



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1673

Date Filmed 1/9/85 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Draft Council Agents, Routing Cards, Inter-ge.
MEMOS

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 *[Signature]*
date 1/4/85

85040510126

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Paul Dietrich)

National Center for)

Legislative Research)

MUR 1673

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 4, 1984, the Commission decided by a vote of 6-0 to take the following actions in MUR 1673:

1. Accept the conciliation agreement submitted with the General Counsel's Report signed November 29, 1984.
2. Close the file.

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

Attest:

12-5-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

11-29-84, 2:28
11-30-84, 2:00

35040510127



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

December 7, 1984

Lawrence J. Halloran, Esquire
Legal Counsel
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 1673

Dear Mr. Halloran:

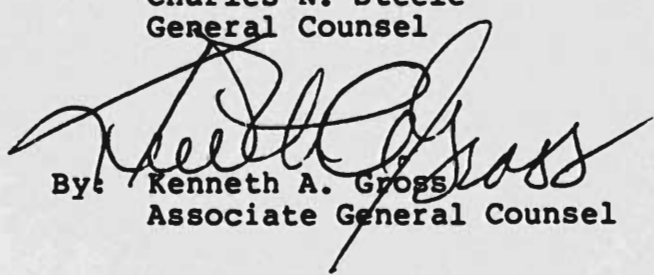
This is in reference to the complaint you filed with the Commission on April 11, 1984, concerning possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act") by Paul Dietrich and the National Center for Legislative Research ("NCLR") and by Michael Thompson and Name Exchange.

The Commission determined there was reason to believe that Paul Dietrich and NCLR violated 2 U.S.C. § 438(a)(4), a provision of the Act and conducted an investigation in this matter. On December 4, 1984, a conciliation agreement signed by the respondents was accepted by the Commission, thereby concluding the matter. A copy of this agreement is enclosed for your information.

The file number in this matter is MUR 1673. If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040510128



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 7, 1984

Paul Dietrich
President
National Center for Legislative Research
214 Massachusetts Avenue, N.W.
No. 460
Washington, D.C. 20002

RE: MUR 1673
Paul Dietrich
National Center for
Legislative Research

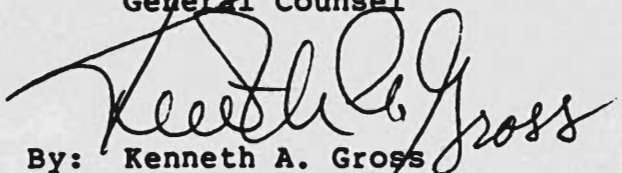
Dear Mr. Dietrich:

On December 4, 1984, the Commission accepted the conciliation agreement signed by you and the civil penalty in settlement of a violation of 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

35040510129

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Paul Dietrich
National Center for Legislative
Research

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MUR 1673

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the National Republican Congressional Committee. The Commission found reason to believe that Paul Dietrich and the National Center for Legislative Research ("Respondents") violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 by using a name copied from filed reports for the purpose of soliciting contributions, and an investigation was conducted.

NOW, THEREFORE, the Commission and Respondents, having participated in informal methods of conciliation, prior to a finding a probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

II. Respondents have had a reasonable opportunity to demonstrate that no action should be taken in this matter.

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

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

1. Respondent Paul Dietrich is the President of the National Center for Legislative Research.

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2. Respondent National Center for Legislative Research is a non-profit organization registered in the District of Columbia.

3. On or about March 26, 1984, the Respondents directed a mailing for the purpose of soliciting contributions using names obtained over a two to three year period.

4. On or about March 26, 1984, one of the letters soliciting contributions was delivered to an address disclosed as that of an individual whose name and address appears on a National Republican Congressional Committee report filed with the Commission.

5. The pseudonym is contained in the NRCC's 1982 Post General Election Report.

6. The respondents' mailing which occurred on or about March 26, 1984, and which was the purpose of soliciting contributions, contained the pseudonym found in the NRCC's 1982 Post Election Report.

V. Respondents' use of the pseudonym found in the NRCC's 1982 Post Election Report violated 2 U.S.C. § 438(a)(4).

VI. Respondents contended, under oath, that they did not copy any names from Federal Election Commission lists.

VII. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Two Hundred Fifty Dollars (\$250), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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VIII. Respondents agree not to undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

IX. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute a civil action for relief in the United States District Court for the District of Columbia.

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

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

XII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or

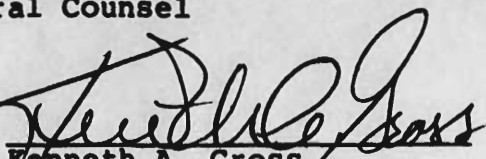
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oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

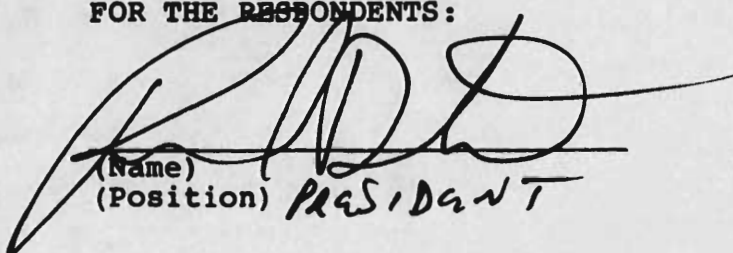
Date

December 7, 1984

FOR THE RESPONDENTS:

(Name)

(Position)


PRESIDENT

Date

11/5/84

35040510133



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Lawrence J. Halloran, Esquire
Legal Counsel
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 1673

Dear Mr. Halloran:

This is in reference to the complaint you filed with the Commission on April 11, 1984, concerning possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act") by Paul Dietrich and the National Center for Legislative Research ("NCLR") and by Michael Thompson and Name Exchange.

The Commission determined there was reason to believe that Paul Dietrich and NCLR violated 2 U.S.C. § 438(a)(4), a provision of the Act and conducted an investigation in this matter. On December 4, 1984, a conciliation agreement signed by the respondents was accepted by the Commission, thereby concluding the matter. A copy of this agreement is enclosed for your information.

The file number in this matter is MUR 1673. If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature, likely of Charles N. Steele, is written over the typed name. The signature is in cursive and includes the date "12/14".

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

35040510134



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Paul Dietrich
President
National Center for Legislative Research
214 Massachusetts Avenue, N.W.
No. 460
Washington, D.C. 20002

RE: MUR 1673
Paul Dietrich
National Center for
Legislative Research

Dear Mr. Dietrich:

On December 4, 1984, the Commission accepted the conciliation agreement signed by you and the civil penalty in settlement of a violation of 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

KAG 12/6/4

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040510133

SENSITIVE

RECEIVED
OFFICE OF THE FEC
SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Paul Dietrich
National Center for
Legislative Research

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84 NOV 29 P 2: 28
MUR 1673

Background

Attached is a conciliation agreement which has been signed by Paul Dietrich, President of the National Center for Legislative Research.

The attached agreement contains no changes from the agreement approved by the Commission and a check for the civil penalty has been received.

Recommendation

The Office of the General Counsel recommends the acceptance of this agreement and the closing of the file.

Charles N. Steele
General Counsel

Nov. 29, 1984
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

Photocopy of Check
Conciliation Agreement
Letter

85040510136

NATIONAL CENTER FOR
LEGISLATIVE RESEARCH

ADMINISTRATIVE ACCOUNT

(202) 547-1106

214 MASSACHUSETTS AVENUE, N.W., NO. 460

WASHINGTON, D.C. 20002

No

1680

15-155

540

November 9

1984

PAY TO THE
ORDER OF

TREASURER OF THE UNITED STATES-----

\$ 250.00

Two hundred fifty and 00/100-----

DOLLARS



The Palmer National Bank

166 K Street, N.W.

Washington, D.C. 20006

⑈001680⑈ ⑆054001550⑆ 02001283⑈

DETACH AND RETAIN THIS STATEMENT

THE ATTACHED CHECK IS IN PAYMENT OF FUND DESCRIBED BELOW. IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.

NATIONAL CENTER FOR LEGISLATIVE RESEARCH
ADMINISTRATIVE ACCOUNT

For: Civil Penalty, pursuant to 2 U.S.C. 437g(a)(5)(A)

Conciliation Agreement between the F.E.C., the
National Center for Legislative Research and
The National Republican Congressional Committee.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul Dietrich
President
National Center for Legislative Research
214 Massachusetts Avenue, N.W.
No. 460
Washington, D.C. 20002

RE: MUR 1673
Paul Dietrich
National Center for
Legislative Research

Dear Mr. Dietrich:

On November , 1984, the Commission accepted the conciliation agreement signed by you and the civil penalty in settlement of a violation of 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

Enclosed you will find a fully executed copy of the final conciliation agreement for your files.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040510138



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Lawrence J. Halloran, Esquire
Legal Counsel
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 1673

Dear Mr. Halloran:

This is in reference to the complaint you filed with the Commission on April 11, 1984, concerning possible violations of the Federal Election Campaign Act of 1971, as amended ("the Act") by Paul Dietrich and the National Center for Legislative Research ("NCLR") and by Michael Thompson and Name Exchange.

The Commission determined there was reason to believe that Paul Dietrich and NCLR violated 2 U.S.C. § 438(a)(4), a provision of the Act and conducted an investigation in this matter. On November , 1984, a conciliation agreement signed by the respondents was accepted by the Commission, thereby concluding the matter. A copy of this agreement is enclosed for your information.

The file number in this matter is MUR 1673. If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

**NATIONAL CENTER FOR
LEGISLATIVE RESEARCH**

ADMINISTRATIVE ACCOUNT

(202) 547-1106

214 MASSACHUSETTS AVENUE, N.W., NO. 460

WASHINGTON, D.C. 20002

No 1680

15-155

540

November 9 1984

PAY TO THE ORDER OF TREASURER OF THE UNITED STATES \$ 250.00

Two hundred fifty and 00/100 DOLLARS



The Palmer National Bank

166 K Street, N.W.
Washington, D.C. 20006

⑈001680⑈ ⑆054001550⑆ 02001683⑈

DETACH AND RETAIN THIS STATEMENT

THE ATTACHED CHECK IS IN PAYMENT OF ITEMS DESCRIBED BELOW. IF NOT CORRECT PLEASE NOTIFY US PROMPTLY. NO RECEIPT DESIRED.
NATIONAL CENTER FOR LEGISLATIVE RESEARCH
ADMINISTRATIVE ACCOUNT

For: Civil Penalty, pursuant to 2 U.S.C. 437g(a)(5)(A)

Conciliation Agreement between the F.E.C., the
National Center for Legislative Research and
The National Republican Congressional Committee.

35040510140



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 2, 1984

Paul Dietrich, President
National Center for
Legislative Research
214 Massachusetts Avenue, N.E.
Suite 460
Washington, D.C. 20002

Re: MUR 1673
National Center for Legislative
Research
Paul Dietrich

Dear Mr. Dietrich:

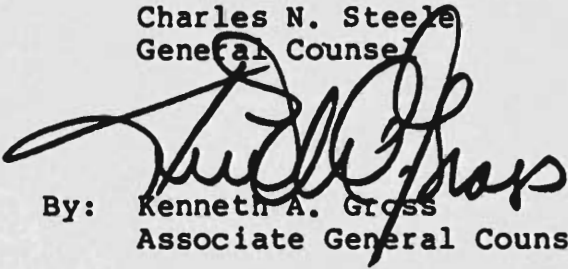
This letter is to confirm the Commission's receipt of your proposed conciliation agreement on September 18, 1984. The Commission has reviewed and accepted the additional provision which you requested in your counterproposal.

Enclosed herewith is a conciliation agreement incorporating this change which we submit for your signature.

Should you have any further questions, please call Duane Brown at (202) 523-4000. Because the Commission has a responsibility to complete its enforcement matters in an expeditious manner, you are limited to five days from receipt of this notification in which to respond.

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040510141

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

National Center for Legislative
Research
Paul Dietrich

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MUR 1673

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 31, 1984, the Commission decided by a vote of 5-0 to take the following actions in MUR 1673:

1. Adopt the proposed change to the conciliation agreement submitted by Paul Dietrich as attached to the General Counsel's Report signed October 24, 1984.
2. Approve the letter attached to the General Counsel's Report signed October 24, 1984.

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

Attest:

11-1-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

10-24-84, 2:52
10-25-84, 11:00
10-31-84, 2:35

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SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

National Center for Legislative Research
Paul Dietrich

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SECRETARY
MUR 1673
OCT 24 P2:52

GENERAL COUNSEL'S REPORT

BACKGROUND

On June 5, 1984, the Commission found reason to believe Paul Dietrich and the National Center for Legislative Research ("NCLR") violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 when it was determined that a pseudonym, found in the National Republican Congressional Committee ("NRCC") reports had been solicited. The list on which the pseudonym was found was wholly and exclusively owned by Paul Dietrich.

On July 17, 1984, Paul Dietrich, on behalf of himself and the NCLR, formally expressed a willingness to enter into pre-probable cause conciliation with the Commission.

On August 28, 1984, the Commission decided to enter into pre-probable cause conciliation with the respondents prior to a finding of probable cause.

By letter dated September 17, 1984, Paul Dietrich responded to the Commission's proposal

LEGAL ANALYSIS

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The proposed change by the respondents does not affect a material change in the Commission's agreement. Respondents contend that the names used in its direct mailing were obtained over a several year period and that none of the names were obtained - by Mr. Dietrich or the NCLR - directly from FEC reports. Nonetheless, the Commission has found - and the conciliation agreement specifically indicates - that Paul Dietrich and the NCLR conducted a mailing for the purpose of soliciting contributions, that one of the names on the mailing list contained a pseudonym found in the NRCC's 1982 reports, and, that the use of such pseudonym is in violation of 2 U.S.C. § 438(a)(4).

For these reasons, it is recommended that the Commission accept the additional provision to the conciliation agreement to be inserted prior to the civil penalty provision.

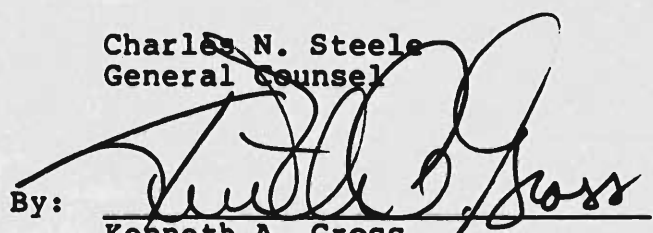
Recommendations

1. Adopt the proposed change to the conciliation agreement submitted by Paul Dietrich.
2. Approve the attached letter.

Charles N. Steele
General Counsel

Oct 24, 1984
Date

By:


Kenneth A. Gross
Associate General Counsel

Attachment

Letter from Paul Dietrich
Letter to Paul Dietrich
Conciliation Agreement

NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002



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Mr. Duane A. Brown
FEDERAL ELECTION COMMISSION
1325 K Street, NW
Washington, D.C. 20463

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NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

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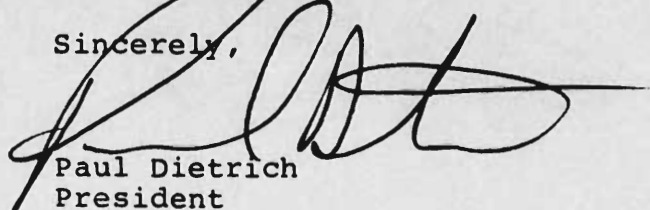
July 17, 1984

MR DUANE BROWN
Mr. Duane Brown
FEDERAL ELECTIONS COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

Dear Mr. Brown,

I would like to request to enter into a pre-probable cause conciliation with the Federal Elections Commission, in order to expedite the matter regarding the National Center For Legislative Research.

Sincerely,



Paul Dietrich
President

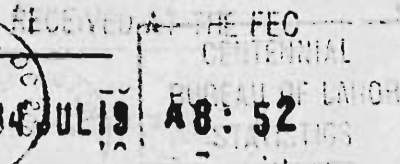
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20 JUL 1984

NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002



Mr. Duane Brown
FEDERAL ELECTIONS COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

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NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

84 JUN 22 P 2: 10

June 19, 1984

Ms. Lee Ann Elliott
Chairman
FEDERAL ELECTIONS COMMISSION
Washington, D.C. 20463

Re: MUR 1673

Dear Ms. Elliott:

Thank you for your letter of June 8th, 1984. In paragraph three of your letter, you stated that my letter of April 26th, 1984 did not provide complete information regarding the matter in question. Regarding your interrogatory number one, I, unfortunately, cannot provide the names and addresses of all persons who supplied us with names used to create the list known as "favorite conservative donors". As I mentioned in my letter of April 26th, over a two to three year period, I have collected a large number of donor lists that have primarily come from lists used to invite people to fund raising receptions for Congressmen, Senators, or for some political group here in Washington, D.C.

Over the years, these lists were simply thrown into two very large boxes in one of our storage closets. In some cases there were names on the list identifying who gave them to us. In other cases there were simply dates of receptions, and in most cases there were no names at all.

Some eight months ago when I was deciding what to do with these lists, I looked through them and, at that time, I couldn't determine where most of them had come from. Since the two large boxes were taking up a large amount of space, I had them sent to our direct mail house, Thompson and Associates, and I instructed them to have the lists keypunched. At the time, because none of my staff nor I could recall where most of the lists came from, we didn't even bother to have them segmented or coded on the computer tape. As I mentioned before, the reason they were keypunched was to simply get the boxes out of our storage closet so that we would have more room. After they were keypunched, all of the lists were destroyed, and the computer tape was sent to Wiland and Associates by our direct mail consultants, Thompson and Associates.

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JUN 22 P 4: 55

GCC#3753

Unfortunately, since the original lists of names were destroyed six or seven months ago, it is impossible to tell which one of the lists contained the "salted" names.

As I mentioned in my letter of April 26th, all of the lists we keypunched were either typed or hand written lists, cards, or computer print-outs. None of the lists were from F.E.C. lists, so there was no way that we could have known that some of the names had been improperly obtained in the first place. This is why there was absolutely no intention by either myself or my staff or the National Center for Legislative Research to violate section II, U.S.C. subsection 438(a)(4) of the Federal Election Act.

Had we known all of this was going to be a problem or had we suspected someone was going to give us a "bad" list, we would have marked the lists properly and kept better records.

However, the facts are, that we didn't. The lists were simply thrown into a box. We did not keep lists as to who gave them to us. There was no reason to. They were simply thrown in there over a two or three year period.

If the lists were still in existence, I could turn them over to the F.E.C. But since the lists were destroyed after being keypunched, there is simply no way to recreate the information that would have been located on a few of the lists as to their source.

In regard to interrogatory number two, the list on which the pseudonym was found was entitled, "favorite conservative donors" by Wiland and Associates. Wiland and Associates was the computer firm that had possession of the computer tape. However, Thompson and Associates, our direct mail firm, had changed the name to "New 1983 Special Conservative Donors" and then, right before the first mailing took place, he changed the name to "Red, White and Blue Conservatives", which he felt was a better name for marketing purposes. However, all of these names were simply marketing names for the same list that was generated from the two boxes of lists I had acquired over the previous two years.

Again, because the computer tape was not coded in any particular way, it was impossible to determine which original list the pseudonym came from. When I found that there was a "bad" name on the list that had obviously originated from a Republican Congressional Campaign Committee list, I sent a letter to Amy Frame of the Name Exchange (the list broker for Thompson and Associates) requesting that they immediately

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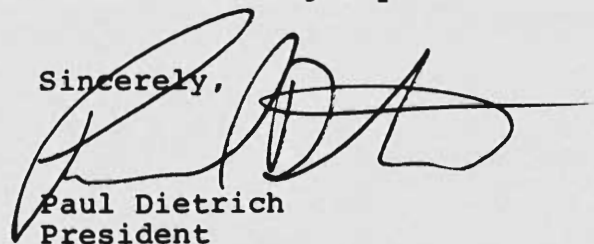
destroy the entire file so that it could not be used again. Wiland and Associates, the computer house, has informed me that they have, in fact, completely destroyed that tape and that there are no duplicates so that the tape can never be used again.

Again, As I mentioned in my letter of April 26th, because of the nature of the original list, we had absolutely no way of knowing that some of the names had been improperly obtained from the Republican Congressional Campaign Committee lists. As soon as we were informed of the problem, we immediately directed that all of the computer tapes be destroyed. I don't know of any other more appropriate response we could have taken.

We have been in the direct mail business, for a number of years, and I am fully aware of the Federal Elections Law. I am also fully aware of the way lists are marketed. We "salt" our own lists and are very concerned about the security of those lists. Being large list owners ourselves, we are as much interested in maintaining the integrity of the system as any other group here in Washington, D.C. Because it has cost me several thousand dollars to keypunch that list and convert it to a computer tape, and because I had to destroy that computer tape, I more than anyone else would like to find out the name of the person who gave me the list that contained the "bad" names. Unfortunately, as I mentioned in my letter of April 26th and again mention in this letter, because that source material was destroyed over six months ago, there is no way of telling, out of all of the lists that were included in those two boxes, which list contained the pseudonyms.

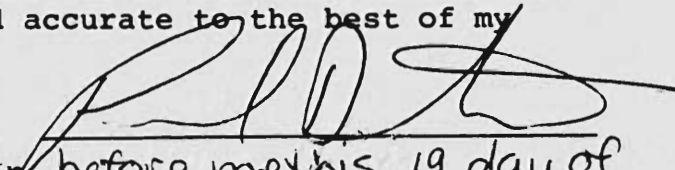
I do, however, want to state for the record that neither myself, nor my staff, nor the National Center for Legislative Research had any intention what so ever of violating any Federal Election laws.

Sincerely,



Paul Dietrich
President

I, Paul Dietrich, hereby swear that all of the information contained in this letter is true and accurate to the best of my knowledge.



Duly Sworn before me this 19 day of
June 1984. James Brath

My Commission will expire January 31, 1989

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NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002



**RETURN RECEIPT
REQUESTED**

Ms. Lee Ann Elliott
Chairman
FEDERAL ELECTIONS COMMISSION
Washington, D.C. 20463

CERTIFIED

P 698 658 701

MAIL



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 8, 1984

Paul Dietrich
President, National Center
for Legislative Research
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

RE: MUR 1673
Paul Dietrich
President, National Center for
Legislative Research

Dear Mr. Dietrich:

The Federal Election Commission notified you and the National Center for Legislative Research ("NCLR") on April 16, 1984, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on June 5, 1984, determined that there is reason to believe that you and the NCLR violated 2 U.S.C. § 438(a)(4), a provision of the Act.

Your response to the Commission's initial notification of this complaint did not provide complete information regarding the matter(s) in question. Please submit answers to the enclosed questions within 10 days of receipt of this letter. Statements should be submitted under oath.

The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause. However, in the absence of any information which demonstrates that no further action should be taken against you and the NCLR, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2, of the enclosed procedures.

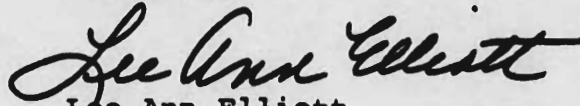
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Letter to Paul Dietrich
Page 2

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

If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202)523-4000.

Sincerely,



Lee Ann Elliott
Chairman

Enclosures
Procedures
Interrogatories

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FEDERAL ELECTION COMMISSION

**Paul Dietrich, President
National Center for Legislative Research**

INTERROGATORIES

1. Please provide the names and addresses of all persons who supplied you and the NCLR with names and other materials used to create the list known as "Favorite Conservative Donors".

2. If the list on which the pseudonym was found is entitled differently than "Favorite Conservative Donors", please provide the title of the list and the names and addresses of all persons who supplied you and the NCLR with names and other materials used to create the list.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 8, 1984

Michael Thompson
President, Name Exchange
Suite 203
7015 Old Keene Mill Road
Springfield, VA 22150

RE: MUR 1673
Michael Thompson
President, Name Exchange

Dear Mr. Thompson:

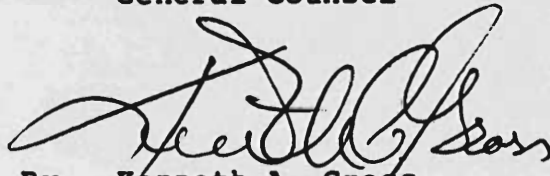
By letter dated May 16, 1984, the Commission notified you and Name Exchange of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on June 5, 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 as it pertains to you and Name Exchange. The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire matter is closed.

If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

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MUR 1673

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of June 5, 1984, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 1673:

1. Find no reason to believe Michael Thompson and Name Exchange violated 2 U.S.C. § 438(a)(4).
2. Find reason to believe Paul Dietrich and the National Center for Legislative Research violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15.
3. Send the letters and interrogatories attached to the General Counsel's report dated May 25, 1984.

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

Attest:

6-5-84

Date _____

Marjorie W. Emmons
Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

SENSITIVE

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

RECEIVED
OFFICE OF THE
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT A 9: 59

MUR # 1673
Date Received:
April 11, 1984
Date of Notification:
April 16, 1984
Staff: Duane A. Brown

COMPLAINANT NAME: National Republican Congressional Committee

RESPONDENT'S NAMES: Name Exchange, Inc., Michael W. Thompson,
President; National Center for Legislative
Research; Paul Dietrich, President

RELEVANT STATUTE: 2 USC § 438(a)(4)
11 CFR § 104.15

INTERNAL REPORTS CHECKED: Complainant's Pseudonym List

FEDERAL AGENCIES CHECKED: None

SUMMARY OF ALLEGATIONS

On April 11, 1984, the National Republican Congressional Committee ("NRCC") filed a complaint with the Commission alleging that Paul Dietrich, President of the National Center for Legislative Research ("NCLR") and Michael Thompson, President of Name Exchange, Inc., ("Name Exchange") violated the Act when a pseudonym found in the reports filed by the NRCC was solicited by the Congressional Policy Institute (Attachment I).

The complainant alleges that a letter soliciting contributions from the National Center for Policy Institute under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appear as a pseudonym on the NRCC's 1982 Post General Election Report. The NRCC's own investigation ascertained that a Paul

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Dietrich, President of the NCLR may have been responsible for obtaining the name from the NRCC's reports. When questioned by the NRCC, Mr. Dietrich indicated that the pseudonym was contained in a list known as "Favorite Conservative Donors" or "Favored Conservatives". Mr. Dietrich further informed the NRCC that the list had been rented to him and the NCLR by an organization known as the Name Exchange.

