federal Election Commission, the Complainant believes that RCPL-PBRAC, for the 1982 federal general election contributed to candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer a total of \$6,500.00 (SIX THOUSAND FIVE HUNDRED DOLLARS).

12. RCPL-PBRAC contributed the following amounts:

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a. On November 30, 1981, RCPL-PBRAC contributed \$5,000.00 (FIVE THOUSAND DOLLARS). (See F.E.C. Microfilm #81032112449.)

b. On September 23, 1982, RCPL-PBRAC contributed \$1,000.00 (ONE THOUSAND DOLLARS). (See F.E.C. Microfilm #82032503493.)

c. On October 21, 1982, RCPL-PBRAC contributed \$500.00 (FIVE HUNDRED DOLLARS). (See F.E.C. Microfilm #82032552273.)

13. A running total of the amount contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC would have put it on notice that as of November 30, 1981, it had contributed \$5,000.00 (FIVE THOUSAND DOLLARS). In violation of 2 U.S.C. §441a(a)(2)(A), RCPL-PBRAC made a \$1,000.00 (ONE THOUSAND DOLLARS) contribution on September 23, 1982 and a \$500.00 (FIVE HUNDRED DOLLARS) contribution on October 21, 1982, which exceeded the \$5,000.00 (FIVE THOUSAND DOLLARS) ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

IX. CONCLUSION

14. As documented above, Respondents have violated the spirit and letter of the Federal Election Campaign Act.

15. Complainant requests that an investigation into this complaint be undertaken, that Respondents be ordered to return the accepted

excess contributions and that civil sanctions be imposed on the Respondents.

Michael Ernest Avakian

Michael Ernest Avakian
Center on National Labor Policy

Martha M. Poindexter

Martha M. Poindexter
Center on National Labor Policy
5211 Port Royal Road, Suite 400
North Springfield, VA 22151
(703) 321-9180

Attorneys for Complainant

March 1, 1984

84040460142

VERIFICATION OF CITIZEN COMPLAINANT

Shawnee)

State of Oklahoma)

ss.

Pursuant to 2 U.S.C. §437g(a)(1), I, James Edward Antosh, being first duly sworn, say that I have read the foregoing complaint and know the contents thereof, and that the same is true on information and belief. This complaint was not filed at the request or suggestion of any candidate. I am a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

James Edward Antosh

Subscribed and sworn to before me this 29th day of February 1984.

Denise K. Almon
Notary Public

My Commission expires:

Sept. 17, 1986

84040460143

DESIGNATION OF COUNSEL

I, James Edward Antosh, a complainant to the attached complaint designate the attorney(s) identified below as complainant's attorney(s) of record. The Federal Election Commission shall direct all written and oral communications in connection with this matter to my designated counsel.

Feb. 29, 1984
Date

James Edward Antosh
Complainant

DESIGNATED COUNSEL

Michael Ernest Avakian
Martha M. Poindexter
Center on National Labor Policy
Suite 400
5211 Port Royal Road
Springfield, Virginia 22151

84040460144

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

James Edward Antosh)
13 Gilpin)
Shawnee, Oklahoma 74801,)
Complainant,)
v.)
Thomas P. O'Neill, Jr. and)
Responsible Citizens Political)
League - A Project of the)
Brotherhood of Railway and)
Airline Clerks,)
Respondents.)

Complaint
MUR No. 1639

84040460145

I. INTRODUCTION

1. Pursuant to 2 U.S.C. §437g(a)(1) James Edward Antosh brings this complaint against candidate for federal public office, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, Responsible Citizens Political League - A Project of the Brotherhood of Railway and Airline Clerks ("RCPL-PBRAC") and all the Committees' treasurers individually and in their capacities as treasurers for the making and receiving of excessive contributions in violation of 2 U.S.C. §441a(f) and 2 U.S.C. §441a(a)(2)(A).

II. PARTIES

2. Complainant is James Edward Antosh who resides at 13 Gilpin, Shawnee, Oklahoma 74801. He is a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

Respondents are:

a. Thomas P. O'Neill, Jr., 20 Ashburton Road, Boston, Massachusetts 02108.

b. Brian T. O'Neill, individually and in his capacity as treasurer of Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, 20 Ashburton Road, Boston, Massachusetts 02108.

c. Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman,

20 Ashburton Road
Boston, Massachusetts 02108

1333 New Hampshire Avenue, N.W. - Suite 1110
Washington, D. C. 20036

Post Office Box 1547
Boston, Massachusetts 02205

d. D.A. Bobo, individually and in his capacity as treasurer of RCPL-PBRAC, 3 Research Place, Rockville, Maryland 20850.

e. RCPL-PBRAC, 3 Research Drive, Rockville, Maryland 20850.

3. Liability may be imposed upon the candidate, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman, and RCPL-PBRAC pursuant to 2 U.S.C. §441a(a) which establishes the \$5,000.00 (FIVE THOUSAND DOLLARS) maximum contribution ceiling and 2 U.S.C. §441a(f) which proscribes a candidate or political committee from accepting any contributions in excess of \$5,000.00 (FIVE THOUSAND DOLLARS).

4. Liability may be imposed on the treasurers, personally and in their capacities as treasurers pursuant to 11 C.F.R. §104.14(d).

IV. OVERVIEW

5. Based on complainant's information and belief, Respondents have contributed or received an aggregate in excess of \$5,000.00 (FIVE THOUSAND DOLLARS) for the 1982 federal general election

in which Thomas P. O'Neill, Jr. was a candidate for public office. Complainant bases his belief on review of the Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" which Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, and RCPL-PBRAC filed for the 1982 federal general election.

6. For the 1982 federal general election excessive funds were contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC and its treasurer.

