



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1772

Date Filmed _____ Camera No. --- 2

Cameraman AS

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FEDERAL ELECTION COMMISSION

All routing slips

12 Day Report and Comment Sheets

Letter from Department of Justice re: unrelated matter

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 Maybeth Tarant
date 11/20/84

FEC 9-21-77

84040491247

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Congressman Joseph P. Addabbo,
et. al.

MUR 1772

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 23, 1984, the Commission decided by a vote of 6-0 to take the following actions in MUR 1772:

1. Find no reason to believe that United Technologies Corporation, Robert J. Carlson, the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, violated 2 U.S.C. § 441b(a).
2. Find no reason to believe that the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, violated 2 U.S.C. § 434(b)(3)(A).
3. Find no reason to believe that United Technologies Corporation, the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, Congressman Joseph P. Addabbo, and James P. McDonald violated 2 U.S.C. § 441f.
4. Close the file.

(Continued)

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Certification
First General Counsel's Report
Signed November 19, 1984

5. Approve the letters attached to
the First General Counsel's Report
Signed November 19, 1984.

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

Attest:

11-23-84

Date

Jody C. Hanson

for Marjorie W. Emmons
Secretary of the Commission

84040491249

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

11-20-84, 8:40
11-20-84, 11:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 29, 1984

Robert O. Tiernan, Esquire
Suite 299
1800 M Street, N.W.
Washington, D.C. 20036

Re: MUR 1772
Congressman Joseph P. Addabbo
Committee for Congressman
Joseph P. Addabbo
Louis F. DeSena, as treasurer
James P. McDonald

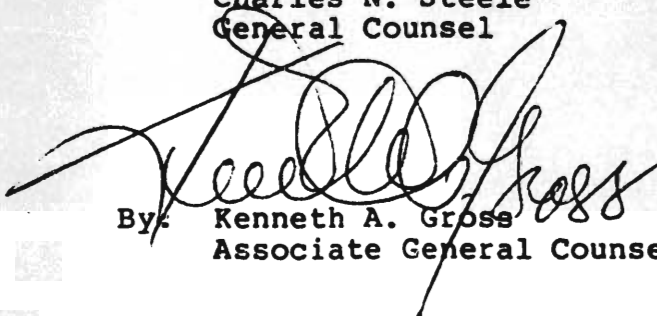
Dear Mr. Tiernan:

On September 10, 1984, the Commission notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on November 23, 1984, determined that on the basis of the information in the complaint, and information provided by the respondents, 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

Enclosure
First General Counsel's Report

84040491250



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 29, 1984

Simeon Golar
Attorney at Law
90 Broad Street
New York, New York 10004

Re: MUR 1772

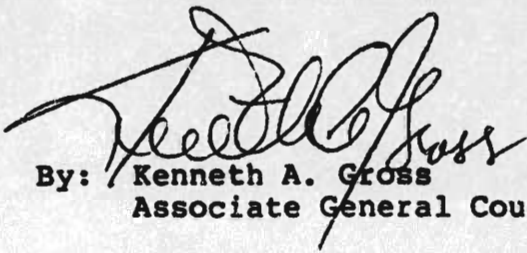
Dear Mr. Golar:

The Federal Election Commission has reviewed the allegations of your complaint received August 31, 1984 and determined that on the basis of the information provided in your complaint and information provided by the Respondents, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

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

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

84740491251



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 29, 1984

Scott D. Gilbert, Esquire
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566
Washington, D.C. 20044

Re: MUR 1772
United Technologies Corporation
Robert J. Carlson

Dear Mr. Gilbert:

On September 10, 1984, the Commission notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on November 23, 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

Enclosure
First General Counsel's Report

84040491232



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Ct*
DATE: November 20, 1984
SUBJECT: MUR 1772 - First General Counsel's Report

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

Open Session _____

Closed Session _____

CIRCULATIONS

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

DISTRIBUTION

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

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SENSITIVE

RECEIVED
FEDERAL ELECTION COMMISSION OF THE FEC
1325 K Street, N.W.
Washington, D.C. 20463
CH. SECRETARY

FIRST GENERAL COUNSEL'S REPORT 81 NOV 20 A8:40

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 11/20/84
8:45

MUR # 1772
DATE COMPLAINT RECEIVED
BY OGC: 08/31/84
DATE OF NOTIFICATION TO
RESPONDENT: 09/10/84
STAFF MEMBER: Marybeth Tarrant

COMPLAINANT'S NAME: Simeon Golar

RESPONDENT'S NAMES: Congressman Joseph P. Addabbo; Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, James P. McDonald, Robert J. Carlson; United Technologies Corporation

RELEVANT STATUTES: 2 U.S.C. §§ 434(b)(3)(A), 441b, 441f

INTERNAL REPORTS
CHECKED:

Reports filed by Addabbo Committee

FEDERAL AGENCIES
CHECKED:

None

SUMMARY OF ALLEGATIONS

The complainant alleges the following violations:

1. United Technologies Corporation ("United Technologies") and its affiliates, Sikorsky Aircraft, Pratt & Whitney, Hamilton Standard and Norden Systems and United Technologies Corporation PAC launched a "concerted, coordinated campaign" to funnel contributions to Congressman Addabbo and the Committee for Congressman Joseph P. Addabbo (the "Committee") in violation of 2 U.S.C. § 441b.

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2. United Technologies caused such contributions to be made in the names of individuals whose employers were identified by the names of affiliates and operating divisions of United Technologies, which was intended to mislead the Federal Election Commission and the public as to the true source of the contributions and which was in violation of 2 U.S.C. § 441f.
3. The Committee, Congressman Addabbo, Louis F. DeSena and James P. McDonald all violated 2 U.S.C. § 441f by reporting or authorizing contributions which were made in the name of another person.

FACTUAL & LEGAL ANALYSIS

On January 4, 1984, Simeon Golar filed a complaint with the Commission naming as respondents Congressman Addabbo, the Committee, Louis F. DeSena, as treasurer, James P. McDonald, United Technologies, Robert J. Carlson and the Northrop Corporation. On March 22, 1984, the Commission determined there was no reason to believe the respondents had violated the Act and closed the file. See MUR 1612 - General Counsel's Report dated March 19, 1984. On May 29, 1984, pursuant to 2 U.S.C. § 437g(a) (8) (A), the complainant filed an action in the United States District Court for the District of Columbia seeking to vacate the Commission's dismissal of the complaint. The action is still pending in the courts. As the Commission is asserting as a defense in that case that the complainant had "failed to exhaust his administrative remedies" with regard to certain allegations,

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Mr. Golar filed a new complaint.

As evidence of the alleged violations in this MUR, the complainant cited 29 contributions, all reported by the Addabbo Committee as being received on or around September 23, 1983, and almost all in amounts of \$400 each, from persons whose employer was listed as either United Technologies, Pratt & Whitney, Sikorsky Aircraft, Hamilton Standard or Norden Systems. In addition, the complainant cited two contributions from United Technologies Corporation PAC at around the same time.

On October 15, 1984, counsel for United Technologies and Robert J. Carlson responded to the complaint. See Attachment 1. According to counsel (see also MUR 1612), Mr. Carlson, former President of United Technologies, hosted a reception/fundraiser at his home on September 23, 1984, for Congressman Addabbo. The Committee was billed and paid for all the expenses associated with the event. */ At the Committee's request, Mr. Carlson suggested a list of persons to be invited to the event. According to counsel, there was a \$200 per person charge for the fundraiser and approximately 125 persons attended. As most of the executives attended the fundraiser with their spouses, the usual contribution was \$400. Counsel states that Mr. Carlson acted voluntarily as a private citizen in lending his home for

*/ In response to the complaint in MUR 1612, the Committee furnished copies of the front sides of the checks demonstrating payment of the costs of the fundraiser. Although the complainant, in paragraph 17 of this complaint, states that the numeric order of the checks does not coincide with the dates of the checks, that evidence alone does not indicate that the Committee failed to pay for the fundraiser.

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the fundraiser and that United Technologies did not participate in any way in the event.

Pursuant to 2 U.S.C. § 441b(a), a corporation is prohibited from making a contribution in connection with a federal election and a political committee is prohibited from knowingly accepting such a contribution. In addition, any officer or director of a corporation is prohibited from consenting to such a contribution by the corporation. Pursuant to 2 U.S.C. § 441b(b)(2), the term "contribution" includes any direct or indirect payment, distribution, loan, advance, deposit or gift of money, or any services, or anything of value to any candidate or campaign committee in connection with any election to federal office.

The complainant has provided no evidence that United Technologies was involved in any way with the fundraiser except to show that some of its employees and/or employees of its affiliates, made contributions to the Committee. In addition, there is no evidence that United Technologies was responsible for the contributions in question. It is apparent that most of those attending the fundraiser made contributions of \$400 because of the \$200 per person charge. It is not unusual that Mr. Carlson would invite fellow employees to the fundraiser nor is it evidence of any orchestration on the part of United Technologies. In light of the above facts, the Office of the General Counsel recommends that the Commission find no reason to believe that United Technologies, Robert J. Carlson and the Committee violated 2 U.S.C. § 441b(a).

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The second allegation concerns the naming of employers by certain contributors. According to the complainant certain contributors to the Committee named as an employer either Pratt & Whitney, Hamilton Standard, Sikorsky Aircraft or Norden Systems, all affiliates of United Technologies, instead of naming United Technologies, the parent corporation, as their employer. In addition, the complainant alleges that since United Technologies is the true source of the money, that these contributions were made in the names of others in violation of 2 U.S.C. § 441f.

Pursuant to 2 U.S.C. § 434(b)(3)(A), a political committee is required to report the identification of each individual whose aggregate contributions are in excess of \$200. Under 2 U.S.C. § 431(13), the term "identification" includes the name, mailing address and occupation of the individual, as well as the name of his or her employer. Pursuant to 2 U.S.C. § 441f, a person is prohibited from making a contribution in the name of another person or to knowingly permit his name to be used to effect such a contribution.

As for the reporting of the contributors' employers, there is nothing in the Act or the Commission's regulations which requires a contributor to give the name of his employer's parent corporation nor for a political committee to report such information. Counsel for Congressman Addabbo, the Committee, Louis F. DeSena and James P. McDonald stated in his response (see Attachment 2) that the Committee's reporting of these

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contributions was in compliance with the Act. See Attachment 3. As this appears to be so, the Office of the General Counsel recommends that the Commission find no reason to believe that the Committee and Louis F. DeSena, as treasurer, violated 2 U.S.C. § 434(b) (3) (A).

With regard to the alleged section 441f violations, as demonstrated earlier, the complainant has provided no evidence that United Technologies was involved in the making of the contributions. When the complainant states that United Technologies is the true source of the money, it is not clear whether the complainant means that United Technologies caused the contributions to be made by soliciting them or rather that United Technologies actually gave the money to the contributors in order to make the contributions. There is, however, absolutely no evidence that the contributors listed in the complaint did not make those contributions with their own funds. In light of this fact, the Office of the General Counsel recommends that the Commission find no reason to believe that United Technologies violated 2 U.S.C. § 441f.

The third allegation accuses Congressman Addabbo, the Committee, Louis F. DeSena, as treasurer, and James P. McDonald, who is Assistant Treasurer of the Committee, of violating 2 U.S.C. § 441f by authorizing and reporting contributions which were made by persons in the names of other persons. Pursuant to 2 U.S.C. § 441f, a person is prohibited from knowingly accepting a contribution made by one person in the name of another person.

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As shown earlier, there is no evidence that the contributors named in the complaint did not make the contributions in question from their own funds. In light of this, the Office of General Counsel recommends that the Commission find no reason to believe that Congressman Addabbo, the Committee, Louis F. DeSena, as treasurer, and James P. McDonald violated 2 U.S.C. § 441f. In addition, this Office recommends that the Commission close the file in this matter.

RECOMMENDATIONS

1. Find no reason to believe that United Technologies Corporation, Robert J. Carlson, the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, violated 2 U.S.C. § 441b(a).
2. Find no reason to believe that the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, violated 2 U.S.C. § 434(b)(3)(A).
3. Find no reason to believe that United Technologies Corporation, the Committee for Congressman Joseph P. Addabbo and Louis F. DeSena, as treasurer, Congressman Joseph P. Addabbo, and James P. McDonald violated 2 U.S.C. § 441f.
4. Close the file.
5. Approve the attached letters.

Charles N. Steele
General Counsel

By:

Kenneth A. Gross
Associate General Counsel

Date

Attachments

1. Response from counsel representing United Technologies Corporation and Robert J. Carlson
2. Response from counsel representing the Committee for Congressman Joseph P. Addabbo et al.
3. Pages from the Committee's reports
4. Proposed letters

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COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N.W.

P. O. BOX 7566

WASHINGTON, D. C. 20044

TELEPHONE
(202) 662-6000

WRITER'S DIRECT DIAL NUMBER

202/662-5498

TW 710 662-6000 (CS WSH)
TELE 66-662 (COVING WSH)
TELETYPE INFORMATION:
(202) 662-6460
CABLE: COVING

October 15, 1984

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

Re: MUR 1772

Dear Mr. Steele:

This letter is submitted on behalf of Robert J. Carlson and United Technologies Corporation ("Respondents") in response to the written complaint dated August 30, 1984, filed by Simeon Golar in the above-entitled matter. In Counts II and III of his Complaint, Mr. Golar alleges that Respondents violated the Federal Election Campaign Act ("Act"), in particular, 2 U.S.C. §§ 441b and 441f, by engaging in a "concerted, coordinated campaign to funnel contributions to Addabbo and the Campaign Committee" in connection with the September 23, 1983, fundraising reception that was the subject of MUR 1612.

