



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 1881

Date Filmed 7/16/85 Camera No. --- 2

Cameraman AS

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FEDERAL ELECTION COMMISSION

MUR 1881

Banking slips, conculation agreements, internal
notes, 12 day reports, comment sheets,
GC report on Conculation,

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 X Paul D. [Signature]
 date 7/11/85

FEC 9-21-77

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FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

June 17, 1985

Thomas J. Spargo, Esq.
VIVA '84
314 State Street
Albany, New York 12210

RE: MUR 1881
VIVA '84 and
Thomas J. Spargo, treasurer

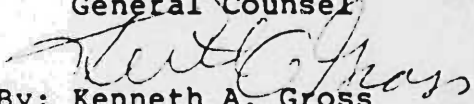
Dear Mr. Spargo:

On June 6 , 1985, the Commission accepted the conciliation agreement signed by you and a civil penalty in settlement of a violation of 2 U.S.C. § 433 and 434, provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040531673

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED AT THE FEC

85 MAY 28 4:34

In the Matter of)
)
Viva '84) MUR 1881
Thomas J. Spargo, as)
treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Viva '84 ("Respondent") violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)(i) by failing to register as a political committee and report its activities in a timely manner.

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

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

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

III. Respondent enters voluntarily into this agreement with the Commission.

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

1. Respondent Viva '84 is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent Thomas J. Spargo currently serves as treasurer for respondent Viva '84.

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GENERAL
FEDERAL ELECTION COMMISSION

3. Respondent served as joint fundraising representative for a joint fundraiser held in conjunction with the New York Republican Federal Campaign Committee in 1984. At the time of the joint fundraiser, respondent was an unregistered organization.

4. Respondent disbursed the entire amount of the proceeds from the joint fundraiser, totalling \$55,000, to the New York Republican Federal Campaign Committee.

5. Section 433(a), Title 2, United States Code, requires all unauthorized political committees to register within ten (10) days after becoming a political committee. Section 434(a)(4)(A)(i), Title 2, United States Code, requires timely filing of quarterly reports by unauthorized political committees.

V. 1) Respondent violated 2 U.S.C. § 433(a) by failing to register as a political committee until October 5, 1984, 141 days after disbursing the joint fundraising proceeds to the New York Federal Campaign Committee.

2) Respondent violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file its 1984 July Quarterly Report until October 5, 1984, 82 days after it was due.

VI. Respondent will pay a civil penalty to the Treasurer of the United States in the amount of Two Hundred Dollars (\$200), pursuant to 2 U.S.C. § 437g(a)(5)(A).

VII. Respondent agrees that it shall not undertake any activity which is in violation of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et seq.

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

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

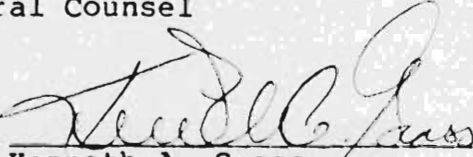
X. Respondent shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

FOR THE COMMISSION:

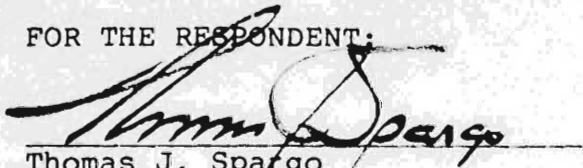
Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

June 14, 1985
Date

FOR THE RESPONDENT:


Thomas J. Spargo
Treasurer

May 20, 1985
Date

85040531676



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Thomas J. Spargo, Esq.
VIVA '84
314 State Street
Albany, New York 12210

RE: MUR 1881
VIVA '84 and
Thomas J. Spargo, treasurer

OK 6/14

Dear Mr. Spargo:

On , 1985, the Commission accepted the conciliation agreement signed by you and a civil penalty in settlement of a violation of 2 U.S.C. § 433 and 434, provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter, and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040531677

GCC# 7613

MEMORANDUM

TO: CHERYL THOMAS
FROM: JOAN HARRIS

TO: JOAN HARRIS
FROM: CHERYL THOMAS

CHECK NO. 112 (a copy of which is attached) RELATING
TO MUR 1881 AND NAME VIVA '84 + Thomas J. Spargo, Treas.
WAS RECEIVED ON May 29, 1985. PLEASE INDICATE THE ACCOUNT INTO
WHICH IT SHOULD BE DEPOSITED:

1 BUDGET CLEARING ACCOUNT (#95F3875.16)
1 / CIVIL PENALTIES ACCOUNT (#95-1099.160)

SIGNATURE Cheryl R. Thomas OTHER _____ DATE 5/29/85

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NEW YORK REPUBLICAN FEDERAL CAMPAIGN COMMITTEE		112
PAY TO THE ORDER OF <u>Treasurer of the United States</u>		May 20 1985 29-7 213
<u>Two hundred and 70/100</u>		DOLLARS
FOR <u>Thomas J. Spargo</u>		
Key Bank N.A. Main Office/Albany, New York 12207		
⑆021300077⑆ 10 22 888 7⑈ 0112		

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1881
Viva '84)
Thomas J. Spargo, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 6, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1881:

1. Accept the agreement in settlement of this matter attached to the General Counsel's Report signed May 31, 1985.
2. Close the file.
3. Send the letter to the respondent attached to the General Counsel's Report signed May 31, 1985.

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

Attest:

6-7-85

Date

Judy C. Ransom

for Marjorie W. Emmons
Secretary of the Commission

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

5-31-85, 12:14
6- 3-85, 11:00
6- 6-85, 4:32

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Viva '84) RAD REFERRAL 84L-31
Thomas J. Spargo, as Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of January 15, 1985, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions with respect to the above-captioned matter:

1. Open a MUR.
2. Find reason to believe that Viva '84 and Thomas J. Spargo, as Treasurer, violated 2 U.S.C. § 433 and 434 of the Federal Election Campaign Act of 1971, as amended.
3. Approve and authorize the sending of the letter and General Counsel's Legal and Factual Analysis as recommended in the General Counsel's report dated January 3, 1985.

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

Attest:

1-17-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

35040531630



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 25, 1985

Mr. Thomas J. Spargo
Viva '84
315 State Street
Albany, New York 12210

RE: MUR 1881
Viva '84

Dear Mr. Spargo:

On January 15, 1984, the Federal Election Commission determined that there is reason to believe Viva '84 and you, as treasurer, violated 2 U.S.C. §§ 433 and 434, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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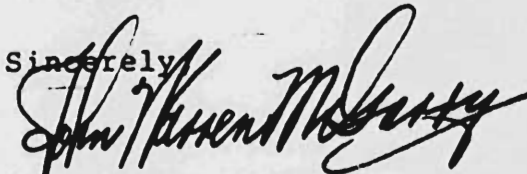
Mr. Thomas J. Spargo
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Eric Kleinfeld, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,



John Warren McGarry
Chairman

Enclosures

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

85040561632

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1881

RESPONDENTS' NAMES: Viva '84
Thomas J. Spargo, as Treasurer

SUMMARY OF ALLEGATIONS

On November 5, 1984, the Reports Analysis Division ("RAD") of the Federal Election Commission referred this matter to the Office of General Counsel as a possible violation of 2 U.S.C. § 433(a).

This referral is based on a review of reports filed by the New York Republican Federal Campaign Committee ("New York Committee"), indicating two transfers-in of funds from Viva '84 in May and June 1984. Viva '84, at this time was an unregistered committee and failed to register with the Federal Election Commission ("Commission") or report any activities until October 5, 1984. Viva '84 is alleged to have violated 2 U.S.C. §§ 433 and 434 by failing to register as a political committee and report its activities in a timely fashion.

FACTUAL BASIS AND LEGAL ANALYSIS

According to the July Quarterly Report filed by the New York Committee, Viva '84 made two transfers of funds to the New York Committee. The first, on May 17, 1984, was for \$15,000, and the second on June 22, 1984, was for \$40,000. At this point, Viva '84 was an unregistered organization. On July 23, 1984, the Treasurer of the New York Committee (who is also Treasurer of Viva '84) filed an amended Statement of Organization for the New

York Committee which designated Viva '84 as an affiliated committee for joint fundraising purposes. The Committees' Treasurer indicated, in a meeting with RAD representatives on July 23, that the funds transferred to the New York Committee by Viva '84 were generated as a result of a joint fundraiser between the two committees. RAD informed the Treasurer of the necessity of registering Viva '84 and reporting its activities.

On September 27, 1984, the Committees' Treasurer again contacted RAD and indicated that he was having problems compiling information regarding Viva '84. This was after a Request for Additional Information ("RFAI") had been sent on August 3, 1984, and a second notice on August 30, 1984. Because Viva '84 had still not complied with the Act, RAD contacted its Treasurer on October 3, 1984, to remind him to register.

The Act imposes a requirement of registration on all political committees. 2 U.S.C. § 433. "Political committee" is defined by the Act to include any local committee of a political party which receives contributions aggregating in excess of \$5,000 during a calendar year or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year (for the purpose of influencing any election for Federal office).

2 U.S.C. § 431(4)(c). For committees other than authorized campaign committees or separate segregated funds, a Statement of Organization must be filed within 10 days after an organization

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becomes a political committee. 2 U.S.C. § 433(a). A Quarterly Report must be filed no later than fifteen (15) days after the last day of the calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i).

Listed below are the reports filed late by Viva '84 and the date filed:

<u>Report</u>	<u>Date Filed</u>
Statement of Organization	10/5/84
1984 July Quarterly	10/5/84

Viva '84 filed its 1984 October Quarterly Report timely on October 5, 1984.