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The NRCC then contacted the Name Exchange and was informed by Amy Frame, a Vice President, that Name Exchange had, in fact, rented the list containing the pseudonym to a number of clients including Mr. Dietrich's NCLR. In fact, a letter from a Robert Heckman of the Fund for a Conservative Majority ("FCM") indicated that he, too, had rented the list titled "Favorite Conservative Donors" from Name Exchange and, more importantly, Mr. Heckman indicated that "Favorite Conservative Donors" is owned wholly and exclusively by Paul Dietrich.

On April 16, 1984, the appropriate complaint notification letters were sent to each respondent. On April 30, Michael Thompson responded on behalf of himself and Name Exchange (Attachment II) and Paul Dietrich responded on behalf of himself and NCLR (Attachment III).

FACTUAL AND LEGAL ANALYSIS

Michael Thompson, responding on behalf of himself and in his capacity as President of Name Exchange, Inc., indicated that Name

Exchange was the broker of a mailing list known a "Favorite Conservative Donors" which Name Exchange "brokered as an agent for Paul Dietrich" (Attachment II). Mr. Thompson further states that Mr. Dietrich certified to Name Exchange that he was the owner of the list and that the list was obtained by him legally.

Consequently, the list given by Mr. Dietrich to Name Exchange was the same list which was rented to NCLR.

Mr. Thompson concludes by stating that he and Name Exchange have been cooperative with the NRCC in attempting to resolve this matter and that neither he nor Name Exchange knew or had reason to believe that the mailing list was owned by anyone other than Paul Dietrich. Thus, Mr. Thompson suggests, in light of the aforementioned, he and Name Exchange should be dismissed as respondents in this matter.

General Counsel staff recommends the Commission find no reason to believe Michael Thompson or Name Exchange, Inc, violated the Act. In MUR 1472, where the American Legislative Exchange Council ("ALEC") rented a tainted mailing list, but appeared to have no knowledge or reason to believe that the list in question was compiled using names from the complainant's reports, the Commission found no reason to believe that ALEC violated § 438(a)(4). The near identical situation appears to have occurred in this matter. Therefore, the General Counsel recommends that the Commission find no reason to believe Michael

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Thompson, President of Name Exchange and Name Exchange, Inc., violated 2 U.S.C. § 438(a)(4).

Paul Dietrich, responding on behalf of himself and in his capacity as President of the NCLR indicated that the names found on the list which was given to Name Exchange may have been obtained over a period of two to three years (Attachment III). In detailing how some of the names found on NCLR's list are gathered, Mr. Dietrich explained that he entered into an exchange agreement with Congressional candidates who desired the use of the lists maintained by NCLR. In exchange, he would request that the candidate give NCLR a list of the names of individuals attending the candidate's fundraisers. In some cases, Mr. Dietrich indicates, the candidate would simply give NCLR handwritten or typed addresses which were used by the candidate to invite various individuals to the fundraisers. Mr. Dietrich further explains that the various names were eventually made into a computer tape by NCLR's direct mail consultants. Mr. Dietrich states that approximately one month ago, some of the names on the computer tape were used for a "test mailing". It was after the test mailing that the NRCC notified the NCLR that an NRCC pseudonym existed in its lists.

Mr. Dietrich states that since he has destroyed the list of names which were later made into the computer tape, he has no way of knowing from which list the "salted" name came. He states that since none of the lists received by him "were from FEC

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lists, there was no way that NCLR could have known that some of the names were improperly obtained. Additionally, Mr. Dietrich states that since there is no way to determine which names were taken from the NRCC's campaign list, he caused the "entire file" containing all names on the tape to be destroyed. He has attached a letter dated April 4 verifying this fact.

In conclusion, Mr. Dietrich argues that because of the method by which the original lists were developed, he had no way of knowing that some of the names were improperly obtained from FEC files. He states that as soon as he was informed of the problem, he immediately directed all files to be destroyed.

Nevertheless, the General Counsel recommends the Commission find reason to believe Paul Dietrich and the NCLR violated 2 U.S.C. § 438(a)(4) and 11 CFR § 104.15.

2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 specifically prohibit information copied from filed reports from being sold or used by any person for the purpose of soliciting contributions or for commercial purposes. Although the response from the NCLR appears to show that Mr. Dietrich and the NCLR acted in good faith and without the knowledge of any wrongdoing, they did sell a list which appears to contain a name improperly obtained in violation of 2 U.S.C. § 438(a)(4). In the case of Michael Thompson and Name Exchange, the respondent included in its brokerage agreement a statement which certified that the list being brokered was obtained by the broker legally. The response

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by the NCLR and Mr. Dietrich does not indicate that any attempt was made to ascertain the veracity of the names which were obtained at random. Consequently, the General Counsel also recommends that interrogatories be sent to Mr. Dietrich and the NCLR in an effort to ascertain the source of the list which contained the pseudonym.

On the other hand, the NCLR and Mr. Dietrich's actions once notified of the infraction by the NRCC seem noteworthy. Prior to notification by the Commission, Mr. Dietrich undertook the obligation of assuring that the tape which was used in its original direct mail "test" was destroyed. First, Mr. Dietrich contacted Name Exchange and requested the tape on which the "salted" name was found be destroyed. Second, he followed up on his original directive to Name Exchange by requesting written confirmation that his instructions were completed.

RECOMMENDATION

1. Find no reason to believe Michael Thompson and Name Exchange violated 2 U.S.C. §. 438(a)(4).
2. Find reason to believe Paul Dietrich and the National Center for Legislative Research violated 2 U.S.C. §438(a)(4) and 11 C.F.R. § 104.15.

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3. Send the proposed letters and interrogatories.

Charles N. Steele
General Counsel

May 25, 1984
Date

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

Attachments

- I Complaint
- II Letter from Michael Thompson
- III Letter from Paul Dietrich
- IV Letter to Michael Thompson
- V Letter to Paul Dietrich
- VI Interrogatories

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ATTACHMENT I

HAND DELIVERED

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BEFORE THE FEDERAL ELECTION COMMISSION
OF THE UNITED STATES OF AMERICA

In the matter of:

National Republican Congressional
Committee,

v.

Mr. Paul Dietrich, an individual, and
National Center for Legislative Research,
a 501(c)(3) Tax Exempt Foundation, and

Mr. Michael W. Thompson, an individual,
and Name Exchange, a corporation.

COMPLAINT

The National Republican Congressional Committee ("NRCC"), 320 First Street, S.E., Washington, D.C. 20003, files this complaint, the attached affidavits of Wyatt A. Stewart, III, (Exhibit A) and James M. Waters, (Exhibit B) and accompanying exhibits pursuant to 2 U.S.C. 437g (a) against Mr. Paul Dietrich employed at 302 Fifth Street, NE, Washington, D.C. 20002, the National Center for Legislative Research, a tax exempt foundation located at 302 Fifth Street, NE, Washington, D.C. 20002, Mr. Michael W. Thompson, employed at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150 and Name Exchange, a corporation located at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150.

1. FACTS:

1.01 On December 2, 1982, the NRCC sent a letter¹ to the Federal Election Commission Reports Analysis Division bearing a list of pseudonyms contained in the NRCC's 1982 Post General Election Report. This letter was sent pursuant to the provisions of 11 CFR 104.15 and 11 CFR 104.3(e).

1. The National Republican Congressional Committee requests that the letter of December 2, 1982 containing the list of pseudonyms sent to the Federal Election Commission and contained in the NRCC's 1982 Post General Election Contributions Committee report, be withheld from the public files.

1.02 On March 26, 1984 a letter soliciting contributions from the National Center for Policy Institute, under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appeared on an NRCC FEC Report. (Exhibit C, copy attached) The fictitious name and address is contained in the NRCC's 1982 Post General Election Report and reads: Mr. Frederick E. Nagers, 80 Boylston Street, Boston, MA 02116. (Exhibit D, copy attached)

1.03 On April 4, 1984 Wyatt A. Stewart, III directed James M. Waters, NRCC Assistant Legal Counsel to contact Mr. Dietrich, President of National Center for Legislative Research, to determine how Mr. Dietrich had obtained the fictitious name and address contained in the NRCC's 1982 Post General Election Report. Affidavit of James M. Waters, ¶ 2.

1.04 On April 4, 1984 Mr. Waters contacted Mr. Dietrich at National Center for Legislative Research and was informed that the fictitious name and address was contained in a list named "Favorite Conservative Donors" or "Favored Conservatives." Mr Dietrich further informed Mr. Waters that the list had been rented to Mr. Dietrich and the National Center for Legislative Research by Name Exchange. Affidavit of James M. Waters, ¶ 3.

1.05 On April 5, 1984 Mr. Waters contacted Name Exchange and was informed by Mrs. Amy Frame, Vice President at Name Exchange, that Name Exchange had rented the list containing the fictitious name and address to a number of clients including National Center for Legislative Research. Affidavit of James M. Waters, ¶ 4.

1.06 In response to a request by Wyatt A. Stewart, a letter was sent to the NRCC on April 10, 1984 by Mr. Robert Heckman, of Fund for a Conservative Majority, in which Mr. Heckman indicated that he had rented a list named "Favorite Conservative Donors" from Name Exchange, a list brokerage firm owned by Mr. Michael W. Thompson. Mr. Heckman further indicated in his letter that Name Exchange had informed Mr. Heckman that "Favorite Conservative Donors" is owned wholly and exclusively by Mr. Paul Dietrich. (Exhibit E, copy attached)

2. VIOLATION:

2.01 Mr. Paul Dietrich and National Center for Legislative Research are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

2.02 Mr. Paul Dietrich and National Center for Legislative Research mailed solicitation letters to NRCC contributor names and addresses found on the NRCC FEC Reports. Affidavit of Wyatt A. Stewart, III, ¶ 3. The names and addresses of those solicited could only have been improperly obtained from reports filed with the Federal Election Commission. Affidavit of Wyatt A. Stewart, III, ¶ 4.

2.03 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

2.04 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange engaged in a commercial transaction by renting the list containing a list of names and addresses which could only have been obtained from the NRCC Post General Election Contributions Committee Report to a number of clients, including the National Center for Legislative Research and Fund for a Conservative Majority. Affidavit of James M. Waters, ¶ 4 and 5.

3. PRAYER FOR RELIEF:

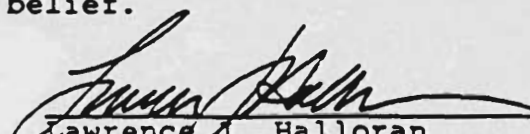
3.01 The NRCC requests that the Federal Election Commission investigate this violation and enforce 2 U.S.C. 438 (a) (4) and thereby protect the privacy of NRCC contributors.

3.02 The NRCC further requests that the FEC seek fines of up to \$5000 against each and every Respondent as set forth in 2 U.S.C. 437g (5), and take all steps necessary, including civil and injunctive action, to prevent respondents from continuing their illegal activity.

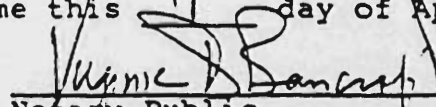
3.03 Finally, it is requested that the Commission refer the violation to the Attorney General pursuant to 2 U.S.C. 437g (D), should they determine that there was a knowing and willful violation of the Act.

4. VERIFICATION:

4.01 The undersigned counsel for NRCC swears that the allegations and facts set forth in this complaint are true to the best of his knowledge, information and belief.


Lawrence J. Halloran
Legal Counsel, NRCC

Subscribed and sworn before me this 11 day of April, 1984.


Notary Public

My Commission expires:

February 28, 1989

NRCC
EXHIBIT A

AFFIDAVIT OF WYATT A. STEWART, III

Wyatt A. Stewart, III, for his affidavit deposes and says:

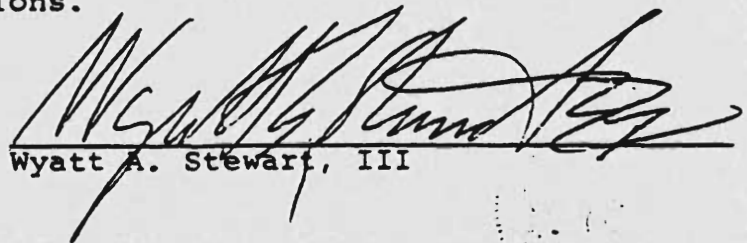
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. I am the the Finance Director of the National Republican Congressional Committee ("NRCC") and have responsibility for its fundraising activities. I also have responsibility for obtaining and preserving the records of NRCC contributors on behalf of NRCC's treasurer.

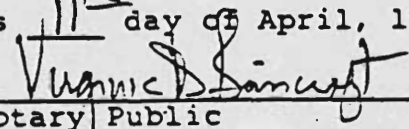
3. On April 4, 1984 it came to my attention that a letter had been sent by Mr. Paul Dietrich and National Center for Legislative Research, under the name Congressional Policy Institute, to a fictitious contributor to the NRCC soliciting contributions in the name of Congressional Policy Institute.

4. I took steps to ensure, and so state, that the fictitious names and addresses which appear on the 1982 Post General Election Contributions Committee Report, have not and would not be used or disclosed by NRCC except as they appear on FEC reports. Further, I hereby state that the combination of this wholly fictitious name and address was devised exclusively for the NRCC.

5. On the basis of this information and on the basis of my knowledge and experience in political fundraising, I am certain that the name and address obtained by Mr. Dietrich and National Center for Legislative Research and subsequently used for solicitation purposes, is being used and will be used in the future for the purpose of soliciting contributions.


Wyatt A. Stewart, III

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

My Commission Expires: February 28, 1989

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NRCC
EXHIBIT B

AFFIDAVIT OF JAMES M. WATERS

James M. Waters, for his affidavit deposes and says:

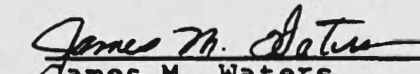
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. On April 4, 1984 Wyatt A. Stewart, III directed me to contact Mr. Robert C. Heckman, President of Fund for Conservative Majority and Chairman of Citizens for Reagan in '84 to determine how and where he had obtained a list(s) containing names and addresses included in the NRCC's 1982 Post General Election Report.

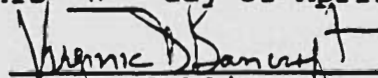
3. On April 5, I contacted Mr. Heckman at the Fund for a Conservative Majority and was later informed by him that the fictitious name and address were contained in a list named "Favorite Conservatives" or "Favored Conservatives" which had been rented to them by Name Exchange.

4. On April 5, 1984 at about 10:30 a.m. I had a telephone conversation with Mrs. Amy Frame, Vice President at Name Exchange, and was informed by her that Name Exchange had engaged in commercial transactions by renting that list, or portions thereof under a variety of names including, but not limited to "New 1983 Special Conservatives," "Favorite Conservatives," "Favored Conservatives" and "Red, White and Blue." She further informed me that Name Exchange had rented the list to a number of clients including Fund for a Conservative Majority.

5. On the basis of this information, I am certain that the list of names and addresses obtained by Name Exchange was used by them for commercial purposes and will be used, in whole or in part, in the future for commercial and solicitation purposes.


James M. Waters

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

My Commission Expires:

February 29, 1989

EXHIBIT C

Congressman Jack Kemp
Congressional Policy Institute
502 Fifth Street, N.E.
Washington, D.C. 20002



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MR. FREDERICK E NAGERS
80 BOYLSTON ST 618
BOSTON, MA 02116

NN191

IMPORTANT

**CRITICAL
ISSUES
SURVEY
ENCLOSED**

MAY 10 1994



Congressman Jack Kemp
Washington, D.C.

Thursday

Dear Friend:

I need your help and I need it now.

I don't mean to be abrupt with you.

But I have just reviewed information showing that in 1984 the Liberal Left could regain control of our nation's political, economic and military future.

And frankly I'm concerned.

Please take a minute to read my letter.

Then please fill out the "Critical Issues Survey" I have enclosed and send it back to me immediately.

You and I must not let the liberal groups undo all we are trying to build here in America.

If I don't hear back from you soon, I'll have no choice but to assume you don't care if the Liberals regain control here in America.

I really do need your help and I need it today.

Take a minute to remember the disaster of the Carter Administration:

- * Inflation was running as high as 18%...
- * Interest rates were at 21%...
- * Big government was growing bigger...
- * America was declining as a world power...

Today the Liberal Left and their many well-funded "think tanks" and pressure groups have joined in a national effort to hamstring President Reagan and all he is trying to accomplish.

Tens of millions of dollars are being raised by ultra-liberals in a clear effort to change the direction of our country.

These liberal groups have targetted for defeat in 1984 Ronald Reagan and other key conservatives like Senators Jesse Helms, Strom Thurmond,

Not Prepared or Mailed at Taxpayer's Expense.
A Project of the National Center for Legislative Research.
A 501(C)(3) Tax Exempt Foundation.

Roger Jepsen and John Warner. Still more money is being raised by a whole army of liberal groups trying to reverse the conservative mandate of 1980.

Misleading figures will be published, quotes used out of context, and huge sums will be spent in an all-out liberal effort to regain control of the political agenda in this country.

I need you to help me challenge these ultra-Liberals.

In the farm belt, they blame us for low corn and cattle prices. In the cities, they scream about our efforts to reduce unemployment, but have no answers of their own. Church groups are told that a strong national defense is a step towards World War III. Needed tax reduction is said to be "stealing from the poor and giving to the rich".

Liberals know we cannot win the support of the American public by being on the defensive.

We must take the offensive and aggressively challenge the Liberals or we will surely lose!

That's why I need you to join me in support of the CONGRESSIONAL POLICY INSTITUTE (CPI).

This unique group was formed at the urgent request of many of my conservative colleagues here in Congress.

You and I know that ideas make the difference. And creative, workable ideas must come from conservatives if the liberal policies of the past are to remain dead and buried.

Issue papers and policy reports are desperately needed by all conservatives who debate the issues.

Conservative candidates running against liberal Congressmen and Senators must have good, solid facts based on high quality research. Besides money, this is the most important part of a winning campaign.

Many of our candidates just don't have access to such information. Although some research is available, rarely is it in a form usable by candidates.

And as you well know, there are huge amounts of liberal materials available for use by liberal candidates.

And much of the news coverage seems to be aimed at supporting liberal programs.

The availability of well-researched conservative policy papers and good day-long seminars on economic and military issues are the largest missing ingredients for conservative candidates of both parties.

That's why the CONGRESSIONAL POLICY INSTITUTE is so necessary. It will show conservatives how to expose the weaknesses of liberal policies and programs.

In today's intensive media campaigns, candidates face solid months of 20-hour days. This political pressure cooker leaves little time for serious, quiet consideration of the many major issues facing our country.

Economic growth and stability, lower inflation and lower taxes, military strength and a sound foreign policy will become permanent only if Congress votes in favor of such programs.

Senators, Congressmen and conservative candidates must clearly understand the sound conservative alternatives being offered today.

The CONGRESSIONAL POLICY INSTITUTE cannot take partisan positions on legislation nor endorse candidates. But the material produced is clearly conservative and needs wide distribution.

This is why I need your help for the CONGRESSIONAL POLICY INSTITUTE.

CPI provides candidates, and members of the news media with the facts and figures needed to convince our people that conservative policies and programs can and do work.

With press releases and media briefings, CPI will be sure that our side of the issues is seen in the papers, and on radio and television.

We must depend on this new conservative think tank, the CONGRESSIONAL POLICY INSTITUTE, for issue summaries, policy briefings, ideas, facts, and statistical data to use as ammunition against our liberal opponents.

We cannot sit back and take abuse from the liberals and their allies in the news media!

We must promote winning programs and new ideas which our citizens will understand and support.

There's a revolution going on in this country, a revolution of ideas.

Creative, workable ideas are the key to winning this revolution... Ideas do make a difference... Ideas do sway people and nations... Ideas will determine our future as a free people.

The CONGRESSIONAL POLICY INSTITUTE is on the cutting edge of today's debate. It can truly make the difference on which direction our nation takes over the next few years.

That's why I must count on you to help me raise \$278,000 for the CONGRESSIONAL POLICY INSTITUTE.

Your tax deductible contribution can really make a difference.
Individual, corporate, association and foundation gifts can be accepted.

As you read these words, the national debate continues between conservatives and liberals.

Future victories aren't going to be easy.

We must have the tools needed to win. The facts and figures.

Help the CONGRESSIONAL POLICY INSTITUTE .

Fill out the "Critical Issues Survey" I have enclosed. And send your maximum contribution of \$100, \$50, \$25, or whatever you can afford. Your support will be deeply and truly appreciated.

Your contribution is completely tax-deductible because the CONGRESSIONAL POLICY INSTITUTE is a part of the highly respected National Center for Legislative Research, an educational and tax-exempt public foundation.

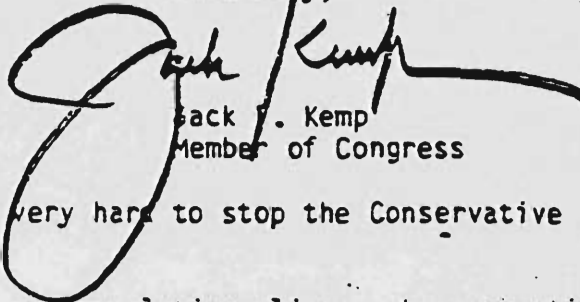
If you send a tax-deductible contribution of at least \$25 you will receive from the CONGRESSIONAL POLICY INSTITUTE:

- * Its regular newsletter.
- * Briefing Packets on major issues.
- * Policy Studies, and...
- * The occasional "Background Analysis" on current topics.

And for \$35 I will also send you the new CPI publication, "A Guide to Supply Side Economics". This is "must reading" by all who believe government is too big and taxes are too high.

I'm looking forward to hearing from you and personally welcoming you as a supporter of the CONGRESSIONAL POLICY INSTITUTE.

Sincerely,



Jack P. Kemp
Member of Congress

P.S. The Liberal Left is working very hard to stop the Conservative Revolution in 1984.

I'm counting on you to keep our revolution alive... by supporting the CONGRESSIONAL POLICY INSTITUTE. It's 100% tax-deductible.

4051017

My critical issues
survey is enclosed

Thanks for
helping us
pay
postage

Congressman Jack Kemp
Congressional Policy Institute
Capitol Street and Massachusetts Avenue
P.O. Box 37498
Washington, D.C. 20013

CRITICAL**CRITICAL
ISSUES SURVEY**

Sponsored by Congressional Policy Institute *

MR. FREDERICK E. KAGERS
80 HOLYSTON ST. 616
BOSTON, MA 02116

NN191

Your Response
Is Needed
Immediately!
Please Return
Survey And Reply
Form Today.**Critical Issues Survey**

CHECK YOUR OPINION ON EACH STATEMENT:

	AGREE	DISAGREE	NO OPINION
1) Congress should cut more federal spending.			
2) Congress should balance the federal budget			
3) President Reagan is doing a fine job as President			
4) My taxes are still too high			
5) The Social Security System must be overhauled or it will go bankrupt			
6) I would support a flat, across-the-board income tax of 12-15 percent			
7) We must continue to rebuild our national defense			
Special Optional Statement			
President Reagan should run for re-election			

Congressman Kemp: You Can Count On My Support

Dear Congressman Kemp:

Ideas do make a difference! And good, solid conservative ideas must be understood by all conservative candidates and other leaders.

Enclosed is my fully tax-deductible contribution to the Congressional Policy Institute in the amount of:

_____ \$25 _____ \$35 _____ \$50 _____ \$100 _____ \$500 _____ \$1,000 _____ Other

Make check payable to the Congressional Policy Institute.

Personal, Corporate, Association and Foundation gifts accepted.

*Congressional Policy Institute is a project of
the National Center for Legislative ResearchImportant offer on
reverse side

85040510176



A SPECIAL OFFER
FOR CONTRIBUTORS
OF \$35 OR MORE!

If you contribute \$35 or more to the National Center for Legislative Research, you will receive a copy of the latest CPI Publication "A GUIDE TO SUPPLY SIDE ECONOMICS". Written especially for the non-economist, this is the same publication upon which conservative legislators have come to rely for a clear and accurate explanation of the economic principles which are the basis of current conservative legislation.