Mr. Golar's instant complaint against Respondents amounts to no more than a rehash of his unfounded claim in MUR 1612, which was quite properly dismissed by the Commission. As before, Mr. Golar provides no documentation to support his wild and, on their face we would submit, unsupported allegations. In fact, were it not for the seriousness of Mr. Golar's misuse of the administrative and judicial processes, his allegations would be laughable.

As shown below, Mr. Golar's complaint, like his complaint in MUR 1612, is plainly without merit and, as in MUR 1612, the Federal Election Commission should find no

Attachment 1 ①

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Charles N. Steele, Esq.
October 15, 1984
Page Two

reason to believe that Mr. Carlson or United Technologies has violated the Act.*/

Facts

The complaint in this proceeding and that in MUR 1612 center around a reception held on September 23, 1983, at the home of Mr. Carlson to raise funds for the Committee for Congressman Joseph P. Addabbo ("Committee"). At the time of the reception, Mr. Carlson was President of United Technologies Corporation, a Delaware corporation engaged in the manufacture and sale of products in major market sectors such as power, electronics and building systems.

As stated in our response of February 14, 1984, in MUR 1612, Mr. Carlson voluntarily hosted at his home in Avon, Connecticut, the reception in question, an event lasting just over two hours and attended by approximately 125 individuals. The reception featured food, liquor and beverages and a banjo performance, all of which were billed to and paid for by the Committee.**/ In hosting the reception, Mr. Carlson acted entirely as a private citizen, without any participation or approval by United Technologies. Neither Mr. Carlson nor United Technologies incurred or paid any expenses in connection with Mr. Carlson's private hosting of this reception.

*/. Notwithstanding Mr. Golar's admission in paragraphs 10 and 12 of his complaint that all matters herein were raised and disposed of in MUR 1612, we will address the central question raised by his complaint concerning the alleged funneling conspiracy. To the extent, however, that the complaint raises matters specifically dealt with in MUR 1612, we rely on our submission and the Commission's decision in that MUR.

**/ See Respondents' response of February 14, 1984, and the Commission's determination in MUR 1612.

Because Mr. Carlson was kind enough to volunteer to provide the use of his home for the September 23, reception, he was asked by the Committee, as is customary in fundraising receptions of this kind, to suggest a list of persons that he would like to have invited to the event. Mr. Carlson provided such a list to the Committee, which list included social acquaintances and business colleagues. We believe that invitations (at \$200 per person) subsequently were issued by the Committee to those persons and others, twenty-nine of whom are identified at paragraph 19 of Mr. Golar's instant complaint. To our knowledge, the individuals so identified attended the reception with spouses. Mr. Carlson did not keep track of the attendees; and he incurred and paid no expenses in connection with the issuance of such invitations. Again, United Technologies did not participate in any way in the event.

Discussion

In his latest complaint, Mr. Golar alleges that the Respondents have violated 2 U.S.C. § 441a and § 441f by virtue of the fact that the reports filed with the Commission by the Committee disclose a number of contributions by executives of United Technologies or its affiliates to the Committee in similar amounts at or about the date of the September 23 reception. Mr. Golar states that such contributions "must obviously have been the result of a centrally coordinated, concerted action by United Technologies and others under its control to funnel contributions to Adcabbo" and that "all such acts . . . and contributions should be imputed to the true principal behind these contributions -- United Technologies."

These ill-conceived allegations have no merit. As described above, Mr. Carlson made no expenditures in hosting the reception; he acted voluntarily as a private citizen, and simply provided to the Committee a list of persons that he would like to have invited to the reception at his home. Mr. Carlson did not pay for the invitations, and he did not keep track of those attending the event. That those of his colleagues who accepted the Committee's invitation to attend the reception made contributions to the Committee, as alleged by Mr. Golar, at or about the date of the event in "mostly identical amounts of \$400 each" is not surprising in

Charles N. Steele, Esq.
October 15, 1984
Page Four

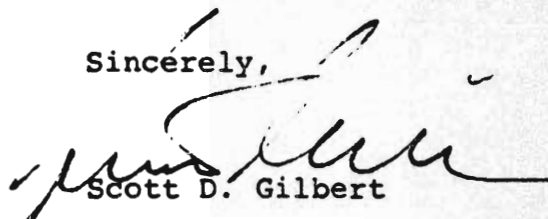
light of the \$200 per person charge to attend the fundraiser and the fact that most married executives attend receptions with their spouses. Thus, as the Commission found in MUR 1612, Mr. Carlson's volunteer activity, involving no expenditures, was entirely permissible under the Act. See 2 U.S.C. § 431(8)(B)(ii); 11 C.F.R. § 100.7(b)(4). In fact, had he so chosen, Mr. Carlson could have spent up to \$1000 on invitations, food and beverages for the event. See 2 U.S.C. § 431(8)(B)(ii); 11 C.F.R. § 100.7(b)(6).

Moreover, this second attempt by Mr. Golar to tar United Technologies because of the private, volunteer activity by its employee Mr. Carlson is entirely irresponsible and without substance. As stated in our response of February 14, 1984, and repeated above, United Technologies played no part whatsoever in the Committee event; it made no expenditures for the holding of the reception; and it had no involvement in the decision of any individual whether to attend such an event.

Conclusion

For the above-stated reasons, the Commission should find no reason to believe that Robert J. Carlson or United Technologies Corporation violated any provisions of the Act, and Mr. Golar's second complaint against Respondents should be dismissed.

Sincerely,


Scott D. Gilbert

T-ent

LAW OFFICES
ROBERT O. TIERNAN
SUITE 200
1800 M STREET, N.W.
WASHINGTON, D.C. 20036
(202) 638-6617
September 27, 1984

BY HAND

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

Re: MUR 1772
Joseph P. Addabbo
Louis F. De Sena
James P. McDonald

Dear Mr. Gross:

This letter is in response to the General Counsel's notice of September 10, 1984 that a complaint had been filed with the Federal Election Commission ("FEC") which alleges that there may have been violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). Respondents appreciate this opportunity to demonstrate, in writing, that no action should be taken on the basis of this complaint, and wish to set forth their reasons, both factual and legal, why the FEC should take no action against them in connection with this matter pursuant to the Act and FEC regulations.

It is the contention of Respondents that the complaint in this matter sets forth no facts, and provides no documentation, to support any alleged violations of the Act. In fact, the complaint in MUR 1772 merely reiterates and explicitly repeats the allegations which were the subject of MUR 1612. In a letter to Respondents dated March 28, 1984, the FEC notified my clients that with regard to MUR 1612 "(t)he Commission, on March 22, 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".

Following the FEC's dismissal of the allegations in MUR 1612, Complainant filed an action in the United States District Court for the District of Columbia against the

Attachment 2

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SEP 28 1984
FBI - WASH DC

FEC seeking to vacate the FEC's dismissal of his complaint in MUR 1612. As is acknowledged in the complaint in the instant matter, MUR 1772, the civil action against the FEC is still pending before the District Court and is, therefore, unresolved. Now Complainant is back before the FEC with the same allegations seeking yet a third bite at the apple. Since the merits of this matter have already been determined by the FEC, and the allegations by Complainant dismissed by the appropriate investigative agency, Complainant's return trip to the FEC without any additional facts or documentation constitutes an abuse of process and should be quickly concluded.

Count I of the complaint in MUR 1772 merely recites the prior history of these unwarranted, unsupported allegations when they were set forth in MUR 1612. No new facts, no additional allegations are made in this Count.

Count II of the complaint in MUR 1772 alleges a "centrally coordinated, concerted action by United Technologies and others under its control to funnel contributions" to Respondent Addabbo and cites twenty nine individual contributions received within a three week period to conclude that all these contributions "should be imputed to the true principal behind these contributions -- United Technologies". Nothing in fact, in the Act, or FEC regulations supports such a conclusion that political contributions from individuals associated or employed by a corporation or any of its subsidiaries, branches, divisions, or affiliates shall be imputed to the corporate principal and therefore prohibited. Such a conclusion is simply legally incorrect.

Factually, it has been previously stated that the Committee for Congressman Joseph P. Addabbo sponsored and put on a fundraising event at a private residence on September 23, 1983. All costs and expenses associated with this fundraiser were billed to and paid for by this Committee and appropriately reported in FEC reports. Individuals and persons properly solicitable under the Act and FEC regulations were asked to attend the fundraiser and contribute to the Committee. All such contributions were received by the Committee from such individuals and other persons and recorded and reported in accordance with the Act and FEC regulations.

Although Count III' in the complaint in MUR 1772 presents no allegations which involve Respondents, it presents a factual context and makes a legal conclusion which is the predicate for Count IV. Therefore, it should be noted that in Count III Complainant is in total error with regard to the scope of 2 U.S.C. §441f and the factual circumstances to which this provision applies. This section of the Act

has no application whatsoever to the proper identification of the employers of itemized contributors, which is the apparent crux of the allegations in this Count.

Finally, in Count IV, Complainant alleges that Respondents committed a violation by reporting contributions to the FEC "under the names of individuals whose employers were identified by the names of affiliates and operating divisions of United Technologies", and by knowingly accepting contributions "from United Technologies from persons with other names". With regard to the reporting of contributions and the identification of contributors, the Committee has reported these contributions to the FEC in accordance with the requirements of 11 CFR 104.8(a) which states: "A reporting committee shall disclose the identification of each individual who contributes an amount in excess of \$200. This identification shall include the individual's name, mailing address, occupation, the name of his or her employer, if any, and the date of receipt and amount of any such contribution." (emphasis added) There is no requirement in the Act or FEC regulations to also include the parent corporation's identification where the division or affiliate employer information is properly given.

As far as the allegation that Respondents knowingly accepted contributions "from United Technologies from persons with other names" is concerned, Respondents are unable to discern the meaning, or any legal implications under the Act, from such a non sequitur. As was stated above, contributions which were made to the Committee for the September 1983 fundraiser were reported to the FEC in the names of the individual contributors in accordance with the Act and FEC regulations. If this charge is to be taken in the same context as the allegations in Count III, then Complainant has again erroneously misunderstood and mistated the legal scope of 2 U.S.C. §441f and misapplied the prohibition of this provision to the facts.

Respondents appreciate this opportunity to demonstrate that no action should be taken against them on the basis of this complaint titled MUR 1772. On the basis of the items set forth in the complaint and the rejoinders in this response, Respondents believe the General Counsel should now forward to the Commission a recommendation that the FEC finds no reason to believe that any of the Respondents in this matter have committed, or is about to commit, a violation of statutes or regulations over which the Commission has jurisdiction.
11 CFR 111.7

MUR 1772
September 27, 1984
Page 4

Should there be any further questions with regard to this matter, Respondents would be happy to answer the FEC's inquiries. Such questions regarding this matter should be communicated to Robert O. Tiernan or David E. Osterhout of this firm at (202) 638-6617.

Very truly yours,

Robert O. Tiernan
ROBERT O. TIERNAN / by deo

David E. Osterhout
DAVID E. OSTERHOUT

DEO/do

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8

REPORT OF RECEIPTS AND DISBURSEMENTS For an Authorized Committee

(Summary Page)

1. Name of Committee (in Full)
COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDA

2. FEC Identification Number
004663

Address (Number and Street)
96-11 101st Avenue

City, State and ZIP Code
Ozone Park, New York 11416

3. Is this Report on Amendment?
☐ YES ☒ NO

4. Check if address is different than previously reported.

TYPE OF REPORT

- ☐ April 15 Quarterly Report
- ☐ July 15 Quarterly Report
- ☐ October 15 Quarterly Report
- ☒ January 31 Year End Report
- ☐ July 31 Mid Year Report (Non-election Year Only)
- ☐ Twelfth day report preceding election on _____ in the State of _____
- ☐ Thirtieth day report following the General Election on _____ in the State of _____
- ☐ Termination Report

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

SUMMARY

	Column A This Period	Column B Calendar Year-to-Date
5. Covering Period <u>7-1-83</u> Through <u>12-31-83</u>		
6. Net Contributions (other than loans):		
(a) Total Contributions (other than loans) (from Line 11e)	\$241,516	\$363,906
(b) Total Contribution Refunds (from Line 20d)	\$ 0	\$ 0
(c) Net Contributions (other than loans) (Subtract Line 6b from 6a)	\$241,516	\$363,906
7. Net Operating Expenditures:		
(a) Total Operating Expenditures (from Line 17)	\$116,764	\$187,504
(b) Total Offsets to Operating Expenditures (from Line 14)	\$ 2,574	\$ 2,574
(c) Net Operating Expenditures (Subtract Line 7b from 7a)	\$114,190	\$184,930
8. Cash on Hand at Close of Reporting Period (from Line 27)	\$431,411	
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C or Schedule D)	\$ 1,000	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	\$ 0	

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

For further information, contact:

Federal Election Commission
Toll Free 800-424-9630
Local 202-623-4088

Jim McDonald
Type or Print Name of Treasurer

Asst. Jim McDonald
Signature of Treasurer

1-31-84
Date

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. 5437c.

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 3 (3/83)

Attachment 3.