Although a participant in a joint fundraiser is entitled to be an unregistered organization, pursuant to 11 C.F.R. § 102.17(a)(9)(i), a fundraising representative must be selected by the participants. This representative "shall be a reporting political committee." 11 C.F.R. § 102.17(a)(1)(i). A review of the July Quarterly Report filed by Viva '84, indicates that Viva '84 paid the costs of the joint fundraiser conducted with the New York Committee and disbursed the proceeds to the latter .

As a result, 11 C.F.R. § 102.17(a)(1)(i) requires Viva '84 to file a Statement of Organization and report its financial activities to the Commission. Despite assurance from Viva '84's Treasurer to RAD that registration was forthcoming, Viva '84's Statement of Organizaton was not received by the Commission until October 5, 1984, some 141 days after the first disbursement to the New York Committee. The July Quarterly Report, also received

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on October 5, was 82 days late. For these reasons, the General Counsel's Office recommends that the Commission find reason to believe that Viva '84 and Thomas J. Spargo, as Treasurer, violated 2 U.S.C. § 433(a) and § 434(a)(4)(A)(i) for failing to file a timely Statement of Organization and July Quarterly Report with the Commission.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Thomas J. Spargo
Viva '84
315 State Street
Albany, New York 12210

RE: MUR 1881
Viva '84

Dear Mr. Spargo:

On January 15, 1984, the Federal Election Commission determined that there is reason to believe Viva '84 and you, as treasurer, violated 2 U.S.C. §§ 433 and 434, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Mr. Thomas J. Spargo
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Eric Kleinfeld, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

John Warren McGarry
Chairman

Enclosures

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

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

05 JAN 10 PM 12:30

January 10, 1985

MEMORANDUM TO: The Commission

SENSITIVE

FROM: Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

SUBJECT: Additional attachment for RAD 84L-31
Viva '84

The attached material was inadvertently excluded from the First General Counsel's Report transmitted to the Commission on January 3, 1985, and should have been included as part of the RAD Referral circulated with that Report.

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HAND DELIVERED

(see reverse side for instructions)

B TYPE OF COMMITTEE (check one):

- = If) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund nor a party committee

If the registering political committee has identified a "connected organization" above, please indicate type of organization

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

Die

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

REC'D ORN 1-3-5

MEMORANDUM TO THE FILES

COMMITTEE: New York Republican Federal Campaign Committee

COMMITTEE REPRESENTATIVE: Tom Spargo, Treasurer

DATE: 7/23/84

ANALYSTS: Pam Brown and Lisa Stolaruk

SUBJECT: Meeting regarding joint fundraising activities with
the Republican National Committee

Mr. Spargo called this morning and requested that we meet with him to discuss the reporting of joint fundraising proceeds received from two joint fundraising activities: Salute to Victory Dinner Committee and Viva '84. He described the fundraisers as being allocated partially for Federal and partially for non-Federal activity. He confirmed the fact that all money deposited into New York's Federal account came from permissible sources.

Since the Salute to Victory Dinner Committee has already registered (and the New York committee has designated them as an affiliate), Mr. Spargo was advised that he need only provide memo Schedule A's to support the transfer received from the Dinner Committee.

The Viva '84 committee, however, has not yet registered with the Commission. We brought this to his attention, and discussed the fact that Viva '84 must register and report the full activity of the fundraiser. Mr. Spargo said that he would be meeting with representatives of the RNC later this afternoon and would remind them of this. We noted that he would also have to provide memo Schedule A's to support the transfer received from the Viva '84 committee. He will comply.

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FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543

AUG 3 1984

Treasurer
VIVA '84
1192 Park Avenue
New York, NY 10128

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees which may be subject to the registration and reporting requirements of the Federal Election Campaign Act (the Act) but are not registered with the Commission.

The Act defines a "political committee" to include any committee, club, association, or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year (for the purpose of influencing any election for Federal office). 2 U.S.C. §431(4).

A review of the receipts reported by the New York Republican Federal Campaign Committee indicates that your organization may have made expenditures in excess of \$1,000 during the calendar year 1984 to influence Federal elections. The term "expenditures" includes contributions to Federal candidates and committees supporting Federal candidates. 2 U.S.C. §431(9). This activity may qualify your organization as a "political committee" subject to the registration, reporting and other requirements of the Act. A copy of the receipt schedule(s) which list your contribution(s) is enclosed for your review.

In order to be in compliance with the Act, your organization must either:

- 1) submit a Statement of Organization and file disclosure reports on FEC Form 3X (relevant informational materials and forms enclosed); or
- 2) receive a full contribution refund or direct the recipient committee(s) to transfer the funds to an account not used to influence Federal elections.

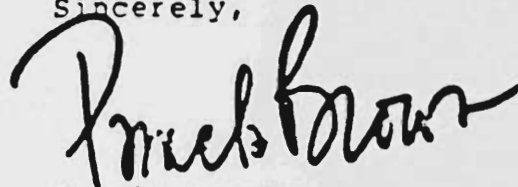
The second alternative noted above should be followed if your organization does not wish to register and file disclosure reports, or if the contributions or expenditures by your organization were from an account containing corporate or union funds.

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If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit documentation which will clarify this matter. Although the Commission may take further legal steps concerning this matter, your prompt action will be taken into consideration.

Please notify the Commission within fifteen (15) days from the date of this letter of your decision on this matter. If you have any questions, please contact me on the agency's toll-free number, (800) 424-9530. My local number is (202) 523-4048.

Sincerely,



Pamela Brown
Senior Reports Analyst
Reports Analysis Division

Enclosures

35040531693

TELECON

ANALYST Lisa Stolaruk
initiated call? no

TELECON WITH: Tom Spargo
initiated call? yes

Candidate/Committee: Viva '84/New York Republican Campaign Committee

DATE: 9/27/84

SUBJECT(S): Filing of Viva '84 Report

Mr. Spargo called this afternoon to explain the problems that he has been having in receiving and compiling the information regarding the Viva '84 joint fundraising committee. He said that he will file the Viva report and the memo schedules for the New York Republican Campaign Committee as soon as possible.

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TELECON WITH: Tom Spargo
initiated call? no

Candidate/Committee: Viva '84 and New York Republican Campaign
Committee

DATE: 10/3/84

SUBJECT(S): Filing of the Viva '84 report

I called Mr. Spargo this morning and stated that, although we had received the memo Schedule A's for New York's share of the fundraising proceeds from the Viva '84 joint fundraiser, we had not received the registration statement and report for the Viva '84 committee. I reiterated the importance that the report be filed as soon as possible. He understands the importance of the matter, and stated that the report and Statement of Organization will be sent Federal Express tomorrow at the very latest.

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TELECON:

ANALYST Lisa Stolaruk
initiated call? no

TELECON WITH: Tom Spargo
initiated call? yes

Candidate/Committee: Viva '84/New York Republican Federal Campaign
Committee

DATE: 10/5/84

SUBJECT(S): Statement of Organization and Report for Viva '84

Mr. Spargo called this morning to inform me that the documents for
the Viva '84 committee have been sent today by Federal Express.

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SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION 1/3/85 12:00
RAD REFFERAL 84L-31
STAFF MEMBER ERIC KLEINFELD

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

RESPONDENTS NAMES: Viva '84
Thomas J. Spargo, as Treasurer

RELEVANT STATUTES: 2 U.S.C. §§ 433 and 434
11 C.F.R. §§ 102.1(d) and 102.17

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

On November 5, 1984, the Reports Analysis Division ("RAD") of the Federal Election Commission referred this matter to the Office of General Counsel as a possible violation of 2 U.S.C. § 433(a).

SUMMARY OF ALLEGATIONS

This referral is based on a review of reports filed by the New York Republican Federal Campaign Committee ("New York Committee"), indicating two transfers-in of funds from Viva '84 in May and June 1984. Viva '84, at this time was an unregistered committee and failed to register with the Federal Election Commission ("Commission") or report any activities until October 5, 1984. Viva '84 is alleged to have violated 2 U.S.C. §§ 433 and 434 by failing to register as a political committee and report its activities in a timely fashion.

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FACTUAL AND LEGAL ANALYSIS

According to the July Quarterly Report filed by the New York Committee, Viva '84 made two transfers of funds to the New York Committee (See Attachment 2). The first, on May 17, 1984, was for \$15,000, and the second on June 22, 1984, was for \$40,000. At this point, Viva '84 was an unregistered organization. On July 23, 1984, the Treasurer of the New York Committee (who is also Treasurer of Viva '84) filed an amended Statement of Organization for the New York Committee which designated Viva '84 as an affiliated committee for joint fundraising purposes. (See Attachment 3) The Committees' Treasurer indicated, in a meeting with RAD representatives on July 23, that the funds transferred to the New York Committee by Viva '84 were generated as a result of a joint fundraiser between the two committees. RAD informed the Treasurer of the necessity of registering Viva '84 and reporting its activities.

On September 27, 1984, the Committees' Treasurer again contacted RAD and indicated tha he was having problems compiling information regarding Viva '84. This was after a Request for Additional Information ("RFAI") had been sent on August 3, 1984, and a second notice on August 30, 1984. Because Viva '84 had still not complied with the Act, RAD contacted its Treasurer on October 3, 1984, to remind him to register.

The Act imposes a requirement of registration on all political committees. 2 U.S.C. § 433. "Political committee" is defined by the Act to include any local committee of a political

party which receives contributions aggregating in excess of \$5,000 during a calendar year or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year (for the purpose of influencing any election for Federal office). 2 U.S.C. § 431(4)(c). For committees other than authorized campaign committees or separate segregated funds, a Statement of Organization must be filed within 10 days after an organization becomes a political committee. 2 U.S.C. § 433(a). A Quarterly Report must be filed no later than fifteen (15) days after the last day of the calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i).

Listed below are the reports filed late by Viva '84 and the date filed:

<u>Report</u>	<u>Date Filed</u>
Statement of Organization	10/5/84
1984 July Quarterly	10/5/84

Viva '84 filed its 1984 October Quarterly Report timely on October 5, 1984.

