



FEDERAL ELECTION COMMISSION

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

The above described material was prepared from
the pursuant to the following exact copy provided to the
Federal Election Commission by the U.S. District Court for the District of Columbia

THIS IS THE END OF FILM # 1927

Date Filmed 11/6/86 Camera No. --- 2

Cameraman AS

86040520463

2-1-21

Routing SlipsCancellation MaterialsRough DraftsWithdrawn ReportsFile IndicesInternal Memos

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

 (1) Classified Information (6) Personal privacy✓ (2) Internal rules and practices✓ (7) Investigatory files✓ (3) Exempted by other statute (8) Banking information (4) Trade secrets and commercial or financial information (9) Well information (geographic or geophysical)✓ (5) Internal DocumentsSigned Date 10/24/86

REC 9-21-77

86040620464

Raich
MEMORANDUM

TO: Debra A. Reed

TO: Judy Smith

FROM: Judy Smith

FROM: Debra A. Reed

CHECK NO. 984

(a copy of which is attached) RELATING

TO MUR 1927

AND NAME

Committee to Elect Charles
Connor and Charles Connor,
acting as treas.

WAS RECEIVED ON 10/15/86

PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

/ / BUDGET CLEARING ACCOUNT (#95F3875.16)

/ ✓ CIVIL PENALTIES ACCOUNT (#95-1099.160)

/ / OTHER

SIGNATURE

Debra A. Reed

DATE 10/22/86

Wells Fargo Bank

CROSSROADS-FREEMONT BLVD. OFFICE
888 FREEMONT BLVD. SACRAMENTO, CA 95811

11-27-86
2100

984

PAY TO THE ORDER OF

U.S. Treasury Dept. 225.00

Two hundred and twenty five

EDWARD E. CONNOR, JR.
GWENDOLYN M. CONNOR
4555 MONTICLOVE
SACRAMENTO, CA 95811

Oct. 1986

10-22-1986



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1986

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect
Charles Connor and
Charles Connor,
acting as treasurer

Dear Mr. Connor:

On September 26, 1986, the Commission accepted the conciliation agreement signed by you in settlement of violations of 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), 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

Lawrence M. Noble (LME)

BY: Lawrence M. Noble
Deputy General Counsel

Enclosure
Conciliation agreement

86040620466

CCH#1524

BEFORE THE FEDERAL ELECTION COMMISSION

86 SEP 15 P 1:22

In the Matter of)

Committee to Elect Charles)
 Connor and Charles Connor,)
 acting as treasurer)

MUR 1927

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, (hereinafter the "Respondents") violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c) by failing to file timely the 1984 Post-General Election Report and failing to amend the Committee's Statement of Organization.

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

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

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

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

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

1. The Committee to Elect Charles Connor is a political committee registered with the Commission.

86 SEP 15 P 3:32

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

86040520467

2. Charles Connor is acting as treasurer of the Committee to Elect Charles Connor.
3. The Respondents were required to file a Post-General Election Report by December 6, 1984. The report was filed on March 3, 1986, 452 days late.
4. The Respondents were required to file an amended Statement of Organization indicating that Charles Connor is acting as treasurer within ten days of the date he started acting as treasurer. The Respondents have not filed such an amended Statement of Organization.

V. 1. The Respondents failed to file a timely Post-General Election Report, in violation of 2 U.S.C § 434(a)(2)(A)(ii).

2. The Respondents failed to file an amended Statement of Organization, in violation of 2 U.S.C. § 433(c).

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Three Thousand Dollars (\$3,000) pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

1. An initial payment of \$300 has already been paid.
2. Beginning on October 1, 1986, twelve consecutive monthly installment payments of \$225 each will be made.
3. Each installment shall be received at the Commission by the first day of the month in which it becomes due.