9

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

Name of Committee (In Full)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADAMS

Report Covering the Period

From 1-81

To 12-31-83

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 Committee

(Memo Entry Unitized \$42,868)

(b) Political Party Committees

(c) Other Political Committees

(d) The Candidate

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

12. TRANSFERS FROM OTHER AUTHORIZED COMMITTEES

13. LOANS:

(a) Made or Guaranteed by the Candidate

(b) All Other Loans

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

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

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

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

II. DISBURSEMENTS

17. OPERATING EXPENDITURES

18. TRANSFERS TO OTHER AUTHORIZED COMMITTEES

19. LOAN REPAYMENTS:

(a) Of Loans Made or Guaranteed by the Candidate

(b) Of All Other Loans

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

20. REFUNDS OF CONTRIBUTIONS TO:

(a) Individuals/Persons Other Than Political Committee

(b) Political Party Committees

(c) Other Political Committees

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

21. OTHER DISBURSEMENTS

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

III. CASH SUMMARY

23. CASH ON HAND AT BEGINNING OF THE REPORTING PERIOD

24. TOTAL RECEIPTS THIS PERIOD (From Line 16)

25. SUBTOTAL (Add Line 23 and Line 24)

26. TOTAL DISBURSEMENTS THIS PERIOD (From Line 22)

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

COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
\$401,718	\$401,703
2,500	2,500
12,100	107,703
0	0
441,518	463,906
0	0
0	0
0	0
0	0
2,578	2,578
14,665	19,915
258,761	386,399
116,764	187,504
0	0
0	0
0	0
0	0
0	0
0	0
0	0
0	0
0	0
116,764	187,504

\$ 289,414

\$ 258,761

\$ 548,175

\$ 116,764

\$ 431,411

SCHEMATIC

COMMITTEE FOR CONGRESSMAN JOSEPH P. ROSENBERG

ITEMIZED RECEIPTS

PAGE 1 (11A)

INDIVIDUAL CONTRIBUTIONS

✓ MR. LATHAM L. ALLISON
272 SOUTH MAIN STREET
WEST HARTFORD,
CT 06187

SINORBY AIRCRAFT

07-11-83 0 400 PRIMARY
0
0

SENIOR VICE PRESIDENT
AGGREGATE YTD-4400

Mr. James S. Abrams
711 Fifth Avenue
New York,
NY 10022

Allen & Company, Inc.

11-16-83 0 300 PRIMARY
0
0

Executive Vice President
AGGREGATE YTD-4300

Mr. Paul B. Angiolillo
Motts Cove Road
Roslyn,
NY 11576

Atlantic Spice Company

11-16-83 0 300 PRIMARY
0
0

President
AGGREGATE YTD-4300

Mr. Joseph A. Antonuccio
485 East 35th Street
New York,
NY 10022

Past, Harwick, Mitchell, Inc.

12-09-83 0 300 PRIMARY
0
0

Vice President
AGGREGATE YTD-4300

Mr. Owen S. Ard
2112 Dearborn
Linton,
OK 73501

Home Savings & Loan Assoc.

12-09-83 0 1000 PRIMARY
0
0

Vice President
AGGREGATE YTD-61000

Mr. Andrew Argiriadi
1873 Clay Avenue
Palham,
NY 10963

Camron Reliance Paint Co., Inc

12-09-83 0 1000 PRIMARY
0
0

President
AGGREGATE YTD-61000

Mr. Boyle Argiriadi
2 Pebble Beach Drive
Purchase,
NY 10577

Reliance Marine Applicators

12-09-83 0 1000 PRIMARY
0
0

President
AGGREGATE YTD-61000

11

MEMO

LINE NUMBER 1110

COMMITTEE OF CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

Mr. Joseph Aaro
66 East Dover Street
Valley Stream,
NY 11580

Sweet & Lee
Vice President
AGGREGATE YTD-61300

12-09-83

1000

PRIMARY

MR. DONALD BASS
2481 WALTERS COURT
BELLMORE,
NY 11710

BASS & D'ALESSANDRO
PRESIDENT
AGGREGATE YTD-9250

09-16-83

250

PRIMARY

MR. LOUIS BECK
485 MADISON AVENUE
NEW YORK,
NY 10022

SELF-EMPLOYED
ATTORNEY
AGGREGATE YTD-81000

09-06-83

1000

PRIMARY

MR. RICHARD BENSTEIN
400 COLES CIRCLE
SALISBURY,
MD 21001

K & L MICROWAVE, INC.
PRESIDENT
AGGREGATE YTD-4250

08-08-83

250

PRIMARY

MR. RAYMOND M. DOUGHE
SHUTTER LANE
OYSTER BAY COVE,
NY 11771

ARMITH INDUSTRIES
VICE PRESIDENT
AGGREGATE YTD-6500

09-16-83

500

PRIMARY

✓ MR. DONALD L. BROWN, JR.
24 PILGRIM ROAD
WEST HARTFORD,
CT 06117

PRATT & WHITNEY
VICE PRESIDENT
AGGREGATE YTD-4400

09-16-83

400

PRIMARY

Mr. Rex H. Ball
P.O. Box 1845
Oklahoma City,
OK 73101

MTB, Inc.
Chairman and CEO
AGGREGATE YTD-61000

12-09-83

1000

PRIMARY

SCHEDULE A

LINE NUMBER 11/4

Committee FOR CONGRESSMAN JOSEPH P. ADDABBO

INDIVIDUAL CONTRIBUTIONS

Mr. John V. Baus
831 Gov. Nichols
New Orleans,
LA 70116

Jones Moller
Vice President
AGGREGATE YTD-4300

11-16-83 \$ 300 PRIMARY
0
0

Mr. Frank E. Bengert
25 Sherman Avenue
Closter,
NY 07624

Petco Associates
President
AGGREGATE YTD-4300

11-16-83 \$ 300 PRIMARY
0
0

✓ Mr. Selwyn D. Berson
102 Oak Bluf
Avon,
CT 06001

Pratt & Whitney
Group Exec. Vice President
AGGREGATE YTD-4400

09-23-83 \$ 400 PRIMARY
0
0

✓ Mr. Patrick K. Bolger
35 Lawrence Drive
Longmeadow,
MA 01106

Hamilton Standard
Senior Vice President
AGGREGATE YTD-4400

10-04-83 \$ 400 PRIMARY
0
0

✓ Mr. Robert E. Breeding, Sr.
166 Palisado Avenue
Windsor,
CT 06095

Hamilton Standard
Vice President
AGGREGATE YTD-4400

09-23-83 \$ 400 PRIMARY
0
0

Mr. Daniel A. Breen
5618 Briar Drive
Houston,
TX 77056

Daniel Breen & Company
President
AGGREGATE YTD-4300

11-16-83 \$ 300 PRIMARY
0
0

Steven Briggerman, Esq.
888 16th Street, N.W. 0700
Washington, D.C.
20006

Hamel & Park
Partner
AGGREGATE YTD-4300

11-16-83 \$ 300 PRIMARY
0
0

SCHEDULE A

ITEM ... DATE

LINE NUMBER (11A)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

Mr. Robert M. Brooks
210 7th Street, S.E. 00-15
Washington, D.C.
20003

Evergreen Associates.

11-22-83 1000 PRIMARY
11-22-83 1000 GENERAL
0

Consultant
AGGREGATE YTD-40000

Mr. Grove E. Bryant
59 Via Hermosa
Orinda,
CA 94563

Petromark, Inc.

11-03-83 1000 PRIMARY
0
0

Vice President
AGGREGATE YTD-41000

Mr. William L. Bucknall
5 Oak Ridge Drive
Bethany,
CT 06525

Pratt & Whitney

10-04-83 400 PRIMARY
0
0

Vice President
AGGREGATE YTD-6400

Mr. Daniel B. Burns
100 W. 57th Street
New York,
NY 10019

Randich Press, Inc.

11-16-83 300 PRIMARY
0
0

Senior Vice President
AGGREGATE YTD-6300

Mr. William M. Butler
1777 N. Kent 0009
Arlington,
VA 22209

Beech Aircraft

10-21-83 500 PRIMARY
0
0

Manager-Congressional Affairs
AGGREGATE YTD-6000

MR. RAFAEL CALDERA
72003 JOSHUA TREE
PALM DESERT,
CA 92260

AMEX SYSTEMS, INC.

07-25-83 300 PRIMARY
0
0

CHAIRMAN OF THE BOARD
AGGREGATE YTD-6300

MR. THOMAS J. CARROLL
74 BROAD STREET
LINDENHURST,
NY 11757

COAST-LINE DISTRIBUTORS

09-16-83 500 PRIMARY
0
0

PRESIDENT
AGGREGATE YTD-4500

SCHEDULE A

IT - 102 835 YTD

LINE NUMBER 111A

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

MR. BURTON CHERTOK
243 MYNDAMEN AVENUE
NORTH BABYLON,
NY 11703

BURTON INDUSTRIES

03-16-83 \$ 500 PRIMARY

PRESIDENT
AGGREGATE YTD-\$500

✓ MR. RICHARD J. COAR
37 KNOX HILL
GLASTONBURY,
CT 06033

UNITED TECHNOLOGIES

09-16-83 \$ 400 PRIMARY

SENIOR VICE PRESIDENT
AGGREGATE YTD-\$400

MR. JAMES J. CURRAN , JR.
200 WASHINGTON STREET
POTTSVILLE,
PA 17901

SELF-EMPLOYED

07-25-83 \$ 300 PRIMARY

ATTORNEY
AGGREGATE YTD-\$300

Ms. Jessie M. Canning
35 Setton Place
New York,
NY 10022

Baron/Canning and Company, Inc

10-04-83 \$ 1000 PRIMARY

Consultant
AGGREGATE YTD-\$1000

Mr. Gus Caras
2344 S. Rolfe Street
Arlington,
VA 22202

Opden

11-16-83 \$ 300 PRIMARY

Vice President
AGGREGATE YTD-\$300

Mr. Frederick J. Carville
111 E. Chestnut Street
Rose,
NY 13440

Sperry

11-07-83 \$ 1000 PRIMARY

Sales Manager
AGGREGATE YTD-\$1000

Mrs. Marlene J. Carville
3 Stone Bridge Road
New Hartford,
NY 13413

School Teacher
AGGREGATE YTD-\$1000

11-07-83 \$ 1000 PRIMARY

SCHEDULE A

ITE.

LINE NUMBER 11(4)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDONDI

INDIVIDUAL CONTRIBUTIONS

MR. FRANK Y. DERASIO
9C BOUNOVLEN GARDENS
PORT WASHINGTON,
NY 11050

ROLEX FASTENERS

09-16-63 0 250 PRIMARY

SALES MANAGER
AGGREGATE YTD-4250

MR. ROBERT DIAMOND
189 UNION AVENUE
HARRISON,
NY 10528

SELF-EMPLOYED

07-25-63 0 1000 PRIMARY

SALESMAN
AGGREGATE YTD-41000

Mr. Robert F. Daniell
29 Cobblers Hill Road
Trembull,
CT 06611

United Technologies

09-23-63 0 400 PRIMARY

Senior Vice President
AGGREGATE YTD-6400

Mr. Noble L. Darrow
64 Riegelsmann Street
Staten Island,
NY 10302

Self-employed

12-09-63 0 1000 PRIMARY

AGGREGATE YTD-41000

Mrs. Ann T. Darrow
64 Riegelsmann Street
Staten Island,
NY 10302

12-09-63 0 1000 PRIMARY

Housewife
AGGREGATE YTD-41000

Mr. Charles S. Daun
1 Fairway Drive
Manhasset,
NY 11030

H & D Transmission Service

12-09-63 0 350 PRIMARY

President
AGGREGATE YTD-6350

Mr. John J. Davin
3 Birchwood Court
Blauvelt,
NY 10913

Ogden Marine, Inc.

11-16-63 0 300 PRIMARY

Vice President
AGGREGATE YTD-4300

SCHEDULE II

ITEM NO.

LINE NUMBER (110)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

MR. RICHARD GORDON
125 DELACROIX ROAD
AVON,
CT 06001

RICHARD GORDON INTERESTS

07-10-83 \$ 400 PRIMARY

OWNER AND INSIDER AT
AGGREGATE YTD-0400

MS. CELIA SANDMOTTER
2385 BARBER AVENUE
BROOKLYN,
NY 10467

WESTERN CORPORATION

09-06-83 \$ 500 PRIMARY

ASSISTANT TREASURER
AGGREGATE YTD-0500

MR. J. COLIN GREEN
97 GREENBRIER ROAD
TUNNUNHILL,
CT 06611

SINKOVSKY AIRCRAFT

09-16-83 \$ 400 PRIMARY

VICE PRESIDENT
AGGREGATE YTD-0400

MR. BERNARD GRILL
GARVIES PT. ROAD
GLENN COVE,
NY 11542

LINDO MFG. CORP.

09-16-83 \$ 500 PRIMARY

PRESIDENT
AGGREGATE YTD-0500

MR. ANTHONY GUARIELLA
7 HERMONOOD DRIVE
JERICHO,
NY 11753

MEDTECH CORPORATION

09-06-83 \$ 500 PRIMARY

VICE PRESIDENT
AGGREGATE YTD-0500

Mr. Richard F. Gamble
127 Orchard Road
West Hartford,
CT 06117

United Technologies

09-23-83 \$ 400 PRIMARY

Senior Vice President
AGGREGATE YTD-0400

Mr. G. Gardini
9 Bay Link Drive
Rosetonque,
NY 11750

G & M

12-14-83 \$ 1000 PRIMARY

Vice President
AGGREGATE YTD-01000

SCHEDULE A

LINE NUMBER 11 (A)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDABO

INDIVIDUAL CONTRIBUTIONS

Ms. Nilya Sardin
9 Bay Link Drive
Massapequa,
NY 11758

Housewife
AGGREGATE YTD-\$1000

12-14-83 1 1000 PRIMARY
0
0

Mr. Charles M. Gill
6 Appleby Lane
East Brunswick,
NJ 08816

Post, Marwick, Mitchell, Inc.