Although a participant in a joint fundraiser is entitled to be an unregistered organization, pursuant to 11 C.F.R. § 102.17(a)(9)(i), a fundraising representative must be selected by the participants. This representative "shall be a reporting political committee." 11 C.F.R. § 102.17(a)(1)(i). A review of the July Quarterly Report filed by Viva '84, indicates that Viva '84 paid the costs of the joint fundraiser conducted with the New York Committee and disbursed the proceeds to the latter (See Attachment 4).

As a result, 11 C.F.R. § 102.17(a)(1)(i) requires Viva '84 to file a Statement of Organization and report its financial activities to the Commission. Despite assurance from Viva '84's Treasurer to RAD that registration was forthcoming, Viva '84's Statement of Organization was not received by the Commission until October 5, 1984, some 141 days after the first disbursement to the New York Committee. The July Quarterly Report, also received on October 5, was 82 days late. For these reasons, the General Counsel's Office recommends that the Commission find reason to believe that Viva '84 and Thomas J. Spargo, as Treasurer, violated 2 U.S.C. § 433(a) and § 434(a)(4)(A)(i) for failing to file a timely Statement of Organization and July Quarterly Report with the Commission.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that Viva '84 and Thomas J. Spargo, as Treasurer, violated 2 U.S.C. § 433 and 434 of the Federal Election Campaign Act of 1971, as amended.
3. Approve and authorize sending the attached letter and General Counsel's Legal and Factual Analysis.

Charles N. Steele
General Counsel

Jan 3, 1985
Date

Kenneth A. Gross
By: Associate General Counsel

Attachments

1. RAD Referral
2. New York Committee's July Quarterly Report
3. New York Committee's amended Statement of Organization
4. Viva '84 July Quarterly Report
5. Letter to Respondents
6. Factual and Legal Analysis



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20460

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 5 November 1984

ANALYST: Lisa Stolaruk

I. COMMITTEE: Viva '84 (C00190942)
Thomas J. Spargo
315 State Street
Albany, NY 12210

II. RELEVANT STATUTE: 2 U.S.C. 433(a)
11 CFR 102.1(d)

III. BACKGROUND:

Failure to Register As A Political Committee in A Timely Manner

On July 23, 1984, Mr. Thomas Spargo, treasurer of the New York Republican Federal Campaign Committee ("the New York Committee"),^{1/} met with two representatives of the Reports Analysis Division ("RAD") (Attachment 2). Mr. Spargo was seeking advice on how to report the proceeds from two joint fundraising committees. One of the joint fundraising committees had already registered with the Commission; however, the other committee, VIVA '84, had not yet registered. A RAD analyst advised Mr. Spargo of the necessity of registering Viva '84 and reporting its financial activity. Mr. Spargo noted he would be meeting with representatives of the Republican National Committee later that day, and would bring the matter to their attention.

On August 3, 1984, a Request for Additional Information ("RFAI") was sent to Viva '84, noting the transfers of \$15,000 on May 17, 1984 and \$40,000 on June 22, 1984 to the New York Committee. The RFAI stated that Viva '84 could either register with the Commission and report its financial activity, receive a full refund of the contribution or direct the recipient committee to transfer the funds to an account not used to influence Federal elections (Attachment 3).

^{1/} On the same day, Mr. Spargo filed an amended Statement of Organization for the New York Committee which designated VIVA '84 as an affiliated committee for joint fundraising purposes.

35040531701

On August 30, 1984, a Second Notice was sent to Viva '84 for failure to respond to the RFAI.

Mr. Spargo called the RAD analyst on September 27, 1984, and explained he was having problems receiving and compiling the information for Viva '84. He stated that he would file the appropriate documents as soon as possible (Attachment 5).

On October 3, 1984, the RAD analyst called Mr. Spargo to remind him that Viva '84 had yet to register and report. The RAD analyst stressed the importance of submitting the information as soon as possible. Mr. Spargo responded he understood the importance of the matter and the Statement of Organization and reports would be sent by Federal Express the next day (Attachment 6).

Mr. Spargo called the RAD analyst on October 5, 1984 and stated the Viva '84 documents had been sent by Federal Express that day (Attachment 7). The Statement of Organization, July Quarterly Report and October Quarterly Report for Viva '84 were hand-delivered to the analyst that day (Attachments 8a and 8b).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

An RFAI was sent on October 31, 1984 for the receipt of possible corporate contributions on the 1984 July Quarterly Report.

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

ATTACHMENT 2

(3)

(Summary Page)

JUL 16 12:36

ALIGN AREA

ALIGN AREA

1. Name of Committee (in Full)

**NEW YORK REPUBLICAN FEDERAL
CAMPAIGN COMMITTEE**

Address (Number and Street)

315 State Street

City, State and ZIP Code

Albany, New York 12210

☐ Check here if address is different than previously reported.

2. FEC Identification Number

C00055582

3. ☒ This committee qualified as a multi-candidate committee during the reporting period on **Sept. 1973**

4. TYPE OF REPORT (Check appropriate boxes)

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

☒ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this report an Amendment?

☐ YES

☐ NO

JANUARY		COLUMN A	COLUMN B
6. Covering Period <u>April 1, 84</u> through <u>June 30, 84</u>		This Period	Calendar Year-to-Date
6. (a) Cash on hand January 1, 19 <u>84</u>			\$ 1,393.04
(b) Cash on Hand at Beginning of Reporting Period		\$ 3,094.66	
(c) Total Receipts (from Line 18)		\$ 155,000	\$ 158,048.87
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 158,094.66	\$ 159,441.91
7. Total Disbursements (from Line 28)		\$ 155,731.65	\$ 157,078.90
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 2,363.01	\$ 2,363.01
9. Debts and Obligations Owed TO The Committee (itemize all on Schedule C or Schedule D)		\$	
10. Debts and Obligations Owed BY the Committee (itemize all on Schedule C or Schedule D)		\$	

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

THOMAS J. SPARGO, ESQ

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

July 14, 1984

Date

For further information contact

Federal Election Commission

Toll Free 800 424 9530

Lo# 201 2.3 4068

NOTE: Submission of false, erroneous or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 4375.

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

FEC FORM 3X 3 80

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

(4)

Name of Committee (in Full)

New York Republican Federal Campaign Comm.

Report Covering the Period

From **Apr 1, 84** To **Jun 30, 84**

	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
I. RECEIPTS			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees	0	140	11(a)
(b) Political Party Committees	0	0	11(b)
(c) Other Political Committees	0	0	11(c)
(d) TOTAL CONTRIBUTIONS (other than loans) (Add 11(a), 11(b) and 11(c))	0	140	11(d)
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	155,000	157,908.87	12
13 ALL LOANS RECEIVED	0	0	13
14 LOAN REPAYMENTS RECEIVED	0	0	14
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)	0	0	15
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	0	0	16
17 OTHER RECEIPTS (Dividends, Interest, etc.)	0	0	17
18 TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)	155,000	158,048.87	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	232.25	429.50	19
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	155,499.40	156,649.40	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	0	0	21
22 INDEPENDENT EXPENDITURES (see Schedule E)	0	0	22
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. § 441 a(d)) (Use Schedule F)	0	0	23
24 LOAN REPAYMENTS MADE	0	0	24
25 LOANS MADE	0	0	25
26 REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees	0	0	26(a)
(b) Political Party Committees	0	0	26(b)
(c) Other Political Committees	0	0	26(c)
(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))	0	0	26(d)
27 OTHER DISBURSEMENTS	0	0	27
28 TOTAL DISBURSEMENTS (Add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	155,731.65	157,078.90	28
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)	0	140	29
30 TOTAL CONTRIBUTION REFUNDS from Line 26(d)	0	0	30
31 NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)	0	140	31
32 TOTAL OPERATING EXPENDITURES from Line 19	232.25	429.50	32
33 OFFSETS TO OPERATING EXPENDITURES from Line 15	0	0	33
34 NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)	232.25	429.50	34

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SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1 for
LINE NUMBER 12
(Use separate schedules for each
category of the Detailed
Summary Page)

5

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

Name of Committee (in Full)
New York Republican Federal Campaign Committee

A. Full Name, Mailing Address and ZIP Code Salute To Victory Dinner Committee, 11 Mohegan Road Larchmont, New York 10538 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Affiliated Comm. Joint Fund Raiser Occupation Aggregate Year-to-Date-\$	Date (month, day, year) 6-28-84	Amount of Each Receipt This Period 100,000
B. Full Name, Mailing Address and ZIP Code VIVA '84 1192 Park Avenue New York, New York 10128 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Affiliated Comm. Occupation Aggregate Year-to-Date-\$	Date (month, day, year) 5-17-84 6-22-84	Amount of Each Receipt This Period 15,000 40,000
C. Full Name, Mailing Address and ZIP Code Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
D. Full Name, Mailing Address and ZIP Code Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
E. Full Name, Mailing Address and ZIP Code Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
F. Full Name, Mailing Address and ZIP Code Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
G. Full Name, Mailing Address and ZIP Code Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date-\$	Date (month, day, year)	Amount of Each Receipt This Period
SUBTOTAL of Receipts This Page (optional)			
TOTAL This Period (last page this line number only)			

155,000

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

(6)

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

Name of Committee (in Full)

New York Republican Federal Campaign Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Republican National Committee 310 First St., S.E. Washington, D.C.	Transfer-Expense Reimbursement Disbursement for ☐ Primary ☐ General ☐ Other (specify):	5-10-84	499.40
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
New York Republican State Committee, 315 State Street Albany, New York 12210	Transfer Disbursement for ☐ Primary ☐ General ☐ Other (specify):	5-14-84 6-18-84 6-25-84	5,000 10,000 100,000
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Republican National Hispanic Assembly, 310 First St. S.E. Washington, D.C. 20003	Transfer Disbursement for ☐ Primary ☐ General ☐ Other (specify):	5-14-84 6-18-84	10,000 30,000
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify):		

SUBTOTAL of Disbursements This Page (optional)

TOTAL This Period (first page this line number only)

155,499.40

04002



**New York
Republican
State Committee**

GEORGE L. CLARK, JR., Chairman

ATTACHMENT 3

⑦

RECEIVED AT THE FEC

84 JUL 22 P 1: 02

July 18, 1984

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

Re: New York Republican Federal Campaign
Committee, ID# C00055582
Amendment to FEC Form 1

Gentlemen:

This letter is intended to constitute an amendment to the original Statement of Organization of the above captioned committee pursuant to section 102.2 of the Federal Regulations.