Office of the Clerk
S. House of Representatives
Washington, D.C. 20515

EXHIBIT D

Received this date 1982 DEC -2 PM 4:44
RECEIVED
OFFICE OF THE CLERK

- ☒ Hand delivered to Records and Registration, Room 1036, LHOB
☐ Hand delivered to Office of the Clerk, Room H-105, The Capitol

For Candidate _____
For Committee NRCC - Contributions
For Individual _____

TYPE OF REPORT

(Check Appropriate Box and Complete, if Applicable)

- 7
7
1
0
1
5
0
4
0
5
8
- ☐ April 10 Report
☐ July 10 Report
☐ October 10 Report
☐ January 31 Report
☐ Pre-Election Report preceding _____ election on _____
(primary, general, special, runoff, caucus or convention) (date)
☒ Post-Election Report preceding General election on 11/5/82
(primary, general, special, runoff, caucus or convention) (date)
☒ Registration Form and Statement of Organization
☐ Candidate Statement
☐ Termination Report
☐ Lobby Report _____
(type of report)
☐ Ethics in Government Act—Financial Disclosure Statement
☐ Foreign Travel Report
☐ Amendment to _____
☐ Other _____

Received by K. [Signature]

(Summary Page)

1. Name of Committee (in Full) NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE--CONTRIBUTIONS Address (Number and Street) 320 1st Street, S.E. City, State and ZIP Code Washington, D. C. 20003 ☐ Check if address is different than previously reported. 2. FEC Identification Number 05118 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 ☐ July 15 Quarterly Report ☐ October 15 Quarterly Report ☐ January 31 Year End Report ☐ July 31 Mid Year Report (Non-election Year Only) ☐ Monthly Report for _____ ☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____ ☒ Thirtieth day report following the General Election on <u>11/2/82</u> 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>10/1/82</u> Through <u>11/22/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>		\$ 14,679,982.98
(b) Cash on Hand at Beginning of Reporting Period	\$ 9,291,064.85	
(c) Total Receipts (from Line 18)	\$ 4,166,022.20	\$ 25,919,784.62
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 13,457,087.05	\$ 40,599,767.60
7. Total Disbursements (from Line 28)	\$ 7,550,000.00	\$ 34,692,680.55
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	\$ 5,907,087.05	\$ 5,907,087.05
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	

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

For further information, contact:

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

George Olysted
Type or Print Name of Treasurer

GEORGE OLYSTED

SIGNATURE OF TREASURER

11/22/82

Date

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

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) National Republican Congressional Committee--		Contributions		Report Covering the Period: From: 10/1/82 To: 11/22/82	
		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date		
I. RECEIPTS					
11. CONTRIBUTIONS (other than loans) FROM:					
(a) Individuals/Persons Other Than Political Committees		3,734,221.65	22,714,156.33		
(Memo Entry Unitized \$		-0-	-0-		
(b) Political Party Committees		15,280.00	68,256.11		
(c) Other Political Committees		3,749,501.65	22,782,412.44		
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		-0-	895,500.00		
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		-0-	-0-		
13. ALL LOANS RECEIVED		-0-	-0-		
14. LOAN REPAYMENTS RECEIVED		-0-	-0-		
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		-0-	-0-		
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-		
17. OTHER RECEIPTS (Dividends, Interest, etc.)		416,520.55	2,241,872.18		
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		4,166,022.20	25,919,784.62		
II. DISBURSEMENTS					
19. OPERATING EXPENDITURES		-0-	3,193.75		
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		7,550,000.00	34,675,000.00		
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-		
22. INDEPENDENT EXPENDITURES (Use Schedule E)		-0-	-0-		
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)		-0-	-0-		
24. LOAN REPAYMENTS MADE		-0-	-0-		
25. LOANS MADE		-0-	-0-		
26. REFUNDS OF CONTRIBUTIONS TO:					
(a) Individuals/Persons Other Than Political Committees		-0-	14,486.80		
(b) Political Party Committees		-0-	-0-		
(c) Other Political Committees		-0-	-0-		
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)		-0-	14,486.80		
27. OTHER DISBURSEMENTS		-0-	-0-		
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)		7,550,000.00	34,692,680.55		
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES					
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d		3,749,501.65	22,782,412.44		
30. TOTAL CONTRIBUTION REFUNDS from Line 26d		-0-	14,486.80		
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		3,749,501.65	22,767,925.64		
32. TOTAL OPERATING EXPENDITURES from Line 19		-0-	3,193.75		
33. OFFSETS TO OPERATING EXPENDITURES from Line 15		-0-	-0-		
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		-0-	3,193.75		

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SCHEDULE A

PERIOD 10/01/82 - 10/13/82

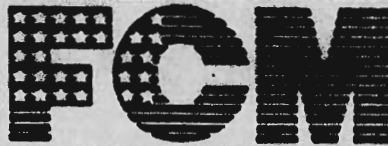
ITEMIZED RECEIPTS--CONTRIBUTIONS, SALES AND COLLECTIONS, LOANS, AND TRANSFERS

KRCC CLERK OF THE HOUSE REPORT

PART NO. 1. LINE NO. 11A

DATE	NAME, MAILING ADDRESS, AND ZIP CODE	OCCUPATION AND EMPLOYER'S NAME	AGGR. RECEIPT AMT. YTD. THIS PERIOD
07/82	MR. ROBERT L. OSGOOD PEACHS POINT MARBLEHEAD, MA 01945	NONE NONE	250.00 250.00
05/82	DR. RICHARD M. HAMMER 210 HIGHLAND ST DEDHAM, MA 02026	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	100.00 225.00
06/82	MR. HERBERT C. VAN LOAN 1 BRIAN RD FRANKLIN, MA 02036	ANALYST OIL STATISTICS CO INC	150.00 400.00
06/82	MR. ALEXANDER STEINHARDT 265 POND ST WESTWOOD, MA 02090	RETIRED NONE	50.00 300.00
05/82	MISS ELZA PLUME APT 808 334 MASSACHUSETTS AVE BOSTON, MA 02115	RETIRED NONE	50.00 345.00
06/82	MR. FREDERICK E. NAGERS 80 BOYLSTON STREET, ROOM 618 BOSTON, MA 02116	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	250.00 250.00
11/82	MR. LEO E. RAIMONDI BOX E DORCHESTER, MA 02122	EMP. NAME REQUESTED - MISSING	100.00 445.00
09/82	MR. C. S. DRAPER CHARLES STARK DRAPER LAB INC 555 TECHNOLOGY SQ CAMBRIDGE, MA 02139	RESEARCHER C S DRAPER LABORATORY INC	350.00 350.00 1675.00
09/82	MR. VERNE L. HENDERSON 28 MARSHAL ST BROOKLINE, MA 02146	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	40.00 230.00
06/82	MR. STANLEY L. BEDNAR 38 SHIRLEY RD WALTHAM, MA 02154	EMP. NAME REQUESTED - MISSING	100.00 325.00

TOTAL THIS PERIOD
(LAST PAGE OF THIS PART ONLY)



FUND FOR A CONSERVATIVE MAJORITY

Robert C. Heckman
Chairman

April 10, 1984

Mr. Joe Gaylord
Executive Director
National Republican Congressional
Committee
320 First Street, S.E.
Room 306
Washington, D.C. 20003

Dear Joe:

Subsequent to our conversation of yesterday evening, which included legal counsel for the NRCC, I have looked into the matter surrounding the apparent use of NRCC salt names by other organizations, and specifically by our PAC.

On March 12th, FCM mailed a prospect package to an "nth" name sample from a list entitled "Favorite Conservative Donors". The list was rented from Name Exchange, a list brokerage house in Springfield, Virginia, owned by Michael W. Thompson. According to Jim Waters of your office, one or several of the names on that list were NRCC salts and received copies of the mailing. Mr. Waters has verified that the code number on the pieces that your salts received was "FF8", which was the mailing code assigned to our test of the Favorite Conservative Donors list.

Name Exchange has informed me that Favorite Conservative Donors is owned wholly and exclusively by Paul Dietrich. Name Exchange has also informed me that that information was given to Jim Waters of your office by Name Exchange last week, and by Paul Dietrich in a conversation with Mr. Waters last Wednesday evening. I am also told that Name Exchange has in its possession a signed contract to prove such ownership of the list. Favorite Conservative Donors is not owned in whole or in part by myself, FCM, or (according to Name Exchange's records) by anyone or any group other than Paul Dietrich.

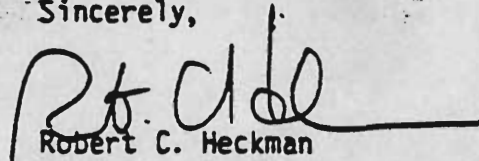
As I mentioned yesterday, I would respectfully request that FCM not be named as a respondent in any complaint that you might file with the Federal Election Commission, the U.S. Postal Service, or any other such body. It is my feeling that this is a reasonable request given the fact that our status in this matter is no more than that of an "innocent bystander"; and that both Mr. Dietrich and Mr. Thompson are more than willing to testify to the ownership of the list.

Mr. Joe Gaylord
April 10, 1984
Page 2

Given the current close relationship between FCM and the NRCC, I can without hesitation pledge to you that we will do everything we can to assist you in straightening out this problem. However, I do hope and expect that such an act of friendship and cooperation will be reciprocated on your part.

Please get in touch if there is more information that we can provide for you.

Sincerely,


Robert C. Heckman
Chairman, Fund for a
Conservative Majority

RCH/jc

cc: J. Curtis Herge, Legal Counsel, FCM
Larry Halloran, Legal Counsel, NRCC
James Waters, Legal Counsel, NRCC

85040510182

NAME
EXCHANGE

015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150
(703) 451-7814

GCC#2283

24 APR 27 212:11

Michael W. Thompson
President

ATTACHMENT II

Amy J. Frame
Vice President

April 26, 1984

Kenneth A. Gross, Esq.
Associate General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Mr. Duane Brown

RE: MUR 1673

Dear Mr. Gross:

This letter is written in reply to your letter, dated April 16, 1984, regarding a complaint filed with the Federal Election Commission by the National Republican Congressional Committee, which named me and Name Exchange, Inc. as respondents. This reply is written in my individual capacity and in my capacity as President of Name Exchange, Inc.

Enclosed is my affidavit, in which I set forth the facts in this matter as known to me. In summary, Name Exchange, Inc. served as a broker of a mailing list known as "Favorite Conservative Donors", which Name Exchange, Inc. brokered as an agent for Paul Dietrich. Mr. Dietrich certified to Name Exchange, Inc. that he was the owner of the list and that it had been obtained by him legally. It was that list which was rented to National Center for Legislative Research, using mail code NN191, the mailing referred to in the complaint.

Name Exchange, Inc. has been as cooperative as it could reasonably be in resolving this matter. We cooperated with the National Republican Congressional Committee in its investigation of this matter. In that conversation between Mr. Waters and Mrs. Frame on April 5, 1984, which was referred to in paragraph 1.05 of the complaint, Mrs. Frame did tell Mr. Waters that she could not identify the owner of the list without the owner's permission. After getting that permission, Mrs. Frame telephoned Mr. Waters on April 6, 1984 and advised him that Mr. Dietrich was the owner of the list.

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Page 2

In light of the foregoing, we feel it would be appropriate for the Federal Election Commission to dismiss me and Name Exchange, Inc. as respondents in this matter. We are willing to answer any further questions you may have in connection with this matter.

Sincerely,

Michael W. Thompson

MWT/kt

Enclosures

85040510184

AFFIDAVIT OF MICHAEL W. THOMPSON

MICHAEL W. THOMPSON, being duly sworn, for his affidavit deposes and says:

1. That he has personal knowledge of the facts contained herein and is competent to testify thereto.

2. That he is the President of Name Exchange, Inc., a commercial corporation which acts as a broker of mailing lists.

3. That on March 1, 1984, Name Exchange, Inc. entered into a written contract with Paul G. Dietrich, a true copy of which is attached hereto as Exhibit A, for the purpose of brokering mailing lists known as "Dietrich Masterfile" and "Favorite Conservative Donors."

4. That the mailing list known as "Favorite Conservative Donors" was rented through Name Exchange, Inc. by National Center for Legislative Research, which list was mailed by National Center for Legislative Research under mail code "NN191."

5. That neither he, nor Name Exchange, Inc., knew or had reason to believe that the mailing list known as "Favorite Conservative Donors," or any part thereof, was owned by any person other than Paul G. Dietrich; the said Paul G. Dietrich having guaranteed in the agreement attached hereto as Exhibit A that said list had been obtained by him legally.

6. That, at the direction of Paul G. Dietrich, the mailing list known as "Favorite Conservative Donors" was removed

from the market on or about April 5, 1984 and the computer file containing the names and addresses of the individuals on the list known as "Favorite Conservative Donors" was erased on or about April 10, 1984.

IN WITNESS WHEREOF, Michael W. Thoompson executed this affidavit this _____ day of April, 1984.

Michael W. Thompson

Subscribed and sworn to before me, a Notary Public, this _____ day of April, 1984.

Notary Public

My Commission Expires:

NAME EXCHANGE

7015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150
(703) 451-7814

Michael W. Thompson
President

Amy J. Frame
Vice President

March 1, 1984

Paul Dietrich
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

Dear Paul:

This letter will serve as an agreement between the Name Exchange and yourself. This Agreement concerns the list owned by you and to be brokered by the Name Exchange. Hereafter, you will be referred to as the "List Owner."

The Name Exchange:

- (1) Shall act as "exclusive broker" for the rental of list owned and specified for rent by the List Owner. This is to be marketed under the following name:

Dietrich Masterfile
Favorite Conservative Donors

- (2) Shall promote said list at the expense of the Name Exchange through space advertising, data cards, personal contact and lists in those publications used by the direct mail and marketing professionals.
- (3) Shall acknowledge each use of a list through means of a "rental order," a copy of which will be forwarded to the List Owner. The List Owner will invoice the Name Exchange for the amount noted on the rental order and the Name Exchange will bill the list user on behalf of the List Owner.
- (4) Shall deposit all monies collected from the list user into a special corporate list account from which will be remitted the rental money (less commission) due the List Owner. All payments to the List Owner are to be paid within two weeks after receipt from the list user.
- (5) Shall deduct a standard brokerage commission of 30% from each rental payment due the List Owner. This commission will be shown on all acknowledgements which are to be sent from the Name Exchange.

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Page Two

- 8 5 0 4 0 5 1 0 1 3 8
- (6) Shall extend open account credit terms to organizations approved by the Name Exchange (political campaign users excluded -- see paragraph 7) with the understanding that such "open account" terms mean payment by the list user within 30 days of the mailing date. For the mutual benefit of the Name Exchange and the List Owner, the Name Exchange will make every effort to collect receivables within the thirty day period.
 - (7) Shall collect cash payment in advance for all political campaign list users unless use of normal credit terms described under paragraph 6 of this agreement are first approved by the List Owner.
 - (8) Shall keep a "master calendar" which will reflect each scheduled mailing of said list. This arrangement is to protect the List Owner from diminishing the value of said list through over-rental. The List Owner should inform the Name Exchange if he plans to use said list for any mailings other than those scheduled by the Name Exchange. A copy of the master calendar will always be made available to the List Owner.
 - (9) Shall work with the List Owner to insure that the lists are properly updated with analysis records made available to the Name Exchange as well as the List Owner; and that all orders submitted by the Name Exchange will be promptly and properly expedited by the computer company housing said list.
 - (10) Shall reserve for the List Owner the right to reject any rental orders the List Owner chooses, and shall keep the List Owner's wishes in mind when scheduling rental orders. A sample mailing piece will be required with each order when necessary.

THE LIST OWNER:

- (1) Shall guarantee to the Name Exchange that said lists have been obtained by him legally; and, in any case of dispute over ownership or legality of said list, the List Owner shall indemnify and hold harmless the Name Exchange and list users from and against any damages or losses suffered by them.

If these terms are acceptable to you, please sign and date this letter along with one of the two enclosed photocopies.

25

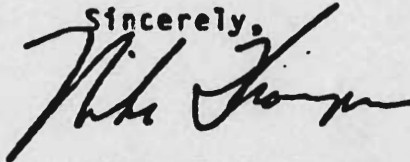
Page Three

The provisions of this contract are governed under the laws of the Commonwealth of Virginia.

The original and one signed photocopy should be returned to the Name Exchange. The other photocopy should be retained by the List Owner for his own records.

If you have any questions regarding this Agreement, please let me know.

Sincerely,



Michael W. Thompson
President

APPROVED:

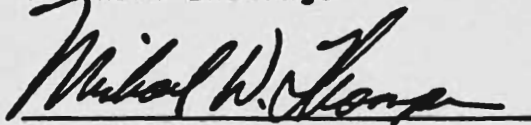
for a period of two years effective March 1, 1984
until March 1, 1986 unless cancelled within thirty
days upon written notice from either party.



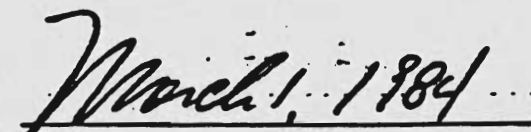
Paul Dietrich
List Owner

Date

The Name Exchange



Michael W. Thompson



March 1, 1984

Date

85040510189

ATTACHMENT III

RECEIVED - THE REC
604 2298



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

34 APR 30 P 1: 52

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

April 26, 1984

*ming 1673
Brown*

123:20

Mr. Kenneth A. Gross
Associate General Council
Federal Election Commission
Washington, D.C. 20463

Dear Mr. Gross:

This letter is in response to your April 16, 1984
certified letter to me as President of the National Center
for Legislative Research.

Over the last two or three years, I have collected
a large number of donor lists that have primarily come from
lists used to invite donors to fund raising receptions for
congressmen, senators, or for some political group here in
Washington, D.C.

In the past, when a congressional or a senatorial can-
didate has asked if they could use my lists, I have agreed
to allow them to use my lists, if they would either give us
a copy of the names of the people who attended or any other
list that they compiled in order to invite people to their
fund raiser. In some cases I simply received a typed list
of the attendees. In other cases, they simply gave me either
hand written or typed addresses or cards that they had used
to invite people to these various functions.

After filling two large boxes with these various cards
and lists, and after running out of storage space, I had
them sent to our direct mail house, Thompson & Associates,
and I instructed them to have the lists key punched. After
they were key punched, all of the lists were destroyed and
the computer tape was sent to Wiland & Associates by our
direct mail consultants, Thompson & Associates.

A month or so ago, Thompson & Associates pulled two
batches of "test names" from the list. One of the batches
was used as a test mailing for my foundation, the National
Center for Legislative Research, and the other batch was
used for a test mailing for another one of Thompson & Asso-
ciate's clients, the Fund for a Conservative Majority.
This was the first time that the tape was used for direct
mail.

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27

After these two test mailings were sent, we were notified by the Republican Congressional Campaign Committee that two of their "salted" names turned up from our mailings.

Unfortunately, since the original lists of names were destroyed months ago, it is impossible to tell which one of the lists that I originally had key punched contained the "salted" names.

All of the lists we key punched were either typed or hand written lists, cards and I believe there was one computer print-out. None of the lists were from F.E.C. lists, so there was no way that we could have known that some of the names had been improperly obtained.

Since there was no way of finding out which portion of the list contained the names taken from the Republican Congressional Campaign Committee list, I sent a letter to Amy Frame of the Name Exchange (the list broker for Thompson & Associates) requesting that they destroy the entire file. I have enclosed a copy of my April 4th letter to Miss Frame, requesting that she destroy the entire list.

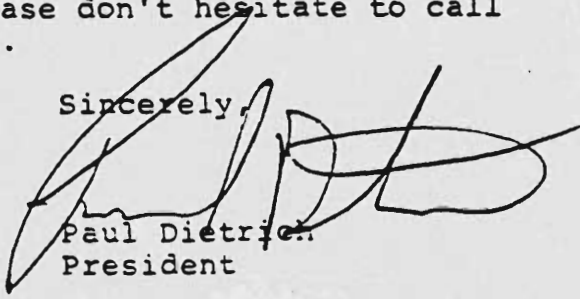
I am also enclosing a Name Exchange purchase order to a Mr. Mike Lawrence of Wiland & Associates from the Name Exchange with their instructions to destroy all files of that computer tape. (See enclosed purchase order).

On April 10th, a Miss Lori W. Brummeloe, a senior account coordinator for Wiland & Associates, informed the Name Exchange that they had completely destroyed and erased all of the computer tapes. (See enclosed letter).

In summary, because of the nature of the original list, we had absolutely no way of knowing that some of the names had been improperly obtained from the Federal Election Commission files. As soon as I was informed of the problem, I immediately directed that all of the files be destroyed. To my knowledge, all original material and all computerized files have been completely destroyed or erased.

I hope this information satisfies your request, and if you have any other questions, please don't hesitate to call me at (202) 547-1106. Best wishes.

Sincerely,


Paul Dietrich
President

Enclosures

PD/ems

cc: Mike Thompson
Curt Herge



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

April 4, 1984

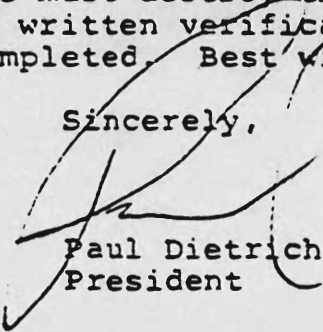
Ms. Amy Frame
The Name Exchange
7015 Old Keene Mill Road
Suite 203
Springfield, VA 22150

Dear Amy,

Please destroy all information being retained by
Wilard & Associates (including mag tapes in library)
for the list we have recently had problems with.

Since we are unable to determine which part of the
list is bad, I am afraid we must destroy the entire list.
When complete, please send written verification that
these instructions were completed. Best wishes.

Sincerely,


Paul Dietrich
President

PD/ems

85040510192

PURCHASE ORDER

NAME EXCHANGE

7015 OLD KEENE MILL ROAD, SUITE 203 • SPRINGFIELD, VIRGINIA 22150
(703) 451-7814

TO

SHIP TO

Mr. Mike Lawrence
Wiland & Associates
PO Box 5445
Fredericksburg, VA 22401

DATE	DELIVERY DATE	SHIP VIA	TERMS	QUANTITY	DESCRIPTION	PRICE	AMOUNT
4/4/84	IMMEDIATELY						04637
040510193					Per instructions given to our representative previously, please destroy all information being retained by Wiland & Associates (including mag tapes in library) for New 1983 Special Conservative Donors, Favorite Conservative Donors or Red, White and Blue Conservatives. When completed, please send written verification that these instructions were completed.		

8

☒ NOT FOR RESALE ☐ FOR RESALE

TAX NUMBER

AUTHORIZED SIGNATURE

ORIGINAL

Amy Frame

OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES SHIPPING PAPERS AND PACKAGES

Paul —

For you files

[Handwritten signature]

RECEIVED APR 10 1984

Wiland & Associates Inc.

1101 INTERNATIONAL PARKWAY • P.O. BOX 6445 • FREDERICKSBURG, VIRGINIA 22403 • (703) 762-2641 • REMOTE COMER (703) 762-2323

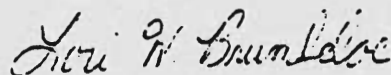
April 10, 1984

Mrs. Amy Frame
The Name Exchange
7015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150

Dear Amy:

Per your instructions on purchase order 4638. All files for the new 1983 Special Conservative Donors, Favorite Conservative Donors and Red, White and Blue Conservatives have been erased.

Sincerely,



Lori W. Brumeloe
Senior Account Coordinator

cc: Mike Lawrence

LB:sbb

85040510194

● ATTACHMENT IV ●



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Michael Thompson
President, Name Exchange
Suite 203
7015 Old Keene Mill Road
Springfield, VA 22150

RE: MUR 1673
Michael Thompson
President, Name Exchange

Dear Mr. Thompson:

By letter dated May 16, 1984, the Commission notified you and Name Exchange of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on May , 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 30 days.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

85040510195

ATTACHMENT V



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul Dietrich
President, National Center
for Legislative Research
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

RE: MUR 1673
Paul Dietrich
President, National Center for
Legislative Research

Dear Mr. Dietrich:

The Federal Election Commission notified you and the National Center for Legislative Research ("NCLR") on April 16, 1984, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to you at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on May , 1984, determined that there is reason to believe that you and the NCLR violated 2 U.S.C. § 438(a)(4), a provision of the Act.

Your response to the Commission's initial notification of this complaint did not provide complete information regarding the matter(s) in question. Please submit answers to the enclosed questions within 10 days of receipt of this letter. Statements should be submitted under oath.

The Office of General Counsel would like to settle this matter through conciliation prior to a finding of probable cause. However, in the absence of any information which demonstrates that no further action should be taken against you and the NCLR, the Office of General Counsel must proceed to the next compliance stage as noted on page 2, paragraph 2, of the enclosed procedures.

85040510196

Letter to Paul Dietrich
Page 2

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

If you have any questions, please contact Duane A. Brown, the attorney assigned this matter, at (202)523-4000.

Sincerely,

Enclosures
Procedures

85040510197

Attachment VI

FEDERAL ELECTION COMMISSION

Paul Dietrich, President
National Center for Legislative Research

INTERROGATORIES

1. Please provide the names and addresses of all persons who supplied you and the NCLR with names and other materials used to create the list known as "Favorite Conservative Donors".

2. If the list on which the pseudonym was found is entitled differently than "Favorite Conservative Donors", please provide the title of the list and the names and addresses of all persons who supplied you and the NCLR with names and other materials used to create the list.

85040510198

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1673
National Center for Legislative)
Research)
Paul Dietrich)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 28, 1984, the Commission decided by a vote of 6-0 to take the following actions in MUR 1673:

1. Enter into conciliation with Paul Dietrich and the National Center for Legislative Research prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement submitted with the General Counsel's Report signed August 15, 1984.
3. Approve and send the letter attached to the General Counsel's Report signed August 15, 1984.

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

Attest:

8-28-84

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:
Circulated on tally vote basis:

8-16-84, 3:23
8-17-84, 2:00

85040510199



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 30, 1984

Paul Dietrich, President
National Center for Legislative
Research
214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002

RE: MUR 1673
National Center for Legislative
Research

Dear Mr. Dietrich:

On June 5, 1984, the Commission found reason to believe that you and the National Center for Legislative Research violated 2 U.S.C. § 438(a)(4). At your request, the Commission determined on August 28, 1984, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Duane A. Brown, the attorney assigned this matter, at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel

Kenneth A. Gross

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

Enclosures

85040510200



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul Dietrich, President
National Center for Legislative
Research
214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002

RE: MUR 1673
National Center for Legislative
Research

Dear Mr. Dietrich:

On June 5, 1984, the Commission found reason to believe that you and the National Center for Legislative Research violated 2 U.S.C. § 438(a)(4). At your request, the Commission determined on , 1984, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Duane A. Brown, the attorney assigned this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

KAG 8/29/84

By: Kenneth A. Gross
Associate General Counsel

Enclosures

85040510201

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE SEC
COMMISSION SECRETARY

In the Matter of)
National Center for Legislative)
Research)
Paul Dietrich)

84 AUG 16 P 3:23
MUR 1673

SENSITIVE

GENERAL COUNSEL'S REPORT

BACKGROUND

On June 5, 1984, the Commission found reason to believe Paul Dietrich and the National Center for Legislative Research ("NCLR") violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 when it was determined that a pseudonym, found in the National Republican Congressional Committee reports had been solicited. The list on which the pseudonym was found was entitled "Favorite Conservative Donors" and was wholly and exclusively owned by Paul Dietrich. Thompson, President of Name Exchange and Name Exchange, Inc., violated 2 U.S.C. § 438(a)(4).

Paul Dietrich, responding to the Commission's complaint notification letter on behalf of himself and in his capacity as President of the NCLR, indicated that the names found on the list may have been obtained over a period of two to three years. In detailing how some of the names found on NCLR's list were gathered, Mr. Dietrich explained that he entered into an exchange agreement with Congressional candidates who desired the use of the lists maintained by NCLR. In exchange, he would request that the candidate give NCLR a list of the names of individuals attending the candidate's fundraisers. In some cases, Mr. Dietrich indicates, the candidate would simply give NCLR

85040510202

handwritten or typed addresses which were used by the candidate to invite various individuals to the fundraisers. Mr. Dietrich further explains that the various names were eventually made into a computer tape by NCLR's direct mail consultants. Mr. Dietrich states that approximately two months ago, some of the names on the computer tape were used for a "test mailing". It was after the test mailing that the NRCC notified the NCLR that an NRCC pseudonym existed in its lists.