12-09-83 1 500 PRIMARY
0
0

Division Manager
AGGREGATE YTD-\$500

Mr. Harry J. Gray
11 High Street
Farmington,
CT 06032

Pratt & Whitney

10-04-83 1 400 PRIMARY
0
0

Vice President
AGGREGATE YTD-\$400

Mr. Thomas F. Green
384 Moffitt Blvd.
Islip,
NY 11751

Lasticks

11-07-83 1 250 PRIMARY
0
0

President
AGGREGATE YTD-\$250

Mr. C. H. Guernsey, Jr.
6220 N.W. Grand Blvd.
Oklahoma City,
OK 73112

C.H. Guernsey & Co.

12-09-83 1 250 PRIMARY
0
0

Consulting Engineer
AGGREGATE YTD-\$250

Mr. Robert J. Summer
One World Trade Center
New York,
NY 10048

Deloitte Haskins & Sells

11-16-83 1 300 PRIMARY
0
0

Senior Technical Partner
AGGREGATE YTD-\$300

MR. HERBERT HENZ
454 WEST 126TH STREET
NEW YORK,
NY 10027

HEILLOT MACHINE PRODUCTS

07-25-83 1 250 PRIMARY
0
0

PRESIDENT
AGGREGATE YTD-\$250

SCHEDULE A

FORM 1040-1

LINE NUMBER 11(D)

COMMITTEE FOR CONGRESSMAN JOSEPH P. RODINO

INDIVIDUAL CONTRIBUTION

✓ MR. RUSSELL S.
1 CEDAR ROAD
LONGMEADOW,
MA 01106

HUSLEY

MR.

HAMILTON STANDARD

09-16-83

\$

400

PRIMARY

VICE PRESIDENT
AGGREGATE YTD-4400

Mr. Joseph E.
277 Roselle Street
Mineola,
NY 11502

Hill

Self-employed

11-07-83

\$

1000

PRIMARY

Consultant
AGGREGATE YTD-81000

Mrs. Mildred D.
277 Roselle Street
Mineola,
NY 11502

Hill

11-07-83

\$

1000

PRIMARY

Housewife
AGGREGATE YTD-81000

Mr. Raymond J.
345 Park Avenue
New York,
NY 10154

Morowitz

Grechard, Mashovitz,
McSodrick

11-16-83

\$

300

PRIMARY

Vice President
AGGREGATE YTD-8300

✓ Mr. Edward H.
625 Orchard Lane
Franklin Lakes,
NJ 07417

Irving

United Technologies

09-23-83

\$

400

PRIMARY

Senior Vice President
AGGREGATE YTD-6400

MR. JAMES B.
P.O. BOX 878
POPPARD BEACH,
FL

JONES

NAVATRONICS, INC.

08-08-83

\$

1000

PRIMARY

PRESIDENT
AGGREGATE YTD-61000

Mr. Don B.
No. 28 Constitution
Altus,
OK 73521

Jones

Arkla Gas

12-09-83

\$

250

PRIMARY

Manager of Operations
AGGREGATE YTD-6250

SCHEDULE A

COMMITTEE FOR CONGRESSMAN JOSEPH R. ADDARIO

Mr. Jacobus Kasper, Jr.
2700 Virginia Avenue, N.W. 0711
Washington, D.C.
20037

Diagnostic Retrieval System

VP-Washington Operations
AGGREGATE YTD-41000

Mrs. Constance L. Kasper
2700 Virginia Avenue, N.W. 0711
Washington, D.C.
20037

Housewife
AGGREGATE YTD-41000

Mr. Yong C. Kim
3437 Hudson Place
Fremont,
CA 94536

YK Enterprises, Inc.

President
AGGREGATE YTD-6400

Mr. William Kingston
187 Washington Post Drive
Wilton,
CT 06897

Norden Systems

Vice President
AGGREGATE YTD-4400

Mr. Michael Klebanoff
200 Park Avenue
New York,
NY 10017

Ogden Marine, Inc.

President and CEO
AGGREGATE YTD-4300

Mr. Donald R. Krenz
6 Country Lane
Westport,
CT 06880

Ogden Corporation

Executive Vice President
AGGREGATE YTD-4300

MR. LAWRENCE LIGHT
460 GRAND BLVD.
WESTBURY,
NY 11593

BONDED PACKAGING CORP.

PRESIDENT
AGGREGATE YTD-4300

NAME: ONERESSNA JOSEPH P. ADDABO
LINE NUMBER: 111
INDIVIDUAL CONTRIBUTION:

MR. J. J. MARINELLO
17 PARK AVENUE
ROSELAND, N.J. 07068
INTERNATIONAL BOARD
DEPUTY COMMAND
AGGREGATE YTD-6250

MR. JOHN MAROTTA
555 GERRARD AVENUE
BRONX, NY
MATION CORPORATION
PRESIDENT
AGGREGATE YTD-8500

MR. VINCENT M. MASSING
161 BACON ROAD
OLD WESTBURY, NY 11568
H. M. HUGHES COMPANY
PRESIDENT
AGGREGATE YTD-6500

MR. SIDNEY F. MC KENNA
178 WATERVILLE ROAD
FARMINGTON, CT 06032
UNITED TECHNOLOGIES
SENIOR VICE PRESIDENT
AGGREGATE YTD-6500

MR. ANTONIO MENDES
872 EAST 225TH STREET
BRONX, NY 10466
CITY MACHINE
PRESIDENT
AGGREGATE YTD-6250

MR. ROBERT M. MITCHELL
ROUTE 1, BOX 300-A
ALLEN, TX 75002
E-SYSTEMS AIRCRAFT
SYSTEMS GROUP
SENIOR VICE PRESIDENT
AGGREGATE YTD-6300

Mr. John K. MacAniff
12 Huntington Road
Lynnfield, MA 01940
Ogden Leisure, Inc.
President
AGGREGATE YTD-6300

84040491281
84040491281
84040491281

OFFICIAL

LINE NUMBER

NAME: JOSEPH P. CONNEL

NO. 1000000000000000

NAME: FIRST NATIONAL BANK
100 WALL STREET
NEW YORK, N.Y. 10038
VP-Corp. and Gov. Relations
AGGREGATE YTD-8250

Mr. Fred S. Master
33 Willets Road
Old Westbury,
NY 11568
President
AGGREGATE YTD-61000

✓ Mr. Frank M. McBee, Jr.
11763 Lake Shores Place
North Palm Beach,
FL 33408
Pratt & Whitney
10-07-83 1 400 PRIMARY
President
AGGREGATE YTD-8400

✓ Mr. William K. McCoy
8 Kipford Circle
Nashua,
NH 03063
Norden Systems
09-23-83 1 400 PRIMARY
Business Development
AGGREGATE YTD-6400

Mr. John P. McCue
30 Druid Lane
Riverside,
CT 06878
Blaisdell/East Manufacturing
10-04-83 1 400 PRIMARY
Vice President
AGGREGATE YTD-8400

Mr. John J. McMullen
1 World Trade Center
New York,
NY 10048
McMullen Associates, Inc.
12-09-83 1 1000 PRIMARY
President
AGGREGATE YTD-61000

Mr. Daniel T. Weisenheimer, Jr.
484 Longmeadow Road
Orange,
CA 92667
Spectrum Associates, Inc.
10-07-83 1 400 PRIMARY
President
AGGREGATE YTD-6400

SCHEDULE A

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

LINE NUMBER 11

INDIVIDUAL CONTRIBUTIONS

Mr. George Weissner
375 Madison Avenue
New York,
NY 10016

Weissner, Isaac & Kleinberg

12-14-83 \$ 1000 PRIMARY

Attorney
AGGREGATE YTD-\$1000

✓ Mr. Herman A. Michelson
12 Princess Pine Lane
Easton,
CT 06612

Norden Systems

09-23-83 \$ 400 PRIMARY

President
AGGREGATE YTD-\$400

✓ Mr. William C. Wissner, Jr.
296 Tall Timbers Road
Glastonbury,
CT 06033

Pratt & Whitney

09-23-83 \$ 400 PRIMARY

Executive Vice President
AGGREGATE YTD-\$400

Mr. Donald R. Moeller
201 South Reynolds Street L-118
Alexandria,
VA 22304

Self-employed

11-07-83 \$ 1000 PRIMARY

AGGREGATE YTD-\$1000

Mr. Thomas Montanti
28 Pouch Terrace
Staten Island,
NY 10305

MYPED Industries

12-09-83 \$ 1000 PRIMARY

Consultant
AGGREGATE YTD-\$1000

Mr. Charles L. Montanti
101 W. Bayberry Road
Islip,
NY 11751

Coastal Dry Dock and
Repair Corporation

12-20-83 \$ 1000 PRIMARY

President
AGGREGATE YTD-\$1600

Mr. Vincent J. Montanti
15 East 34th Street
New York,
NY 10016

Coastal Dry Dock and
Repair Corporation

12-29-83 \$ 1000 PRIMARY

Vice President
AGGREGATE YTD-\$1000

SCHEDULE A

LINE NUMBER 1114

COMMITTEE FOR CONGRESSMAN JOSEPH A. ADDARIO

INDIVIDUAL CONTRIBUTIONS

Mr. P. W. Moore	Arkansas Louisiana Gas Co.	11-07-83	\$	1000	PRIMARY
	Senior Vice President				
	AGGREGATE YTD-\$1000				
Mr. Frederick K. Morris	Hamilton Standard	11-07-83	\$	400	PRIMARY
32 Elaine Drive					
Simsbury,	Vice President				
CT 06870	AGGREGATE YTD-\$400				
Mr. Thomas E. Muldrew	Met Associates	11-07-83	\$	1000	PRIMARY
1201 Jefferson Davis High					
Arlington,	President				
VA 22202	AGGREGATE YTD-\$1000				
Mr. William J. Murphy	Davidson Aluminum	11-07-83	\$	500	PRIMARY
100 W. Industrial Court					
Deer Park,	Sales Manager				
NY 11729	AGGREGATE YTD-\$500				
Mr. A. Breen Murray	Breen Murray, Foster	12-09-83	\$	300	PRIMARY
67 Wall Street	Securities, Inc.				
New York,	Chairman				
NY 10005	AGGREGATE YTD-\$300				
MR. FRED NEUBERGER	MEDTECH CORPORATION	09-06-83	\$	500	PRIMARY
595 BERARD AVENUE					
BROOKLYN,	VICE PRESIDENT				
NY	AGGREGATE YTD-\$500				
MR. GEORGE NTFORDS	FABTEC	09-06-83	\$	500	PRIMARY
17 HOLDEN LANE					
DAYVILLE,	PRESIDENT				
NY 11709	AGGREGATE YTD-\$500				

84040491281
RACIAL

OFFICIAL

COMMITTEE FOR CONGRESSMAN JOSEPH P. RODGERS

Ex. Sec.

Vice President
AGGREGATE YTD \$1000

11015 Clara Barton Drive
Fairfax Station,
VA 22039

James Neal

President
AGGREGATE YTD \$1000

Mrs. Delilah G. Neal
11015 Clara Barton Drive
Fairfax Station,
VA 22039

Housewife
AGGREGATE YTD \$1000

Mr. James S. O'Connor
147 Beacon Lane
Jupiter,
FL 33458

Att & attorney

10-24-83

\$

400

PRIMARY

Senior Vice President
AGGREGATE YTD \$400

Ms. Susan C. O'Neal
4601 N. Park Avenue
Chevy Chase,
MD 20815

Self-employed

11-07-83

\$

1000

PRIMARY

AGGREGATE YTD \$1000

Mrs. Jean R. Old
1112 Gatewood Drive
Alexandria,
VA 22307

Housewife
AGGREGATE YTD \$1000

11-07-83

\$

1000

PRIMARY

Mr. Robert D. Old
1112 Gatewood Drive
Alexandria,
VA 22307

R.D. Old and Associates

11-07-83

\$

1000

PRIMARY

President
AGGREGATE YTD \$1000

SCHEDULE A

THE NUMBER 11(A)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDABO

INDIVIDUAL CONTRIBUTION

MR. GEORGE E. PADGETT
2238 BURNING TREE DRIVE
CORONA,
CA 91720

GENERAL DYNAMICS

09-11-83 0 250 PRIMARY

VP-MARKETING
AGGREGATE YTD-0250

MR. WILLIAM F. DALL
21 SPRINGWOOD DRIVE
TRUMBULL,
CT 06611

SINORSKY AIRCRAFT

09-16-83 0 400 PRIMARY

PRESIDENT
AGGREGATE YTD-0400

MR. LUIS PERAGALLO
1479 CLINTON AVENUE
BAY SHORE,
NY 11706

AIR INDUSTRIES

09-16-83 0 500 PRIMARY

VICE PRESIDENT
AGGREGATE YTD-0500

MR. DANIEL R. PISANI
20 SOUTH RIDGE ROAD
LARCHMONT,
NY 10538

JOHN W. RYAN CONSTRUCTION CO.