86040520468

4. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to the respondent. Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

VII. 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 the 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.

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

IX. 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

86040520469

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: Lawrence M. Noble (Att)
Lawrence M. Noble
Deputy General Counsel

10/1/86
Date

FOR THE RESPONDENTS:

Charles Connor
CHARLES CONNOR
Former Congressional Candidate
California 8th District

9 Sept. 1986
Date

86040520470

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1927
Committee to Elect Charles)
Connor and Charles Connor,)
acting as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 26, 1986, the Commission decided by a vote of 6-0 to take the following actions in MUR 1927:

1. Accept the counter-proposal from the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, as recommended in the General Counsel's Report signed September 23, 1986.
2. Approve and send the letter, as recommended in the General Counsel's Report signed September 23, 1986.
3. Close the file.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

10-01-86
Date

Marjorie W. Emmons
Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:	Wed.,	9-24-86,	10:33
Circulated on 48 hour tally basis:	Wed.,	9-24-86,	4:00
Deadline for vote:	Fri.,	9-26-86,	4:00

86040520471

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSIONER, SECRETARY

In the Matter of)
)
Committee to Elect Charles)
Connor and Charles Connor,)
acting as treasurer)

MUR 1927

26 SEP 24 AIO: 33

GENERAL COUNSEL'S REPORT

A. Background

On July 9, 1986 the Commission found probable cause to believe the Committee to Elect Charles Connor (the "Committee") and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c). On that date the Commission also approved a proposed conciliation agreement. This Office has negotiated with the respondents, and they have presented a counter-proposal.

B. Discussion of Conciliation Provisions and Civil Penalty

86040520472

C. Recommendations

1. Accept the counter-proposal from the Committee to Elect Charles Connor and Charles Connor, acting as treasurer.
2. Approve and send the attached letter.
3. Close the file.

Charles W. Steele
General Counsel

9/23/86
Date

BY: Lawrence M. Noble (L/N)
Lawrence M. Noble
Deputy General Counsel

Attachments

1. Counter-proposal
2. Letter

86040520473



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect
Charles Connor and
Charles Connor,
acting as treasurer

Dear Mr. Connor:

On , 1986, the Commission accepted the conciliation agreement signed by you in settlement of violations of 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), 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: Lawrence M. Noble
Deputy General Counsel

Enclosure
Conciliation agreement

At. 2

86040520474



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 2, 1986

**Mr. Charles Connor
4555 Montrail Way
Sacramento, California 95823**

**RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
acting as treasurer**

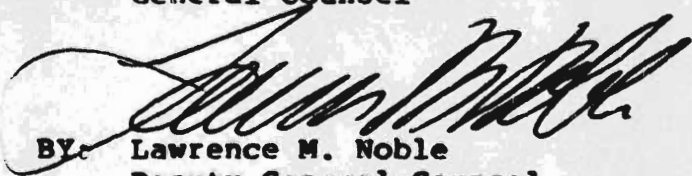
Dear Mr. Connor:

Pursuant to your telephone conversations with Robert Raich of this Office, enclosed is a revised conciliation agreement incorporating the changes you discussed with Mr. Raich. Please be advised that the Commission has not yet approved this agreement.

If you agree with the provisions of the enclosed agreement, please sign and return it to the Commission as soon as possible.

Sincerely,

**Charles N. Steele
General Counsel**


**BY: Lawrence M. Noble
Deputy General Counsel**

**Enclosure
Conciliation Agreement**

86040520475



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 14, 1986

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
acting as treasurer

Dear Mr. Connor:

On July 9, 1986, the Commission determined that there is probable cause to believe the Committee to Elect Charles Connor and you, acting as treasurer, committed violations of 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), provisions of the Federal Election Campaign Act of 1971, as amended, by failing to file a timely 1984 Post-General Election Report and by failing to file an amended Statement of Organization.

The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion. If we are unable to reach an agreement during this period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the U.S. Treasurer.

86040520476

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Robert Raich, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
Charles N. Steele */ms*
General Counsel

Enclosure
Conciliation Agreement

86040620477



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 14, 1986

Pamela J. Koehler
1214 F Street
Sacramento, California 95814

Re: MUR 1927
Pamela J. Koehler

Dear Ms. Koehler:

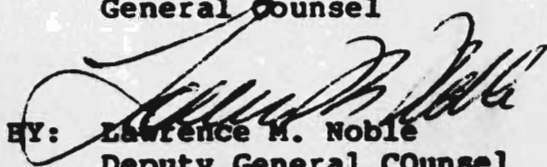
You were previously notified that the Commission had found reason to believe that you, as treasurer of the Committee to Elect Charles Connor, had violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).