The following committees are designated as affiliated Committees, participating in joint fundraisers:

Salute to Victory II Dinner Committee
11 Mohegan Road, Yonkers, New York 10538

Viva '84
1192 Park Avenue, New York, New York 10128

In addition, the following depositories are added to the above committee's Form 1 hereby amended:

Bankers Trust Company,
Park Avenue, New York, New York

Marine Midland Trust Company
Carnegie Hill Office, New York, N.Y. 10128

Sincerely,

Thomas J. Spargo
Treasurer, Federal Committee

315 STATE STREET • ALBANY, NEW YORK 12210 • (518) 462-2601

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84033:40906

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

ATTACHMENT 4 (8)
RECEIVED THE FEC
HAND DELIVERED
34 OCT 5 1984

(Summary Page)

ALLEGH AREA

1 Name of Committee (In Full)

VIVA '84

Address (Number and Street)

315 State Street

City, State and ZIP Code

Albany, New York 12210

☐ Check here if address is different than previously reported

2 FEC Identification Number

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

4. TYPE OF REPORT (Check appropriate boxes)

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

☒ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for

☐ Twelfth day report preceding (Type of Election)

election on in the State of

☐ Thirtieth day report following the General Election

on in the State of

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☐ NO

SUMMARY

5 Covering Period 4-1-84 through 6-30-84

6 (a) Cash on hand January 1, 1984

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7 Total Disbursements (from Line 28)

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

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

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

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

THOMAS J. SPARGO

Name of First Name of Treasurer

SIGNATURE OF TREASURER

October 4, 1984

Date

For further information contact

Federal Election Commission

1600 New York Avenue, N.W.

Washington, D.C. 20543

(9)

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

Name of Committee (in Full)		Report Covering the Period	
VIVA '84		From 4-1-84 To 6-30-84	
		COLUMN A Total This Period	COLUMN B Calendar Year to Date
I. RECEIPTS			
11 CONTRIBUTIONS (other than loans) FROM:		76,526.50	76,526.50
(a) Individuals/Persons Other Than Political Committees			
(Memo Entry Unitemized \$ <u>42,076.50</u>)			
(b) Political Party Committees		0	0
(c) Other Political Committees		0	0
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		76,526.50	76,526.50
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		0	0
13 ALL LOANS RECEIVED		0	0
14 LOAN REPAYMENTS RECEIVED		0	0
15 OFFSETS TO OPERATING EXPENDITURES (Reimburse, Pledges, etc.)		0	0
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		0	0
17 OTHER RECEIPTS (Dividends, interest, etc.)		0	0
18 TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		76,526.50	76,526.50
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES		20,833.14	20,833.14
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		55,000.00	55,000.00
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		0	0
22 INDEPENDENT EXPENDITURES (Use Schedule E)		0	0
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)		0	0
24 LOAN REPAYMENTS MADE		0	0
25 LOANS MADE		0	0
26 REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees		0	0
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)		0	0
27 OTHER DISBURSEMENTS		0	0
28 TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)		75,833.14	75,833.14
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans) from Line 11d		76,526.50	76,526.50
30 TOTAL CONTRIBUTION REFUNDS from Line 26d		0	0
31 NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		76,526.50	76,526.50
32 TOTAL OPERATING EXPENDITURES from Line 19		20,833.14	20,833.14
33 OFFSETS TO OPERATING EXPENDITURES from Line 15		0	0
34 NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		20,833.14	20,833.14

R 4 0 3 3 7 0 3 R 6

SCHEDULE A

ITEMIZED RECEIPTS

Page 1 of 1
Line Number 117

To separate schedule A from each category of the Employer's Summary Page.

VIVA '84			
Information collected from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for any other purpose, other than using the name and address of any political committee to solicit contributions from such committee. Name (Last, first, last initial)			
A Full Name, Mailing Address and ZIP Code Cuban Auto Parts 701 Kennedy Boulevard North Bergen, New Jersey 07047		Name of Employer 422 Paterson Plank Road Union City, NJ 07087 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period \$1000.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
B Full Name, Mailing Address and ZIP Code N & G Auto Parts 269 Smith Street Perth Amboy, New Jersey 08861		Name of Employer 269 Smith Street Perth Amboy, NJ 08861 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 500.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
C Full Name, Mailing Address and ZIP Code N & G Auto Parts 422 Paterson Plank Road Union City, New Jersey 07087		Name of Employer 269 Smith Street Perth Amboy, NJ 08861 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 500.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
D Full Name, Mailing Address and ZIP Code Rafael Diaz 387 Highland Street Cresskill, New Jersey 07626		Name of Employer 387 Highland Street Cresskill, NJ 07626 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 1000.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
E Full Name, Mailing Address and ZIP Code Victor DelCorral 240 Columbus Avenue New York, New York 10023		Name of Employer 240 Columbus Avenue New York, New York 10023 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 1500.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
F Full Name, Mailing Address and ZIP Code Jose M. Delgado, D.D.S. 37-21 75th Street Jackson Heights, New York 11372		Name of Employer 510 East 86th Street, Apt. 17E. New York, NY 10028 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 1000.00 Occupation D.D.S. Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
G Full Name, Mailing Address and ZIP Code Elbio Castillo 116 - 58th Street West New York, New Jersey 07093		Name of Employer 116 - 58th Street West New York, NJ 07093 Date (month, day, year) 4/10/84 Amount of Each Receipt This Period 1000.00 Occupation Aggregate Year-to-Date - \$	
Receipt For: Primary General Other (specify)			
SUBTOTAL (If itemized on this page, optional)			\$4500.00
TOTAL (If itemized, last page this line number only)			

10

89031397

SCHEDULE A

ITEMIZED RECEIPTS

Page 2 of 7
LINE NUMBER 11A

See separate Schedules for each category of the Unrelated Summary Page.

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

Name of Committee (in full) **VIVA '84**

A. Full Name, Mailing Address and ZIP Code Arturo Sterling 425 East 58th Street, Apt. 35B New York, New York 10022	Name of Employer 425 East 58th Street Apt. 35B New York, NY 10022	Date (month, day, year) 4/10/84	Amount of Each Receipt This Period \$1400.00
Receipt For Other (specify):	Occupation	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
B. Full Name, Mailing Address and ZIP Code Goltran J. Perez, M.D. 200 Central Park South New York, New York 10019	Name of Employer 200 Central Park South New York, NY 10019	Date (month, day, year) 4/10/84	Amount of Each Receipt This Period 500.00
Receipt For Other (specify):	Occupation Physician	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
C. Full Name, Mailing Address and ZIP Code Barbara Doyle Duncan 555 Park Avenue New York, New York	Name of Employer	Date (month, day, year) 4/10/84	Amount of Each Receipt This Period 500.00
Receipt For Other (specify):	Occupation Investor	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
D. Full Name, Mailing Address and ZIP Code Mario Hernandez 1022 Koelle Blvd. Secaucus, New Jersey 07094	Name of Employer 1022 Koelle Blvd. Secaucus, NJ 07094	Date (month, day, year) 4/10/84	Amount of Each Receipt This Period 1000.00
Receipt For Other (specify):	Occupation	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
E. Full Name, Mailing Address and ZIP Code Mrs. E.I. Guardarramas, JD 600 West 114th Street New York, New York	Name of Employer 600 West 114th Street New York, New York	Date (month, day, year) 4/17/84	Amount of Each Receipt This Period 1000.00
Receipt For Other (specify):	Occupation	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
F. Full Name, Mailing Address and ZIP Code Hector Echeverria 666 West 207th Street, Apt. 2B New York, New York 10034	Name of Employer 666 West 207th Street Apt. 2B New York, NY 10034	Date (month, day, year) 4/24/84	Amount of Each Receipt This Period 900.00
Receipt For Other (specify):	Occupation Sec't & Salesman	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
G. Full Name, Mailing Address and ZIP Code Carlos Perez P.O. Box 344637 Coral Gables, Florida 33114	Name of Employer P.O. Box 344637 Coral Gables, FL 33114	Date (month, day, year) 4/25/84	Amount of Each Receipt This Period 1000.00
Receipt For Other (specify):	Occupation	Aggregate Year-to-Date - \$	
☐ Primary ☐ General			
SUBTOTAL of Receipts This Page (optional)			\$6300.00
TOTAL This Period (last page this line number only)			

SCHEDULE A

ITEMIZED RECEIPTS

Page 3 of 1
 LINE NUMBER 111
 Separate schedules for each category of the Category Summary Page