07-25-83 0 300 PRIMARY

ENGINEER
AGGREGATE YTD-0300

Mr. Joe R. Phillips
41 High Point Road
Jensen Beach,
FL 33457

Pratt Whitney Government Products Division

10-04-83 0 400 PRIMARY

President
AGGREGATE YTD-0400

Mr. Robert H. Pines
24 Central Park South
New York,
NY 10019

The R.H. Pines Corporation

11-01-83 0 500 PRIMARY

President
AGGREGATE YTD-0500

Mr. Allan K. Poole, Jr.
151 Old Tavern Road
Orange,
CT 06477

Sikorsky Aircraft

09-23-83 0 400 PRIMARY

Vice President
AGGREGATE YTD-0400

SCHEDULE A

NAME

LINE NUMBER 11(8)

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

MR. SHERMAN P. RINDEL
153 MAIN STREET
FARMINGDALE,
NY 11735

GENERAL KICKMAVE CORPORATION

07-27-81

\$

500

PRIMARY

PRESIDENT
AGGREGATE YTD \$500

MR. ROBERT M. WISSINGER
900 MONROE DRIVE
MILLERSBURG,
PA 17061

PENN COAL COMPANY

8-1-81

\$

300

PRIMARY

PRESIDENT
AGGREGATE YTD \$300

Ms. Sarah R. Ramsden
4285 49th Street, N.W.
Washington, D. C.
20016

Decario, Ramsden & Associates

11-07-83

\$

1000

PRIMARY

Partner
AGGREGATE YTD \$1000

Alison Reilly
126 LaRue Drive
Huntington,
NY 11743

11-07-83

\$

1000

PRIMARY

Student
AGGREGATE YTD \$1000

Mrs. Bernice Reilly
126 LaRue Drive
Huntington,
NY 11743

11-07-83

\$

1000

PRIMARY

Housewife
AGGREGATE YTD \$1000

✓ Mr. Donald E. Richards
Lake Road
Andover,
CT 06232

Hamilton Standard

09-23-83

\$

400

PRIMARY

Vice President
AGGREGATE YTD \$400

Mr. William M. Roberts
5118 Woodbine Lane
Alexandria,
VA 22311

Sperry

11-07-83

\$

1000

PRIMARY

Manager-Government Relations
AGGREGATE YTD \$1000

SCHEDULE A

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDABO

LINE NUMBER 111A

INDIVIDUAL CONTRIBUTIONS

Mr. Albert J. Tahmouh
Knollwood Road Ext.
Elmsford,
NY 10523

Frank B. Hall & Company, Inc.

11-83 1 200 PRIMARY

Chairman and President
AGGREGATE YTD-4250

Mr. Gasper Tormina
14 Colonel Evans Drive
Morristown,
NJ 07960

Ogden Food Products

11-16-83 1 300 PRIMARY

President
AGGREGATE YTD-8300

Mr. Louis Teng
219 E. 44th Street
New York,
NY 10017

(information
requested)

10-21-83 1 1000 PRIMARY

AGGREGATE YTD-61000

Mr. Peter Thorne
8 Messex Lane
Weston,
CT 06883

Ogden Corporation

11-16-83 1 300 PRIMARY

Senior Vice President
AGGREGATE YTD-6300

✓ Mr. Nicholas R. Tomassetti
Box 6
Ashford,
CT 06278

Pratt & Whitney

10-04-83 1 400 PRIMARY

Vice President
AGGREGATE YTD-6400

MR. SAMUEL M. URSINI
130 BARNUM LANE
GREENLAWN,
NY 11740

GLOBAL ANALYTICS, INC.

09-09-83 1 1000 PRIMARY

PRESIDENT
AGGREGATE YTD-61000

Mr. Stanley S. Unger
200 Park Avenue
New York,
NY 10017

Ogden Marine, Inc.

11-16-83 1 300 PRIMARY

Senior Vice President
AGGREGATE YTD-6300

SCHEDULE A

1.3% 2-0.1%

LINE NUMBER 1109

COMMITTEE FOR CONGRESSMAN JOSEPH P. ADDARIO

INDIVIDUAL CONTRIBUTIONS

MR. ARTHUR VALENTINE
38 WOODSEND ROAD
DIX HILLS,
NY 11746

CONTROLLED ALLY
VICE PRESIDENT
AGGREGATE YTD \$500

09-16-83 \$ 500 PRIMARY
0
0

✓ MR. EDWARD R. VIANEY
25 MOUNTAIN AVENUE
WILFORD,
CT 06460

SIKORSKY AIRCRAFT
VICE PRESIDENT
AGGREGATE YTD \$400

09-11-83 \$ 400 PRIMARY
0
0

MR. GERALD VIOLA
66 HOME STREET
FARMINGDALE,
NY 11735

GERALD VIOLA
PARTNER
AGGREGATE YTD \$300

09-16-83 \$ 300 PRIMARY
0
0

Mr. Stephen T. Victory
One Shell Square Building 30th Floor
New Orleans,
LA 70139

Self-employed
Attorney
AGGREGATE YTD \$300

11-16-83 \$ 300 PRIMARY
0
0

Mr. Robert Voges
22 Mansion Place
Greenwich,
CT 06830

Voges Manufacturing Company
Vice President
AGGREGATE YTD \$400

10-04-83 \$ 400 PRIMARY
0
0

✓ Mr. Andrew H. Voorhis
49 Juniper Lane
Glastonbury,
CT 06033

Hamilton Standard
Vice President
AGGREGATE YTD \$400

09-21-83 \$ 400 PRIMARY
0
0

✓ MR. C. J. MEMBLE
101 FOLGERS ROAD
GLASTONBURY,
CT 06033

PART & WHITNEY
VICE PRESIDENT
AGGREGATE YTD \$400

09-16-83 \$ 400 PRIMARY
0
0

SCHEDULE A

COMMITTEE FOR CONGRESSMAN JOSEPH J. ROYAN

LINE NUMBER 1114

INDIVIDUAL CONTRIBUTIONS

MR. GEORGE WHELEN
23 SPRINGDALE ROAD
SCARSDALE,
NY 10583

MAIN TOOL SUPPLY CORPORATION

09-16-83

500

PRIMARY

PRESIDENT
AGGREGATE YTD-4500

MR. FRANK B. WIGLEY
3671 HORSEBLOCK ROAD
WEDFORD,
NY 11763

H.S.M.

09-16-83

500

PRIMARY

PRESIDENT
AGGREGATE YTD-4500

MR. STAN MOLIN
28 NEW YORK AVENUE
WESTBURY,
NY 11590

ALBANY TOOL COMPANY

09-16-83

500

PRIMARY

PRESIDENT
AGGREGATE YTD-4500

Mr. J. T. NEEDMAN, Jr.
P.O. Box 1563
Shawnee,
OK

The Needman Company

12-09-83

250

PRIMARY

Insurance Broker
AGGREGATE YTD-4250

Mr. Arthur E. WAGNER
24 Ferry Lane
Simsbury,
CT 06070

Pratt & Whitney

09-23-83

400

PRIMARY

President
AGGREGATE YTD-6400

Mr. John C. WALDIN
360 West Main Street
Bergenfield,
NJ 07621

HairCo

12-20-83

1000

PRIMARY

President
AGGREGATE YTD-61000

Mr. Jules WERTHEIMER
164 Grace Station
New York,
NY 10028

Self-employed

10-28-83

1000

PRIMARY

Consultant
AGGREGATE YTD-61100



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Simeon Golar
Attorney at Law
90 Broad Street
New York, New York 10004

Re: MUR 1772

Dear Mr. Golar:

The Federal Election Commission has reviewed the allegations of your complaint received August 31, 1984 and determined that on the basis of the information provided in your complaint and information provided by the Respondents, there is no reason to believe that a violation of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

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

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
First General Counsel's Report

Attachment 4

31

84040491291



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Robert O. Tiernan, Esquire
Suite 299
1800 M Street, N.W.
Washington, D.C. 20036

Re: MUR 1772
Congressman Joseph P. Addabbo
Committee for Congressman
Joseph P. Addabbo
Louis F. DeSena, as treasurer
James P. McDonald

Dear Mr. Tiernan:

On September 10, 1984, the Commission notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on November , 1984, determined that on the basis of the information in the complaint, and information provided by the respondents, 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

Enclosure
First General Counsel's Report



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Scott D. Gilbert, Esquire
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566
Washington, D.C. 20044

Re: MUR 1772
United Technologies Corporation
Robert J. Carlson

Dear Mr. Gilbert:

On September 10, 1984, the Commission notified your clients of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on November , 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

Enclosure
First General Counsel's Report

000 # 5142

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P. O. BOX 7566

WASHINGTON, D. C. 20044

TELEPHONE
(202) 662-6000

WRITER'S DIRECT DIAL NUMBER

202/662-5498

TWIX 710 662-0000 (CB WSH)
TELEX 88-883 (COVLING WSH)
TELECOPIER INFORMATION:
(202) 662-8260
CABLE: COVLING

October 15, 1984

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

Re: MUR 1772

Dear Mr. Steele:

This letter is submitted on behalf of Robert J. Carlson and United Technologies Corporation ("Respondents") in response to the written complaint dated August 30, 1984, filed by Simeon Golar in the above-entitled matter. In Counts II and III of his Complaint, Mr. Golar alleges that Respondents violated the Federal Election Campaign Act ("Act"), in particular, 2 U.S.C. §§ 441b and 441f, by engaging in a "concerted, coordinated campaign to funnel contributions to Addabbo and the Campaign Committee" in connection with the September 23, 1983, fundraising reception that was the subject of MUR 1612.

Mr. Golar's instant complaint against Respondents amounts to no more than a rehash of his unfounded claim in MUR 1612, which was quite properly dismissed by the Commission. As before, Mr. Golar provides no documentation to support his wild and, on their face we would submit, unsupported allegations. In fact, were it not for the seriousness of Mr. Golar's misuse of the administrative and judicial processes, his allegations would be laughable.

As shown below, Mr. Golar's complaint, like his complaint in MUR 1612, is plainly without merit and, as in MUR 1612, the Federal Election Commission should find no

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OFFICE OF THE
GENERAL COUNSEL

Charles N. Steele, Esq.
October 15, 1984
Page Two

reason to believe that Mr. Carlson or United Technologies has violated the Act.*/
/

Facts

The complaint in this proceeding and that in MUR 1612 center around a reception held on September 23, 1983, at the home of Mr. Carlson to raise funds for the Committee for Congressman Joseph P. Addabbo ("Committee"). At the time of the reception, Mr. Carlson was President of United Technologies Corporation, a Delaware corporation engaged in the manufacture and sale of products in major market sectors such as power, electronics and building systems.

As stated in our response of February 14, 1984, in MUR 1612, Mr. Carlson voluntarily hosted at his home in Avon, Connecticut, the reception in question, an event lasting just over two hours and attended by approximately 125 individuals. The reception featured food, liquor and beverages and a banjo performance, all of which were billed to and paid for by the Committee.**/ In hosting the reception, Mr. Carlson acted entirely as a private citizen, without any participation or approval by United Technologies. Neither Mr. Carlson nor United Technologies incurred or paid any expenses in connection with Mr. Carlson's private hosting of this reception.

*/ Notwithstanding Mr. Golar's admission in paragraphs 10 and 12 of his complaint that all matters herein were raised and disposed of in MUR 1612, we will address the central question raised by his complaint concerning the alleged funneling conspiracy. To the extent, however, that the complaint raises matters specifically dealt with in MUR 1612, we rely on our submission and the Commission's decision in that MUR.

**/ See Respondents' response of February 14, 1984, and the Commission's determination in MUR 1612.

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Charles N. Steele, Esq.
October 15, 1984
Page Three

Because Mr. Carlson was kind enough to volunteer to provide the use of his home for the September 23, reception, he was asked by the Committee, as is customary in fundraising receptions of this kind, to suggest a list of persons that he would like to have invited to the event. Mr. Carlson provided such a list to the Committee, which list included social acquaintances and business colleagues. We believe that invitations (at \$200 per person) subsequently were issued by the Committee to those persons and others, twenty-nine of whom are identified at paragraph 19 of Mr. Golar's instant complaint. To our knowledge, the individuals so identified attended the reception with spouses. Mr. Carlson did not keep track of the attendees; and he incurred and paid no expenses in connection with the issuance of such invitations. Again, United Technologies did not participate in any way in the event.

Discussion

In his latest complaint, Mr. Golar alleges that the Respondents have violated 2 U.S.C. § 441a and § 441f by virtue of the fact that the reports filed with the Commission by the Committee disclose a number of contributions by executives of United Technologies or its affiliates to the Committee in similar amounts at or about the date of the September 23 reception. Mr. Golar states that such contributions "must obviously have been the result of a centrally coordinated, concerted action by United Technologies and others under its control to funnel contributions to Addabbo" and that "all such acts . . . and contributions should be imputed to the true principal behind these contributions -- United Technologies."

These ill-conceived allegations have no merit. As described above, Mr. Carlson made no expenditures in hosting the reception; he acted voluntarily as a private citizen, and simply provided to the Committee a list of persons that he would like to have invited to the reception at his home. Mr. Carlson did not pay for the invitations, and he did not keep track of those attending the event. That those of his colleagues who accepted the Committee's invitation to attend the reception made contributions to the Committee, as alleged by Mr. Golar, at or about the date of the event in "mostly identical amounts of \$400 each" is not surprising in

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Charles N. Steele, Esq.
October 15, 1984
Page Four

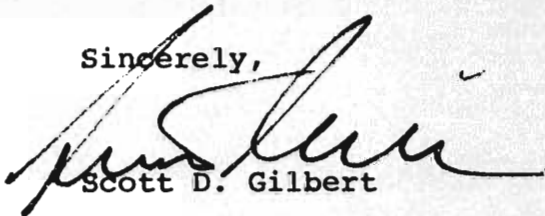
light of the \$200 per person charge to attend the fundraiser and the fact that most married executives attend receptions with their spouses. Thus, as the Commission found in MUR 1612, Mr. Carlson's volunteer activity, involving no expenditures, was entirely permissible under the Act. See 2 U.S.C. § 431(8)(B)(ii); 11 C.F.R. § 100.7(b)(4). In fact, had he so chosen, Mr. Carlson could have spent up to \$1000 on invitations, food and beverages for the event. See 2 U.S.C. § 431(8)(B)(ii); 11 C.F.R. § 100.7(b)(6).