Mr. Dietrich states that since he has destroyed the list of names which were later made into the computer tape, he has no way of knowing from which list the "salted" name came. He states that since none of the lists received by him "were from FEC lists", there was no way that NCLR could have known that some of the names were improperly obtained. Additionally, Mr. Dietrich states that since there is no way to determine which names were taken from the NRCC's campaign list, he caused the "entire file" containing all names on the tape to be destroyed.

In responding to the Commission's reason to believe finding and in response to the interrogatories attached thereto, Mr. Dietrich indicates that the list on which the pseudonym was found and the lists which were developed over a two to three year period were all destroyed (Attachment I). Mr. Dietrich argues that the lists were all destroyed after being keypunched and that there is no way to recreate the information to determine the source of the names found on the lists. In addition, Mr.

85040510203

Dietrich states that once it was determined that a pseudonym existed on the computer tapes which he owned, he directed the computer tapes to be destroyed. Consequently, he avers, there is no way for anyone to determine the source(s) of the names collected by him.

LEGAL ANALYSIS

2 U.S.C. § 438(a)(4) states in pertinent part that:

[a]ny information copied from reports or statements [filed with the Commission] may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes.

In accumulating names to add to his lists, it appears that Paul Dietrich failed to ascertain the veracity of the names and also failed to ascertain the original source of the names obtained. Although the Dietrich response appears to show that the NCLR and Mr. Dietrich acted in good faith and without the knowledge of any wrongdoing, they did sell a list which appears to contain a name improperly obtained in violation of 2 U.S.C. § 438(a)(4). In addition, although the NCLR and Mr. Dietrich's actions once notified of the infraction by the complainant seem noteworthy, the fact remains a violation has occurred.

On July 17, and in an effort to conclude this matter as expeditiously as possible, Paul Dietrich, on behalf of himself and the NCLR, formally expressed a willingness to enter into pre-probable cause conciliation with the Commission.

85040510204

DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

The Commission should enter into pre-probable cause conciliation with Paul Dietrich and the NCLR. It is important to note that Mr. Dietrich undertook the obligation of assuring that the tape which was used in its original direct mailing was destroyed prior to when the complaint was filed by the National Republican Congressional Committee. Secondly, Mr. Dietrich followed up on his original directive to destroy the tape by requesting written confirmation that his instructions had been complied with - all prior to receiving the Commission's complaint notification letter. Nonetheless, it is recommended that the Commission propose a civil penalty in the amount of \$250 to be included in the Conciliation Agreement.

RECOMMENDATIONS

1. Enter into conciliation with Paul Dietrich and the National Center for Legislative Research prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement.
3. Approve and send the attached letter.

Charles M. Steele
General Counsel

August 15, 1984
Date

By:

Kenneth A. Gross
Associate General Counsel

Attachments:

1. Letter from Paul Dietrich dated June 19, 1984
2. Letter from Paul Dietrich dated July 17, 1984
3. Proposed Conciliation Agreement
4. Letter to Respondents

35040510205

ATTACHMENT I

GC#3753



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

RECEIVED

OFFICE OF THE

SECRETARY

84 JUN 22 P 2: 10

Brown

June 19, 1984

Ms. Lee Ann Elliott
Chairman
FEDERAL ELECTIONS COMMISSION
Washington, D.C. 20463

Re: MUR 1673

Dear Ms. Elliott:

Thank you for your letter of June 8th, 1984. In paragraph three of your letter, you stated that my letter of April 26th, 1984 did not provide complete information regarding the matter in question. Regarding your interrogatory number one, I, unfortunately, cannot provide the names and addresses of all persons who supplied us with names used to create the list known as "favorite conservative donors". As I mentioned in my letter of April 26th, over a two to three year period, I have collected a large number of donor lists that have primarily come from lists used to invite people to fund raising receptions for Congressmen, Senators, or for some political group here in Washington, D.C.

Over the years, these lists were simply thrown into two very large boxes in one of our storage closets. In some cases there were names on the list identifying who gave them to us. In other cases there were simply dates of receptions, and in most cases there were no names at all.

Some eight months ago when I was deciding what to do with these lists, I looked through them and, at that time, I couldn't determine where most of them had come from. Since the two large boxes were taking up a large amount of space, I had them sent to our direct mail house, Thompson and Associates, and I instructed them to have the lists keypunched. At the time, because none of my staff nor I could recall where most of the lists came from, we didn't even bother to have them segmented or coded on the computer tape. As I mentioned before, the reason they were keypunched was to simply get the boxes out of our storage closet so that we would have more room. After they were keypunched, all of the lists were destroyed, and the computer tape was sent to Wiland and Associates by our direct mail consultants, Thompson and Associates.

85040510206

10:22 P 4:55

Unfortunately, since the original lists of names were destroyed six or seven months ago, it is impossible to tell which one of the lists contained the "salted" names.

As I mentioned in my letter of April 26th, all of the lists we keypunched were either typed or hand written lists, cards, or computer print-outs. None of the lists were from F.E.C. lists, so there was no way that we could have known that some of the names had been improperly obtained in the first place. This is why there was absolutely no intention by either myself or my staff or the National Center for Legislative Research to violate section II, U.S.C. subsection 438(a)(4) of the Federal Election Act.

Had we known all of this was going to be a problem or had we suspected someone was going to give us a "bad" list, we would have marked the lists properly and kept better records.

However, the facts are, that we didn't. The lists were simply thrown into a box. We did not keep lists as to who gave them to us. There was no reason to. They were simply thrown in there over a two or three year period.

If the lists were still in existence, I could turn them over to the F.E.C. But since the lists were destroyed after being keypunched, there is simply no way to recreate the information that would have been located on a few of the lists as to their source.

In regard to interrogatory number two, the list on which the pseudonym was found was entitled, "favorite conservative donors" by Wiland and Associates. Wiland and Associates was the computer firm that had possession of the computer tape. However, Thompson and Associates, our direct mail firm, had changed the name to "New 1983 Spécial Conservative Donors" and then, right before the first mailing took place, he changed the name to "Red, White and Blue Conservatives", which he felt was a better name for marketing purposes. However, all of these names were simply marketing names for the same list that was generated from the two boxes of lists I had acquired over the previous two years.

Again, because the computer tape was not coded in any particular way, it was impossible to determine which original list the pseudonym came from. When I found that there was a "bad" name on the list that had obviously originated from a Republican Congressional Campaign Committee list, I sent a letter to Amy Frame of the Name Exchange (the list broker for Thompson and Associates) requesting that they immediately

85040510207

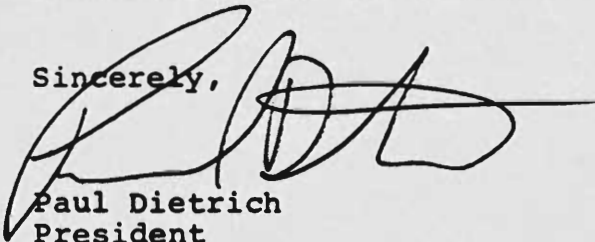
destroy the entire file so that it could not be used again. Wiland and Associates, the computer house, has informed me that they have, in fact, completely destroyed that tape and that there are no duplicates so that the tape can never be used again.

Again, As I mentioned in my letter of April 26th, because of the nature of the original list, we had absolutely no way of knowing that some of the names had been improperly obtained from the Republican Congressional Campaign Committee lists. As soon as we were informed of the problem, we immediately directed that all of the computer tapes be destroyed. I don't know of any other more appropriate response we could have taken.

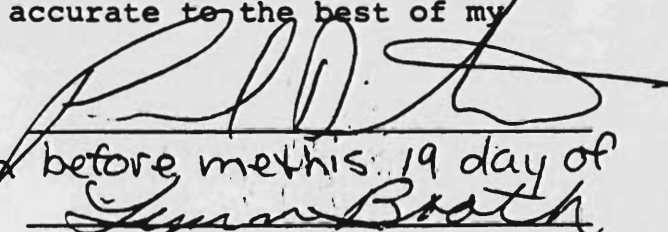
We have been in the direct mail business, for a number of years, and I am fully aware of the Federal Elections Law. I am also fully aware of the way lists are marketed. We "salt" our own lists and are very concerned about the security of those lists. Being large list owners ourselves, we are as much interested in maintaining the integrity of the system as any other group here in Washington, D.C. Because it has cost me several thousand dollars to keypunch that list and convert it to a computer tape, and because I had to destroy that computer tape, I more than anyone else would like to find out the name of the person who gave me the list that contained the "bad" names. Unfortunately, as I mentioned in my letter of April 26th and again mention in this letter, because that source material was destroyed over six months ago, there is no way of telling, out of all of the lists that were included in those two boxes, which list contained the pseudonyms.

I do, however, want to state for the record that neither myself, nor my staff, nor the National Center for Legislative Research had any intention what so ever of violating any Federal Election laws.

Sincerely,


Paul Dietrich
President

I, Paul Dietrich, hereby swear that all of the information contained in this letter is true and accurate to the best of my knowledge.


Duly Sworn before me this 19 day of
June 1984. Lynn Booth

My Commission will expire January 31, 1989

85040510208

ATTACHMENT II

RECEIVED AT THE FEO



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

84 JUL 19 10 A8:52

GCC
#4083

mun
1673

July 17, 1984

MR DUANE BROWN
Mr. Duane Brown
FEDERAL ELECTIONS COMMISSION
1325 K Street, N.W.
Washington, D.C. 20463

Dear Mr. Brown,

I would like to request to enter into a pre-probable cause conciliation with the Federal Elections Commission, in order to expedite the matter regarding the National Center For Legislative Research.

Sincerely,

Paul Dietrich
President

PGD/es

20:01 81100

85040510200



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Paul Dietrich, President
National Center for Legislative
Research
214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002

RE: MUR 1673
National Center for Legislative
Research

Dear Mr. Dietrich:

On June 5, 1984, the Commission found reason to believe that you and the National Center for Legislative Research violated 2 U.S.C. § 438(a)(4). At your request, the Commission determined on , 1984, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Duane A. Brown, the attorney assigned this matter, at (202)523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosures

85040510210



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

84 AUG 22 P 2: 15

August 21, 1984

MEMORANDUM

SENSITIVE

TO: The Commission

FROM: Charles Steele
General Counsel

BY: Ken Gross
Associate General Counsel *[Signature]*

SUBJ: Erratum-General Counsel's Report-MUR 1673

The last sentence in the first paragraph in the General Counsel's Report signed August 15, 1984, contains a sentence which was inadvertently added to the text.

The attached page one should replace the former as it contains the proper reading of this paragraph.

Attachment

85040510211

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

National Center for Legislative)
Research)
Paul Dietrich)

MUR 1673

GENERAL COUNSEL'S REPORT

BACKGROUND

On June 5, 1984, the Commission found reason to believe Paul Dietrich and the National Center for Legislative Research ("NCLR") violated 2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 when it was determined that a pseudonym, found in the National Republican Congressional Committee reports had been solicited. The list on which the pseudonym was found was entitled "Favorite Conservative Donors" and was wholly and exclusively owned by Paul Dietrich.

Paul Dietrich, responding to the Commission's complaint notification letter on behalf of himself and in his capacity as President of the NCLR, indicated that the names found on the list may have been obtained over a period of two to three years. In detailing how some of the names found on NCLR's list were gathered, Mr. Dietrich explained that he entered into an exchange agreement with Congressional candidates who desired the use of the lists maintained by NCLR. In exchange, he would request that the candidate give NCLR a list of the names of individuals attending the candidate's fundraisers. In some cases, Mr. Dietrich indicates, the candidate would simply give NCLR

85040510212



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

RECEIVED AT THE FEC
Call 2298

84 APR 30 P 1: 52

April 26, 1984

*my 1673
brown*

30
P 3: 20

Mr. Kenneth A. Gross
Associate General Council
Federal Election Commission
Washington, D.C. 20463

Dear Mr. Gross:

This letter is in response to your April 16, 1984
certified letter to me as President of the National Center
for Legislative Research.

Over the last two or three years, I have collected
a large number of donor lists that have primarily come from
lists used to invite donors to fund raising receptions for
congressmen, senators, or for some political group here in
Washington, D.C.

In the past, when a congressional or a senatorial can-
didate has asked if they could use my lists, I have agreed
to allow them to use my lists, if they would either give us
a copy of the names of the people who attended or any other
list that they compiled in order to invite people to their
fund raiser. In some cases I simply received a typed list
of the attendees. In other cases, they simply gave me either
hand written or typed addresses or cards that they had used
to invite people to these various functions.

After filling two large boxes with these various cards
and lists, and after running out of storage space, I had
them sent to our direct mail house, Thompson & Associates,
and I instructed them to have the lists key punched. After
they were key punched, all of the lists were destroyed and
the computer tape was sent to Wiland & Associates by our
direct mail consultants, Thompson & Associates.

A month or so ago, Thompson & Associates pulled two
batches of "test names" from the list. One of the batches
was used as a test mailing for my foundation, the National
Center for Legislative Research, and the other batch was
used for a test mailing for another one of Thompson & Asso-
ciate's clients, the Fund for a Conservative Majority.
This was the first time that the tape was used for direct
mail.

85040510213

After these two test mailings were sent, we were notified by the Republican Congressional Campaign Committee that two of their "salted" names turned up from our mailings.

Unfortunately, since the original lists of names were destroyed months ago, it is impossible to tell which one of the lists that I originally had key punched contained the "salted" names.

All of the lists we key punched were either typed or hand written lists, cards and I believe there was one computer print-out. None of the lists were from F.E.C. lists, so there was no way that we could have known that some of the names had been improperly obtained.

Since there was no way of finding out which portion of the list contained the names taken from the Republican Congressional Campaign Committee list, I sent a letter to Amy Frame of the Name Exchange (the list broker for Thompson & Associates) requesting that they destroy the entire file. I have enclosed a copy of my April 4th letter to Miss Frame, requesting that she destroy the entire list.

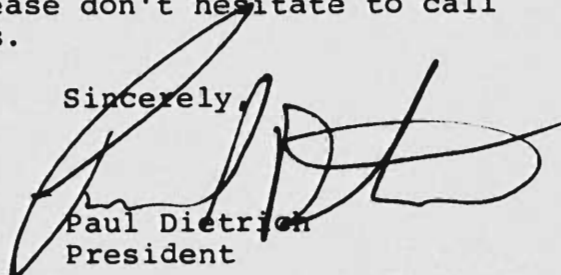
I am also enclosing a Name Exchange purchase order to a Mr. Mike Lawrence of Wiland & Associates from the Name Exchange with their instructions to destroy all files of that computer tape. (See enclosed purchase order).

On April 10th, a Miss Lori W. Brummbeloe, a senior account coordinator for Wiland & Associates, informed the Name Exchange that they had completely destroyed and erased all of the computer tapes. (See enclosed letter).

In summary, because of the nature of the original list, we had absolutely no way of knowing that some of the names had been improperly obtained from the Federal Election Commission files. As soon as I was informed of the problem, I immediately directed that all of the files be destroyed. To my knowledge, all original material and all computerized files have been completely destroyed or erased.

I hope this information satisfies your request, and if you have any other questions, please don't hesitate to call me at (202)547-1106. Best wishes.

Sincerely,


Paul Dietrich
President

Enclosures
PD/ems

cc: Mike Thompson
Curt Herge

35040510214



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002
202-547-1106

April 4, 1984

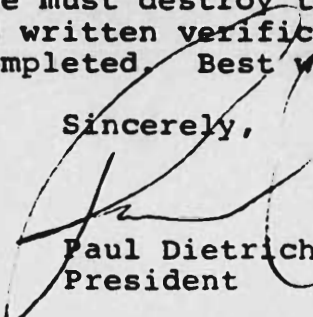
Ms. Amy Frame
The Name Exchange
7015 Old Keene Mill Road
Suite 203
Springfield, VA 22150

Dear Amy,

Please destroy all information being retained by
Wiland & Associates (including mag tapes in library)
for the list we have recently had problems with.

Since we are unable to determine which part of the
list is bad, I am afraid we must destroy the entire list.
When complete, please send written verification that
these instructions were completed. Best wishes.

Sincerely,


Paul Dietrich
President

PD/ems

85040510215



NATIONAL CENTER FOR LEGISLATIVE RESEARCH

214 Massachusetts Avenue, N.E., Suite 460
Washington, D.C. 20002



84 APR 30

P 1:52



Mr. Kenneth A. Gross
Associate General Council
Federal Election Commission
Washington, D.C. 20463

CERTIFIED

P 378 244 515

MAIL

830403102

PURCHASE ORDER

NAME EXCHANGE

7015 OLD KEENE MILL ROAD, SUITE 203 • SPRINGFIELD, VIRGINIA 22150
(703) 451-7814

TO

SHIP TO

Mr. Mike Lawrence
Wiland & Associates
PO Box 5445
Fredericksburg, VA 22401

DATE	DELIVERY DATE	SHIP VIA	F.O.B.	TERMS	PURCHASE ORDER NO.
4/4/84	IMMEDIATELY				04637
QUANTITY	DESCRIPTION	PRICE	AMOUNT		
040510217	Per instructions given to our representative previously, please destroy all information being retained by Wiland & Associates (including mag tapes in library) for New 1983 Special Conservative Donors, Favorite Conservative Donors or Red, White and Blue Conservatives. When completed, please send written verification that these instructions were completed.				

Item # NP 872 • Wheeler Group Inc. 1976

☒ NOT FOR RESALE ☐ FOR RESALE

TAX NUMBER

AUTHORIZED SIGNATURE

ORIGINAL

Any Frame

OUR PURCHASE ORDER NUMBER MUST APPEAR ON ALL INVOICES, SHIPPING PAPERS, AND PACKAGES

Paul —

For you files

af

RECEIVED APR 10 1984

Wiland & Associates Inc.

1101 INTERNATIONAL PARKWAY • P.O. BOX 8446 • FREDERICKSBURG, VIRGINIA 22403 • (703) 752-2541 • REMOTE COPIER (703) 752-2323

April 10, 1984

Mrs. Amy Frame
The Name Exchange
7015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150

Dear Amy:

Per your instructions on purchase order 4638. All files for the new 1983 Special Conservative Donors, Favorite Conservative Donors and Red, White and Blue Conservatives have been erased.

Sincerely,

Lori W. Brumeloe

Lori W. Brumeloe
Senior Account Coordinator

cc: Mike Lawrence

LB:sbb

85040510213

6/11/84 3:05

04 APR 84

Amy J. Frame
Vice President

Michael W. Thompson
President

MUR 1673
Brown

14 APR 84 13:21

April 26, 1984

Kenneth A. Gross, Esq.
Associate General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Mr. Duane Brown

RE: MUR 1673

Dear Mr. Gross:

This letter is written in reply to your letter, dated April 16, 1984, regarding a complaint filed with the Federal Election Commission by the National Republican Congressional Committee, which named me and Name Exchange, Inc. as respondents. This reply is written in my individual capacity and in my capacity as President of Name Exchange, Inc.

Enclosed is my affidavit, in which I set forth the facts in this matter as known to me. In summary, Name Exchange, Inc. served as a broker of a mailing list known as "Favorite Conservative Donors", which Name Exchange, Inc. brokered as an agent for Paul Dietrich. Mr. Dietrich certified to Name Exchange, Inc. that he was the owner of the list and that it had been obtained by him legally. It was that list which was rented to National Center for Legislative Research, using mail code NN191, the mailing referred to in the complaint.

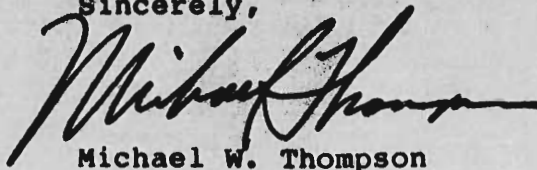
Name Exchange, Inc. has been as cooperative as it could reasonably be in resolving this matter. We cooperated with the National Republican Congressional Committee in its investigation of this matter. In that conversation between Mr. Waters and Mrs. Frame on April 5, 1984, which was referred to in paragraph 1.05 of the complaint, Mrs. Frame did tell Mr. Waters that she could not identify the owner of the list without the owner's permission. After getting that permission, Mrs. Frame telephoned Mr. Waters on April 6, 1984 and advised him that Mr. Dietrich was the owner of the list.

85040510219

Page 2

In light of the foregoing, we feel it would be appropriate for the Federal Election Commission to dismiss me and Name Exchange, Inc. as respondents in this matter. We are willing to answer any further questions you may have in connection with this matter.

Sincerely,



Michael W. Thompson

MWT/kt

Enclosures

85040510220

AFFIDAVIT OF MICHAEL W. THOMPSON

MICHAEL W. THOMPSON, being duly sworn, for his affidavit deposes and says:

1. That he has personal knowledge of the facts contained herein and is competent to testify thereto.

2. That he is the President of Name Exchange, Inc., a commercial corporation which acts as a broker of mailing lists.

3. That on March 1, 1984, Name Exchange, Inc. entered into a written contract with Paul G. Dietrich, a true copy of which is attached hereto as Exhibit A, for the purpose of brokering mailing lists known as "Dietrich Masterfile" and "Favorite Conservative Donors."

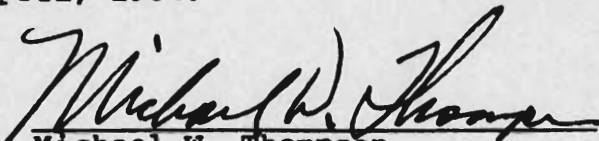
4. That the mailing list known as "Favorite Conservative Donors" was rented through Name Exchange, Inc. by National Center for Legislative Research, which list was mailed by National Center for Legislative Research under mail code "NN191."

5. That neither he, nor Name Exchange, Inc., knew or had reason to believe that the mailing list known as "Favorite Conservative Donors," or any part thereof, was owned by any person other than Paul G. Dietrich; the said Paul G. Dietrich having guaranteed in the agreement attached hereto as Exhibit A that said list had been obtained by him legally.

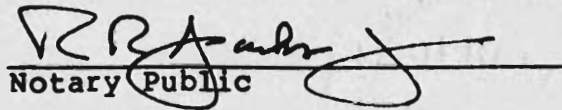
6. That, at the direction of Paul G. Dietrich, the mailing list known as "Favorite Conservative Donors" was removed

from the market on or about April 5, 1984 and the computer file containing the names and addresses of the individuals on the list known as "Favorite Conservative Donors" was erased on or about April 10, 1984.

IN WITNESS WHEREOF, Michael W. Thoompson executed this affidavit this 26 day of April, 1984.


Michael W. Thompson

Subscribed and sworn to before me, a Notary Public, this 26th day of April, 1984.


Notary Public

My Commission Expires:

11/12/86

NAME EXCHANGE

7015 Old Keene Mill Road, Suite 208
Springfield, Virginia 22150
(703) 451-7814

Michael W. Thompson
President

Amy J. Frame
Vice President

March 1, 1984

Paul Dietrich
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

Dear Paul:

This letter will serve as an agreement between the Name Exchange and yourself. This Agreement concerns the list owned by you and to be brokered by the Name Exchange. Hereafter, you will be referred to as the "List Owner."

The Name Exchange:

- (1) Shall act as "exclusive broker" for the rental of list owned and specified for rent by the List Owner. This is to be marketed under the following name:

Dietrich Masterfile
Favorite Conservative Donors

- (2) Shall promote said list at the expense of the Name Exchange through space advertising, data cards, personal contact and lists in those publications used by the direct mail and marketing professionals.
- (3) Shall acknowledge each use of a list through means of a "rental order," a copy of which will be forwarded to the List Owner. The List Owner will invoice the Name Exchange for the amount noted on the rental order and the Name Exchange will bill the list user on behalf of the List Owner.
- (4) Shall deposit all monies collected from the list user into a special corporate list account from which will be remitted the rental money (less commission) due the List Owner. All payments to the List Owner are to be paid within two weeks after receipt from the list user.
- (5) Shall deduct a standard brokerage commission of 30% from each rental payment due the List Owner. This commission will be shown on all acknowledgements which are to be sent from the Name Exchange.

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- (6) Shall extend open account credit terms to organizations approved by the Name Exchange (political campaign users excluded -- see paragraph 7) with the understanding that such "open account" terms mean payment by the list user within 30 days of the mailing date. For the mutual benefit of the Name Exchange and the List Owner, the Name Exchange will make every effort to collect receivables within the thirty day period.
 - (7) Shall collect cash payment in advance for all political campaign list users unless use of normal credit terms described under paragraph 6 of this agreement are first approved by the List Owner.
 - (8) Shall keep a "master calendar" which will reflect each scheduled mailing of said list. This arrangement is to protect the List Owner from diminishing the value of said list through over-rental. The List Owner should inform the Name Exchange if he plans to use said list for any mailings other than those scheduled by the Name Exchange. A copy of the master calendar will always be made available to the List Owner.
 - (9) Shall work with the List Owner to insure that the lists are properly updated with analysis records made available to the Name Exchange as well as the List Owner; and that all orders submitted by the Name Exchange will be promptly and properly expedited by the computer company housing said list.
 - (10) Shall reserve for the List Owner the right to reject any rental orders the List Owner chooses, and shall keep the List Owner's wishes in mind when scheduling rental orders. A sample mailing piece will be required with each order when necessary.

THE LIST OWNER:

- (1) Shall guarantee to the Name Exchange that said lists have been obtained by him legally; and, in any case of dispute over ownership or legality of said list, the List Owner shall indemnify and hold harmless the Name Exchange and list users from and against any damages or losses suffered by them.

If these terms are acceptable to you, please sign and date this letter along with one of the two enclosed photocopies.

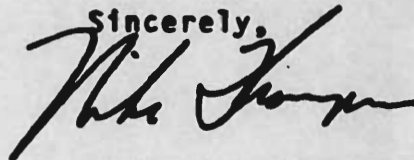
Page Three

The provisions of this contract are governed under the laws of the Commonwealth of Virginia.

The original and one signed photocopy should be returned to the Name Exchange. The other photocopy should be retained by the List Owner for his own records.

If you have any questions regarding this Agreement, please let me know.