Any information copied from such Returns or Statements may not be sold or used by any person for the purpose of soliciting contributions or for any other purposes other than using the name and address of any political committee to solicit contributions from such committee			
Name of Committee (in Full)			
VIVA '84			
A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Luba Nieman 1357 Ashford Santurce, Puerto Rico 00907	1357 Ashford Santurce, 00907 Luba Boutique, Inc.	5/3/84	\$1100.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation: Business	Aggregate Year-to-Date - \$	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Janc Antiques D-B-A Juan Portela Antiques 783 Madison Avenue New York, New York 10021		5/6/84	300.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Irene Wasserman 3 East 71st Street, 2C New York, New York 10021	Eutectic Corp. 3 East 71st Street, 2C New York, NY 10021	5/6/84	400.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation: Industrialist	Aggregate Year-to-Date - \$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
M.C.H. Cartaya 101 Greenbriar Square Mc Allen, Texas 78501	M.S.I., Inc. 2334 Boca Chica Blvd. Brownsville, TX 78520	5/9/84	400.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation: Real Estate Dev.	Aggregate Year-to-Date - \$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Marie Foley Alleman 447 East 57th Street New York, New York 10022	447 East 57th Street New York, NY 10022	5/7/84	600.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Carlos Amorin Villas Del Mar Oeste 2-J Isla Verde, Puerto Rico	Villas Del Mar Oeste 2-J Isla Verde, Puerto Rico	5/7/84	500.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation: Comerciante	Aggregate Year-to-Date - \$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Antonio Navarro 156 East 79th Street New York, New York	156 East 79th Street New York, New York	5/9/84	300.00
Receipt For: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
SUBTOTAL (If Receipts This Page total more than \$1000.00)			\$3600.00
TOTAL (If Receipts This Page total more than \$1000.00)			

SCHEDULE A

ITEMIZED RECEIPTS

Page 4 of 7 for
 LINE NUMBER 11A
 (If no separate schedule is for each
 category of the Detailed
 Summary Page)

(13)

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

Name of Committee (in Full) **VIVA '84**

A. Full Name, Mailing Address and ZIP Code Luz Maria S. Kean 1192 Park Avenue New York, New York 10028 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer 1192 Park Avenue New York, New York 10028 Occupation Aggregate Year-to-Date - \$	Date (month, day, year) 5/9/84	Amount of Each Receipt This Period \$ 400.00
B. Full Name, Mailing Address and ZIP Code Alice W. Lorillard Far Hills, New Jersey 07931 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Self Employed Larger Cross Road Far Hills, NJ 07931 Occupation Farmer Aggregate Year-to-Date - \$	Date (month, day, year) 5/9/84	Amount of Each Receipt This Period 500.00
C. Full Name, Mailing Address and ZIP Code Dolores S. Leviant 19 East 72nd Street New York, New York 10021 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer 19 East 72nd Street New York, NY 10021 Occupation Psychotherapist Aggregate Year-to-Date - \$	Date (month, day, year) 5/9/84	Amount of Each Receipt This Period 700.00
D. Full Name, Mailing Address and ZIP Code Ysrael A. Seinuk 919 3rd Avenue New York, New York 10022 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Self Employed 919 3rd Avenue New York, NY 10022 Occupation Consulting Engineer Aggregate Year-to-Date - \$	Date (month, day, year) 5/10/84	Amount of Each Receipt This Period 250.00
E. Full Name, Mailing Address and ZIP Code Rodman C. Rockefeller 610 5th Avenue, Room 316 New York, New York 10020 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer IBEC, Inc. 610 5th Avenue, Rm. 316 New York, NY 10020 Occupation Chairman Aggregate Year-to-Date - \$	Date (month, day, year) 5/16/84	Amount of Each Receipt This Period 500.00
F. Full Name, Mailing Address and ZIP Code Florene M. Schoenborn 880 Fifth Avenue, Apt. 19A New York, New York Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Occupation Aggregate Year-to-Date - \$	Date (month, day, year) 5/16/84	Amount of Each Receipt This Period 300.00
G. Full Name, Mailing Address and ZIP Code Michael E. Phillips 11 Mohegan Road Larchmont, New York 10538 Receipt For ☐ Primary ☐ General ☐ Other (specify)	Name of Employer Bankers Trust Company 280 Park Avenue New York, NY 10017 Occupation Banker Aggregate Year-to-Date - \$	Date (month, day, year) 5/16/84	Amount of Each Receipt This Period 500.00
SUBTOTAL of Receipts This Page (optional)			\$3150.00
TOTAL This Period (last page this line number only)			

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SCHEDULE A

ITEMIZED RECEIPTS

14
 The following information is required for the preparation of the Schedule A Summary Page.

Any information obtained from such Reports or Statements may not be used for any purpose for the purpose of obtaining contributions or for any other purpose, other than using the name and address of any contributor to solicit contributions from such contributor.

Name of contributor (last, first)

VIVA '84

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Joseph A. Strauss 1425 - 47th Street, S.W. Washington, D.C. 20024	The Phoenix Associates 1101 15th Street, N.W. Washington, D.C. 20005	5/16/84	\$ 500.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
B. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Howard B. Johnson 888 Park Avenue, 14B New York, New York 10020	Howard Johnson Co. 888 Park Avenue, 14B New York, NY 10020	5/16/84	600.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation: Consultant	Aggregate Year-to-Date - \$	
C. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Angel A. Rubio 3241 Corbear Avenue Bronx, New York 10463	3241 Corbear Avenue Bronx, NY 10463	5/18/84	500.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
D. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Maria C. Alvarez 51 East 90th Street, 9-A New York, New York 10028	Brown Harris Stevens 51 East 90th St., 9-A New York, NY 10028	5/18/84	300.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation: Real Estate Broker	Aggregate Year-to-Date - \$	
E. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Hilda Gonzalez 68 Chase Road Manhasset, New York 11030	68 Chase Road Manhasset, NY 11030	5/18/84	300.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
F. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Abraham Keilis 65-15 38 Avenue, Apt. 1E Woodside, New York 11377	65-15 38 Avenue, Apt. 1E Woodside, NY 11377	5/18/84	500.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation: Jeweler	Aggregate Year-to-Date - \$	
G. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt This Period
Luz Maria S. Kean 1192 Park Avenue New York, New York 10028	1192 Park Avenue New York, NY 10028	5/18/84	300.00
Receipt for: ☐ Primary ☐ General Other (specify):	Occupation:	Aggregate Year-to-Date - \$	
SUBTOTAL of Receipts This Period (Include all)			\$ 3000.00
TOTAL for Period (Add line 14 to line 13)			

SCHEDULE A

ITEMIZED RECEIPTS

Page 6 of 7
 LIFE NUMBER 11A
 Use separate schedules for each category of the Detailed Summary Page

(15)

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

Name of Committee (in full) **VIVA '84**

A. Full Name, Mailing Address and ZIP Code Eugenio A. Pupo 4179 Broadway New York, New York	Name of Employer Capital National Bank of New York 4179 Broadway, NY, NY	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period \$ 400.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
B. Full Name, Mailing Address and ZIP Code Victor DelCorral 240 Columbus Avenue New York, New York 10023	Name of Employer 240 Columbus Avenue New York, NY 10023	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 1400.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
C. Full Name, Mailing Address and ZIP Code Joseph Unanue 100 Seaview Drive Secaucus, New Jersey 07094	Name of Employer Goya Foods 100 Seaview Drive Secaucus, NJ 07094	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 2500.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation Owner	Aggregate Year-to-Date - \$	
D. Full Name, Mailing Address and ZIP Code Arnaldo Monzon 321 - 45th Street Union City, New Jersey 07087	Name of Employer 321 - 45th Street Union City, NJ 07087	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 2500.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
E. Full Name, Mailing Address and ZIP Code Agustin Batista Falla 177 Ocean Lane Drive Commodore Club East, Apt. 1209 Key Biscayne, Florida	Name of Employer	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 500.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
F. Full Name, Mailing Address and ZIP Code Enrique J. Leon 30 East 42nd Street New York, New York 10021	Name of Employer 30 East 42nd Street New York, NY 10021	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 600.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
G. Full Name, Mailing Address and ZIP Code Celia Bernal Penalba 4 Somosaquas, Madrid 11 Spain	Name of Employer	Date (month, day, year) 5/21/84	Amount of Each Receipt This Period 500.00
Receipt For ☐ Primary ☐ General Other (specify):	Occupation	Aggregate Year-to-Date - \$	
SUBTOTAL (Receipts This Page (optional))			\$8400.00
TOTAL (This Period) (SEE PAGE THIS LINE NUMBER ONLY)			

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SCHEDULE A

ITEMIZED RECEIPTS

Page 7 of 7
LINE NUMBER 11A
Use separate schedulers for each category of the Contribution Summary Page

16

Any information obtained from such Reports or Statements may not be sold or used by any person for the purpose of soliciting contributions or for any other purpose, other than using the name and address of any political committee to solicit contributions from such committee.			
Name of Committee (in full) VIVA '84			
A. Full Name, Mailing Address and ZIP Code Elsa Eaton 5408 Burling Road Bethesda, MD 20814	Name of Employer 5408 Burling Road Bethesda, MD 20814	Date (month, day, year) 5/23/84	Amount of Each Receipt This Period \$ 600.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation	Aggregate Year-to-Date - \$	
B. Full Name, Mailing Address and ZIP Code Dr. Michael Gutierrez 33 Greenwich Avenue New York, New York 10014	Name of Employer 33 Greenwich Avenue New York, NY 10014	Date (month, day, year) 5/23/84	Amount of Each Receipt This Period 500.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Doctor	Aggregate Year-to-Date - \$	
C. Full Name, Mailing Address and ZIP Code Richard Bluestine 57 Roundtree Drive Melville, New York 11747	Name of Employer WEDTECH, Corp. 595 Gerard Avenue New York, New York	Date (month, day, year) 5/23/84	Amount of Each Receipt This Period 1000.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Senior Vice President	Aggregate Year-to-Date - \$	
D. Full Name, Mailing Address and ZIP Code Ernesto Sanjurjo 102-10 66 Road Forest Hills, New York 11375	Name of Employer 102-10 66 Road Forest Hills, NY 11375	Date (month, day, year) 5/29/84	Amount of Each Receipt This Period 300.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation	Aggregate Year-to-Date - \$	
E. Full Name, Mailing Address and ZIP Code Goltran J. Perez, M.D. 200 Central Park South New York, New York 10019	Name of Employer Self Employed 200 Central Park South New York, NY 10019	Date (month, day, year) 5/26/84	Amount of Each Receipt This Period 400.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation Physician	Aggregate Year-to-Date - \$	
F. Full Name, Mailing Address and ZIP Code Gaspar Garcia 2138 Haviland Avenue Bronx, New York 10472	Name of Employer 2138 Haviland Avenue Bronx, NY 10472	Date (month, day, year) 5/29/84	Amount of Each Receipt This Period 400.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation	Aggregate Year-to-Date - \$	
G. Full Name, Mailing Address and ZIP Code Mrs. E.I. Guardarramas, JD 600 West 207th Street, apt. 2B New York, New York 10034	Name of Employer 600 West 207th Street Apt. 2B New York, NY 10034	Date (month, day, year) 5/29/84	Amount of Each Receipt This Period 300.00
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Occupation	Aggregate Year-to-Date - \$	
SUBTOTAL of Receipts This Page (optional)			\$3500.00
TOTAL This Period (last page this line number only)			\$34,450.00