Moreover, this second attempt by Mr. Golar to tar United Technologies because of the private, volunteer activity by its employee Mr. Carlson is entirely irresponsible and without substance. As stated in our response of February 14, 1984, and repeated above, United Technologies played no part whatsoever in the Committee event; it made no expenditures for the holding of the reception; and it had no involvement in the decision of any individual whether to attend such an event.

Conclusion

For the above-stated reasons, the Commission should find no reason to believe that Robert J. Carlson or United Technologies Corporation violated any provisions of the Act, and Mr. Golar's second complaint against Respondents should be dismissed.

Sincerely,


Scott D. Gilbert

84040491297

Charles N. Steele, Esq.
October 15, 1984
Page Three

Revised
11/2/84

Because Mr. Carlson was kind enough to volunteer to provide the use of his home for the September 23, reception, he was asked by the Committee, as is customary in fundraising receptions of this kind, to suggest a list of persons that he would like to have invited to the event. Mr. Carlson provided such a list to the Committee, which list included social acquaintances and business colleagues. We believe that invitations (at \$200 per person) subsequently were issued by the Committee to those persons and others, twenty-nine of whom are identified at paragraph 19 of Mr. Golar's instant complaint. To our knowledge, the individuals so identified attended the reception with spouses. Mr. Carlson did not keep track of the attendees; and he incurred and paid no expenses in connection with the issuance of such invitations. Again, United Technologies did not participate in any way in the event.

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"not"
added to
revised pg.

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STATEMENT OF DESIGNATION OF COUNSEL

RECEIVED AT THE FEC
GCC# 4859
84 SEP 26 PM 15

MUR

1772NAME OF COUNSEL: Robert O. TiernanADDRESS: 1800 M. Street, N.W.Suite 299Washington, D.C. 20036TELEPHONE: 638-6617RECEIVED
OFFICE OF THE
GENERAL COUNSEL

84 SEP 26 PM 12

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

Date

9/25/84

Signature

RESPONDENT'S NAME: Joseph P. ADDABAOADDRESS: 2365 RAYBURNTHE Cap.

HOME PHONE: _____

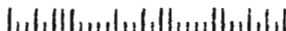
BUSINESS PHONE: 225-3461

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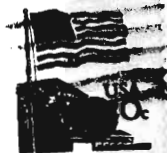
DR CONGRESSMAN ADDABBO
Avenue
New York 11416

3474042130

ATTN: MR. KEN GROSS
FEDERAL ELECTION COMMISSION
Washington, D.C. 20463



84 SEP 26 212:45





United Technologies Building
Hartford, Connecticut 06101
203/728-7000

GCC #4712

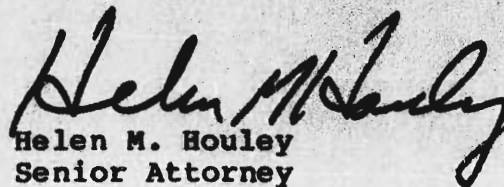
September 17, 1984

Federal Election Commission
Washington, D.C. 20463

Atten: Marybeth Tarrant

Re: MUR1772

Enclosed are two signed Statements of Designation of Counsel
for the above referenced matter.


Helen M. Houley
Senior Attorney

cc: Scott Gilbert - Covington and Burling

84040491301

84 SEP 18 4:59

GENERAL COUNSEL

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1772

NAME OF COUNSEL: Covington & Burling

ADDRESS: 1201 Pennsylvania Avenue

Washington, D.C. 20044

Attention: Scott Gilbert, Esq.

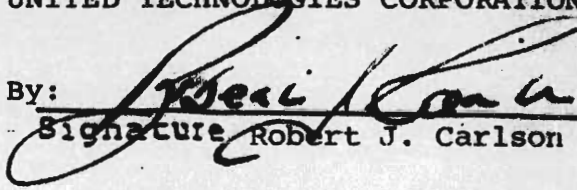
TELEPHONE: (202) 662-6000

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

UNITED TECHNOLOGIES CORPORATION

9/14/84
Date

By:


Signature Robert J. Carlson

RESPONDENT'S NAME: United Technologies Corporation

ADDRESS: United Technologies Building

Hartford, Connecticut 06101

HOME PHONE: _____

BUSINESS PHONE: (203) 728-7000

STATEMENT OF DESIGNATION OF COUNSEL

MUR 1772

NAME OF COUNSEL: Covington & Burling

ADDRESS: 1201 Pennsylvania Avenue

Washington, D.C. 20044

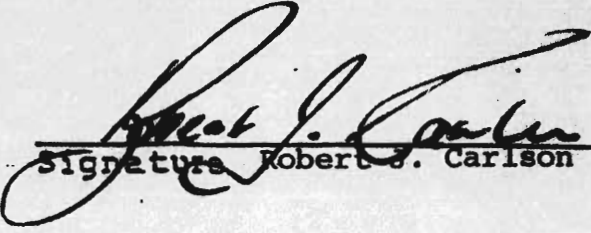
Attention: Scott Gilbert, Esq.

TELEPHONE: (202) 662-6000

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

9/14/84

Date


Signature Robert J. Carlson

RESPONDENT'S NAME: Robert J. Carlson

ADDRESS: Meadow Ridge

333 Waterville Road

Avon, CT 06001

HOME PHONE: _____

BUSINESS PHONE: (203) 728-7000

8.4040491303

8 4 0 4 0 4 9 1 3 0 4



**UNITED
TECHNOLOGIES**

United Technologies Building
Hartford, Connecticut 06101 U.S.A.



**UNITED
TECHNOLOGIES**

United Technologies Building
Hartford, Connecticut 06101

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

G-CC#4901

LAW OFFICES
ROBERT O. TIERNAN
SUITE 200
1800 K STREET, N.W.
WASHINGTON, D.C. 20006
(202) 638-6617

September 27, 1984

34 SEP 28 P 3: 09

GENERAL COUNSEL

BY HAND

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

Re: MUR 1772
Joseph P. Addabbo
Louis F. De Sena
James P. McDonald

Dear Mr. Gross:

This letter is in response to the General Counsel's notice of September 10, 1984 that a complaint had been filed with the Federal Election Commission ("FEC") which alleges that there may have been violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). Respondents appreciate this opportunity to demonstrate, in writing, that no action should be taken on the basis of this complaint, and wish to set forth their reasons, both factual and legal, why the FEC should take no action against them in connection with this matter pursuant to the Act and FEC regulations.

It is the contention of Respondents that the complaint in this matter sets forth no facts, and provides no documentation, to support any alleged violations of the Act. In fact, the complaint in MUR 1772 merely reiterates and explicitly repeats the allegations which were the subject of MUR 1612. In a letter to Respondents dated March 28, 1984, the FEC notified my clients that with regard to MUR 1612 "(t)he Commission, on March 22, 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".

Following the FEC's dismissal of the allegations in MUR 1612, Complainant filed an action in the United States District Court for the District of Columbia against the

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FEC seeking to vacate the FEC's dismissal of his complaint in MUR 1612. As is acknowledged in the complaint in the instant matter, MUR 1772, the civil action against the FEC is still pending before the District Court and is, therefore, unresolved. Now Complainant is back before the FEC with the same allegations seeking yet a third bite at the apple. Since the merits of this matter have already been determined by the FEC, and the allegations by Complainant dismissed by the appropriate investigative agency, Complainant's return trip to the FEC without any additional facts or documentation constitutes an abuse of process and should be quickly concluded.

Count I of the complaint in MUR 1772 merely recites the prior history of these unwarranted, unsupported allegations when they were set forth in MUR 1612. No new facts, no additional allegations are made in this Count.

Count II of the complaint in MUR 1772 alleges a "centrally coordinated, concerted action by United Technologies and others under its control to funnel contributions" to Respondent Addabbo and cites twenty nine individual contributions received within a three week period to conclude that all these contributions "should be imputed to the true principal behind these contributions -- United Technologies". Nothing in fact, in the Act, or FEC regulations supports such a conclusion that political contributions from individuals associated or employed by a corporation or any of its subsidiaries, branches, divisions, or affiliates shall be imputed to the corporate principal and therefore prohibited. Such a conclusion is simply legally incorrect.

Factually, it has been previously stated that the Committee for Congressman Joseph P. Addabbo sponsored and put on a fundraising event at a private residence on September 23, 1983. All costs and expenses associated with this fundraiser were billed to and paid for by this Committee and appropriately reported in FEC reports. Individuals and persons properly solicitable under the Act and FEC regulations were asked to attend the fundraiser and contribute to the Committee. All such contributions were received by the Committee from such individuals and other persons and recorded and reported in accordance with the Act and FEC regulations.

Although Count III in the complaint in MUR 1772 presents no allegations which involve Respondents, it presents a factual context and makes a legal conclusion which is the predicate for Count IV. Therefore, it should be noted that in Count III Complainant is in total error with regard to the scope of 2 U.S.C. §441f and the factual circumstances to which this provision applies. This section of the Act

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has no application whatsoever to the proper identification of the employers of itemized contributors, which is the apparent crux of the allegations in this Count.

Finally, in Count IV, Complainant alleges that Respondents committed a violation by reporting contributions to the FEC "under the names of individuals whose employers were identified by the names of affiliates and operating divisions of United Technologies", and by knowingly accepting contributions "from United Technologies from persons with other names". With regard to the reporting of contributions and the identification of contributors, the Committee has reported these contributions to the FEC in accordance with the requirements of 11 CFR 104.8(a) which states: "A reporting committee shall disclose the identification of each individual who contributes an amount in excess of \$200. This identification shall include the individual's name, mailing address, occupation, the name of his or her employer, if any, and the date of receipt and amount of any such contribution." (emphasis added) There is no requirement in the Act or FEC regulations to also include the parent corporation's identification where the division or affiliate employer information is properly given.

As far as the allegation that Respondents knowingly accepted contributions "from United Technologies from persons with other names" is concerned, Respondents are unable to discern the meaning, or any legal implications under the Act, from such a non sequitur. As was stated above, contributions which were made to the Committee for the September 1983 fundraiser were reported to the FEC in the names of the individual contributors in accordance with the Act and FEC regulations. If this charge is to be taken in the same context as the allegations in Count III, then Complainant has again erroneously misunderstood and mistated the legal scope of 2 U.S.C. §441f and misapplied the prohibition of this provision to the facts.

Respondents appreciate this opportunity to demonstrate that no action should be taken against them on the basis of this complaint titled MUR 1772. On the basis of the items set forth in the complaint and the rejoinders in this response, Respondents believe the General Counsel should now forward to the Commission a recommendation that the FEC finds no reason to believe that any of the Respondents in this matter have committed, or is about to commit, a violation of statutes or regulations over which the Commission has jurisdiction.
11 CFR 111.7

84040491307

MUR 1772
September 27, 1984
Page 4

Should there be any further questions with regard to this matter, Respondents would be happy to answer the FEC's inquiries. Such questions regarding this matter should be communicated to Robert O. Tiernan or David E. Osterhout of this firm at (202) 638-6617.

Very truly yours,

Robert O. Tiernan
ROBERT O. TIERNAN / by deo

David E. Osterhout
DAVID E. OSTERHOUT

DEO/do

84040491308

LAW OFFICES

ROBERT O. TIERNAN

SUITE 299

800 M STREET, N.W.

WASHINGTON, D.C. 20036

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

BY HAND

Robert O. Tiernan #299
1800 M St. N.W. -
Washington, D.C. 20036

Mr. Kenneth A. Gross
Associate General Counsel
FEC - 1325 K St. N.W.
Washington, D.C. 20463



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1984

Scott D. Gilbert, Esquire
Covington & Burling
1201 Pennsylvania Avenue, N.W.
P.O. Box 7566
Washington, D.C. 20044

Re: MUR 1772
United Technologies Corporation
Robert J. Carlson

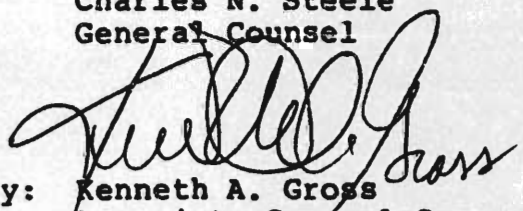
Dear Mr. Gilbert:

This is in reference to your letter dated September 27, 1984, requesting an extension of 15 days to respond to the Commission's notice that a complaint has been filed against your clients. After considering the circumstances presented in your letter, the Office of General Counsel has determined to grant you your requested extension. Accordingly, your response will be due on or before October 15, 1984.

If you have any questions, please call Marybeth Tarrant at 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

84040491311

6CC#4883

COVINGTON & BURLING

1201 PENNSYLVANIA AVENUE, N. W.

P. O. BOX 7566

WASHINGTON, D. C. 20044

TELEPHONE
(202) 662-6000

WRITER'S DIRECT DIAL NUMBER

202/662-5498

TWENTY 222-0005 (CB WSH)
TELEPH 22-222 (COVING WSH)
TELECOPIER INFORMATION:
(202) 662-6280
CABLE: COVING

September 27, 1984

BY HAND

Marybeth Tarrant, Esq.
Office of General Counsel
Federal Election Commission
Seventh Floor
1325 K Street, N.W.
Washington, D.C. 20463

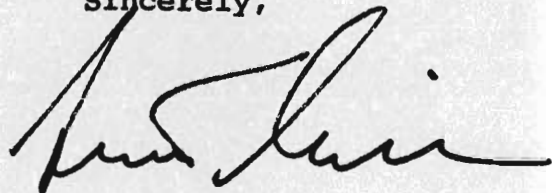
Re: MUR 1772

Dear Ms. Tarrant:

84040491312

This firm represents the Respondents United Technologies Corporation and Robert J. Carlson in the above-entitled MUR. Respondents received the complaints in this matter on September 13, 1984. On September 17, Mr. Carlson resigned as President of United Technologies, and since that time has been generally unavailable to us. I therefore request an additional 15 days from the due date in which to file on behalf of Respondents. Given the nature of this complaint and the unavailability of our client, we believe that such an extension of time is warranted and in the public interest.