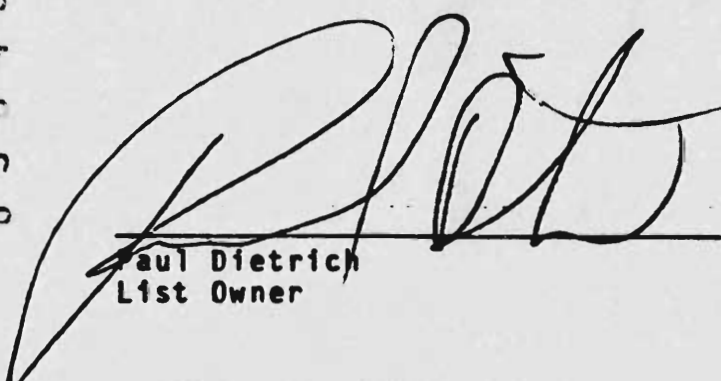
Sincerely,



Michael W. Thompson
President

APPROVED:

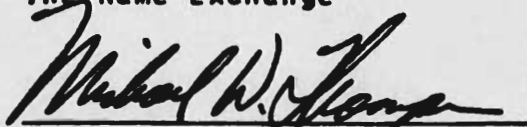
for a period of two years effective March 1, 1984
until March 1, 1986 unless cancelled within thirty
days upon written notice from either party.



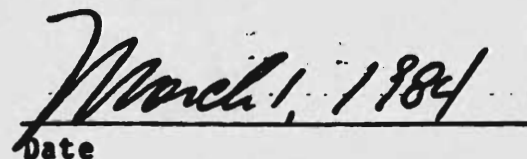
Paul Dietrich
List Owner

Date

The Name Exchange



Michael W. Thompson



Date

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WARR **EXCHANGE**

7015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150

Kenneth A. Gross, Esq.
Associate General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

ATTN: Mr. Duane Brown



NAME EXCHANGE

7015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150
(703) 451-7814

RECEIVED AT THE FCC

GCC#2283

84 APR 27 PM 11

Michael W. Thompson
President

Amy J. Frame
Vice President

April 26, 1984

Kenneth A. Gross, Esq.
Associate General Counsel
Federal Election Commission
1325 K Street, N.W.
Washington, D.C. 20463

Attention: Mr. Duane Brown

RE: MUR 1673

Dear Mr. Gross:

This letter is written in reply to your letter, dated April 16, 1984, regarding a complaint filed with the Federal Election Commission by the National Republican Congressional Committee, which named me and Name Exchange, Inc. as respondents. This reply is written in my individual capacity and in my capacity as President of Name Exchange, Inc.

Enclosed is my affidavit, in which I set forth the facts in this matter as known to me. In summary, Name Exchange, Inc. served as a broker of a mailing list known as "Favorite Conservative Donors", which Name Exchange, Inc. brokered as an agent for Paul Dietrich. Mr. Dietrich certified to Name Exchange, Inc. that he was the owner of the list and that it had been obtained by him legally. It was that list which was rented to National Center for Legislative Research, using mail code NN191, the mailing referred to in the complaint.

Name Exchange, Inc. has been as cooperative as it could reasonably be in resolving this matter. We cooperated with the National Republican Congressional Committee in its investigation of this matter. In that conversation between Mr. Waters and Mrs. Frame on April 5, 1984, which was referred to in paragraph 1.05 of the complaint, Mrs. Frame did tell Mr. Waters that she could not identify the owner of the list without the owner's permission. After getting that permission, Mrs. Frame telephoned Mr. Waters on April 6, 1984 and advised him that Mr. Dietrich was the owner of the list.

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27 PM 11:00

Page 2

In light of the foregoing, we feel it would be appropriate for the Federal Election Commission to dismiss me and Name Exchange, Inc. as respondents in this matter. We are willing to answer any further questions you may have in connection with this matter.

Sincerely,

Michael W. Thompson

MWT/kt

Enclosures

85040510228

AFFIDAVIT OF MICHAEL W. THOMPSON

MICHAEL W. THOMPSON, being duly sworn, for his affidavit deposes and says:

1. That he has personal knowledge of the facts contained herein and is competent to testify thereto.
2. That he is the President of Name Exchange, Inc., a commercial corporation which acts as a broker of mailing lists.
3. That on March 1, 1984, Name Exchange, Inc. entered into a written contract with Paul G. Dietrich, a true copy of which is attached hereto as Exhibit A, for the purpose of brokering mailing lists known as "Dietrich Masterfile" and "Favorite Conservative Donors."
4. That the mailing list known as "Favorite Conservative Donors" was rented through Name Exchange, Inc. by National Center for Legislative Research, which list was mailed by National Center for Legislative Research under mail code "NN191."
5. That neither he, nor Name Exchange, Inc., knew or had reason to believe that the mailing list known as "Favorite Conservative Donors," or any part thereof, was owned by any person other than Paul G. Dietrich; the said Paul G. Dietrich having guaranteed in the agreement attached hereto as Exhibit A that said list had been obtained by him legally.
6. That, at the direction of Paul G. Dietrich, the mailing list known as "Favorite Conservative Donors" was removed

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from the market on or about April 5, 1984 and the computer file containing the names and addresses of the individuals on the list known as "Favorite Conservative Donors" was erased on or about April 10, 1984.

IN WITNESS WHEREOF, Michael W. Thoompson executed this affidavit this _____ day of April, 1984.

Michael W. Thompson

Subscribed and sworn to before me, a Notary Public, this _____ day of April, 1984.

Notary Public

My Commission Expires:

85040510230

NAME EXCHANGE

7015 Old Keene Mill Road, Suite 208
Springfield, Virginia 22180
(703) 451-7814

Michael W. Thompson
President

Amy J. Frame
Vice President

March 1, 1984

Paul Dietrich
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

Dear Paul:

This letter will serve as an agreement between the Name Exchange and yourself. This Agreement concerns the list owned by you and to be brokered by the Name Exchange. Hereafter, you will be referred to as the "List Owner."

The Name Exchange:

- (1) Shall act as "exclusive broker" for the rental of list owned and specified for rent by the List Owner. This is to be marketed under the following name:

Dietrich Masterfile
Favorite Conservative Donors

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 - (9) Shall work with the List Owner to insure that the lists are properly updated with analysis records made available to the Name Exchange as well as the List Owner; and that all orders submitted by the Name Exchange will be promptly and properly expedited by the computer company housing said list.
 - (10) Shall reserve for the List Owner the right to reject any rental orders the List Owner chooses, and shall keep the List Owner's wishes in mind when scheduling rental orders. A sample mailing piece will be required with each order when necessary.

THE LIST OWNER:

- (1) Shall guarantee to the Name Exchange that said lists have been obtained by him legally; and, in any case of dispute over ownership or legality of said list, the List Owner shall indemnify and hold harmless the Name Exchange and list users from and against any damages or losses suffered by them.

If these terms are acceptable to you, please sign and date this letter along with one of the two enclosed photocopies.

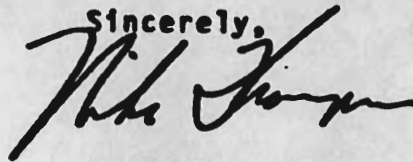
Page Three

The provisions of this contract are governed under the laws of the Commonwealth of Virginia.

The original and one signed photocopy should be returned to the Name Exchange. The other photocopy should be retained by the List Owner for his own records.

If you have any questions regarding this Agreement, please let me know.

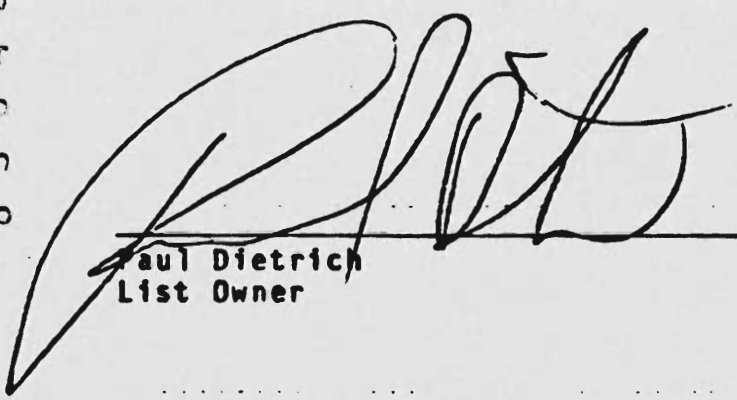
Sincerely,



Michael W. Thompson
President

APPROVED:

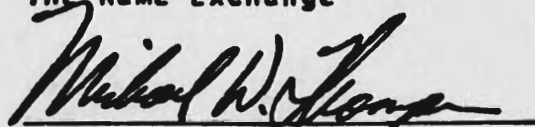
for a period of two years effective March 1, 1984
until March 1, 1986 unless cancelled within thirty
days upon written notice from either party.



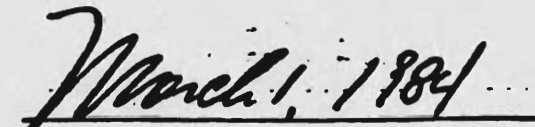
Paul Dietrich
List Owner

Date

The Name Exchange



Michael W. Thompson



Date

85040510233

CHANGE

015 Old Keene Mill Road, Suite 203
Springfield, Virginia 22150

35040510



Kenneth A. Gross, Esq.
Associate General Counsel
Federal Election Commission
1325 K Street, N.E.
Washington, D.C. 20463

ATTN: Mr. Duane Brown

12 DAY REPORT
April 25, 1984

MUR # 1673
Staff Duane A. Brown
Date Assigned to Staff
April 12, 1984
Proposed Track I

Source of MUR: National Republican Congressional Committee
Respondents' Names: Name Exchange
Michael W. Thompson, President of
Name Exchange
National Center for Legislative Research
Paul Dietrich, President of National
Center for Legislative Research
Relevant Statute: 2 U.S.C. § 438(a)(4)
11 C.F.R. § 104.15
Internal Reports Checked: Complainant's Pseudonym List
Federal Agencies Checked: None

STATEMENT OF THE CASE

On April 11, 1984, the National Republican Congressional Committee ("NRCC") filed a complaint with the Commission alleging that Paul Dietrich, President of the National Center for Legislative Research ("NCLR") and Michael Thompson, President of Name Exchange, Inc., ("Name Exchange") violated the Act when a pseudonym found in the reports filed by the NRCC was solicited by the Congressional Policy Institute (Attachment I).

The complainant alleges that a letter soliciting contributions from the National Center for Policy Institute under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appear as a pseudonym on the NRCC's 1982 Post General Election Report. The NRCC's own investigation ascertained that a Paul Dietrich, President of the NCLR may have been responsible for obtaining the name from the NRCC's reports. When questioned by

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the NRCC, Mr. Dietrich indicated that the pseudonym was contained in a list known as "Favorite Conservative Donors" or "Favored Conservatives". Mr. Dietrich further informed the NRCC that the list had been rented to him and the NCLR by an organization known as the Name Exchange.

The NRCC then contacted the Name Exchange and was informed by Amy Frame, a Vice President, that Name Exchange had, in fact, rented the list containing the pseudonym to a number of clients including Mr. Dietrich's NCLR. In fact, a letter from a Robert Heckman of the Fund for a Conservative Majority ("FCM") indicated that he, too, had rented the list titled "Favorite Conservative Donors" from Name Exchange and, more importantly, Mr. Heckman indicated that "Favorite Conservative Donors" is owned wholly and exclusively by Paul Dietrich.

2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 specifically prohibit information copied from filed reports from being sold or used by any person for the purpose of soliciting contributions or for commercial purposes. Section 104.15 includes reports filed with Secretaries of State.

It appears there may be a sufficient basis to conclude that a violation of the Act has occurred. What must be determined is whether Paul Dietrich and the NCLR and Michael Thompson and Name Exchange are equally responsible or whether one should bear a greater burden for providing the initial source of the information. Once the responses to the complaint are received,

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we should be better positioned to make a more appropriate recommendation as to whom to pursue. If those responses do not provide enough information, interrogatories should be sent once the Commission has found RTB.

85040510237

ATTACHMENT I

HAND DELIVERED

84 APR 11 2:31

644 2099

BEFORE THE FEDERAL ELECTION COMMISSION
OF THE UNITED STATES OF AMERICA

In the matter of:

National Republican Congressional
Committee,

v.

Mr. Paul Dietrich, an individual, and
National Center for Legislative Research,
a 501(c)(3) Tax Exempt Foundation, and

Mr. Michael W. Thompson, an individual,
and Name Exchange, a corporation.

APR 11 2:55

COMPLAINT

The National Republican Congressional Committee ("NRCC"), 320 First Street, S.E., Washington, D.C. 20003, files this complaint, the attached affidavits of Wyatt A. Stewart, III, (Exhibit A) and James M. Waters, (Exhibit B) and accompanying exhibits pursuant to 2 U.S.C. 437g (a) against Mr. Paul Dietrich employed at 302 Fifth Street, NE, Washington, D.C. 20002, the National Center for Legislative Research, a tax exempt foundation located at 302 Fifth Street, NE, Washington, D.C. 20002, Mr. Michael W. Thompson, employed at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150 and Name Exchange, a corporation located at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150.

1. FACTS:

1.01 On December 2, 1982, the NRCC sent a letter¹ to the Federal Election Commission Reports Analysis Division bearing a list of pseudonyms contained in the NRCC's 1982 Post General Election Report. This letter was sent pursuant to the provisions of 11 CFR 104.15 and 11 CFR 104.3(e).

1. The National Republican Congressional Committee requests that the letter of December 2, 1982 containing the list of pseudonyms sent to the Federal Election Commission and contained in the NRCC's 1982 Post General Election Contributions Committee report, be withheld from the public files.

1.02 On March 26, 1984 a letter soliciting contributions from the National Center for Policy Institute, under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appeared on an NRCC FEC Report. (Exhibit C, copy attached) The fictitious name and address is contained in the NRCC's 1982 Post General Election Report and reads: Mr. Frederick E. Nagers, 80 Boylston Street, Boston, MA 02116. (Exhibit D, copy attached)

1.03 On April 4, 1984 Wyatt A. Stewart, III directed James M. Waters, NRCC Assistant Legal Counsel to contact Mr. Dietrich, President of National Center for Legislative Research, to determine how Mr. Dietrich had obtained the fictitious name and address contained in the NRCC's 1982 Post General Election Report. Affidavit of James M. Waters, ¶ 2.

1.04 On April 4, 1984 Mr. Waters contacted Mr. Dietrich at National Center for Legislative Research and was informed that the fictitious name and address was contained in a list named "Favorite Conservative Donors" or "Favored Conservatives." Mr. Dietrich further informed Mr. Waters that the list had been rented to Mr. Dietrich and the National Center for Legislative Research by Name Exchange. Affidavit of James M. Waters, ¶ 3.

1.05 On April 5, 1984 Mr. Waters contacted Name Exchange and was informed by Mrs. Amy Frame, Vice President at Name Exchange, that Name Exchange had rented the list containing the fictitious name and address to a number of clients including National Center for Legislative Research. Affidavit of James M. Waters, ¶ 4.

1.06 In response to a request by Wyatt A. Stewart, a letter was sent to the NRCC on April 10, 1984 by Mr. Robert Heckman, of Fund for a Conservative Majority, in which Mr. Heckman indicated that he had rented a list named "Favorite Conservative Donors" from Name Exchange, a list brokerage firm owned by Mr. Michael W. Thompson. Mr. Heckman further indicated in his letter that Name Exchange had informed Mr. Heckman that "Favorite Conservative Donors" is owned wholly and exclusively by Mr. Paul Dietrich. (Exhibit E, copy attached)

2. VIOLATION:

2.01 Mr. Paul Dietrich and National Center for Legislative Research are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

2.02 Mr. Paul Dietrich and National Center for Legislative Research mailed solicitation letters to NRCC contributor names and addresses found on the NRCC FEC Reports. Affidavit of Wyatt A. Stewart, III, ¶ 3. The names and addresses of those solicited could only have been improperly obtained from reports filed with the Federal Election Commission. Affidavit of Wyatt A. Stewart, III, ¶ 4.

2.03 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

2.04 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange engaged in a commercial transaction by renting the list containing a list of names and addresses which could only have been obtained from the NRCC Post General Election Contributions Committee Report to a number of clients, including the National Center for Legislative Research and Fund for a Conservative Majority. Affidavit of James M. Waters, ¶ 4 and 5.

3. PRAYER FOR RELIEF:

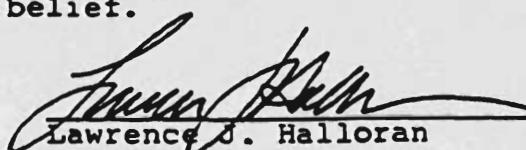
3.01 The NRCC requests that the Federal Election Commission investigate this violation and enforce 2 U.S.C. 438 (a) (4) and thereby protect the privacy of NRCC contributors.

3.02 The NRCC further requests that the FEC seek fines of up to \$5000 against each and every Respondent as set forth in 2 U.S.C. 437g (5), and take all steps necessary, including civil and injunctive action, to prevent respondents from continuing their illegal activity.

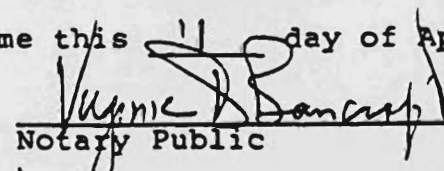
3.03 Finally, it is requested that the Commission refer the violation to the Attorney General pursuant to 2 U.S.C. 437g (D), should they determine that there was a knowing and willful violation of the Act.

4. VERIFICATION:

4.01 The undersigned counsel for NRCC swears that the allegations and facts set forth in this complaint are true to the best of his knowledge, information and belief.


Lawrence J. Halloran
Legal Counsel, NRCC

Subscribed and sworn before me this 11 day of April, 1984.


Notary Public

My Commission expires:

February 28, 1989

85040510240

NRCC
EXHIBIT A

AFFIDAVIT OF WYATT A. STEWART, III

Wyatt A. Stewart, III, for his affidavit deposes and says:

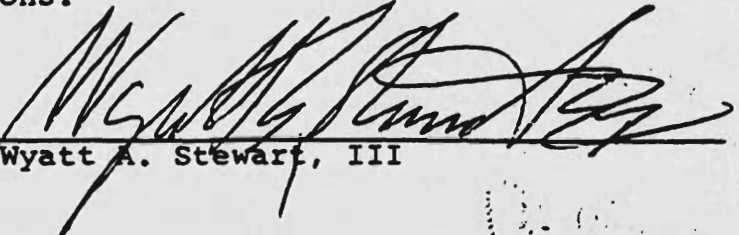
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. I am the Finance Director of the National Republican Congressional Committee ("NRCC") and have responsibility for its fundraising activities. I also have responsibility for obtaining and preserving the records of NRCC contributors on behalf of NRCC's treasurer.

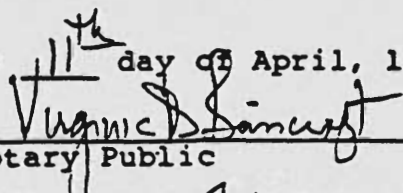
3. On April 4, 1984 it came to my attention that a letter had been sent by Mr. Paul Dietrich and National Center for Legislative Research, under the name Congressional Policy Institute, to a fictitious contributor to the NRCC soliciting contributions in the name of Congressional Policy Institute.

4. I took steps to ensure, and so state, that the fictitious names and addresses which appear on the 1982 Post General Election Contributions Committee Report, have not and would not be used or disclosed by NRCC except as they appear on FEC reports. Further, I hereby state that the combination of this wholly fictitious name and address was devised exclusively for the NRCC.

5. On the basis of this information and on the basis of my knowledge and experience in political fundraising, I am certain that the name and address obtained by Mr. Dietrich and National Center for Legislative Research and subsequently used for solicitation purposes, is being used and will be used in the future for the purpose of soliciting contributions.


Wyatt A. Stewart, III

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

My Commission Expires: February 29, 1989

35040510241

NRCC
EXHIBIT B

AFFIDAVIT OF JAMES M. WATERS

James M. Waters, for his affidavit deposes and says:

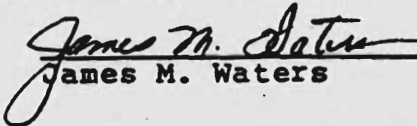
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. On April 4, 1984 Wyatt A. Stewart, III directed me to contact Mr. Robert C. Heckman, President of Fund for Conservative Majority and Chairman of Citizens for Reagan in '84 to determine how and where he had obtained a list(s) containing names and addresses included in the NRCC's 1982 Post General Election Report.

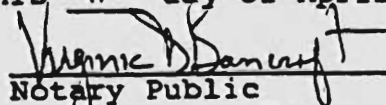
3. On April 5, I contacted Mr. Heckman at the Fund for a Conservative Majority and was later informed by him that the fictitious name and address were contained in a list named "Favorite Conservatives" or "Favored Conservatives" which had been rented to them by Name Exchange.

4. On April 5, 1984 at about 10:30 a.m. I had a telephone conversation with Mrs. Amy Frame, Vice President at Name Exchange, and was informed by her that Name Exchange had engaged in commercial transactions by renting that list, or portions thereof under a variety of names including, but not limited to "New 1983 Special Conservatives," "Favorite Conservatives," "Favored Conservatives" and "Red, White and Blue." She further informed me that Name Exchange had rented the list to a number of clients including Fund for a Conservative Majority.

5. On the basis of this information, I am certain that the list of names and addresses obtained by Name Exchange was used by them for commercial purposes and will be used, in whole or in part, in the future for commercial and solicitation purposes.


James M. Waters

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

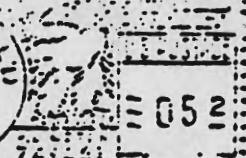
My Commission Expires:

February 29, 1989

85040510242

EXHIBIT

Congressman Jack Kemp
Congressional Policy Institute
502 Fifth Street, N.E.
Washington, D.C. 20002



5040510243

MR. FREDERICK E. NAGERS
80 BOYLSTON ST 618
BOSTON, MA 02116

NN191

IMPORTANT

**CRITICAL
ISSUES
SURVEY
ENCLOSED**

JUN 10 1994



Congressman Jack Kemp
Washington, D.C.

Thursday

Dear Friend:

I need your help and I need it now.

I don't mean to be abrupt with you.

But I have just reviewed information showing that in 1984 the Liberal Left could regain control of our nation's political, economic and military future.

And frankly I'm concerned.

Please take a minute to read my letter.

Then please fill out the "Critical Issues Survey" I have enclosed and send it back to me immediately.

You and I must not let the liberal groups undo all we are trying to build here in America.

If I don't hear back from you soon, I'll have no choice but to assume you don't care if the Liberals regain control here in America.

I really do need your help and I need it today.

Take a minute to remember the disaster of the Carter Administration:

- * Inflation was running as high as 18%...
- * Interest rates were at 21%...
- * Big government was growing bigger...
- * America was declining as a world power...

Today the Liberal Left and their many well-funded "think tanks" and pressure groups have joined in a national effort to hamstring President Reagan and all he is trying to accomplish.

Tens of millions of dollars are being raised by ultra-liberals in a clear effort to change the direction of our country.

These liberal groups have targetted for defeat in 1984 Ronald Reagan and other key conservatives like Senators Jesse Helms, Strom Thurmond,

Roger Jepsen and John Warner. Still more money is being raised by a whole army of liberal groups trying to reverse the conservative mandate of 1980.

Misleading figures will be published, quotes used out of context, and huge sums will be spent in an all-out liberal effort to regain control of the political agenda in this country.

I need you to help me challenge these ultra-Liberals.

In the farm belt, they blame us for low corn and cattle prices. In the cities, they scream about our efforts to reduce unemployment, but have no answers of their own. Church groups are told that a strong national defense is a step towards World War III. Needed tax reduction is said to be "stealing from the poor and giving to the rich".

Liberals know we cannot win the support of the American public by being on the defensive.

We must take the offensive and aggressively challenge the Liberals or we will surely lose!

That's why I need you to join me in support of the CONGRESSIONAL POLICY INSTITUTE (CPI).

This unique group was formed at the urgent request of many of my conservative colleagues here in Congress.

You and I know that ideas make the difference. And creative, workable ideas must come from conservatives if the liberal policies of the past are to remain dead and buried.

Issue papers and policy reports are desperately needed by all conservatives who debate the issues.

Conservative candidates running against liberal Congressmen and Senators must have good, solid facts based on high quality research. Besides money, this is the most important part of a winning campaign.

Many of our candidates just don't have access to such information. Although some research is available, rarely is it in a form usable by candidates.

And as you well know, there are huge amounts of liberal materials available for use by liberal candidates.

And much of the news coverage seems to be aimed at supporting liberal programs.

The availability of well-researched conservative policy papers and good day-long seminars on economic and military issues are the largest missing ingredients for conservative candidates of both parties.

That's why the CONGRESSIONAL POLICY INSTITUTE is so necessary. It will show conservatives how to expose the weaknesses of liberal policies and programs.

In today's intensive media campaigns, candidates face solid months of 20-hour days. This political pressure cooker leaves little time for serious, quiet consideration of the many major issues facing our country.

Economic growth and stability, lower inflation and lower taxes, military strength and a sound foreign policy will become permanent only if Congress votes in favor of such programs.

Senators, Congressmen and conservative candidates must clearly understand the sound conservative alternatives being offered today.

The CONGRESSIONAL POLICY INSTITUTE cannot take partisan positions on legislation nor endorse candidates. But the material produced is clearly conservative and needs wide distribution.

This is why I need your help for the CONGRESSIONAL POLICY INSTITUTE.

CPI provides candidates, and members of the news media with the facts and figures needed to convince our people that conservative policies and programs can and do work.

With press releases and media briefings, CPI will be sure that our side of the issues is seen in the papers, and on radio and television.

We must depend on this new conservative think tank, the CONGRESSIONAL POLICY INSTITUTE, for issue summaries, policy briefings, ideas, facts, and statistical data to use as ammunition against our liberal opponents.

We cannot sit back and take abuse from the liberals and their allies in the news media!

We must promote winning programs and new ideas which our citizens will understand and support.

There's a revolution going on in this country, a revolution of ideas.

Creative, workable ideas are the key to winning this revolution... Ideas do make a difference... Ideas do sway people and nations... Ideas will determine our future as a free people.

The CONGRESSIONAL POLICY INSTITUTE is on the cutting edge of today's debate. It can truly make the difference on which direction our nation takes over the next few years.

That's why I must count on you to help me raise \$278,000 for the CONGRESSIONAL POLICY INSTITUTE.

Your tax deductible contribution can really make a difference.
Individual, corporate, association and foundation gifts can be accepted.

As you read these words, the national debate continues between conservatives and liberals.

Future victories aren't going to be easy.

We must have the tools needed to win. The facts and figures.