This is to advise you that after an investigation was conducted, the Commission concluded on July 9, 1986, to take no further action against you. Accordingly the file in this matter, numbered MUR 1927, has been closed as it pertains to you. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed.

If you have any questions, contact Robert Raich, the attorney assigned to the matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel


BY: Lawrence M. Noble
Deputy General Counsel

86040520478

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor
and Charles Connor, acting as
treasurer

Committee to Elect Charles Connor
and Pamela J. Koehler, as
treasurer

MUR 1927

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of July 9, 1986,
do hereby certify that the Commission decided by a vote of
6-0 to take the following actions in MUR 1927:

1. Find probable cause to believe that the
Committee to Elect Charles Connor and
Charles Connor, acting as treasurer,
violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and
433(c).
2. Approve the conciliation agreement attached
to the General Counsel's report dated June 30,
1986.
3. Take no further action against Pamela J.
Koehler, as treasurer, and close the file
with respect to her.
4. Approve and send the letters attached to the
General Counsel's report dated June 30, 1986.

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

Attest:

7-9-86

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

86040620479

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OF THE FEC
COMMISSION SECRETARY

In the Matter of)
)
Committee to Elect)
Charles Connor and)
Charles Connor, acting)
as treasurer)
Committee to Elect)
Charles Connor and)
Pamela J. Koehler,)
as treasurer)

MUR 1927

00 JUL 1 AM : 25

SENSITIVE
EXECUTIVE SESSION

GENERAL COUNSEL'S REPORT

JUL 09 1986

BACKGROUND

On March 13, 1985, the Commission found reason to believe the Committee to Elect Charles Connor (the "Committee") and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). On September 4, 1985, after determining that Ms. Koehler was not fulfilling the duties of the treasurer because the candidate had taken possession of the records and would not provide them to Ms. Koehler, the Commission found reason to believe the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c). On April 29, 1986, the General Counsel's Office mailed Mr. Connor the General Counsel's Brief containing the recommendation that the Commission find probable cause to believe the Committee and Mr. Connor, acting as treasurer, violated those two sections of the Act.

Mr. Connor has filed a reply Brief. (Attachment 1) He states that he did not receive the brief mailed on April 29, 1986 until May 10, 1986. Although Mr. Connor dated his brief May 19, 1986, his envelope was postmarked on May 28, 1986, and was not received at the Commission until June 3, 1986.

86040520490

FACTUAL AND LEGAL ANALYSIS

The general thrust of Mr. Connor's brief is to urge the Commission to consider mitigating circumstances, such as the fact that his debts have been discharged in bankruptcy.

Mr. Connor states that he declared his campaign debts in his bankruptcy action; however, despite requests from the Commission, Mr. Connor has failed to provide documentation indicating that he assumed personal liability for the Committee's debts or that those debts were included in the bankruptcy discharge.

With respect to the 2 U.S.C. § 434(a)(2)(A)(ii) violation, Mr. Connor admits he filed his reports late, but asks the Commission to consider three circumstances:

- A. The Committee's records were taken in a burglary. In support of that contention, Mr. Connor finally supplied a copy of the police report. This Office had previously requested that report on several occasions. The only potential reference to campaign records in the police report appears on page 2 of that report (Attachment 1, p.5): "Other losses were several boxes of papers [no known] value."
- B. The Committee worked "as fast as possible" to obtain the documents necessary to prepare its reports. This Office notes that the Committee filed its late reports more than 14 months after the burglary.
- C. When contacted by the FEC, Mr. Connor stated what happened and attempted to rectify the problem. This Office notes that the Commission originally contacted Mr. Connor on May 10, 1985, when, as candidate, he was sent a copy of the General Counsel's Factual and Legal Analysis concerning the Committee and its treasurer. Connor did not

R 6 0 4 0 5 2 0 4 9 1

communicate with the Commission until October 28, 1985, in response to an Order to Submit Written Answers sent to him in conjunction with the reason to believe findings against him, acting as treasurer.