Sincerely,



Scott D. Gilbert

SDG:lk

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PLEASE RETURN ONE COPY STAMPED:

" FILED "

TO SCOTT GILBERT.

THANK YOU.

DELIVER BY HAND

Marybeth Tarrant, Esq.
Office of General Counsel
Federal Election Commission
Seventh Floor
1325 K Street, N.W.
Washington, D.C. 20463

Scott Gilbert

FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20561

MEMORANDUM TO: *M. Tarnant*

FROM: Barbara A. Johnson
Docket Clerk

SUBJECT: Returned Letters

DATE: *9/19/84*

The following letter *MUN/772* was returned. Please write a memo to the file and advise on what to do. If you wish to resend the letter, please have the envelope(s) and green card(s) made.

Thanks

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ELECTION COMMISSION

ON, D.C. 20463

15

Private Use \$300

8404049131

Simein Golar
85-08 Avon Street
New York, New York



Postage and Fees Paid
Federal Election Commission

Returned For Better Address

84040491316

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Official Business

Penalty for Private Use \$300



Postage and Fees Paid
Federal Election Commission

Simeon Golar
85-08 Avon Street
New York, New York

Returned For Better Address

resend to:

90 Broad Street
New York, N.Y. 10004



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

Simeon Golar
85-08 Avon Street
New York, New York

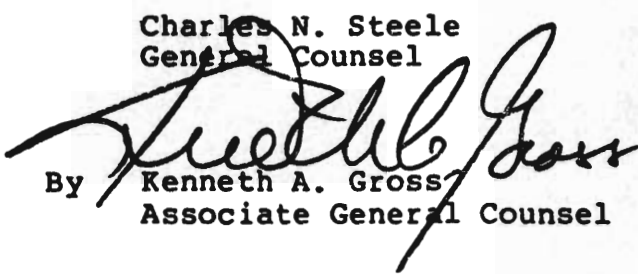
Dear Mr. Golar:

This letter is to acknowledge receipt of your complaint which we received on August 31, 1984, against Congressman Joseph P. Addabbo, Louis F. DeSena, Committee for Congressman Joseph P. Addabbo, James P. McDonald, Robert J. Carlson, and United Technologies Corporation, which alleges violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondent will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you have or receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedure for handling complaints. If you have any questions, please contact Barbara A. Johnson at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By 
Kenneth A. Gross
Associate General Counsel

Enclosure

84040491317



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James P. McDonald
Assistant Treasurer
Committee for Congressman
Joseph P. Addabbo
96-11 101st Avenue
Ozone Park, New York 11416

Re: MUR 1772

Dear Mr. McDonald:.

This letter is to notify you that on August 31, 1984 the Federal Election Commission received a complaint which alleges that you, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1772. Please refer to this number in all future correspondence.

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

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

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

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

84040491318

If you have any questions, please contact Marybeth Tarrant, the staff person assigned to the case at (202) 523-4143. 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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Louis F. DeSena
Treasurer
Committee for Congressman
Joseph P. Addabbo
96-11 101st Avenue
Ozone Park, New York 11416

Re: MUR 1772

Dear Mr. DeSena:

This letter is to notify you that on August 31, 1984 the Federal Election Commission received a complaint which alleges that the committee and you, as treasurer, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1772. Please refer to this number in all future correspondence.

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

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

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

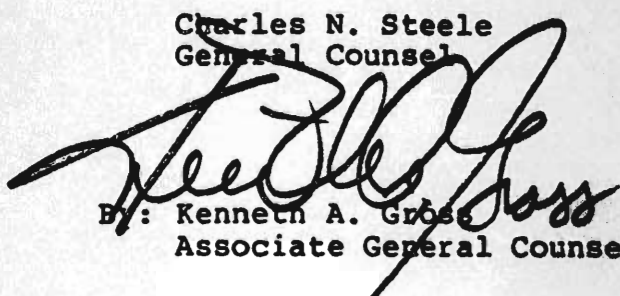
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact Marybeth Tarrant, the staff person assigned to the case at (202) 523-4143. 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

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Mr. T. P. Adkins

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MAR 17 1978 MT



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert J. Carlson
President
United Technologies Corporation
United Technologies Building
Hartford, CT 06101

Re: MUR 1772

Dear Mr. Carlson:

This letter is to notify you that on August 31, 1984 the Federal Election Commission received a complaint which alleges that your corporation, United Technologies Corporation, and you, as an individual, 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 1772. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate, in writing, that no action should be taken against your corporation and you, as an individual, 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.

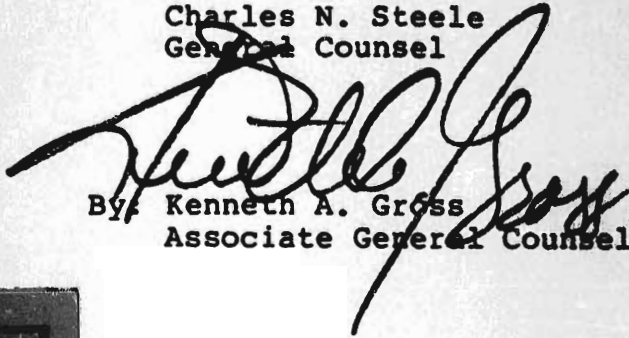
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact Marybeth Tarrant, the staff person assigned to the case at (202) 523-4143. 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

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ment

1. NAME OF THE PERSON OR ENTITY	
2. ADDRESS OF THE PERSON OR ENTITY	
3. PHONE NUMBER OF THE PERSON OR ENTITY	
4. DATE OF THE COMPLAINT	
5. NAME OF THE PERSON OR ENTITY	
6. ADDRESS OF THE PERSON OR ENTITY	
7. PHONE NUMBER OF THE PERSON OR ENTITY	
8. DATE OF THE COMPLAINT	
9. NAME OF THE PERSON OR ENTITY	
10. ADDRESS OF THE PERSON OR ENTITY	
11. PHONE NUMBER OF THE PERSON OR ENTITY	
12. DATE OF THE COMPLAINT	

MUR 1772 Tarrant



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20515

September 10, 1984

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

The Honorable Joseph P. Addabbo
2365 Rayburn House Office Building
Washington, D.C. 20515

Re: MUR 1772

Dear Congressman Addabbo:

This letter is to notify you that on August 31, 1984 the Federal Election Commission received a complaint which alleges that you, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 1772. Please refer to this number in all future correspondence.

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

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

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

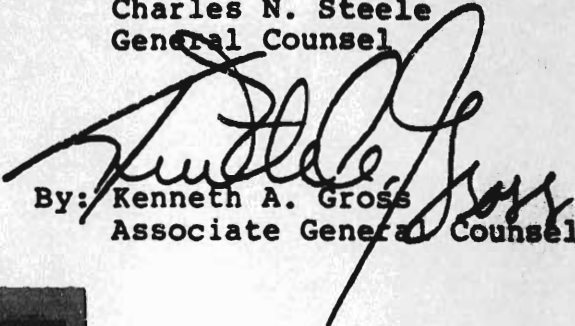
If you intend to be represented by counsel in this matter please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact Marybeth Tarrant, the staff person assigned to the case at (202) 523-4143. 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

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Form with fields and stamps. Visible stamps include "SEP 1977" and "1774 177".

FEDERAL ELECTION COMMISSION
WASHINGTON, DISTRICT OF COLUMBIA

SIMEON GOLAR,

Complainant,

-against-

JOSEPH P. ADDABBO, LOUIS F. DE SENA, COMMITTEE
FOR CONGRESSMAN JOSEPH P. ADDABBO, JAMES P.
McDONALD a/k/a JIM McDONALD, ROBERT J. CARLSON
and UNITED TECHNOLOGIES CORPORATION,

Respondents

TO THE GENERAL COUNSEL:

Complainant, SIMEON GOLAR, residing at 85-08 Avon
Street, County of Queens, City and State of New York alleges as
follows:

1. Complainant is a resident of the State of New
York, and is a candidate for the Democratic nomination for
Congress in the 6th Congressional District in Queens, New York.
In 1982, Complainant ran in the Democratic Primary against the
then and present incumbent from that Congressional District, the
Hon. Joseph P. Addabbo ("Addabbo"). Complainant received approx-
imately 43% of the vote in this 1982 Primary.

2. The Wall Street Journal of May 1, 1984 reported
that respondent Addabbo's campaign committee (respondent "Commit-
tee") had in the period January 1, 1983 to March 31, 1984 raised
more money than any other member of the House. Complainant
believes that the campaign fundraising activities by and on

MUR 1772

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OFFICE OF THE
GENERAL COUNSEL

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behalf of Addabbo for a period of several years have been in violation of federal election laws and the regulations promulgated thereunder.

3. Respondent Addabbo is the Chairman of the Defense Subcommittee of the Appropriations Committee of the House, and as such he has oversight responsibility for Congressional defense appropriations. Complainant believes that solicitations from federal defense contractors on behalf of Addabbo (illustrated in the within complaint in the case of United Technologies Corporation), coupled with Addabbo's ability under the Act to personally retain "excess campaign funds", is in gross and blatant violation of the law and poses the gravest conflict of interest and other ethical questions.

4. The Federal Election Commission (the "FEC") is the administrative agency charged by Congress with the administration of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431 et seq. (the "Act"), including the investigation of possible violations thereof.

5. On January 4, 1984, Complainant filed a Complaint with the FEC naming as respondents Addabbo, Committee Treasurer Louis F. DeSena ("DeSena"), Committee Assistant Treasurer James P. McDonald a/k/a Jim McDonald ("McDonald"), United Technologies Corporation ("United Technologies"), and its president, Robert J. Carlson ("Carlson"). A copy of that Complaint is attached hereto as an exhibit.

6. Based solely on unsworn documents and apparently without any independent investigation by the FEC, on or about

March 20, 1984, Kenneth A. Gross, Esq., Associate General Counsel of the FEC, submitted a "General Counsel's Report" (the "Report") to the FEC which found "no reason to believe [respondents] violated the Act", and recommended closing the file (MUR 1612).

7. The FEC followed the recommendations of Mr. Gross, and dismissed Complainant's Complaint. Complainant was informed of this action by the FEC by letter dated March 28, 1984.

8. On May 29, 1984 Complainant filed an action in the United States District Court for the District of Columbia against the FEC and served notice thereof upon the FEC. This action is still pending before the Court.

9. In the Petition commencing his action against the FEC, Complainant is seeking an order that the FEC's dismissal of the Complaint be vacated and that the matter of the fundraising activities on behalf of Addabbo be remanded to the FEC for further proceedings and investigation of the serious violations of the Act raised in the Complaint.

10. The FEC, in its answer to the Petition, filed on July 31, 1984, raised as an affirmative defense to counts II, III and IV of the Petition that Complainant had "failed to exhaust his administrative remedies". The FEC has taken this position in litigation even though the facts concerning the matters referred to in counts II, III and IV were all referred to in the original Complaint and supported by information contained in the FEC's own files in the form of reports filed with the FEC by the Committee.

11. The FEC clearly intends to contest the issue of whether Complainant's Complaint fairly raised the factual issues

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which are the subject of counts II, III and IV of the Petition. By thus taking the most limited view of its own investigatory powers and the legislative purpose of the Act, the FEC is putting an undue burden (similar to the highly technical strictures of ancient common law pleading) on Complainant and others who would seek to blow the whistle on illegal campaign financing.

12. In an effort to obtain a speedy investigation by the FEC of these matters, but preserving Complainant's position in the pending action that these matters have already been raised in the original Complaint, Complainant hereby requests that the FEC treat the following matters as if alleged for the first time in a complaint under 2 U.S.C. § 437g(a)(1).

Count II

13. Section 441b(a) of the Act makes it "unlawful" for any corporation "to make a contribution or expenditure in connection with any election at which... [a] Representative in Congress [is] to be voted for, or in connection with any primary election" held to select candidates for a Congressional election. Section 441b(b)(2) defines "contribution or expenditure" to "include any direct or indirect...distribution [or] advance... [of] services..." (Emphasis added). Section 441c has similar proscriptions for government contractors such as United Technologies.

14. On September 23, 1983, Mr. Carlson, President of United Technologies, hosted a shrimp and champagne reception at

his home in Avon, Connecticut, to raise funds for the Committee. This event featured food, liquor and beverages and a banjo performance. The event was reported in The New York Times of December 31, 1983.

15. Not available to Complainant at the time of the original Complaint was the information, since disclosed by counsel for Carlson and United Technologies in response to the original Complaint, that the costs of the reception at Mr. Carlson's home totaled \$13,487.60, including \$13,005.70 for food and beverage catering. The reported cost of this reception thus comes to \$107.80 for each of the 125 persons that counsel for United Technologies has stated were in attendance

16. In his original Complaint, Complainant alleged in part that "the action of Carlson in the giving of a fundraiser for Addabbo ... amounted to illegal campaign contributions by himself and United Technologies and/or other individuals and corporations."