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SCHEDULE B

ITEMIZED DISBURSEMENTS

1 4 19 (17)

1. Name of the organization (Print Name and Address): VIVA '84			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Republican Natl. Hispanic Assm. 440 First Street N.W. Washington, D.C. 20001	Reimburse Travel Disbursement for: Primary General Other (specify):	4-24-84	1,371.21
Rebecca Hammel 6510 Callander Drive Bethesda, MD 20817	Photography Disbursement for: Primary General Other (specify):	4-26-84	150.
Robert Day Dean 36-56 34th Street Long Island City, N.Y. 11106	Deposit for "A Latin American Evening" Disbursement for: Primary General Other (specify):	5-7-84	600.
Nancy Dryer 166 East 78th Street, Apt. 3A New York, New York 10021	Reimburse for Office Expenses Paid Disbursement for: Primary General Other (specify):	5-7-84	60.79
Deborah A. Zuloaga (RNHA) 440 First Street Washington, D.C. 20001	Reimbursement for Travel Expense Disbursement for: Primary General Other (specify):	5-7-84	522.80
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: Primary General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: Primary General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: Primary General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for: Primary General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL (Sum of all disbursements)			2,704.80
TOTAL (Sum of all disbursements)			

SCHEDULE B

ITEMIZED DISBURSEMENTS

(18)

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

Name of Political Committee

VIVA '84

A Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date	Amount
Mario F. Aguero (RNHA) 355 East 72nd Street New York, New York 10021	Reimbursement of travel expense Disbursement for Primary General Other (specify):	5/10/84	\$ 782.57
B Full Name, Mailing Address and ZIP Code James Brulte (RNHA) 440 First Street, N.W. Washington, D.C. 20001	Reimbursement of travel expenses Disbursement for Primary General Other (specify):	5/10/84	154.50
C Full Name, Mailing Address and ZIP Code VARIG Airlines 606 S. Olive Street Los Angeles, California 90014	Travel expense Disbursement for Primary General Other (specify):	5/10/84	562.00
D Full Name, Mailing Address and ZIP Code The Rhinelander Florist 867 Madison Avenue New York, New York 10021	Flowers for VIVA 84 "A Latin American Evening" Disbursement for Primary General Other (specify):	5/17/84	1500.00
E Full Name, Mailing Address and ZIP Code Pro Piano Rental 17 West 60th Street New York, New York 10023	Entertainment Disbursement for Primary General Other (specify):	5/23/84	375.00
F Full Name, Mailing Address and ZIP Code Mariachi International New York, New York	Disbursement for Primary General Other (specify):	5/24/84	300.00
G Full Name, Mailing Address and ZIP Code James Brulte 440 First Street, N.W. Washington, D.C. 20001	Reimbursement of travel expenses Disbursement for Primary General Other (specify):	5/24/84	184.00
H Full Name, Mailing Address and ZIP Code Spanish Theater Repertory Ltd. 138 East 27th Street New York, New York 10016	Entertainment -- performance of Habana Disbursement for Primary General Other (specify):	5/24	600.00
I Full Name, Mailing Address and ZIP Code Robert Day Dean 36-56 34th Street Long Island City, New York 11106	Food and Catering Disbursement for Primary General Other (specify):	5/24	3000.00
TOTAL			\$7458.07

SCHEDULE B

ITEMIZED DISBURSEMENTS

3

4

19

19

VIVA '84			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Polly Cash	Sotheby's event	5/24	\$ 300.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Rosa Carbonell 80 Stoney Wild Greenwich, Connecticut	Carpentry work	5/30/84	350.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
James L. Brulte (RNHA) 440 First Street, N.W. Washington, D.C. 20001	Reimbursement of travel expense	5/31/84	611.44
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Republican National Hispanic Assem. 440 First Street, N.W. Washington, D.C. 20001	Salary expense	5/31/84	3000.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Mario Aguero (RNHA) 355 East 72nd Street New York, New York 10021	Reimbursement of travel expense	6/5/84	679.38
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Ponce de Leon Restaurant Queens, New York	Food and catering expense	6/5/84	270.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
VARIG Airlines 606 S. Olive Street Los Angeles, California 90014	Travel expense	6/11/84	332.87
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Security Pacific Bank Los Angeles, California	Travel expense for Tirsco Del Junco	6/11/84	1077.44
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month/day/year)	Amount (\$)
Plaza Hotel P.O. Box 5225 Church Street Station New York, New York 10249	Travel expense	6/11/84	160.47
SUBTOTAL			\$6781.60
TOTAL			

SCHEDULE B

ITEMIZED DISBURSEMENTS

(20)

VIVA '84			
A Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Disbursement (Type, Period)
Dy-lu Corporation 1963 North West 22 Street Miami, Florida 33142	Travel expense for Mrs. Maria T. Roiz Disbursement for Primary General Other (specify):	6/11/84	\$ 238.00
B Full Name, Mailing Address and ZIP Code Odell, Roper & Associates 7316 Wisconsin Avenue Bethesda, MD 20814	Computer processing Disbursement for Primary General Other (specify):	6/11/84	150.00
C Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for Primary General Other (specify):	Date (month, day, year)	Amount of Disbursement (Type, Period)
D Full Name, Mailing Address and ZIP Code Robert Day Dean 36-56 34th Street Long Island City, New York 11106	Food and catering expense Disbursement for Primary General Other (specify):	6/15/84	2734.52
E Full Name, Mailing Address and ZIP Code Corporate Limousine, Inc. 230 North Fehr Way Bay Shore, New York 11706	Travel expense Disbursement for Primary General Other (specify):	6/15/84	138.00
F Full Name, Mailing Address and ZIP Code MCI Arlington, Virginia	Telephone expense Disbursement for Primary General Other (specify):	6/15/84	628.15
G Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for Primary General Other (specify):	Date (month, day, year)	Amount of Disbursement (Type, Period)
H Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for Primary General Other (specify):	Date (month, day, year)	Amount of Disbursement (Type, Period)
I Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for Primary General Other (specify):	Date (month, day, year)	Amount of Disbursement (Type, Period)
SUBTOTAL			3,888.67
TOTAL			20,833.14

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 1 of 1
 Form No. MB-20
 (Use separate sheets for each category of the following Summary Page)

(21)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.			
Name of Committee (in Full) VIVA '84			
A. Full Name, Mailing Address and ZIP Code New York Republican Federal Campaign Comm., 315 State St., Albany, New York 12210	Purpose of Disbursement Transfer Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year) 5-17-84 6-22-84	Amount of Each Disbursement This Period 15,000 40,000
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement Disbursement for ☐ Primary ☐ General Other (specify):	Date (month, day, year)	Amount of Each Disbursement This Period
SUBTOTAL of Disbursements This Page: \$0.00			
TOTAL This Period (last page this form number only): \$55,000			

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Thomas J. Spargo
Viva '84
315 State Street
Albany, New York 12210

RE: MUR
Viva '84

Dear Mr. Spargo:

On , 1984, the Federal Election Commission determined that there is reason to believe Viva '84 and you, as treasurer, violated 2 U.S.C. §§ 433 and 434, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form

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Mr. Thomas J. Spargo
Page 2

stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Eric Kleinfeld, the attorney assigned to this matter, at (202) 523-4000.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosures

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

85040531723

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No.

RESPONDENTS' NAMES: Viva '84
Thomas J. Spargo, as Treasurer

SUMMARY OF ALLEGATIONS

On November 5, 1984, the Reports Analysis Division ("RAD") of the Federal Election Commission referred this matter to the Office of General Counsel as a possible violation of 2 U.S.C. § 433(a).

This referral is based on a review of reports filed by the New York Republican Federal Campaign Committee ("New York Committee"), indicating two transfers-in of funds from Viva '84 in May and June 1984. Viva '84, at this time was an unregistered committee and failed to register with the Federal Election Commission ("Commission") or report any activities until October 5, 1984. Viva '84 is alleged to have violated 2 U.S.C. §§ 433 and 434 by failing to register as a political committee and report its activities in a timely fashion.

FACTUAL BASIS AND LEGAL ANALYSIS

According to the July Quarterly Report filed by the New York Committee, Viva '84 made two transfers of funds to the New York Committee. The first, on May 17, 1984, was for \$15,000, and the second on June 22, 1984, was for \$40,000. At this point, Viva '84 was an unregistered organization. On July 23, 1984, the Treasurer of the New York Committee (who is also Treasurer of Viva '84) filed an amended Statement of Organization for the New

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York Committee which designated Viva '84 as an affiliated committee for joint fundraising purposes. The Committees' Treasurer indicated, in a meeting with RAD representatives on July 23, that the funds transferred to the New York Committee by Viva '84 were generated as a result of a joint fundraiser between the two committees. RAD informed the Treasurer of the necessity of registering Viva '84 and reporting its activities.