With respect to the 2 U.S.C. § 433(c) violation, Mr. Connor states, "On September 4, 1985 I did sign the FEC report . . ." but "the signing of the reports were the only treasurer activities done by me." In fact, September 4, 1985 is the date on which the Commission found reason to believe against Mr. Connor, acting as treasurer. Mr. Connor did indeed sign FEC reports as treasurer, however he did so on reports postmarked March 3, 1986. Mr. Connor has presumably been acting as treasurer since the end of the 1984 campaign, when he first failed to provide the treasurer of record with information necessary for her to file FEC reports after she had requested it.

This Office recommends that the Commission find probable cause to believe the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c). In light of the foregoing, this Office now recommends that the Commission take no further action against Pamela J. Koehler, as treasurer, and close the file with respect to her.

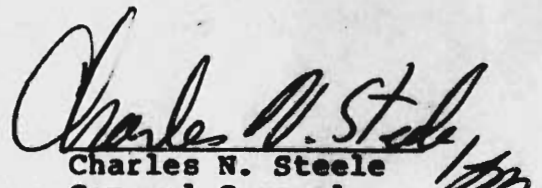
DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

86040520482

RECOMMENDATIONS

1. Find probable cause to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c).
2. Approve the attached conciliation agreement.
3. Take no further action against Pamela J. Koehler, as treasurer, and close the file with respect to her.
4. Approve and send the attached letters.

6/30/86
Date


Charles N. Steele
General Counsel

Attachments

1. Respondents' Brief
2. Proposed conciliation agreement
3. Letters

86040520483

CHARLES CONNOR

876 THIRTY SIXTH STREET
OAKLAND, CALIFORNIA 94608
415/552-5134

REC
GCC#638
25 JUN 3 12:06

May 19, 1986

FEDERAL ELECTION COMMISSION

Charles N. Steele
General Counsel
Washington, D.C. 20463

RE: MUR 1927
Committee to Elect Charles Connor
and Charles Connor

Dear Mr. Steele:

Please be advised that the Committee To Elect Charles Connor and or I did not receive your letter dated April 29, 1986 until May 10, 1986, therefore if this letter received by the 25th it will meet within the guidelines so stated in your letter.

The Committee to Elect Charles Connor and Charles Connor's response to MUR 1927, is as follows;

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
Committee to Elect Charles	)	MUR 1927
Connor and Charles Connor	)	

RESPONDENT'S BRIEF

I agree that the reports in question were filed late, pursuant to 2 U.S.C. § 434 (a) (2) (A) (ii). However the mitigating circumstances will show that the Committee to Elect Charles Connor or Charles Connor never attempted to evade compliance to the law, but were prevented from speedy compliance to 2 U.S.C. § 434 (a) (2) (A) (ii), by the following circumstances;

- A.) the Committee to Elect Charles Connor headquarters was burglarized and many of the important papers receipts, along with other valuables were taken, (see police report attached). Thus I could not comply in a speedy even if had wanted too.

Att. 1, p.1

85040520484

JUN 3 1986 13:37

GENERAL COUNSEL

- B.) the Committee to Elect Charles Connor and I worked as fast as possible in recouping the necessary documents and receipts to prepare an exact and correct report as possible. This included getting cancelled checks, copies of statements, and obtaining all creditors' statements for the report.
- C.) When contacted by the FEC I informed them of what had happened and my attempt to rectify the the problem as soon as possible.

On September 4, 1985 I did sign the FEC report as treasurer simply to expedite the filings, never to appoint myself as acting treasurer. This was also done because it was necessary to get these reports to Federal Election Commission as soon as possible, and I had no knowledge of 2 U. S. C. § 433 (a) or 2 U.S.C § 433 (c), nor ever advised of this fact by any FEC personnel, including Attorney Robert Raich who had knowledge that I would be completing these reports myself. Therefore it is my utmost opinion that it would be utterly unfair to penalize me for this slight violation of the above law.

RESPONDENT'S RECOMMENDATION

Find that while there was a delay in the filing of FEC reports, there tremendous obstacles preventin the Committee to Elect Charles Connor and Charles Connor from complying with the law. And that there is sufficient evidence and mitigating circumstances to warrant a much lesser penalty, if any at all.