17. Counsel for Addabbo supplied to the FEC copies of the front sides only of checks whose numeric order did not agree with the dates thereof, purportedly drawn on a Campaign Committee account to pay these costs of the fundraiser in question.

18. A review of extrinsic evidence in FEC files leads Complainant to the belief that, at or about the time of the September 23, 1983 fundraiser, United Technologies and its geographically widely scattered affiliates or operating divisions Hamilton Standard, Norden Systems, Pratt & Whitney, and Sikorsky Aircraft, and a political action committee controlled by United

Technologies, launched a concerted, coordinated campaign to funnel contributions to Addabbo and the Campaign Committee, and, thereby, as a practical matter, paid for the fundraiser.

19. Those activities consisted, inter alia, of the following 29 contributions received within a three-week period during which the September 23, 1983 fundraiser occurred, as reflected in reports filed by the Committee with the FEC.

<u>Date</u>	<u>Name</u>	<u>Affiliation</u>	<u>Contribution</u>
09/16/83	Allison, Latham L.	Sikorsky Aircraft Senior Vice President	400
09/16/83	Brown, Donald L.	Pratt & Whitney Vice President	400
09/16/83	Coar, Richard J.	United Technologies Senior Vice President	400
09/16/83	Green, J. Colin	Sikorsky Aircraft Vice President	400
09/16/83	Husley, Russell S.	Hamilton Standard Vice President	400
09/16/83	McKenna, Sidney F	United Technologies Senior Vice President	500
09/16/83	Paul, William F	Sikorsky Aircraft President	400
09/16/83	Vianney, Edmund R	Sikorsky Aircraft Vice President	400
09/16/83	United Technologies Corporation PAC		600
09/16/83	Weddle, C.J.	Pratt & Whitney Vice President	400
09/21/83	Voorhis, Andrew H	Hamilton Standard Vice President	400
09/23/83	Berson, Selwyn D.	Pratt & Whitney Executive Vice President	400

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09/23/83	Breeding, Robert E	Hamilton Standard Vice President	400
09/23/83	Daniell, Robert F	United Technologies Senior Vice President	400
09/23/83	Gamble, Richard F	United Technologies Senior Vice President	400
09/23/83	Irving, Edward M.	United Technologies Senior Vice President	400
09/23/83	McCoy, William K	Norden Systems Business Development	400
09/23/83	Michelson, Herman A	Norden Systems President	400
09/23/83	Missimer, William C	Pratt & Whitney Executive Vice President	400
09/23/83	Morris, Frederick K	Hamilton Standard Vice President	400
09/23/83	Poole, Allan K	Sikorsky Aircraft Vice President	400
09/23/83	Richards, Donald G	Hamilton Standard Vice President	400
09/23/83	United Technologies Corporation PAC		200
09/23/83	Wegner, Arthur E	Pratt & Whitney President	400
10/04/83	Bolger, Patrick M	Hamilton Standard Senior Vice President	400
10/04/83	Gray, Harry J.	Pratt & Whitney Vice President	400
10/04/83	O'Connor, James G	Pratt & Whitney Senior Vice President	400
10/04/83	Phillips, Joe R	Pratt & Whitney President	400
10/04/83	Tomassetti, Nicholas	Pratt & Whitney Vice President	400
10/07/83	Kingston, William	Norden Systems Vice President	400

10/07/83

McAbee, Frank M

Pratt & Whitney
President

400

TOTAL

\$ 12,500

20. Whether or not the funds so contributed were earmarked to pay for the shrimp and champagne reception, Complainant believes that these contributions, mostly in identical amounts of \$400 each, must obviously have been the result of a centrally coordinated, concerted action by United Technologies and others under its control to funnel contributions to Addabbo. As such, they constituted an "indirect" contribution by United Technologies, and all such acts and contributions should be imputed to the true principal behind these contributions -- United Technologies.

Count III

21. Complainant repeats and realleges the allegations contained in paragraphs 13-20 with the same force and effect as if set forth here in full.

22. Section 325 of the Act, 2 U.S.C. § 441f, states, in pertinent part, that, "No person shall make a contribution in the name of another person...and no person shall knowingly accept a contribution made by one person in the name of another."

23. Complainant believes that the action of United Technologies in causing the contributions listed in paragraph 19 to be made in the names of individuals whose employers were identified by the names of affiliates and operating divisions of

United Technologies (a number of which do not exist as corporations separate from United Technologies) was intended as a "double blind" to mislead the FEC and the public as to the true source of the contributions.

24. The concerted, coordinated actions of United Technologies with respect to the orchestration of campaign contributions via persons or entities under its control, including, but not limited to, those as alleged in paragraphs 18-19, represented the unlawful act of United Technologies making "a contribution in the name[s] of [other] person[s]".

Count IV

25. Complainant repeats and realleges the allegations contained in paragraphs 13-24 with the same force and effect as if set forth here in full.

26. Complainant believes that the actions of the Committee, DeSena, McDonald, and/or Addabbo in reporting or authorizing the contributions listed in paragraph 19 to be reported to the FEC under the names of individuals whose employers were identified by the names of affiliates and operating divisions of United Technologies was intended as a "double blind" to mislead the FEC and the public as to the true source of such contributions.

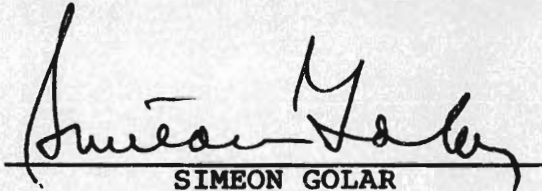
27. Complainant believes that Addabbo and the Committee received contributions from persons or entities under the control of United Technologies as part of a coordinated,

concerted plan of United Technologies to funnel contributions under other names to Addabbo and the Committee.

28. Complainant believes that Addabbo and the Committee knowingly accepted contributions from United Technologies from persons with other names.

29. In general, political fundraising activities by and on behalf of Addabbo as set forth herein represent a gross subversion of the political process and will tend to prevent the possibility in the future of a fair election in the Sixth Congressional District. The widely reported use of such methods in other campaigns, by corporations and others with special interests to promote, raises the matters complained of here to national importance. The FEC's reluctance to use its broad powers to investigate and to prevent such obvious violations of the Act can only be viewed with dismay.

WHEREFORE, Complainant requests that a prompt investigation of the fundraising activities of and on behalf of Congressman Joseph P. Addabbo be conducted by the Commission and that any and all other appropriate action be taken.


SIMEON GOLAR

State of New York

County of New York

)
) ss.:
)

SIMEON GOLAR, being duly sworn, deposes and says that he is the complainant in the within action. Deponent has read the foregoing and knows the contents thereof; the same is true to deponent's own knowledge, except as to the matters therein alleged upon information and belief, and those matters deponent believes to be true.


SIMEON GOLAR

Sworn to before me this
30th day of August, 1984.



Notary Public

DAVID R. DeVOE
Notary Public, State of New York
No. 31-4690846
Qualified in New York County
Commission Expires March 30, 1985

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FEDERAL ELECTION COMMISSION
WASHINGTON, DISTRICT OF COLUMBIA

Exhibit A

SIMEON GOLAR,

Complainant,

-against-

JOSEPH P. ADDABBO, LOUIS F. DE SENA,
JAMES P. McDONALD a/k/a JIM McDONALD,
ROBERT J. CARLSON and UNITED TECHNOLOGIES
CORPORATION,

Respondents.

TO THE GENERAL COUNSEL:

Complainant, SIMEON GOLAR, residing at 85-08 Avon Street,
County of Queens, City and State of New York alleges as follows:

1. On information and belief, respondent JOSEPH A. ADDABBO's
campaign committee had in the first six months following the 1982
elections raised more money than any other member of the House.
The source of complainant's information and the basis for his be-
lief is the New York Times of September 19, 1983. Complainant be-
lieves that the campaign fundraising activities by and on behalf
of Congressman ADDABBO for a period of several years have been in
violation of federal election laws and regulations promulgated
thereunder.

2. Respondent ADDABBO's campaign committee heretofore desig-
nated LOUIS F. DE SENA committee treasurer. However, since Janu-
ary 1976, one "JIM McDONALD" has filed all reports as "assistant
treasurer." A search of the records of the Federal Election Com-
mission by complainant's agents reveals no prior designation of an
assistant treasurer on the committee's Statement of Organization
or any amendment thereto.

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3. While the Regulations provide for the possible designation of an assistant treasurer "who shall assume the duties and responsibilities of the treasurer in the event of a temporary or permanent vacancy in the office or in the event the treasurer is unavailable," (Sec. 103.7(a)), clearly the regular performance of the duties of treasurer and the filing of reports over a period of years by an assistant treasurer, whether or not properly designated, is in violation of the law.

4. Complainant believes the JIM McDONALD referred to above to be JAMES P. McDONALD, heretofore employed by NORTHRUP CORPORATION as a registered lobbyist from April 7, 1977 to April 1983. Said McDONALD has conducted fundraisers and otherwise assisted JOSEPH P. ADDABBO in raising campaign funds from NORTHRUP CORPORATION and other defense contractors over a period of years. The source of complainant's information is the Congressional Quarterly, dated May 18, 1980, and the Clerk of the House Records. Complainant believes such services by McDONALD to ADDABBO while he was employed by NORTHRUP CORPORATION to have been illegal campaign contributions by McDONALD and by NORTHRUP CORPORATION well in excess of the federal limits for such contributions.

5. On information and belief, JOSEPH P. ADDABBO illegally provided office space in his Washington, D. C. congressional office for JAMES P. McDONALD to transact his campaign fundraising for ADDABBO and other business activities. The source of this information as to McDONALD's use of the ADDABBO congressional office and the basis for complainant's belief is a telephone conversation by complainant's agent with office staff of the said ADDABBO congressional office.

6. According to filed financial reports of the ADDABBO campaign committee, the committee has made financial payments to JAMES P. Mc-

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9. Respondent ADDABBO is the chairman of the Defense Subcommittee of the Appropriations Committee of the House, and as such he has oversight responsibility for congressional defense appropriations. Complainant believes that McDONALD's and others' solicitations from federal defense contractors on behalf of ADDABBO, coupled with ADDABBO's ability to personally retain such funds, is in gross and blatant violation of the law and poses the gravest conflict of interest and other ethical questions.

10. Complainant ran against respondent ADDABBO in the Democratic primary in September, 1982. The campaign period fixed by the State legislature was approximately six weeks. During that period, complainant raised approximately \$10,000 of contributions and spent additional sums from his own funds. However, during the entire campaign, complainant spent less than one-half of the amount the ADDABBO campaign committee had on hand prior to the primary election and before ADDABBO had reason to believe that he would have any opposition. Further, ADDABBO raised substantial additional sums during the primary campaign, and he has raised substantial sums as set forth above.

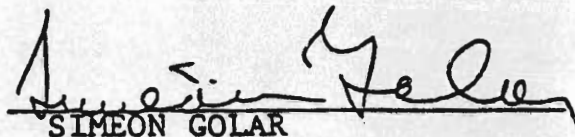
11. Complainant further states that: During my entire life, I have lived modestly; and I have spent most of my professional career in government. Since 1976, I have enjoyed a fair amount of business success as a practicing lawyer and a developer of government-aided housing in New York City and Atlanta. However, I do not believe that I can be regarded as wealthy; and I certainly cannot begin to match the amounts of money Mr. ADDABBO has on hand and can raise from defense contractors and otherwise for a political campaign, as evidenced by his record to date.

Notwithstanding the foregoing, Mr. ADDABBO has variously re-

ferred to me at fundraisers and to the press as "wealthy," and as "a millionaire," and to my last campaign as "well financed," thereby attempting to justify his solicitation and receipt of Hundreds of thousands of dollars of campaign funds, and to be able further to exploit his official position and anticipated candidacy for re-election to raise additional huge sums from federal defense contractors and others. The source of my information and the basis for my belief as to Mr. ADDABBO's references to me and representation to the press are guest witnesses at various fundraisers and the New York Times of December 31, 1983.

12. In general, political fundraising activities by and on behalf of ADDABBO as set forth herein and otherwise represent a gross subversion of the political process and will tend to prevent the possibility in the future of a fair election in the Sixth Congressional District.

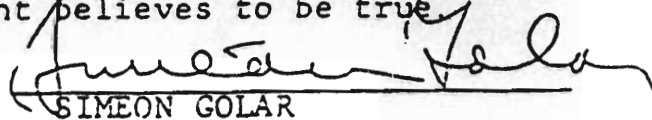
WHEREFORE, complainant requests that a prompt investigation of the fundraising activities of and on behalf of Congressman JOSEPH P. ADDABBO be conducted by the Commission and that any and all other appropriate action be taken.


SIMEON GOLAR

State of New York)
ss:
County of New York)

SIMEON GOLAR, being duly sworn, deposes and says that he is the complainant in the within action. Deponent has read the foregoing and knows the contents thereof; the same is true to deponent's own knowledge, except as to the matters therein alleged upon information and belief, and those matters deponent believes to be true.

Sworn to before me this
3rd day of January, 1984.


SIMEON GOLAR


DOROTHY FARRER
Notary Public, State of New York
No. 24-1013052
Qualified in Kings County
1984

THE
COMMISSION
AND
OTHER

BY HAND
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Charles N. Steele, Esq.
General Counsel
Federal Election Commission
7th Floor
1325 K Street, N.W.
Washington, D.C.
20463

A: ARCHER
COURIERS

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FEDERAL ELECTION COMMISSION

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

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