Help the CONGRESSIONAL POLICY INSTITUTE .

Fill out the "Critical Issues Survey" I have enclosed. And send your maximum contribution of \$100, \$50, \$25, or whatever you can afford. Your support will be deeply and truly appreciated.

Your contribution is completely tax-deductible because the CONGRESSIONAL POLICY INSTITUTE is a part of the highly respected National Center for Legislative Research, an educational and tax-exempt public foundation.

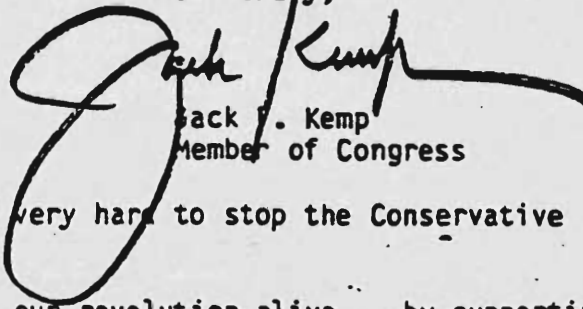
If you send a tax-deductible contribution of at least \$25 you will receive from the CONGRESSIONAL POLICY INSTITUTE:

- * Its regular newsletter.
- * Briefing Packets on major issues.
- * Policy Studies, and...
- * The occasional "Background Analysis" on current topics.

And for \$35 I will also send you the new CPI publication, "A Guide to Supply Side Economics". This is "must reading" by all who believe government is too big and taxes are too high.

I'm looking forward to hearing from you and personally welcoming you as a supporter of the CONGRESSIONAL POLICY INSTITUTE.

Sincerely,



Jack P. Kemp
Member of Congress

P.S. The Liberal Left is working very hard to stop the Conservative Revolution in 1984.

I'm counting on you to keep our revolution alive... by supporting the CONGRESSIONAL POLICY INSTITUTE. It's 100% tax-deductible.

85040510247

فصل في الفوائد والمصالح
التي تحصل من هذا العلم

Thanks for
helping us
pay
postage

**Congressman Jack Kemp
Congressional Policy Institute
Capitol Street and Massachusetts Avenue
P.O. Box 37498
Washington, D.C. 20013**

CRITICAL

CRITICAL ISSUES SURVEY

Sponsored by Congressional Policy Institute *

NN191

MR. FREDERICK E. NAGERS
80 EDYLLSTON ST. 618
BOSTON, MA 02116

Your Response
Is Needed
Immediately!
Please Return
Survey And Reply
Form Today.

Critical Issues Survey

CHECK YOUR OPINION ON EACH STATEMENT:

	AGREE	DISAGREE	NO OPINION
1) Congress should cut more federal spending.			
2) Congress should balance the federal budget			
3) President Reagan is doing a fine job as President			
4) My taxes are still too high			
5) The Social Security System must be overhauled or it will go bankrupt			
6) I would support a flat, across-the-board income tax of 12-15 percent			
7) We must continue to rebuild our national defense			
Special Optional Statement			
President Reagan should run for re-election			

Congressman Kemp: You Can Count On My Support

Dear Congressman Kemp:

Idea's do make a difference! And good, solid conservative ideas must be understood by all conservative candidates and other leaders.

Enclosed is my fully tax-deductible contribution to the Congressional Policy Institute in the amount of:

_____ \$25 _____ \$35 _____ \$50 _____ \$100 _____ \$500 _____ \$1,000 _____ Other

Make check payable to the Congressional Policy Institute.

Personal, Corporate, Association and Foundation gifts accepted.

*Congressional Policy Institute is a project of
the National Center for Legislative Research

Important offer on
reverse side

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A SPECIAL OFFER
FOR CONTRIBUTORS
OF \$35 OR MORE!

If you contribute \$35 or more to the National Center for Legislative Research, you will receive a copy of the latest CPI Publication "A GUIDE TO SUPPLY SIDE ECONOMICS". Written especially for the non-economist, this is the same publication upon which conservative legislators have come to rely for a clear and accurate explanation of the economic principles which are the basis of current conservative legislation.

Office of the Clerk
S. House of Representatives
Washington, D.C. 20515

EXHIBIT D

Received this date 1982 DEC -2 PM 4:44
RECEIVED
OFFICE OF THE CLERK
U.S. HOUSE OF REPRESENTATIVES

- ☒ Hand delivered to Records and Registration, Room 1086, LHOB
☐ Hand delivered to Office of the Clerk, Room H-105, The Capitol

____ For Candidate _____
✓ For Committee NRCC - Contributions
____ For Individual _____

TYPE OF REPORT

(Check Appropriate Box and Complete, if Applicable)

- 1
5
0
2
1
0
5
0
4
0
5
0
8
- ☐ April 10 Report
☐ July 10 Report
☐ October 10 Report
☐ January 31 Report
☐ Pre-Election Report preceding _____ election on _____
(primary, general, special, runoff, caucus or convention) (date)
☒ Post-Election Report preceding General election on 11/5/82
(primary, general, special, runoff, caucus or convention) (date)
☒ Registration Form and Statement of Organization
☐ Candidate Statement
☐ Termination Report
☐ Lobby Report _____
(type of report)
☐ Ethics in Government Act—Financial Disclosure Statement
☐ Foreign Travel Report
☐ Amendment to _____
☐ Other _____

Received by K. Burt

(Summary Page)

1. Name of Committee (in Full)

NATIONAL REPUBLICAN CONGRESSIONAL
COMMITTEE--CONTRIBUTIONS

Address (Number and Street)

320 1st Street, S.E.

City, State and ZIP Code

Washington, D. C. 20003

☐ Check if address is different than previously reported.

2. FEC Identification Number

05118

3. D This committee qualified as a multicandidate com-

mittee during this Reporting Period on _____
(date)

4. TYPE OF REPORT (check appropriate boxes)

(a) ☐ April 15 Quarterly Report

☐ July 15 Quarterly Report

☐ October 15 Quarterly Report

☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____
(Type of Election)
election on _____ in the State of _____

☒ Thirtieth day report following the General Election
on 11/2/82 in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☐ NO

SUMMARY

5. Covering Period 10/1/82 Through 11/22/82

6. (a) Cash on Hand January 1, 1982

(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 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)

Column A
This Period

Column B
Calendar Year-to-Date

\$ 14,679,982.98

\$ 9,291,064.85

\$ 4,166,022.20 \$ 25,919,784.62

\$ 13,457,087.05 \$ 40,599,767.60

\$ 7,550,000.00 \$ 34,692,680.55

\$ 5,907,087.05 \$ 5,907,087.05

\$ -0-

\$ -0-

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

For further information, contact:

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

Type or Print Name of Treasurer

GEORGE OLMSTED

SIGNATURE OF TREASURER

11/22/82

Date

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

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

FEC FORM 3X (3/80)

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

Name of Committee (in Full) **National Republican Congressional Committee--**

Report Covering the Period:
From: **10/1/82** To: **11/22/82**

	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
I. RECEIPTS		
11. CONTRIBUTIONS (other than loans) FROM:		
(a) Individuals/Persons Other Than Political Committees	3,734,221.65	22,714,156.33
(Memo Entry Unitemized \$	-	-
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees	15,280.00	68,256.11
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)	3,749,501.65	22,782,412.44
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	895,500.00
13. ALL LOANS RECEIVED	-0-	-0-
14. LOAN REPAYMENTS RECEIVED	-0-	-0-
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	-0-	-0-
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-
17. OTHER RECEIPTS (Dividends, Interest, etc.)	416,520.55	2,241,872.18
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17).	4,166,022.20	25,919,784.62
II. DISBURSEMENTS		
19. OPERATING EXPENDITURES	-0-	3,193.75
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES.	7,550,000.00	34,675,000.00
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES.	-0-	-0-
22. INDEPENDENT EXPENDITURES (Use Schedule E)	-0-	-0-
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)	-0-	-0-
24. LOAN REPAYMENTS MADE	-0-	-0-
25. LOANS MADE	-0-	-0-
26. REFUNDS OF CONTRIBUTIONS TO:		
(a) Individuals/Persons Other Than Political Committees	-0-	14,486.80
(b) Political Party Committees	-0-	-0-
(c) Other Political Committees	-0-	-0-
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)	-0-	14,486.80
27. OTHER DISBURSEMENTS.	-0-	-0-
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27).	7,550,000.00	34,692,680.55
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES		
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d	3,749,501.65	22,782,412.44
30. TOTAL CONTRIBUTION REFUNDS from Line 26d	-0-	14,486.80
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)	3,749,501.65	22,767,925.64
32. TOTAL OPERATING EXPENDITURES from Line 19	-0-	3,193.75
33. OFFSETS TO OPERATING EXPENDITURES from Line 15.	-0-	-0-
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)	-0-	3,193.75

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SCHEDULE A

PERIOD 10/01/82 - 10/13/82

ITEMIZED RECEIPTS--CONTRIBUTIONS, SALES AND COLLECTIONS, LOANS, AND TRANSFERS

NRCC CLERK OF THE HOUSE REPORT

PART NO. 1. LINE NO. 111

DATE	NAME, MAILING ADDRESS, AND ZIP CODE	OCCUPATION AND EMPLOYER'S NAME	AGGR. RECEIPT AMT. YTD. THIS PERIOD
07/82	MR. ROBERT L. OSGOOD PEACHS POINT MARBLEHEAD, MA 01945	NONE NONE	250.00 250.00
05/82	DR. RICHARD M. HAMMER 210 HIGHLAND ST DEDHAM, MA 02026	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	100.00 225.00
06/82	MR. HERBERT C. VAN LOAN 1 BRIAN RD FRANKLIN, MA 02036	ANALYST OIL STATISTICS CO INC	150.00 400.00
06/82	MR. ALEXANDER STEINHARDT 265 POND ST WESTWOOD, MA 02090	RETIRED NONE	50.00 300.00
05/82	MISS ELZA PLUME APT 808 334 MASSACHUSETTS AVE BOSTON, MA 02115	RETIRED NONE	50.00 345.00
04/82	MR. FREDERICK E. NAGERS 80 BOYLSTON STREET, ROOM 618 BOSTON, MA 02116	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	250.00 250.00
11/82	MR. LEO E. RAIMONDI BOX E DORCHESTER, MA 02122	EMP. NAME REQUESTED - MISSING	100.00 445.00
06/82	MR. C. S. DRAPER CHARLES STARK DRAPER LAB INC 555 TECHNOLOGY SQ CAMBRIDGE, MA 02139	RESEARCHER C S DRAPER LABORATORY INC	350.00 350.00 1675.00
09/82	MR. VERNE L. HENDERSON 28 MARSHAL ST BROOKLINE, MA 02146	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	40.00 230.00
06/82	MR. STANLEY L. BEDNAR 38 SHIRLEY RD WALTHAM, MA 02154	EMP. NAME REQUESTED - MISSING	100.00 325.00

TOTAL THIS PERIOD
(LAST PAGE OF THIS PART ONLY)



FUND FOR A CONSERVATIVE MAJORITY

Robert C. Heckman
Chairman

April 10, 1984

Mr. Joe Gaylord
Executive Director
National Republican Congressional
Committee
320 First Street, S.E.
Room 306
Washington, D.C. 20003

Dear Joe:

Subsequent to our conversation of yesterday evening, which included legal counsel for the NRCC, I have looked into the matter surrounding the apparent use of NRCC salt names by other organizations, and specifically by our PAC.

On March 12th, FCM mailed a prospect package to an "nth" name sample from a list entitled "Favorite Conservative Donors". The list was rented from Name Exchange, a list brokerage house in Springfield, Virginia, owned by Michael W. Thompson. According to Jim Waters of your office, one or several of the names on that list were NRCC salts and received copies of the mailing. Mr. Waters has verified that the code number on the pieces that your salts received was "FF8", which was the mailing code assigned to our test of the Favorite Conservative Donors list.

Name Exchange has informed me that Favorite Conservative Donors is owned wholly and exclusively by Paul Dietrich. Name Exchange has also informed me that that information was given to Jim Waters of your office by Name Exchange last week, and by Paul Dietrich in a conversation with Mr. Waters last Wednesday evening. I am also told that Name Exchange has in its possession a signed contract to prove such ownership of the list. Favorite Conservative Donors is not owned in whole or in part by myself, FCM, or (according to Name Exchange's records) by anyone or any group other than Paul Dietrich.

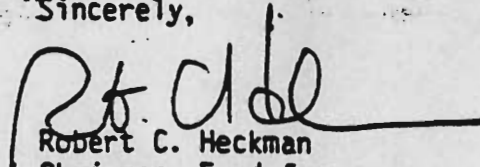
As I mentioned yesterday, I would respectfully request that FCM not be named as a respondent in any complaint that you might file with the Federal Election Commission, the U.S. Postal Service, or any other such body. It is my feeling that this is a reasonable request given the fact that our status in this matter is no more than that of an "innocent bystander"; and that both Mr. Dietrich and Mr. Thompson are more than willing to testify to the ownership of the list.

Mr. Joe Gaylord
April 10, 1984
Page 2

Given the current close relationship between FCM and the NRCC, I can without hesitation pledge to you that we will do everything we can to assist you in straightening out this problem. However, I do hope and expect that such an act of friendship and cooperation will be reciprocated on your part.

Please get in touch if there is more information that we can provide for you.

Sincerely,


Robert C. Heckman
Chairman, Fund for a
Conservative Majority

RCH/jc

cc: J. Curtis Herge, Legal Counsel, FCM
Larry Halloran, Legal Counsel, NRCC
James Waters, Legal Counsel, NRCC

85040510256

12 DAY REPORT
April 25, 1984

MUR # 1673
Staff Duane A. Brown
Date Assigned to Staff
April 12, 1984
Proposed Track I

Source of MUR: National Republican Congressional Committee
Respondents' Names: Name Exchange
Michael W. Thompson, President of
Name Exchange
National Center for Legislative Research
Paul Dietrich, President of National
Center for Legislative Research
Relevant Statute: 2 U.S.C. § 438(a)(4)
11 C.F.R. § 104.15
Internal Reports Checked: Complainant's Pseudonym List
Federal Agencies Checked: None

STATEMENT OF THE CASE

On April 11, 1984, the National Republican Congressional Committee ("NRCC") filed a complaint with the Commission alleging that Paul Dietrich, President of the National Center for Legislative Research ("NCLR") and Michael Thompson, President of Name Exchange, Inc., ("Name Exchange") violated the Act when a pseudonym found in the reports filed by the NRCC was solicited by the Congressional Policy Institute (Attachment I).

The complainant alleges that a letter soliciting contributions from the National Center for Policy Institute under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appear as a pseudonym on the NRCC's 1982 Post General Election Report. The NRCC's own investigation ascertained that a Paul Dietrich, President of the NCLR may have been responsible for obtaining the name from the NRCC's reports. When questioned by

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the NRCC, Mr. Dietrich indicated that the pseudonym was contained in a list known as "Favorite Conservative Donors" or "Favored Conservatives". Mr. Dietrich further informed the NRCC that the list had been rented to him and the NCLR by an organization known as the Name Exchange.

The NRCC then contacted the Name Exchange and was informed by Amy Frame, a Vice President, that Name Exchange had, in fact, rented the list containing the pseudonym to a number of clients including Mr. Dietrich's NCLR. In fact, a letter from a Robert Heckman of the Fund for a Conservative Majority ("FCM") indicated that he, too, had rented the list titled "Favorite Conservative Donors" from Name Exchange and, more importantly, Mr. Heckman indicated that "Favorite Conservative Donors" is owned wholly and exclusively by Paul Dietrich.

2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 specifically prohibit information copied from filed reports from being sold or used by any person for the purpose of soliciting contributions or for commercial purposes. Section 104.15 includes reports filed with Secretaries of State.

It appears there may be a sufficient basis to conclude that a violation of the Act has occurred. What must be determined is whether Paul Dietrich and the NCLR and Michael Thompson and Name Exchange are equally responsible or whether one should bear a greater burden for providing the initial source of the information. Once the responses to the complaint are received,

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we should be better positioned to make a more appropriate recommendation as to whom to pursue. If those responses do not provide enough information, interrogatories should be sent once the Commission has found RTB.

85040510259

12 DAY REPORT
April 25, 1984

MUR # 1673
Staff Duane A. Brown
Date Assigned to Staff
April 12, 1984
Proposed Track I

Source of MUR: National Republican Congressional Committee
Respondents' Names: Name Exchange
Michael W. Thompson, President of
Name Exchange
National Center for Legislative Research
Paul Dietrich, President of National
Center for Legislative Research
Relevant Statute: 2 U.S.C. § 438(a)(4)
11 C.F.R. § 104.15
Internal Reports Checked: Complainant's Pseudonym List
Federal Agencies Checked: None

STATEMENT OF THE CASE

On April 11, 1984, the National Republican Congressional Committee ("NRCC") filed a complaint with the Commission alleging that Paul Dietrich, President of the National Center for Legislative Research ("NCLR") and Michael Thompson, President of Name Exchange, Inc., ("Name Exchange") violated the Act when a pseudonym found in the reports filed by the NRCC was solicited by the Congressional Policy Institute (Attachment I).

The complainant alleges that a letter soliciting contributions from the National Center for Policy Institute under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appear as a pseudonym on the NRCC's 1982 Post General Election Report. The NRCC's own investigation ascertained that a Paul Dietrich, President of the NCLR may have been responsible for obtaining the name from the NRCC's reports. When questioned by

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the NRCC, Mr. Dietrich indicated that the pseudonym was contained in a list known as "Favorite Conservative Donors" or "Favored Conservatives". Mr. Dietrich further informed the NRCC that the list had been rented to him and the NCLR by an organization known as the Name Exchange.

The NRCC then contacted the Name Exchange and was informed by Amy Frame, a Vice President, that Name Exchange had, in fact, rented the list containing the pseudonym to a number of clients including Mr. Dietrich's NCLR. In fact, a letter from a Robert Heckman of the Fund for a Conservative Majority ("FCM") indicated that he, too, had rented the list titled "Favorite Conservative Donors" from Name Exchange and, more importantly, Mr. Heckman indicated that "Favorite Conservative Donors" is owned wholly and exclusively by Paul Dietrich.

2 U.S.C. § 438(a)(4) and 11 C.F.R. § 104.15 specifically prohibit information copied from filed reports from being sold or used by any person for the purpose of soliciting contributions or for commercial purposes. Section 104.15 includes reports filed with Secretaries of State.

It appears there may be a sufficient basis to conclude that a violation of the Act has occurred. What must be determined is whether Paul Dietrich and the NCLR and Michael Thompson and Name Exchange are equally responsible or whether one should bear a greater burden for providing the initial source of the information. Once the responses to the complaint are received,

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we should be better positioned to make a more appropriate recommendation as to whom to pursue. If those responses do not provide enough information, interrogatories should be sent once the Commission has found RTB.

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MUR # 17073 Brown
DATE 2/12/84

PLEASE PROVIDE THE NAMES AND ADDRESSES OF ALL RESPONDENTS WHICH ARE TO BE SENT A COPY OF THE COMPLAINT. IF A PRINCIPAL CAMPAIGN COMMITTEE IS A RESPONDENT, A CARBON COPY IS TO BE SENT TO THE CANDIDATE. PLEASE PROVIDE THE NAME AND ADDRESS OF THE CANDIDATE AND PUT A "CC" BESIDE THE CANDIDATE'S NAME. IF A CANDIDATE IS A RESPONDENT, A CARBON COPY IS TO BE SENT TO THE CANDIDATE'S PRINCIPAL CAMPAIGN COMMITTEE. PLEASE PROVIDE THE NAME AND ADDRESS OF THE PRINCIPAL CAMPAIGN COMMITTEE AND PUT A "CC" BESIDE THE COMMITTEE'S NAME. PLEASE PROVIDE THIS INFORMATION, ON THIS SHEET, WITHIN 24 HOURS OF RECEIPT OF THIS NOTICE. THANK YOU.

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1
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5

① Michael W. Thompson
President
Name Exchange
7015 Old Keene Mill Road
Suite 203
Springfield, VA 22150

② Paul Dietrich
~~Rep. for Virginia~~
~~2002~~
President
National Center for Legislative Research
214 MASS Ave, NW
Suite 460
AC 2002



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 16, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Paul Dietrich
President, National Center
for Legislative Research
Suite 460
214 Massachusetts Avenue, N.E.
Washington, D.C. 20002

Re: MUR 1673

Dear Mr. Dietrich:

This letter is to notify you that on April 11, 1984 the Federal Election Commission received a complaint which alleges that you and National Center for Legislative Research, 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 1673. 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 National Center for Legislative Research, 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.

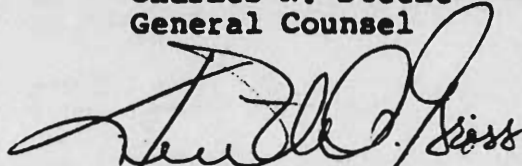
This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

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 Duane Brown, the staff member assigned to this matter at (202) 523-4000. 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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 16, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Michael W. Thompson
President, Name Exchange
Suite 203
7015 Old Keene Mill Road
Springfield, VA 22150

Re: MUR 1673

Dear Mr. Thompson:

This letter is to notify you that on April 11, 1984 the Federal Election Commission received a complaint which alleges that you and Name Exchange, 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 1673. 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 Name Exchange, 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.

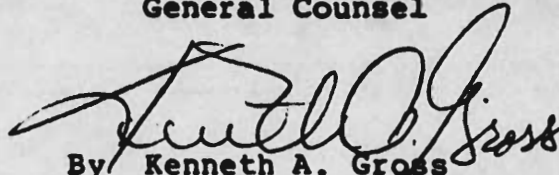
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact Duane Brown, the staff member assigned to this matter at (202) 523-4000. 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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 12, 1984

Lawrence J. Halloran, Esquire
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

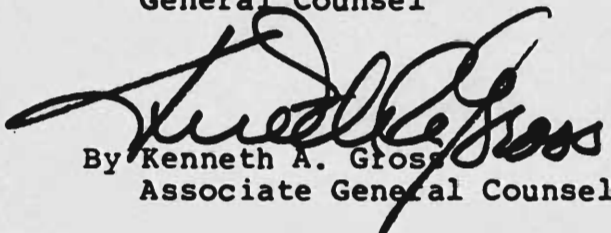
Dear Mr. Halloran:

This letter is to acknowledge receipt of the complaint of your client, National Republican Congressional Committee, which we received on April 11, 1984, against Paul Dietrich, National Center for Legislative Research, Michael Thompson, and Name Exchange 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 client's 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) 523-4143.

Sincerely,

Charles N. Steele
General Counsel


By Kenneth A. Gross
Associate General Counsel

Enclosure

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MUR 1173 Brown

PS Form 3811, July 1982

RETURN RECEIPT

• **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:**
Lawrence J. Halloran, Esq.
National Republican Congressional Club
220 13th St SE
Wash DC 20003

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

ARTICLE NUMBER
943356

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent
[Signature]

5. **DATE OF DELIVERY**
4-18-84

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

7. **UNABLE TO DELIVER BECAUSE:**

7a. **EMPLOYEE'S INITIALS**

WASHINGTON
POST OFFICE
18
1984

4/12/84

• GPO: 1982-579-505

RECEIVED AT THE FEC
HAND DELIVERED

84 APR 11 P2:31

604 2099
mur 1673

BEFORE THE FEDERAL ELECTION COMMISSION
OF THE UNITED STATES OF AMERICA

In the matter of:

National Republican Congressional
Committee,

v.

Mr. Paul Dietrich, an individual, and
National Center for Legislative Research,
a 501(c)(3) Tax Exempt Foundation, and

Mr. Michael W. Thompson, an individual,
and Name Exchange, a corporation.

COMPLAINT

The National Republican Congressional Committee ("NRCC"), 320 First Street, S.E., Washington, D.C. 20003, files this complaint, the attached affidavits of Wyatt A. Stewart, III, (Exhibit A) and James M. Waters, (Exhibit B) and accompanying exhibits pursuant to 2 U.S.C. 437g (a) against Mr. Paul Dietrich employed at 302 Fifth Street, NE, Washington, D.C. 20002, the National Center for Legislative Research, a tax exempt foundation located at 302 Fifth Street, NE, Washington, D.C. 20002, Mr. Michael W. Thompson, employed at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150 and Name Exchange, a corporation located at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150.

1. FACTS:

1.01 On December 2, 1982, the NRCC sent a letter¹ to the Federal Election Commission Reports Analysis Division bearing a list of pseudonyms contained in the NRCC's 1982 Post General Election Report. This letter was sent pursuant to the provisions of 11 CFR 104.15 and 11 CFR 104.3(e).

1. The National Republican Congressional Committee requests that the letter of December 2, 1982 containing the list of pseudonyms sent to the Federal Election Commission and contained in the NRCC's 1982 Post General Election Contributions Committee report, be withheld from the public files.

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1.02 On March 26, 1984 a letter soliciting contributions from the National Center for Policy Institute, under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appeared on an NRCC FEC Report. (Exhibit C, copy attached) The fictitious name and address is contained in the NRCC's 1982 Post General Election Report and reads: Mr. Frederick E. Nagers, 80 Boylston Street, Boston, MA 02116. (Exhibit D, copy attached)

1.03 On April 4, 1984 Wyatt A. Stewart, III directed James M. Waters, NRCC Assistant Legal Counsel to contact Mr. Dietrich, President of National Center for Legislative Research, to determine how Mr. Dietrich had obtained the fictitious name and address contained in the NRCC's 1982 Post General Election Report. Affidavit of James M. Waters, ¶ 2.

1.04 On April 4, 1984 Mr. Waters contacted Mr. Dietrich at National Center for Legislative Research and was informed that the fictitious name and address was contained in a list named "Favorite Conservative Donors" or "Favored Conservatives." Mr Dietrich further informed Mr. Waters that the list had been rented to Mr. Dietrich and the National Center for Legislative Research by Name Exchange. Affidavit of James M. Waters, ¶ 3.

1.05 On April 5, 1984 Mr. Waters contacted Name Exchange and was informed by Mrs. Amy Frame, Vice President at Name Exchange, that Name Exchange had rented the list containing the fictitious name and address to a number of clients including National Center for Legislative Research. Affidavit of James M. Waters, ¶ 4.