Furthermore, that the Federal Election Commission should dismiss the violation of 2 U.S.C. § 433 (c) altogether, since the signing of the reports were the only treasurer activities done by me. And moreover since there was no monies received or disbursed during the time that I signed the reports. It should be noted that the last monies received was November 7, 1984.

Lastly, I have filed Bankruptcy and declared all my campaign debts as well, there is no debts outstanding to me or the Committee to Elect Charles Connor, thus this committee should be terminated. I have suffered enough behind this campaign venture and would frankly like to see it ended, as I will never run for public office again.

RECOMMEND: No penalty/and termination of the Committee to Elect Charles Connor and no further action against Charles Connor.

Att. 1, p. 2

86040520485

Date May 19 1986



Charles Connor
Former Republican Nominee
California Eighth Congressional
District

86040520486

Att. 1, p. 3

OAKLAND POLICE DEPARTMENT CRIME REPORT 312-534-251 (REV)

1. ASSIGN TO

BWR9

2. R.D. NUMBER

84127811

31. EXTRA COPIES	32. REPORTING AGENCY		3. COMPLAINT'S NAME (For name & business)		4. SEX-AGE-D.O.B.
☐ CHIEF	33. NO. OF PERSONS INVOLVED		5. COMPLAINT'S RESIDENCE ADDRESS		6. RESIDENCE PHONE
☐ S/C FIELD OF	34. INCIDENT NUMBER		7. WHERE COMPLAINT IS EMPLOYED OR ATTENDING SCHOOL		8. BUSINESS PHONE
☐ S/C INVEST.	35. COMP. OCCUR.		9. REPORTING PERSON'S NAME		10. BUSINESS PHONE
☐ S/C SERVICES	36. DATE OF EMPLOY		11. REPORTING PERSON'S ADDRESS		12. BUSINESS PHONE
☐	37. DATE		12. LOCATION OF OFFENSE (Address/Case Number)		
☐	38. LOSS OF PROPERTY		13. DATE OCCURRED		14. TIME OCCURRED
☐	39. LOSS OF PROPERTY		15. DATE REPORTED		16. TIME REPORTED
☐	40. LOSS OF PROPERTY		17. CLASSIFICATION		
☐	41. LOSS OF PROPERTY		18. OTHER		
☐	42. LOSS OF PROPERTY		19. OTHER		
☐	43. LOSS OF PROPERTY		20. OTHER		
☐	44. LOSS OF PROPERTY		21. OTHER		
☐	45. LOSS OF PROPERTY		22. OTHER		
☐	46. LOSS OF PROPERTY		23. OTHER		
☐	47. LOSS OF PROPERTY		24. OTHER		
☐	48. LOSS OF PROPERTY		25. OTHER		
☐	49. LOSS OF PROPERTY		26. OTHER		
☐	50. LOSS OF PROPERTY		27. OTHER		
☐	51. LOSS OF PROPERTY		28. OTHER		
☐	52. LOSS OF PROPERTY		29. OTHER		
☐	53. LOSS OF PROPERTY		30. OTHER		
☐	54. LOSS OF PROPERTY		31. OTHER		
☐	55. LOSS OF PROPERTY		32. OTHER		
☐	56. LOSS OF PROPERTY		33. OTHER		
☐	57. LOSS OF PROPERTY		34. OTHER		
☐	58. LOSS OF PROPERTY		35. OTHER		
☐	59. LOSS OF PROPERTY		36. OTHER		
☐	60. LOSS OF PROPERTY		37. OTHER		
☐	61. LOSS OF PROPERTY		38. OTHER		
☐	62. LOSS OF PROPERTY		39. OTHER		
☐	63. LOSS OF PROPERTY		40. OTHER		
☐	64. LOSS OF PROPERTY		41. OTHER		