7. These unlawful contributions constitute a violation of the Federal Election Campaign Act, 2 U.S.C. §441a(a)(2)(A) which provides that a multicandidate political committee may not contribute more than \$5,000.00 (FIVE THOUSAND DOLLARS) to any candidate and his authorized political committee with respect to any election for federal office and §441a(f) which prohibits a candidate from receiving illegal contributions.

V. VIOLATIONS OF THE F.E.C.A.

BY
COMMITTEE TO RE-ELECT THOMAS P. O'NEILL, JR., CONGRESSMAN
IN THE
1982 FEDERAL GENERAL ELECTION

8. Candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer, for the

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<u>Date Received</u>	<u>Amount</u>	<u>F.E.C. Microfilm Location</u>
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9/30/82	\$1,000.00	#82012283642
10/26/82	<u>\$ 500.00</u>	#82012370722
Total =	\$6,500.00	

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9. A running total of contributions from RCPL-PBRAC would have put on notice Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer that they had received \$5,000.00 (FIVE THOUSAND DOLLARS) on November 30, 1981. On that date, Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer could no longer lawfully accept any contributions from RCPL-PBRAC. In violation of 2 U.S.C. §441a(f), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer accepted contributions from this contributor in the amount of \$1,000.00 (ONE THOUSAND DOLLARS) and \$500.00 (FIVE HUNDRED DOLLARS). This amount exceeded the statutory monetary ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

10. Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer failed to accurately report the \$5,000.00 (FIVE THOUSAND DOLLARS) contribution of November 30, 1981 designated by RCPL-PBRAC as a contribution for the

84040460150
general election. (See F.E.C. Microfilm # 81032112449.) In violation of 11 C.F.R. §104.14(d), Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer reported it as a contribution for the primary election. (See F.E.C. Microfilm # 82012100397.) F.E.C. regulation 11 C.F.R. §104.14(d) provides that a treasurer "shall be personally responsible for the timely and complete filing of the report or statement and for the accuracy of any information or statement contained therein." Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer knowingly misreported the contribution in order to accept contributions in excess of the statutory limit.

VI. VIOLATIONS OF THE F.E.C.A.
BY
RCPL-PBRAC
IN THE
1982 FEDERAL GENERAL ELECTION

11. Based on a review of the periodic reports, Federal Election Commission Forms 3 and 3X, Schedules "A" and "B" and applicable amendments, which Respondents filed with the Federal Election Commission, the Complainant believes that RCPL-PBRAC, for the 1982 federal general election contributed to candidate Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer a total of \$6,500.00 (SIX THOUSAND FIVE HUNDRED DOLLARS).

12. RCPL-PBRAC contributed the following amounts:

a. On November 30, 1981, RCPL-PBRAC contributed \$5,000.00 (FIVE THOUSAND DOLLARS). (See F.E.C. Microfilm #81032112449.)

b. On September 23, 1982, RCPL-PBRAC contributed \$1,000.00 (ONE THOUSAND DOLLARS). (See F.E.C. Microfilm #82032503493.)

c. On October 21, 1982, RCPL-PBRAC contributed \$500.00 (FIVE HUNDRED DOLLARS). (See F.E.C. Microfilm #82032552273.)

13. A running total of the amount contributed to Thomas P. O'Neill, Jr., Committee to Re-Elect Thomas P. O'Neill, Jr., Congressman and its treasurer by RCPL-PBRAC would have put it on notice that as of November 30, 1981, it had contributed \$5,000.00 (FIVE THOUSAND DOLLARS). In violation of 2 U.S.C. §441a(a)(2)(A), RCPL-PBRAC made a \$1,000.00 (ONE THOUSAND DOLLARS) contribution on September 23, 1982 and a \$500.00 (FIVE HUNDRED DOLLARS) contribution on October 21, 1982, which exceeded the \$5,000.00 (FIVE THOUSAND DOLLARS) ceiling by \$1,500.00 (ONE THOUSAND FIVE HUNDRED DOLLARS).

IX. CONCLUSION

14. As documented above, Respondents have violated the spirit and letter of the Federal Election Campaign Act.

15. Complainant requests that an investigation into this complaint be undertaken, that Respondents be ordered to return the accepted

excess contributions and that civil sanctions be imposed on the Respondents.

Michael Ernest Avakian

Michael Ernest Avakian
Center on National Labor Policy

Martha M. Poindexter

Martha M. Poindexter
Center on National Labor Policy
5211 Port Royal Road, Suite 400
North Springfield, VA 22151
(703) 321-9180

Attorneys for Complainant

March 1, 1984

84040460152

VERIFICATION OF CITIZEN COMPLAINANT

Shawnee)

State of Oklahoma)

ss.

Pursuant to 2 U.S.C. §437g(a)(1), I, James Edward Antosh, being first duly sworn, say that I have read the foregoing complaint and know the contents thereof, and that the same is true on information and belief. This complaint was not filed at the request or suggestion of any candidate. I am a citizen of the United States, over the age of 18 years and a registered voter of the State of Oklahoma.

James Edward Antosh

Subscribed and sworn to before me this 29th day of February 1984.

Monica K. Almon
Notary Public

My Commission expires:

Sept. 17, 1986

84040460153

DESIGNATION OF COUNSEL

I, James Edward Antosh, a complainant to the attached complaint designate the attorney(s) identified below as complainant's attorney(s) of record. The Federal Election Commission shall direct all written and oral communications in connection with this matter to my designated counsel.

Feb. 29 1984
Date

James Edward Antosh
Complainant

DESIGNATED COUNSEL

Michael Ernest Avakian
Martha M. Poindexter
Center on National Labor Policy
Suite 400
5211 Port Royal Road
Springfield, Virginia 22151

84040460154



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1639

Date Filmed 6/8/84 Camera No. --- 2

Camerman JRL