On September 27, 1984, the Committees' Treasurer again contacted RAD and indicated that he was having problems compiling information regarding Viva '84. This was after a Request for Additional Information ("RFAI") had been sent on August 3, 1984, and a second notice on August 30, 1984. Because Viva '84 had still not complied with the Act, RAD contacted its Treasurer on October 3, 1984, to remind him to register.

The Act imposes a requirement of registration on all political committees. 2 U.S.C. § 433. "Political committee" is defined by the Act to include any local committee of a political party which receives contributions aggregating in excess of \$5,000 during a calendar year or makes contributions aggregating in excess of \$1,000 during a calendar year or makes expenditures aggregating in excess of \$1,000 during a calendar year (for the purpose of influencing any election for Federal office).

2 U.S.C. § 431(4)(c). For committees other than authorized campaign committees or separate segregated funds, a Statement of Organization must be filed within 10 days after an organization

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becomes a political committee. 2 U.S.C. § 433(a). A Quarterly Report must be filed no later than fifteen (15) days after the last day of the calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i).

Listed below are the reports filed late by Viva '84 and the date filed:

<u>Report</u>	<u>Date Filed</u>
Statement of Organization	10/5/84
1984 July Quarterly	10/5/84

Viva '84 filed its 1984 October Quarterly Report timely on October 5, 1984.

Although a participant in a joint fundraiser is entitled to be an unregistered organization, pursuant to 11 C.F.R. § 102.17(a)(9)(i), a fundraising representative must be selected by the participants. This representative "shall be a reporting political committee." 11 C.F.R. § 102.17(a)(1)(i). A review of the July Quarterly Report filed by Viva '84, indicates that Viva '84 paid the costs of the joint fundraiser conducted with the New York Committee and disbursed the proceeds to the latter .

As a result, 11 C.F.R. § 102.17(a)(1)(i) requires Viva '84 to file a Statement of Organization and report its financial activities to the Commission. Despite assurance from Viva '84's Treasurer to RAD that registration was forthcoming, Viva '84's Statement of Organizaton was not received by the Commission until October 5, 1984, some 141 days after the first disbursement to the New York Committee. The July Quarterly Report, also received

on October 5, was 82 days late. For these reasons, the General Counsel's Office recommends that the Commission find reason to believe that Viva '84 and Thomas J. Spargo, as Treasurer, violated 2 U.S.C. § 433(a) and § 434(a)(4)(A)(i) for failing to file a timely Statement of Organization and July Quarterly Report with the Commission.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 5 November 1984ANALYST: Lisa Stolaruk

I. COMMITTEE: Viva '84 (C00190942)
 Thomas J. Spargo
 315 State Street
 Albany, NY 12210

II. RELEVANT STATUTE: 2 U.S.C. 433(a)
 11 CFR 102.1(d)

III. BACKGROUND:

Failure to Register As A Political Committee in A Timely Manner

On July 23, 1984, Mr. Thomas Spargo, treasurer of the New York Republican Federal Campaign Committee ("the New York Committee"),^{1/} met with two representatives of the Reports Analysis Division ("RAD") (Attachment 2). Mr. Spargo was seeking advice on how to report the proceeds from two joint fundraising committees. One of the joint fundraising committees had already registered with the Commission; however, the other committee, VIVA '84, had not yet registered. A RAD analyst advised Mr. Spargo of the necessity of registering Viva '84 and reporting its financial activity. Mr. Spargo noted he would be meeting with representatives of the Republican National Committee later that day, and would bring the matter to their attention.

On August 3, 1984, a Request for Additional Information ("RFAI") was sent to Viva '84, noting the transfers of \$15,000 on May 17, 1984 and \$40,000 on June 22, 1984 to the New York Committee. The RFAI stated that Viva '84 could either register with the Commission and report its financial activity, receive a full refund of the contribution or direct the recipient committee to transfer the funds to an account not used to influence Federal elections (Attachment 3).

^{1/} On the same day, Mr. Spargo filed an amended Statement of Organization for the New York Committee which designated VIVA '84 as an affiliated committee for joint fundraising purposes.

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On August 30, 1984, a Second Notice was sent to Viva '84 for failure to respond to the RFAI.

Mr. Spargo called the RAD analyst on September 27, 1984, and explained he was having problems receiving and compiling the information for Viva '84. He stated that he would file the appropriate documents as soon as possible (Attachment 5).

On October 3, 1984, the RAD analyst called Mr. Spargo to remind him that Viva '84 had yet to register and report. The RAD analyst stressed the importance of submitting the information as soon as possible. Mr. Spargo responded he understood the importance of the matter and the Statement of Organization and reports would be sent by Federal Express the next day (Attachment 6).

Mr. Spargo called the RAD analyst on October 5, 1984 and stated the Viva '84 documents had been sent by Federal Express that day (Attachment 7). The Statement of Organization, July Quarterly Report and October Quarterly Report for Viva '84 were hand-delivered to the analyst that day (Attachments 8a and 8b).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

An RFAI was sent on October 31, 1984 for the receipt of possible corporate contributions on the 1984 July Quarterly Report.

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8 5 0 4 0 5 3 1 7 3 0

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS (C) (83 84)DATE 5NOV84
PAGE 1

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
VIVA '84						
CONNECTED ORGANIZATION:	NY REP FEDERAL CAMPAIGN COMMITTEE					
1984	STATEMENT OF ORGANIZATION			5OCT84	1	84FEC/337/0383
	MISCELLANEOUS REPORT			24OCT84 TO FEC	2	84FEC/347/4301
	JULY QUARTERLY	76,526	75,833	1APR84 - 30JUN84	14	84FEC/337/0385
	REQUEST FOR ADDITIONAL INFORMATION			1APR84 - 30JUN84	3	84FEC/347/4732
	OCTOBER QUARTERLY	0	0	1JUL84 - 30SEP84	2	84FEC/337/0400
	TOTAL	76,526	0 75,833	0	22	TOTAL PAGES

All reports have been reviewed.

Ending cash-on-hand as of 9/30/84: \$693

Outstanding debts owed to the committee as of 9/30/84: \$0

Outstanding debts owed by the committee as of 9/30/84: \$0

MEMORANDUM TO THE FILES

COMMITTEE: New York Republican Federal Campaign Committee

COMMITTEE REPRESENTATIVE: Tom Spargo, Treasurer

DATE: 7/23/84

ANALYSTS: Pam Brown and Lisa Stolaruk

SUBJECT: Meeting regarding joint fundraising activities with
the Republican National Committee

Mr. Spargo called this morning and requested that we meet with him to discuss the reporting of joint fundraising proceeds received from two joint fundraising activities: Salute to Victory Dinner Committee and Viva '84. He described the fundraisers as being allocated partially for Federal and partially for non-Federal activity. He confirmed the fact that all money deposited into New York's Federal account came from permissible sources.

Since the Salute to Victory Dinner Committee has already registered (and the New York committee has designated them as an affiliate), Mr. Spargo was advised that he need only provide memo Schedule A's to support the transfer received from the Dinner Committee.

The Viva '84 committee, however, has not yet registered with the Commission. We brought this to his attention, and discussed the fact that Viva '84 must register and report the full activity of the fundraiser. Mr. Spargo said that he would be meeting with representatives of the RNC later this afternoon and would remind them of this. We noted that he would also have to provide memo Schedule A's to support the transfer received from the Viva '84 committee. He will comply.

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AUG 3 1984

Treasurer
VIVA '84
1192 Park Avenue
New York, NY 10128

Dear Treasurer:

This letter is prompted by the Commission's interest in assisting committees which may be subject to the registration and reporting requirements of the Federal Election Campaign Act (the Act) but are not registered with the Commission.

The Act defines a "political committee" to include any committee, club, association, or other group of persons which receives contributions aggregating in excess of \$1,000 during a calendar year or which makes expenditures aggregating in excess of \$1,000 during a calendar year (for the purpose of influencing any election for Federal office). 2 U.S.C. §431(4).

A review of the receipts reported by the New York Republican Federal Campaign Committee indicates that your organization may have made expenditures in excess of \$1,000 during the calendar year 1984 to influence Federal elections. The term "expenditures" includes contributions to Federal candidates and committees supporting Federal candidates. 2 U.S.C. §431(9). This activity may qualify your organization as a "political committee" subject to the registration, reporting and other requirements of the Act. A copy of the receipt schedule(s) which list your contribution(s) is enclosed for your review.

In order to be in compliance with the Act, your organization must either:

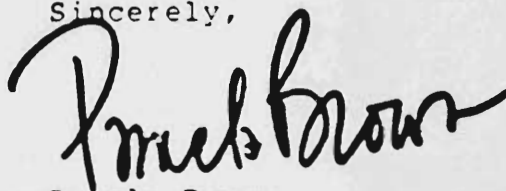
- 1) submit a Statement of Organization and file disclosure reports on FEC Form 3X (relevant informational materials and forms enclosed); or
- 2) receive a full contribution refund or direct the recipient committee(s) to transfer the funds to an account not used to influence Federal elections.

The second alternative noted above should be followed if your organization does not wish to register and file disclosure reports, or if the contributions or expenditures by your organization were from an account containing corporate or union funds.

If you believe that your organization is not a political committee, or that the Commission is otherwise in error, please submit documentation which will clarify this matter. Although the Commission may take further legal steps concerning this matter, your prompt action will be taken into consideration.

Please notify the Commission within fifteen (15) days from the date of this letter of your decision on this matter. If you have any questions, please contact me on the agency's toll-free number, (800) 424-9530. My local number is (202) 523-4048.