1.06 In response to a request by Wyatt A. Stewart, a letter was sent to the NRCC on April 10, 1984 by Mr. Robert Heckman, of Fund for a Conservative Majority, in which Mr. Heckman indicated that he had rented a list named "Favorite Conservative Donors" from Name Exchange, a list brokerage firm owned by Mr. Michael W. Thompson. Mr. Heckman further indicated in his letter that Name Exchange had informed Mr. Heckman that "Favorite Conservative Donors" is owned wholly and exclusively by Mr. Paul Dietrich. (Exhibit E, copy attached)

2. VIOLATION:

2.01 Mr. Paul Dietrich and National Center for Legislative Research are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

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2.02 Mr. Paul Dietrich and National Center for Legislative Research mailed solicitation letters to NRCC contributor names and addresses found on the NRCC FEC Reports. Affidavit of Wyatt A. Stewart, III, ¶ 3. The names and addresses of those solicited could only have been improperly obtained from reports filed with the Federal Election Commission. Affidavit of Wyatt A. Stewart, III, ¶ 4.

2.03 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

2.04 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange engaged in a commercial transaction by renting the list containing a list of names and addresses which could only have been obtained from the NRCC Post General Election Contributions Committee Report to a number of clients, including the National Center for Legislative Research and Fund for a Conservative Majority. Affidavit of James M. Waters, ¶ 4 and 5.

3. PRAYER FOR RELIEF:

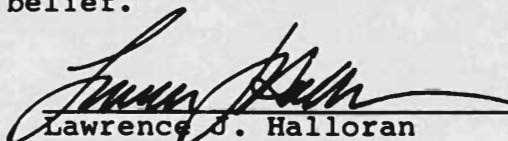
3.01 The NRCC requests that the Federal Election Commission investigate this violation and enforce 2 U.S.C. 438 (a) (4) and thereby protect the privacy of NRCC contributors.

3.02 The NRCC further requests that the FEC seek fines of up to \$5000 against each and every Respondent as set forth in 2 U.S.C. 437g (5), and take all steps necessary, including civil and injunctive action, to prevent respondents from continuing their illegal activity.

3.03 Finally, it is requested that the Commission refer the violation to the Attorney General pursuant to 2 U.S.C. 437g (D), should they determine that there was a knowing and willful violation of the Act.

4. VERIFICATION:

4.01 The undersigned counsel for NRCC swears that the allegations and facts set forth in this complaint are true to the best of his knowledge, information and belief.


Lawrence J. Halloran
Legal Counsel, NRCC

Subscribed and sworn before me this 11 day of April, 1984.


Notary Public

My Commission expires:

February 28, 1989

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NRCC
EXHIBIT A

AFFIDAVIT OF WYATT A. STEWART, III

Wyatt A. Stewart, III, for his affidavit deposes and says:

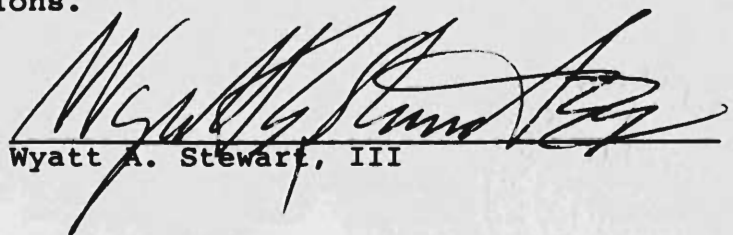
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. I am the the Finance Director of the National Republican Congressional Committee ("NRCC") and have responsibility for its fundraising activities. I also have responsibility for obtaining and preserving the records of NRCC contributors on behalf of NRCC's treasurer.

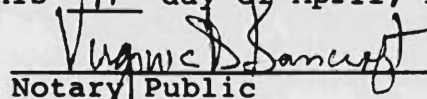
3. On April 4, 1984 it came to my attention that a letter had been sent by Mr. Paul Dietrich and National Center for Legislative Research, under the name Congressional Policy Institute, to a fictitious contributor to the NRCC soliciting contributions in the name of Congressional Policy Institute.

4. I took steps to ensure, and so state, that the fictitious names and addresses which appear on the 1982 Post General Election Contributions Committee Report, have not and would not be used or disclosed by NRCC except as they appear on FEC reports. Further, I hereby state that the combination of this wholly fictitious name and address was devised exclusively for the NRCC.

5. On the basis of this information and on the basis of my knowledge and experience in political fundraising, I am certain that the name and address obtained by Mr. Dietrich and National Center for Legislative Research and subsequently used for solicitation purposes, is being used and will be used in the future for the purpose of soliciting contributions.


Wyatt A. Stewart, III

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

My Commission Expires: February 29, 1989

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NRCC
EXHIBIT B

AFFIDAVIT OF JAMES M. WATERS

James M. Waters, for his affidavit deposes and says:

1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. On April 4, 1984 Wyatt A. Stewart, III directed me to contact Mr. Robert C. Heckman, President of Fund for Conservative Majority and Chairman of Citizens for Reagan in '84 to determine how and where he had obtained a list(s) containing names and addresses included in the NRCC's 1982 Post General Election Report.

3. On April 5, I contacted Mr. Heckman at the Fund for a Conservative Majority and was later informed by him that the fictitious name and address were contained in a list named "Favorite Conservatives" or "Favored Conservatives" which had been rented to them by Name Exchange.

4. On April 5, 1984 at about 10:30 a.m. I had a telephone conversation with Mrs. Amy Frame, Vice President at Name Exchange, and was informed by her that Name Exchange had engaged in commercial transactions by renting that list, or portions thereof under a variety of names including, but not limited to "New 1983 Special Conservatives," "Favorite Conservatives," "Favored Conservatives" and "Red, White and Blue." She further informed me that Name Exchange had rented the list to a number of clients including Fund for a Conservative Majority.

5. On the basis of this information, I am certain that the list of names and addresses obtained by Name Exchange was used by them for commercial purposes and will be used, in whole or in part, in the future for commercial and solicitation purposes.

James M. Waters
James M. Waters

Subscribed and sworn before me this 11th day of April, 1984.

Virginia D. Bancroft
Notary Public

My Commission Expires:

February 29, 1989

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Congressman Jack Kemp
Congressional Policy Institute
302 Fifth Street, N.E.
Washington, D.C. 20002



MR. FREDERICK E. NAGERS
80 BOYLSTON ST 618
BOSTON, MA 02116

NN191

IMPORTANT

**CRITICAL
ISSUES
SURVEY
ENCLOSED**

SEP 10 1984



Congressman Jack Kemp
Washington, D.C.

Thursday

Dear Friend:

I need your help and I need it now.

I don't mean to be abrupt with you.

But I have just reviewed information showing that in 1984 the Liberal Left could regain control of our nation's political, economic and military future.

And frankly I'm concerned.

Please take a minute to read my letter.

Then please fill out the "Critical Issues Survey" I have enclosed and send it back to me immediately.

You and I must not let the liberal groups undo all we are trying to build here in America.

If I don't hear back from you soon, I'll have no choice but to assume you don't care if the Liberals regain control here in America.

I really do need your help and I need it today.

Take a minute to remember the disaster of the Carter Administration:

- * Inflation was running as high as 18%...
- * Interest rates were at 21%...
- * Big government was growing bigger...
- * America was declining as a world power...

Today the Liberal Left and their many well-funded "think tanks" and pressure groups have joined in a national effort to hamstring President Reagan and all he is trying to accomplish.

Tens of millions of dollars are being raised by ultra-liberals in a clear effort to change the direction of our country.

These liberal groups have targetted for defeat in 1984 Ronald Reagan and other key conservatives like Senators Jesse Helms, Strom Thurmond,

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Roger Jepsen and John Warner. Still more money is being raised by a whole army of liberal groups trying to reverse the conservative mandate of 1980.

Misleading figures will be published, quotes used out of context, and huge sums will be spent in an all-out liberal effort to regain control of the political agenda in this country.

I need you to help me challenge these ultra-Liberals.

In the farm belt, they blame us for low corn and cattle prices. In the cities, they scream about our efforts to reduce unemployment, but have no answers of their own. Church groups are told that a strong national defense is a step towards World War III. Needed tax reduction is said to be "stealing from the poor and giving to the rich".

Liberals know we cannot win the support of the American public by being on the defensive.

We must take the offensive and aggressively challenge the Liberals or we will surely lose!

That's why I need you to join me in support of the CONGRESSIONAL POLICY INSTITUTE (CPI).

This unique group was formed at the urgent request of many of my conservative colleagues here in Congress.

You and I know that ideas make the difference. And creative, workable ideas must come from conservatives if the liberal policies of the past are to remain dead and buried.

Issue papers and policy reports are desperately needed by all conservatives who debate the issues.

Conservative candidates running against liberal Congressmen and Senators must have good, solid facts based on high quality research. Besides money, this is the most important part of a winning campaign.

Many of our candidates just don't have access to such information. Although some research is available, rarely is it in a form usable by candidates.

And as you well know, there are huge amounts of liberal materials available for use by liberal candidates.

And much of the news coverage seems to be aimed at supporting liberal programs.

The availability of well-researched conservative policy papers and good day-long seminars on economic and military issues are the largest missing ingredients for conservative candidates of both parties.

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That's why the CONGRESSIONAL POLICY INSTITUTE is so necessary. It will show conservatives how to expose the weaknesses of liberal policies and programs.

In today's intensive media campaigns, candidates face solid months of 20-hour days. This political pressure cooker leaves little time for serious, quiet consideration of the many major issues facing our country.

Economic growth and stability, lower inflation and lower taxes, military strength and a sound foreign policy will become permanent only if Congress votes in favor of such programs.

Senators, Congressmen and conservative candidates must clearly understand the sound conservative alternatives being offered today.

The CONGRESSIONAL POLICY INSTITUTE cannot take partisan positions on legislation nor endorse candidates. But the material produced is clearly conservative and needs wide distribution.

This is why I need your help for the CONGRESSIONAL POLICY INSTITUTE.

CPI provides candidates, and members of the news media with the facts and figures needed to convince our people that conservative policies and programs can and do work.

With press releases and media briefings, CPI will be sure that our side of the issues is seen in the papers, and on radio and television.

We must depend on this new conservative think tank, the CONGRESSIONAL POLICY INSTITUTE, for issue summaries, policy briefings, ideas, facts, and statistical data to use as ammunition against our liberal opponents.

We cannot sit back and take abuse from the liberals and their allies in the news media!

We must promote winning programs and new ideas which our citizens will understand and support.

There's a revolution going on in this country, a revolution of ideas.

Creative, workable ideas are the key to winning this revolution... Ideas do make a difference... Ideas do sway people and nations... Ideas will determine our future as a free people.

The CONGRESSIONAL POLICY INSTITUTE is on the cutting edge of today's debate. It can truly make the difference on which direction our nation takes over the next few years.

That's why I must count on you to help me raise \$278,000 for the CONGRESSIONAL POLICY INSTITUTE.

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Your tax deductible contribution can really make a difference.
Individual, corporate, association and foundation gifts can be accepted.

As you read these words, the national debate continues between conservatives and liberals.

Future victories aren't going to be easy.

We must have the tools needed to win. The facts and figures.

Help the CONGRESSIONAL POLICY INSTITUTE .

Fill out the "Critical Issues Survey" I have enclosed. And send your maximum contribution of \$100, \$50, \$25, or whatever you can afford. Your support will be deeply and truly appreciated.

Your contribution is completely tax-deductible because the CONGRESSIONAL POLICY INSTITUTE is a part of the highly respected National Center for Legislative Research, an educational and tax-exempt public foundation.

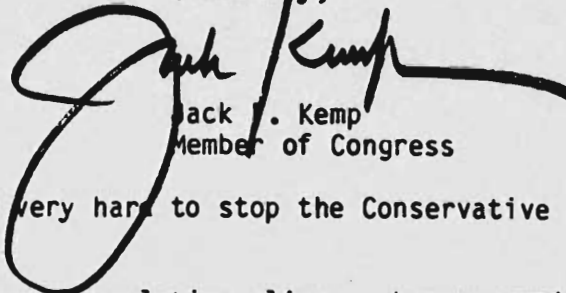
If you send a tax-deductible contribution of at least \$25 you will receive from the CONGRESSIONAL POLICY INSTITUTE:

- * Its regular newsletter.
- * Briefing Packets on major issues.
- * Policy Studies, and...
- * The occasional "Background Analysis" on current topics.

And for \$35 I will also send you the new CPI publication, "A Guide to Supply Side Economics". This is "must reading" by all who believe government is too big and taxes are too high.

I'm looking forward to hearing from you and personally welcoming you as a supporter of the CONGRESSIONAL POLICY INSTITUTE.

Sincerely,



Jack P. Kemp
Member of Congress

P.S. The Liberal Left is working very hard to stop the Conservative Revolution in 1984.

I'm counting on you to keep our revolution alive... by supporting the CONGRESSIONAL POLICY INSTITUTE. It's 100% tax-deductible.

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40510200
My critical issues
Survey is Enclosed

Thanks for
helping us
pay
postage

Congressman Jack Kemp
Congressional Policy Institute
Capitol Street and Massachusetts Avenue
P.O. Box 37498
Washington, D.C. 20013

CRITICAL**CRITICAL
ISSUES SURVEY**

Sponsored by Congressional Policy Institute *

NN191

MR. FREDERICK E. NAGERS
80 BOYLSTON ST. 618
BOSTON, MA 02116Your Response
Is Needed
Immediately!
Please Return
Survey And Reply
Form Today.**Critical Issues Survey**

CHECK YOUR OPINION ON EACH STATEMENT:			
	AGREE	DISAGREE	NO OPINION
1) Congress should cut more federal spending			
2) Congress should balance the federal budget			
3) President Reagan is doing a fine job as President			
4) My taxes are still too high			
5) The Social Security System must be overhauled or it will go bankrupt			
6) I would support a flat, across-the-board income tax of 12-15 percent			
7) We must continue to rebuild our national defense			
Special Optional Statement			
President Reagan should run for re-election			

Congressman Kemp: You Can Count On My Support

Dear Congressman Kemp:

Ideas do make a difference! And good, solid conservative ideas must be understood by all conservative candidates and other leaders.

Enclosed is my fully tax-deductible contribution to the Congressional Policy Institute in the amount of:

_____ \$25 _____ \$35 _____ \$50 _____ \$100 _____ \$500 _____ \$1,000 _____ Other

Make check payable to the Congressional Policy Institute.

Personal, Corporate, Association and Foundation gifts accepted.

*Congressional Policy Institute is a project of
the National Center for Legislative ResearchImportant offer on
reverse side

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85040510282



A SPECIAL OFFER
FOR CONTRIBUTORS
OF \$35 OR MORE!

If you contribute \$35 or more to the National Center for Legislative Research, you will receive a copy of the latest CPI Publication "A GUIDE TO SUPPLY SIDE ECONOMICS". Written especially for the non-economist, this is the same publication upon which conservative legislators have come to rely for a clear and accurate explanation of the economic principles which are the basis of current conservative legislation.

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

EXHIBIT D

Received this date 1982 DEC -2 PM 4:44
RECEIVED
OFFICE OF RECORDS AND REGISTRATION

OFFICE OF THE CLERK
U.S. HOUSE OF REPRESENTATIVES

☒ Hand delivered to Records and Registration, Room 1036, LHOB

☐ Hand delivered to Office of the Clerk, Room H-105, The Capitol

____ For Candidate _____

✓ For Committee U R C C - Contributions

____ For Individual _____

TYPE OF REPORT

(Check Appropriate Box and Complete, if Applicable)

☐ April 10 Report

☐ July 10 Report

☐ October 10 Report

☐ January 31 Report

☐ Pre-Election Report preceding _____ election on _____
(primary, general, special, runoff, caucus or convention) (date)

☒ Post-Election Report preceding General election on 11/5/82
(primary, general, special, runoff, caucus or convention) (date)

☐ Registration Form and Statement of Organization

☐ Candidate Statement

☐ Termination Report

☐ Lobby Report _____
(type of report)

☐ Ethics in Government Act—Financial Disclosure Statement

☐ Foreign Travel Report

☐ Amendment to _____

☐ Other _____

Received by K. Burt

85040510283

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

(Summary Page)

1. Name of Committee (in Full)

**NATIONAL REPUBLICAN CONGRESSIONAL
COMMITTEE--CONTRIBUTIONS**

Address (Number and Street)

320 1st Street, S.E.

City, State and ZIP Code

Washington, D. C. 20003

☐ Check if address is different than previously reported.

2. FEC Identification Number

05118

3. ☐ This committee qualified as a multicandidate com-

mittee during this Reporting Period on _____
(date)

4. TYPE OF REPORT (check appropriate boxes)

- (a) ☐ April 15 Quarterly Report
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☒ Thirtieth day report following the General Election
on 11/2/82 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>10/1/82</u> Through <u>11/22/82</u>		
6. (a) Cash on Hand January 1, 19 <u>82</u>		\$ 14,679,982.98
(b) Cash on Hand at Beginning of Reporting Period	\$ 9,291,064.85	
(c) Total Receipts (from Line 18)	\$ 4,166,022.20	\$ 25,919,784.62
(d) Subtotal (add lines 6(b) and 6(c) for Column A and lines 6(a) and 6(c) for Column B)	\$ 13,457,087.05	\$ 40,599,767.60
7. Total Disbursements (from Line 28)	\$ 7,550,000.00	\$ 34,692,680.55
8. Cash on Hand at Close of Reporting Period (subtract line 7 from 6(d))	\$ 5,907,087.05	\$ 5,907,087.05
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ -0-	

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

George Olmsied
Type or Print Name of Treasurer

GEORGE OLMSIED

SIGNATURE OF TREASURER

11/22/82

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. §437g.

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

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FEC FORM 3X (3/80)

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

Name of Committee (in Full) National Republican Congressional Committee--		Contributions		Report Covering the Period: From: 10/1/82 To: 11/22/82	
		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date		
I. RECEIPTS					
11. CONTRIBUTIONS (other than loans) FROM:					
(a) Individuals/Persons Other Than Political Committees		3,734,221.65	22,714,156.33		
(Memo Entry Unitemized \$					
(b) Political Party Committees		-0-	-0-		
(c) Other Political Committees		15,280.00	68,256.11		
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		3,749,501.65	22,782,412.44		
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		-0-	895,500.00		
13. ALL LOANS RECEIVED		-0-	-0-		
14. LOAN REPAYMENTS RECEIVED		-0-	-0-		
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		-0-	-0-		
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-		
17. OTHER RECEIPTS (Dividends, Interest, etc.)		416,520.55	2,241,872.18		
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		4,166,022.20	25,919,784.62		
II. DISBURSEMENTS					
19. OPERATING EXPENDITURES		-0-	3,193.75		
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		7,550,000.00	34,675,000.00		
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		-0-	-0-		
22. INDEPENDENT EXPENDITURES (Use Schedule E)		-0-	-0-		
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441e(d)) (Use Schedule F)		-0-	-0-		
24. LOAN REPAYMENTS MADE		-0-	-0-		
25. LOANS MADE		-0-	-0-		
26. REFUNDS OF CONTRIBUTIONS TO:					
(a) Individuals/Persons Other Than Political Committees		-0-	14,486.80		
(b) Political Party Committees		-0-	-0-		
(c) Other Political Committees		-0-	-0-		
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)		-0-	14,486.80		
27. OTHER DISBURSEMENTS		-0-	-0-		
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27) ..		7,550,000.00	34,692,680.55		
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES					
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d		3,749,501.65	22,782,412.44		
30. TOTAL CONTRIBUTION REFUNDS from Line 26d		-0-	14,486.80		
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		3,749,501.65	22,767,925.64		
32. TOTAL OPERATING EXPENDITURES from Line 19		-0-	3,193.75		
33. OFFSETS TO OPERATING EXPENDITURES from Line 15		-0-	-0-		
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		-0-	3,193.75		

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SCHEDULE A

PERIOD 10/01/82 - 10/13/82

ITEMIZED RECEIPTS--CONTRIBUTIONS, SALES AND COLLECTIONS, LOANS, AND TRANSFERS

ARCC CLERK OF THE HOUSE REPORT

PART NO. 1. LINE NO. 11A

DATE	NAME, MAILING ADDRESS, AND ZIP CODE	OCCUPATION AND EMPLOYER'S NAME	AGGR. RECEIPT AMT YTD. THIS PERIOD
0/07/82	MR. ROBERT L. OSGOOD PEACHS POINT MARBLEHEAD, MA 01945	NONE NONE	250.00 250.00
0/05/82	DR. RICHARD H. HAMMER 210 HIGHLAND ST DEDHAM, MA 02026	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	100.00 225.00
0/06/82	MR. HERBERT C. VAN LOAN 1 BRIAN RD FRANKLIN, MA 02038	ANALYST OIL STATISTICS CO INC	150.00 400.00
0/06/82	MR. ALEXANDER STEINHARDT 265 POND ST WESTWOOD, MA 02090	RETIRED NONE	50.00 300.00
0/05/82	MISS ELZA PLUME APT 808 334 MASSACHUSETTS AVE BOSTON, MA 02115	RETIRED NONE	50.00 345.00
0/05/82	MR. FREDERICK E. NAGERS 80 BOYLSTON STREET, ROOM 618 BOSTON, MA 02116	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	250.00 250.00
0/01/82	MR. LEO B. RAIMONDI BOX E DORCHESTER, MA 02122	EMP. NAME REQUESTED - MISSING	100.00 445.00
0/09/82	MR. C. S. DRAPER	RESEARCHER	350.00
0/09/82	CHARLES STARK DRAPER LAB INC 555 TECHNOLOGY SQ CAMBRIDGE, MA 02139	C S DRAPER LABORATORY INC	350.00 1675.00
0/09/82	MR. VERNE E. HENDERSON 28 MARSHAL ST BROOKLINE, MA 02146	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	40.00 230.00
0/06/82	MR. STANLEY L. BEDNAR 38 SHIRLEY RD WALTHAM, MA 02154	EMP. NAME REQUESTED - MISSING	100.00 325.00

TOTAL THIS PERIOD
(LAST PAGE OF THIS PART ONLY)



FUND FOR A CONSERVATIVE MAJORITY

Robert C. Heckman
Chairman

April 10, 1984

Mr. Joe Gaylord
Executive Director
National Republican Congressional
Committee
320 First Street, S.E.
Room 306
Washington, D.C. 20003

Dear Joe:

Subsequent to our conversation of yesterday evening, which included legal counsel for the NRCC, I have looked into the matter surrounding the apparent use of NRCC salt names by other organizations, and specifically by our PAC.

On March 12th, FCM mailed a prospect package to an "nth" name sample from a list entitled "Favorite Conservative Donors". The list was rented from Name Exchange, a list brokerage house in Springfield, Virginia, owned by Michael W. Thompson. According to Jim Waters of your office, one or several of the names on that list were NRCC salts and received copies of the mailing. Mr. Waters has verified that the code number on the pieces that your salts received was "FF8", which was the mailing code assigned to our test of the Favorite Conservative Donors list.

Name Exchange has informed me that Favorite Conservative Donors is owned wholly and exclusively by Paul Dietrich. Name Exchange has also informed me that that information was given to Jim Waters of your office by Name Exchange last week, and by Paul Dietrich in a conversation with Mr. Waters last Wednesday evening. I am also told that Name Exchange has in its possession a signed contract to prove such ownership of the list. Favorite Conservative Donors is not owned in whole or in part by myself, FCM, or (according to Name Exchange's records) by anyone or any group other than Paul Dietrich.

As I mentioned yesterday, I would respectfully request that FCM not be named as a respondent in any complaint that you might file with the Federal Election Commission, the U.S. Postal Service, or any other such body. It is my feeling that this is a reasonable request given the fact that our status in this matter is no more than that of an "innocent bystander"; and that both Mr. Dietrich and Mr. Thompson are more than willing to testify to the ownership of the list.

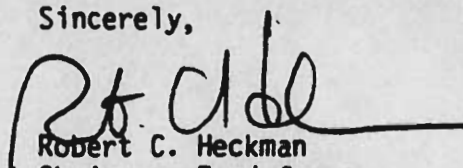
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Mr. Joe Gaylord
April 10, 1984
Page 2

Given the current close relationship between FCM and the NRCC, I can without hesitation pledge to you that we will do everything we can to assist you in straightening out this problem. However, I do hope and expect that such an act of friendship and cooperation will be reciprocated on your part.

Please get in touch if there is more information that we can provide for you.

Sincerely,


Robert C. Heckman
Chairman, Fund for a
Conservative Majority

RCH/jc

cc: J. Curtis Herge, Legal Counsel, FCM
Larry Halloran, Legal Counsel, NRCC
James Waters, Legal Counsel, NRCC

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BEFORE THE FEDERAL ELECTION COMMISSION
OF THE UNITED STATES OF AMERICA

In the matter of:

National Republican Congressional
Committee,

v.

Mr. Paul Dietrich, an individual, and
National Center for Legislative Research,
a 501(c)(3) Tax Exempt Foundation, and

Mr. Michael W. Thompson, an individual,
and Name Exchange, a corporation.

APR 11 P4:55

COMPLAINT

The National Republican Congressional Committee ("NRCC"), 320 First Street, S.E., Washington, D.C. 20003, files this complaint, the attached affidavits of Wyatt A. Stewart, III, (Exhibit A) and James M. Waters, (Exhibit B) and accompanying exhibits pursuant to 2 U.S.C. 437g (a) against Mr. Paul Dietrich employed at 302 Fifth Street, NE, Washington, D.C. 20002, the National Center for Legislative Research, a tax exempt foundation located at 302 Fifth Street, NE, Washington, D.C. 20002, Mr. Michael W. Thompson, employed at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150 and Name Exchange, a corporation located at 7015 Old Keene Mill Road, Suite 203, Springfield, VA. 22150.

1. FACTS:

1.01 On December 2, 1982, the NRCC sent a letter¹ to the Federal Election Commission Reports Analysis Division bearing a list of pseudonyms contained in the NRCC's 1982 Post General Election Report. This letter was sent pursuant to the provisions of 11 CFR 104.15 and 11 CFR 104.3(e).

1. The National Republican Congressional Committee requests that the letter of December 2, 1982 containing the list of pseudonyms sent to the Federal Election Commission and contained in the NRCC's 1982 Post General Election Contributions Committee report, be withheld from the public files.