Sincerely,



Pamela Brown
Senior Reports Analyst
Reports Analysis Division

Enclosures

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

Name of Committee (in Full)

New York Republican Federal Campaign Committee

(Page 3 of 3)

A. Full Name, Mailing Address and ZIP Code

Salute To Victory Dinner
Committee, 11 Mohegan Road
Larchmont, New York 10538

Name of Employer

Affiliated Comm.
Joint Fund Raiser

Date (month,
day, year)

6-28-84

Amount of Each
Receipt This Period

100,000

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

B. Full Name, Mailing Address and ZIP Code

VIVA '84
1192 Park Avenue
New York, New York 10128

Name of Employer

Affiliated Comm.

Date (month,
day, year)

5-17-84

Amount of Each
Receipt This Period

15,000

40,000

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

C. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt This Period

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

D. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt This Period

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

E. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt This Period

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

F. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt This Period

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

G. Full Name, Mailing Address and ZIP Code

Name of Employer

Date (month,
day, year)

Amount of Each
Receipt This Period

Occupation

Receipt For

☐ Primary

☐ General

☐ Other (specify)

Aggregate Year-to-Date—\$

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

155,000

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 30, 1984

Treasurer
VIVA '84
1192 Park Avenue
New York, NY 10128

Dear Treasurer:

This is to inform you that as of this date, the Commission has not received your response to our letter dated August 3, 1984. Our letter notified you that a review of reports filed with the Commission indicates that your organization may have made expenditures which qualify it as a political committee. Enclosed is a copy of our original letter.

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate legal action to ensure compliance with the Act.

If you should have any questions related to this matter, please contact Pamela Brown on our toll-free number (800) 424-9530 or our local number (202) 523-4048.

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

Enclosure

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TELECONANALYST Lisa Stolaruk
initiated call? noTELECON WITH: Tom Spargo
initiated call? yes

Candidate/Committee: Viva '84/New York Republican Campaign Committee

DATE: 9/27/84

SUBJECT(S): Filing of Viva '84 Report

Mr. Spargo called this afternoon to explain the problems that he has been having in receiving and compiling the information regarding the Viva '84 joint fundraising committee. He said that he will file the Viva report and the memo schedules for the New York Republican Campaign Committee as soon as possible.

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TELECON

ATTACHMENT 6

ANALYST Lisa Stolaruk
initiated call? yes

TELECON WITH: Tom Spargo
initiated call? no

Candidate/Committee: Viva '84 and New York Republican Campaign
Committee

DATE: 10/3/84

SUBJECT(S): Filing of the Viva '84 report

I called Mr. Spargo this morning and stated that, although we had received the memo Schedule A's for New York's share of the fundraising proceeds from the Viva '84 jointfundraiser, we had not received the registration statement and report for the Viva '84 committee. I reiterated the importance that the report be filed as soon as possible. He understands the importance of the matter, and stated that the report and Statement of Organization will be sent Federal Express tomorrow at the very latest.

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TELECON WITH: Tom Spargo
initiated call? yes

Candidate/Committee: Viva '84/New York Republican Federal Campaign
Committee

DATE: 10/5/84

SUBJECT(S): Statement of Organization and Report for Viva '84

Mr. Spargo called this morning to inform me that the documents for
the Viva '84 committee have been sent today by Federal Express.

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STATEMENT OF ORGANIZATION

(see reverse side for instructions)

RECEIVED AT THE REC
HAND DELIVERED

OCT 5 1984

1. (a) Name of Committee (in Full) VIVA '84	☐ Check if name or address is changed.	2. Date October 4, 1984
(b) Address (Number and Street) 315 State Street	3. FEC Identification Number	
(c) City, State and ZIP Code Albany, New York 12210	4. Is this an amended Statement? ☐ YES ☐ NO	

5. TYPE OF COMMITTEE (check one):

- ☐ (a) This committee is a principal campaign committee. (Complete the candidate information below.)
- ☐ (b) This committee is an authorized committee, and is NOT a principal campaign committee. (Complete the candidate information below.)

Name of Candidate	Candidate Party Affiliation	Office Sought	State/District
-------------------	-----------------------------	---------------	----------------

- ☐ (c) This committee supports/opposes only one candidate _____ and is NOT an authorized committee.
(name of candidate)
- ☒ (d) This committee is a State committee of the Republican Party.
(National, State or subordinate) (Democratic, Republican, etc.)
- ☐ (e) This committee is a separate segregated fund.
- ☐ (f) This committee supports/opposes more than one Federal candidate and is NOT a separate segregated fund nor a party committee.

6. Name of Any Connected Organization or Affiliated Committee	Mailing Address and ZIP Code	Relationship
NEW YORK REPUBLICAN FEDERAL CAMPAIGN COMMITTEE	315 State Street Albany, New York 12210	Affiliated Party Comm.

If the registering political committee has identified a "connected organization" above, please indicate type of organization

☐ Corporation ☐ Corporation w/o Capital Stock ☐ Labor Organization ☐ Membership Organization ☐ Trade Association ☐ Cooperative

7. Custodian of Records Identify by name, address (phone number - optional) and position, the person in possession of committee books and records

Full Name	Mailing Address and ZIP Code	Title or Position
THOMAS J. SPARGO	315 State Street, Albany, N.Y.	Treasurer

Name of Treasurer and address (phone number - optional) of the treasurer of the committee, and the name and address of any designated alternate treasurer

Name	Mailing Address and ZIP Code	Title or Position
THOMAS J. SPARGO	315 State Street, Albany, N.Y.	Treasurer

9. Banks or Other Depositories List all banks or other depositories in which the committee deposits funds, holds accounts, rents safety deposit boxes or maintains funds

Name of Bank, Depository, etc.	Mailing Address and ZIP Code
Marine Midland Bank, N.A.	Carnegie Hill Office New York, New York 10028

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

THOMAS J. SPARGO
Type or Print Name of Treasurer

Thomas J. Spargo
SIGNATURE OF TREASURER

October 4, 1984
Date

NOTE Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. 5412.

For further information contact

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

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FEC FORM 1135

85040531732
R 1033170393

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

ATTACHMENT 8b

(Page 1 of 3)

HAND DELIVERED

(Summary Page)

ALIGN AREA

1 Name of Committee (In Full)

VIVA '84

Address (Number and Street)

315 State Street

City, State and ZIP Code

Albany, New York 12210

☐ Check here if address is different than previously reported

2 FEC Identification Number

3 ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____

4. TYPE OF REPORT (Check appropriate boxes)

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

☒ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☐ NO

SUMMARY

5 Covering Period 4-1-84 through 6-30-84

6 (a) Cash on hand January 1, 19 84

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7 Total Disbursements (from Line 28)

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

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

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

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

THOMAS J. SPARGO

Name of Principal Name of Treasurer

SIGNATURE OF TREASURER

October 4, 1984

Date

For further information contact

Federal Election Commission

Tel. Free 800 424 9633

Write to: F-34-86

All previous versions of FEC FORM 3 and FEC FORM 2s are obsolete and should no longer be used

FEC 4-7-84 (Rev. 2-81)

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8403370393

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

Name of Committee (in Full)		Report Covering the Period	
VIVA '84		From 4-1-84 To 6-30-84	
		COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
I. RECEIPTS			
11. CONTRIBUTIONS (other than loans) FROM:		76,526.50	76,526.50
(a) Individuals/Persons Other Than Political Committees			
(Name Entry Unitemized \$ 42,076.50)		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees		76,526.50	76,526.50
(d) TOTAL CONTRIBUTIONS (other than loans) (add 11a, 11b and 11c)		0	0
12 TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES		0	0
13 ALL LOANS RECEIVED		0	0
14 LOAN REPAYMENTS RECEIVED		0	0
15 OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)		0	0
16 REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		0	0
17 OTHER RECEIPTS (Dividends, Interest, etc.)		0	0
18 TOTAL RECEIPTS (Add 11d, 12, 13, 14, 15, 16 and 17)		76,526.50	76,526.50
II. DISBURSEMENTS			
19 OPERATING EXPENDITURES		20,833.14	20,833.14
20 TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES		55,000.00	55,000.00
21 CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES		0	0
22 INDEPENDENT EXPENDITURES (Use Schedule E)		0	0
23 COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. §441a(d)) (Use Schedule F)		0	0
24 LOAN REPAYMENTS MADE		0	0
25 LOANS MADE		0	0
26 REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees		0	0
(b) Political Party Committees		0	0
(c) Other Political Committees		0	0
(d) TOTAL CONTRIBUTION REFUNDS (add 26a, 26b and 26c)		0	0
27 OTHER DISBURSEMENTS		0	0
28 TOTAL DISBURSEMENTS (Add Lines 19, 20, 21, 22, 23, 24, 25, 26d and 27)		75,833.14	75,833.14
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29 TOTAL CONTRIBUTIONS (other than loans) from Line 11d		76,526.50	76,526.50
30 TOTAL CONTRIBUTION REFUNDS from Line 26d		0	0
31 NET CONTRIBUTIONS (other than loans) (subtract Line 30 from Line 29)		76,526.50	76,526.50
32 TOTAL OPERATING EXPENDITURES from Line 19		20,833.14	20,833.14
33 OFFSETS TO OPERATING EXPENDITURES from Line 15		0	0
34 NET OPERATING EXPENDITURES (subtract Line 33 from Line 32)		20,833.14	20,833.14

85040531741
8403370386

SCHEDULE B

ITEMIZED DISBURSEMENTS

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee			
Name of Committee (in Full)			
VIVA '84			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
New York Republican Federal Campaign Comm., 315 State St. Albany, New York 12210	Transfer	5-17-84	15,000
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)	6-22-84	40,000
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for ☐ Primary ☐ General ☐ Other (specify)		
SUBTOTAL of Disbursements This Page (optional)			
TOTAL This Period (last page this line number only)			55,000

8-11-84 : / 11 9 9



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, D.C. 20463

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