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1.02 On March 26, 1984 a letter soliciting contributions from the National Center for Policy Institute, under the name of Congressional Policy Institute, was delivered to an address disclosed as that of an individual whose name and address appeared on an NRCC FEC Report. (Exhibit C, copy attached) The fictitious name and address is contained in the NRCC's 1982 Post General Election Report and reads: Mr. Frederick E. Nagers, 80 Boylston Street, Boston, MA 02116. (Exhibit D, copy attached)

1.03 On April 4, 1984 Wyatt A. Stewart, III directed James M. Waters, NRCC Assistant Legal Counsel to contact Mr. Dietrich, President of National Center for Legislative Research, to determine how Mr. Dietrich had obtained the fictitious name and address contained in the NRCC's 1982 Post General Election Report. Affidavit of James M. Waters, ¶ 2.

1.04 On April 4, 1984 Mr. Waters contacted Mr. Dietrich at National Center for Legislative Research and was informed that the fictitious name and address was contained in a list named "Favorite Conservative Donors" or "Favored Conservatives." Mr Dietrich further informed Mr. Waters that the list had been rented to Mr. Dietrich and the National Center for Legislative Research by Name Exchange. Affidavit of James M. Waters, ¶ 3.

1.05 On April 5, 1984 Mr. Waters contacted Name Exchange and was informed by Mrs. Amy Frame, Vice President at Name Exchange, that Name Exchange had rented the list containing the fictitious name and address to a number of clients including National Center for Legislative Research. Affidavit of James M. Waters, ¶ 4.

1.06 In response to a request by Wyatt A. Stewart, a letter was sent to the NRCC on April 10, 1984 by Mr. Robert Heckman, of Fund for a Conservative Majority, in which Mr. Heckman indicated that he had rented a list named "Favorite Conservative Donors" from Name Exchange, a list brokerage firm owned by Mr. Michael W. Thompson. Mr. Heckman further indicated in his letter that Name Exchange had informed Mr. Heckman that "Favorite Conservative Donors" is owned wholly and exclusively by Mr. Paul Dietrich. (Exhibit E, copy attached)

2. VIOLATION:

2.01 Mr. Paul Dietrich and National Center for Legislative Research are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530 (August 12, 1980)

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2.02 Mr. Paul Dietrich and National Center for Legislative Research mailed solicitation letters to NRCC contributor names and addresses found on the NRCC FEC Reports. Affidavit of Wyatt A. Stewart, III, ¶ 3. The names and addresses of those solicited could only have been improperly obtained from reports filed with the Federal Election Commission. Affidavit of Wyatt A. Stewart, III, ¶ 4.

2.03 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange are violating 2 U.S.C 438(a) (4) which states that information contained in Federal Election Commission reports "may not be sold or used by any other person for the purpose of soliciting contributions or for any commercial purposes...." [emphasis added] This provision centers "on protecting the privacy of the 'public spirited citizens' who make contributions to campaigns." Advisory Opinion 1980-78, Federal Election Campaign Financing Guide (CCH) 5530. (August 12, 1980)

2.04 Mr. Paul Dietrich, Mr. Michael W. Thompson and Name Exchange engaged in a commercial transaction by renting the list containing a list of names and addresses which could only have been obtained from the NRCC Post General Election Contributions Committee Report to a number of clients, including the National Center for Legislative Research and Fund for a Conservative Majority. Affidavit of James M. Waters, ¶ 4 and 5.

3. PRAYER FOR RELIEF:

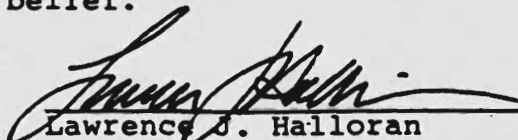
3.01 The NRCC requests that the Federal Election Commission investigate this violation and enforce 2 U.S.C. 438 (a) (4) and thereby protect the privacy of NRCC contributors.

3.02 The NRCC further requests that the FEC seek fines of up to \$5000 against each and every Respondent as set forth in 2 U.S.C. 437g (5), and take all steps necessary, including civil and injunctive action, to prevent respondents from continuing their illegal activity.

3.03 Finally, it is requested that the Commission refer the violation to the Attorney General pursuant to 2 U.S.C. 437g (D), should they determine that there was a knowing and willful violation of the Act.

4. VERIFICATION:

4.01 The undersigned counsel for NRCC swears that the allegations and facts set forth in this complaint are true to the best of his knowledge, information and belief.


Lawrence J. Halloran
Legal Counsel, NRCC

Subscribed and sworn before me this 11 day of April, 1984.


Notary Public

My Commission expires:

February 28, 1989

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NRCC
EXHIBIT A

AFFIDAVIT OF WYATT A. STEWART, III

Wyatt A. Stewart, III, for his affidavit deposes and says:

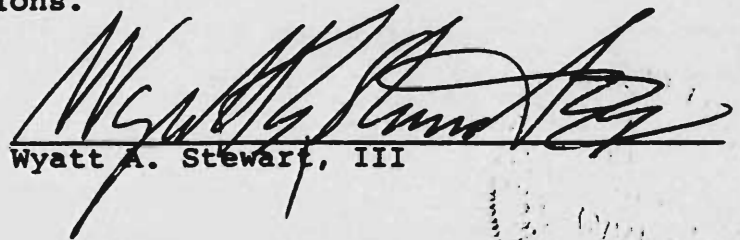
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. I am the Finance Director of the National Republican Congressional Committee ("NRCC") and have responsibility for its fundraising activities. I also have responsibility for obtaining and preserving the records of NRCC contributors on behalf of NRCC's treasurer.

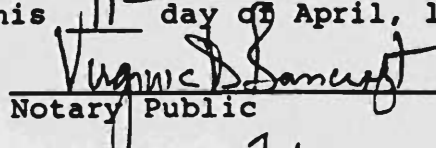
3. On April 4, 1984 it came to my attention that a letter had been sent by Mr. Paul Dietrich and National Center for Legislative Research, under the name Congressional Policy Institute, to a fictitious contributor to the NRCC soliciting contributions in the name of Congressional Policy Institute.

4. I took steps to ensure, and so state, that the fictitious names and addresses which appear on the 1982 Post General Election Contributions Committee Report, have not and would not be used or disclosed by NRCC except as they appear on FEC reports. Further, I hereby state that the combination of this wholly fictitious name and address was devised exclusively for the NRCC.

5. On the basis of this information and on the basis of my knowledge and experience in political fundraising, I am certain that the name and address obtained by Mr. Dietrich and National Center for Legislative Research and subsequently used for solicitation purposes, is being used and will be used in the future for the purpose of soliciting contributions.


Wyatt A. Stewart, III

Subscribed and sworn before me this 11th day of April, 1984.


Notary Public

My Commission Expires: February 28, 1989

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NRCC
EXHIBIT B

AFFIDAVIT OF JAMES M. WATERS

James M. Waters, for his affidavit deposes and says:

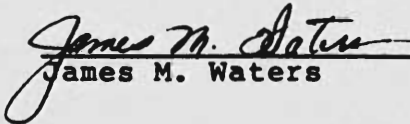
1. I have personal knowledge of the facts contained herein and am competent to testify thereto.

2. On April 4, 1984 Wyatt A. Stewart, III directed me to contact Mr. Robert C. Heckman, President of Fund for Conservative Majority and Chairman of Citizens for Reagan in '84 to determine how and where he had obtained a list(s) containing names and addresses included in the NRCC's 1982 Post General Election Report.

3. On April 5, I contacted Mr. Heckman at the Fund for a Conservative Majority and was later informed by him that the fictitious name and address were contained in a list named "Favorite Conservatives" or "Favored Conservatives" which had been rented to them by Name Exchange.

4. On April 5, 1984 at about 10:30 a.m. I had a telephone conversation with Mrs. Amy Frame, Vice President at Name Exchange, and was informed by her that Name Exchange had engaged in commercial transactions by renting that list, or portions thereof under a variety of names including, but not limited to "New 1983 Special Conservatives," "Favorite Conservatives," "Favored Conservatives" and "Red, White and Blue." She further informed me that Name Exchange had rented the list to a number of clients including Fund for a Conservative Majority.

5. On the basis of this information, I am certain that the list of names and addresses obtained by Name Exchange was used by them for commercial purposes and will be used, in whole or in part, in the future for commercial and solicitation purposes.


James M. Waters

Subscribed and sworn before me this 11th day of April, 1984.

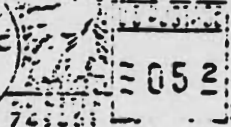

Notary Public

My Commission Expires:

February 29, 1989

85040510293

Congressman Jack Kemp
Congressional Policy Institute
302 Fifth Street, N.E.
Washington, D.C. 20002



NN191

MR. FREDERICK E. NAGERS
80 BOYLSTON ST. 618
BOSTON, MA 02116

IMPORTANT

**CRITICAL
ISSUES
SURVEY
ENCLOSED**

MAY 10 1984

5040510291



Congressman Jack Kemp
Washington, D.C.

Thursday

Dear Friend:

I need your help and I need it now.

I don't mean to be abrupt with you.

But I have just reviewed information showing that in 1984 the Liberal Left could regain control of our nation's political, economic and military future.

And frankly I'm concerned.

Please take a minute to read my letter.

Then please fill out the "Critical Issues Survey" I have enclosed and send it back to me immediately.

You and I must not let the liberal groups undo all we are trying to build here in America.

If I don't hear back from you soon, I'll have no choice but to assume you don't care if the Liberals regain control here in America.

I really do need your help and I need it today.

Take a minute to remember the disaster of the Carter Administration:

- * Inflation was running as high as 18%...
- * Interest rates were at 21%...
- * Big government was growing bigger...
- * America was declining as a world power...

Today the Liberal Left and their many well-funded "think tanks" and pressure groups have joined in a national effort to hamstring President Reagan and all he is trying to accomplish.

Tens of millions of dollars are being raised by ultra-liberals in a clear effort to change the direction of our country.

These liberal groups have targetted for defeat in 1984 Ronald Reagan and other key conservatives like Senators Jesse Helms, Strom Thurmond,

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A Project of the National Center for Legislative Research.
A 501(C)(3) Tax Exempt Foundation.

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Roger Jepsen and John Warner. Still more money is being raised by a whole army of liberal groups trying to reverse the conservative mandate of 1980.

Misleading figures will be published, quotes used out of context, and huge sums will be spent in an all-out liberal effort to regain control of the political agenda in this country.

I need you to help me challenge these ultra-Liberals.

In the farm belt, they blame us for low corn and cattle prices. In the cities, they scream about our efforts to reduce unemployment, but have no answers of their own. Church groups are told that a strong national defense is a step towards World War III. Needed tax reduction is said to be "stealing from the poor and giving to the rich".

Liberals know we cannot win the support of the American public by being on the defensive.

We must take the offensive and aggressively challenge the Liberals or we will surely lose!

That's why I need you to join me in support of the CONGRESSIONAL POLICY INSTITUTE (CPI).

This unique group was formed at the urgent request of many of my conservative colleagues here in Congress.

You and I know that ideas make the difference. And creative, workable ideas must come from conservatives if the liberal policies of the past are to remain dead and buried.

Issue papers and policy reports are desperately needed by all conservatives who debate the issues.

Conservative candidates running against liberal Congressmen and Senators must have good, solid facts based on high quality research. Besides money, this is the most important part of a winning campaign.

Many of our candidates just don't have access to such information. Although some research is available, rarely is it in a form usable by candidates.

And as you well know, there are huge amounts of liberal materials available for use by liberal candidates.

And much of the news coverage seems to be aimed at supporting liberal programs.

The availability of well-researched conservative policy papers and good day-long seminars on economic and military issues are the largest missing ingredients for conservative candidates of both parties.

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That's why the CONGRESSIONAL POLICY INSTITUTE is so necessary. It will show conservatives how to expose the weaknesses of liberal policies and programs.

In today's intensive media campaigns, candidates face solid months of 20-hour days. This political pressure cooker leaves little time for serious, quiet consideration of the many major issues facing our country.

Economic growth and stability, lower inflation and lower taxes, military strength and a sound foreign policy will become permanent only if Congress votes in favor of such programs.

Senators, Congressmen and conservative candidates must clearly understand the sound conservative alternatives being offered today.

The CONGRESSIONAL POLICY INSTITUTE cannot take partisan positions on legislation nor endorse candidates. But the material produced is clearly conservative and needs wide distribution.

This is why I need your help for the CONGRESSIONAL POLICY INSTITUTE.

CPI provides candidates, and members of the news media with the facts and figures needed to convince our people that conservative policies and programs can and do work.

With press releases and media briefings, CPI will be sure that our side of the issues is seen in the papers, and on radio and television.

We must depend on this new conservative think tank, the CONGRESSIONAL POLICY INSTITUTE, for issue summaries, policy briefings, ideas, facts, and statistical data to use as ammunition against our liberal opponents.

We cannot sit back and take abuse from the liberals and their allies in the news media!

We must promote winning programs and new ideas which our citizens will understand and support.

There's a revolution going on in this country, a revolution of ideas.

Creative, workable ideas are the key to winning this revolution... Ideas do make a difference... Ideas do sway people and nations... Ideas will determine our future as a free people.

The CONGRESSIONAL POLICY INSTITUTE is on the cutting edge of today's debate. It can truly make the difference on which direction our nation takes over the next few years.

That's why I must count on you to help me raise \$278,000 for the CONGRESSIONAL POLICY INSTITUTE.

Your tax deductible contribution can really make a difference.
Individual, corporate, association and foundation gifts can be accepted.

As you read these words, the national debate continues between conservatives and liberals.

Future victories aren't going to be easy.

We must have the tools needed to win. The facts and figures.

Help the CONGRESSIONAL POLICY INSTITUTE .

Fill out the "Critical Issues Survey" I have enclosed. And send your maximum contribution of \$100, \$50, \$25, or whatever you can afford. Your support will be deeply and truly appreciated.

Your contribution is completely tax-deductible because the CONGRESSIONAL POLICY INSTITUTE is a part of the highly respected National Center for Legislative Research, an educational and tax-exempt public foundation.

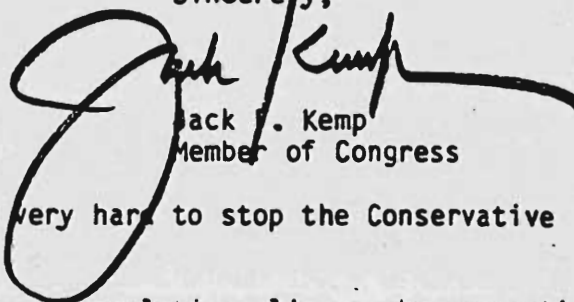
If you send a tax-deductible contribution of at least \$25 you will receive from the CONGRESSIONAL POLICY INSTITUTE:

- * Its regular newsletter.
- * Briefing Packets on major issues.
- * Policy Studies, and...
- * The occasional "Background Analysis" on current topics.

And for \$35 I will also send you the new CPI publication, "A Guide to Supply Side Economics". This is "must reading" by all who believe government is too big and taxes are too high.

I'm looking forward to hearing from you and personally welcoming you as a supporter of the CONGRESSIONAL POLICY INSTITUTE.

Sincerely,



Jack J. Kemp
Member of Congress

P.S. The Liberal Left is working very hard to stop the Conservative Revolution in 1984.

I'm counting on you to keep our revolution alive... by supporting the CONGRESSIONAL POLICY INSTITUTE. It's 100% tax-deductible.

405102

2990

15

My critical issues
survey is enclosed

Thanks for
helping us
pay
postage

Congressman Jack Kemp
Congressional Policy Institute
Capitol Street and Massachusetts Avenue
P.O. Box 37498
Washington, D.C. 20013

CRITICAL

CRITICAL ISSUES SURVEY

Sponsored by Congressional Policy Institute ★

NN191

MR. - FREDERICK E. NAGERS
80 EDYLSTON ST. 618
BOSTON, MA 02116

Your Response
Is Needed
Immediately!
Please Return
Survey And Reply
Form Today.

Critical Issues Survey

CHECK YOUR OPINION ON EACH STATEMENT:

	AGREE	DISAGREE	NO OPINION
1) Congress should cut more federal spending			
2) Congress should balance the federal budget			
3) President Reagan is doing a fine job as President			
4) My taxes are still too high			
5) The Social Security System must be overhauled or it will go bankrupt			
6) I would support a flat, across-the-board income tax of 12-15 percent			
7) We must continue to rebuild our national defense			
Special Optional Statement			
President Reagan should run for re-election			

Congressman Kemp: You Can Count On My Support

Dear Congressman Kemp:

Ideas do make a difference! And good, solid conservative ideas must be understood by all conservative candidates and other leaders.

Enclosed is my fully tax-deductible contribution to the Congressional Policy Institute in the amount of:

_____ \$25 _____ \$35 _____ \$50 _____ \$100 _____ \$500 _____ \$1,000 _____ Other

Make check payable to the Congressional Policy Institute.

Personal, Corporate, Association and Foundation gifts accepted.

*Congressional Policy Institute is a project of
the National Center for Legislative Research

Important offer on
reverse side

CRITICAL

CRITICAL ISSUES SURVEY

Sponsored by Congressional Policy Institute ★

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the National Center for Legislative Research

Important offer on
reverse side

85040510301



**A SPECIAL OFFER
FOR CONTRIBUTORS
OF \$35 OR MORE!**

If you contribute \$35 or more to the National Center for Legislative Research, you will receive a copy of the latest CPI Publication "A GUIDE TO SUPPLY SIDE ECONOMICS". Written especially for the non-economist, this is the same publication upon which conservative legislators have come to rely for a clear and accurate explanation of the economic principles which are the basis of current conservative legislation.

Received this date 1982 DEC -2 PM 4:44
RECEIVED
FEDERAL BUREAU OF INVESTIGATION

OFFICE OF THE CLERK

☒ Hand delivered to Office of the Clerk, Room H-105, The Capitol

 For Committee

DRCC - Contributions

_____ For Individual

(Check Appropriate Box and Complete, if Applicable)

4 - Pre-Election Report preceding _____ election on
(primary, general, special, runoff, caucus or convention)

(primary, general, special, runoff, caucus or convention)

Post-Election Report preceding General election on _____
(primary, general, special, runoff, caucus or convention)

(primary, general, special, runoff, caucus or convention)

= Lobby Report. _____
 (type of report)

(type of report)

— Other _____

Received by

(Summary Page)

1. Name of Committee (in Full)

NATIONAL REPUBLICAN CONGRESSIONAL
COMMITTEE--CONTRIBUTIONS

Address (Number and Street)

320 1st Street, S.E.

City, State and ZIP Code

Washington, D. C. 20003

☐ Check if address is different than previously reported.

2. FEC Identification Number
05118-

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
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☒ Thirtieth day report following the General Election
on 11/2/82 in the State of _____
☐ Termination Report
- (b) Is this Report an Amendment?
☐ YES ☒ NO

SUMMARY

5. Covering Period 10/1/82 Through 11/22/82

6. (a) Cash on Hand January 1, 1982

(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 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)

Column A
This Period

Column B
Calendar Year-to-Date

\$ 14,679,982.98

\$ 9,291,064.85

\$ 4,166,022.20 \$ 25,919,784.62

\$ 13,457,087.05 \$ 40,599,767.60

\$ 7,550,000.00 \$ 34,692,680.55

\$ 5,907,087.05 \$ 5,907,087.05

\$ -0-

\$ -0-

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

For further information, contact:

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

Type or Print Name of Treasurer

GEORGE OLYSIED

SIGNATURE OF TREASURER

11/22/82

Date

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

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

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FEC FORM 3X (3/80)

85040510303

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

Name of Committee (in Full)	Contributions	Report Covering the Period:	
National Republican Congressional Committee--		From: 10/1/82 To: 11/22/82	
	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date	
I. RECEIPTS			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees	3,734,221.65	22,714,156.33	
(Memo Entry Unitemized \$	-0-	-0-	
(b) Political Party Committees	15,280.00	68,256.11	
(c) Other Political Committees	3,749,501.65	22,782,412.44	
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)	-0-	895,500.00	
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	-0-	-0-	
13. ALL LOANS RECEIVED	-0-	-0-	
14. LOAN REPAYMENTS RECEIVED	-0-	-0-	
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	-0-	-0-	
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	
17. OTHER RECEIPTS (Dividends, Interest, etc.)	416,520.55	2,241,872.18	
18. TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)	4,166,022.20	25,919,784.62	
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	-0-	3,193.75	
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	7,550,000.00	34,675,000.00	
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	-0-	-0-	
22. INDEPENDENT EXPENDITURES (Use Schedule E)	-0-	-0-	
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)	-0-	-0-	
24. LOAN REPAYMENTS MADE	-0-	-0-	
25. LOANS MADE	-0-	-0-	
26. REFUNDS OF CONTRIBUTIONS TO:			
(a) Individuals/Persons Other Than Political Committees	-0-	14,486.80	
(b) Political Party Committees	-0-	-0-	
(c) Other Political Committees	-0-	-0-	
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)	-0-	14,486.80	
27. OTHER DISBURSEMENTS	-0-	-0-	
28. TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)	7,550,000.00	34,692,680.55	
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11d	3,749,501.65	22,782,412.44	
30. TOTAL CONTRIBUTION REFUNDS from Line 26d	-0-	14,486.80	
31. NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)	3,749,501.65	22,767,925.64	
32. TOTAL OPERATING EXPENDITURES from Line 19	-0-	3,193.75	
33. OFFSETS TO OPERATING EXPENDITURES from Line 15	-0-	-0-	
34. NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)	-0-	3,193.75	

85040510304

SCHEDULE A

PERIOD 10/01/82 - 10/13/82

ITEMIZED RECEIPTS--CONTRIBUTIONS, SALES AND COLLECTIONS, LOANS, AND TRANSFERS

ARCC CLERK OF THE HOUSE REPORT

PART NO. 1. LINE NO. 11A

DATE	NAME, MAILING ADDRESS, AND ZIP CODE	OCCUPATION AND EMPLOYER'S NAME	AGGR. RECEIPT AMT YTD. THIS PERIOD
7/07/82	MR. ROBERT L. OSGOOD PEACHS POINT MARBLEHEAD, MA 01945	NONE NONE	250.00 250.00
7/05/82	DR. RICHARD H. HAMMER 210 HIGHLAND ST DEDHAM, MA 02026	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	100.00 225.00
7/06/82	MR. HERBERT C. VAN LOAN 1 BRIAR RD FRANKLIN, MA 02036	ANALYST OIL STATISTICS CO INC	150.00 400.00
7/06/82	MR. ALEXANDER STEINHARDT 10 265 POND ST WESTWOOD, MA 02090	RETIRED NONE	50.00 300.00
7/05/82	MISS ELZA PLUME APT 808 334 MASSACHUSETTS AVE BOSTON, MA 02115	RETIRED NONE	50.00 345.00
7/06/82	MR. FREDERICK E. NAGERS 80 BOYLSTON STREET, ROOM 618 BOSTON, MA 02116	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	250.00 250.00
7/11/82	MR. LEO E. RAIMONDI BOX E DORCHESTER, MA 02122	EMP. NAME REQUESTED - MISSING	100.00 445.00
7/09/82	MR. C. S. DRAPER CHARLES STARK DRAPER LAB INC 555 TECHNOLOGY SQ CAMBRIDGE, MA 02139	RESEARCHER C S DRAPER LABORATORY INC	350.00 350.00 1675.00
7/09/82	MR. VERNE E. HENDERSON 28 MARSHAL ST BROOKLINE, MA 02146	OCC. MISSING - REQUESTED EMP. NAME REQUESTED - MISSING	40.00 230.00
7/06/82	MR. STANLEY L. BEDNAR 38 SHIRLEY RD WALTHAM, MA 02154	EMP. NAME REQUESTED - MISSING	100.00 325.00

TOTAL THIS PERIOD
(LAST PAGE OF THIS PART ONLY)



FUND FOR A CONSERVATIVE MAJORITY

Robert C. Heckman
Chairman

April 10, 1984

Mr. Joe Gaylord
Executive Director
National Republican Congressional
Committee
320 First Street, S.E.
Room 306
Washington, D.C. 20003

Dear Joe:

Subsequent to our conversation of yesterday evening, which included legal counsel for the NRCC, I have looked into the matter surrounding the apparent use of NRCC salt names by other organizations, and specifically by our PAC.

On March 12th, FCM mailed a prospect package to an "nth" name sample from a list entitled "Favorite Conservative Donors". The list was rented from Name Exchange, a list brokerage house in Springfield, Virginia, owned by Michael W. Thompson. According to Jim Waters of your office, one or several of the names on that list were NRCC salts and received copies of the mailing. Mr. Waters has verified that the code number on the pieces that your salts received was "FF8", which was the mailing code assigned to our test of the Favorite Conservative Donors list.

Name Exchange has informed me that Favorite Conservative Donors is owned wholly and exclusively by Paul Dietrich. Name Exchange has also informed me that that information was given to Jim Waters of your office by Name Exchange last week, and by Paul Dietrich in a conversation with Mr. Waters last Wednesday evening. I am also told that Name Exchange has in its possession a signed contract to prove such ownership of the list. Favorite Conservative Donors is not owned in whole or in part by myself, FCM, or (according to Name Exchange's records) by anyone or any group other than Paul Dietrich.

As I mentioned yesterday, I would respectfully request that FCM not be named as a respondent in any complaint that you might file with the Federal Election Commission, the U.S. Postal Service, or any other such body. It is my feeling that this is a reasonable request given the fact that our status in this matter is no more than that of an "innocent bystander"; and that both Mr. Dietrich and Mr. Thompson are more than willing to testify to the ownership of the list.

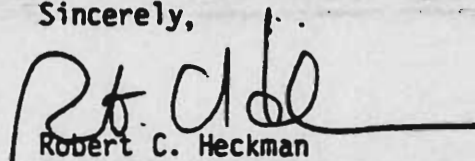
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Mr. Joe Gaylord
April 10, 1984
Page 2

Given the current close relationship between FCM and the NRCC, I can without hesitation pledge to you that we will do everything we can to assist you in straightening out this problem. However, I do hope and expect that such an act of friendship and cooperation will be reciprocated on your part.

Please get in touch if there is more information that we can provide for you.

Sincerely,


Robert C. Heckman
Chairman, Fund for a
Conservative Majority

RCH/jc

cc: J. Curtis Herge, Legal Counsel, FCM
Larry Halloran, Legal Counsel, NRCC
James Waters, Legal Counsel, NRCC

85040510307

85040510308



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR #

1673

Date Filmed

1/9/85

Camera No. --- 2

Cameraman

AS