☐	65. LOSS OF PROPERTY		42. OTHER		
☐	66. LOSS OF PROPERTY		43. OTHER		
☐	67. LOSS OF PROPERTY		44. OTHER		
☐	68. LOSS OF PROPERTY		45. OTHER		
☐	69. LOSS OF PROPERTY		46. OTHER		
☐	70. LOSS OF PROPERTY		47. OTHER		
☐	71. LOSS OF PROPERTY		48. OTHER		
☐	72. LOSS OF PROPERTY		49. OTHER		
☐	73. LOSS OF PROPERTY		50. OTHER		
☐	74. LOSS OF PROPERTY		51. OTHER		
☐	75. LOSS OF PROPERTY		52. OTHER		
☐	76. LOSS OF PROPERTY		53. OTHER		
☐	77. LOSS OF PROPERTY		54. OTHER		
☐	78. LOSS OF PROPERTY		55. OTHER		
☐	79. LOSS OF PROPERTY		56. OTHER		
☐	80. LOSS OF PROPERTY		57. OTHER		
☐	81. LOSS OF PROPERTY		58. OTHER		
☐	82. LOSS OF PROPERTY		59. OTHER		
☐	83. LOSS OF PROPERTY		60. OTHER		
☐	84. LOSS OF PROPERTY		61. OTHER		
☐	85. LOSS OF PROPERTY		62. OTHER		
☐	86. LOSS OF PROPERTY		63. OTHER		
☐	87. LOSS OF PROPERTY		64. OTHER		
☐	88. LOSS OF PROPERTY		65. OTHER		
☐	89. LOSS OF PROPERTY		66. OTHER		
☐	90. LOSS OF PROPERTY		67. OTHER		
☐	91. LOSS OF PROPERTY		68. OTHER		
☐	92. LOSS OF PROPERTY		69. OTHER		
☐	93. LOSS OF PROPERTY		70. OTHER		
☐	94. LOSS OF PROPERTY		71. OTHER		
☐	95. LOSS OF PROPERTY		72. OTHER		
☐	96. LOSS OF PROPERTY		73. OTHER		
☐	97. LOSS OF PROPERTY		74. OTHER		
☐	98. LOSS OF PROPERTY		75. OTHER		
☐	99. LOSS OF PROPERTY		76. OTHER		
☐	100. LOSS OF PROPERTY		77. OTHER		
☐	101. LOSS OF PROPERTY		78. OTHER		
☐	102. LOSS OF PROPERTY		79. OTHER		
☐	103. LOSS OF PROPERTY		80. OTHER		
☐	104. LOSS OF PROPERTY		81. OTHER		
☐	105. LOSS OF PROPERTY		82. OTHER		
☐	106. LOSS OF PROPERTY		83. OTHER		
☐	107. LOSS OF PROPERTY		84. OTHER		
☐	108. LOSS OF PROPERTY		85. OTHER		
☐	109. LOSS OF PROPERTY		86. OTHER		
☐	110. LOSS OF PROPERTY		87. OTHER		
☐	111. LOSS OF PROPERTY		88. OTHER		
☐	112. LOSS OF PROPERTY		89. OTHER		
☐	113. LOSS OF PROPERTY		90. OTHER		
☐	114. LOSS OF PROPERTY		91. OTHER		
☐	115. LOSS OF PROPERTY		92. OTHER		
☐	116. LOSS OF PROPERTY		93. OTHER		
☐	117. LOSS OF PROPERTY		94. OTHER		
☐	118. LOSS OF PROPERTY		95. OTHER		
☐	119. LOSS OF PROPERTY		96. OTHER		
☐	120. LOSS OF PROPERTY		97. OTHER		
☐	121. LOSS OF PROPERTY		98. OTHER		
☐	122. LOSS OF PROPERTY		99. OTHER		
☐	123. LOSS OF PROPERTY		100. OTHER		
☐	124. LOSS OF PROPERTY		101. OTHER		
☐	125. LOSS OF PROPERTY		102. OTHER		
☐	126. LOSS OF PROPERTY		103. OTHER		
☐	127. LOSS OF PROPERTY		104. OTHER		
☐	128. LOSS OF PROPERTY		105. OTHER		
☐	129. LOSS OF PROPERTY		106. OTHER		
☐	130. LOSS OF PROPERTY		107. OTHER		
☐	131. LOSS OF PROPERTY		108. OTHER		
☐	132. LOSS OF PROPERTY		109. OTHER		
☐	133. LOSS OF PROPERTY		110. OTHER		
☐	134. LOSS OF PROPERTY		111. OTHER		
☐	135. LOSS OF PROPERTY		112. OTHER		
☐	136. LOSS OF PROPERTY		113. OTHER		
☐	137. LOSS OF PROPERTY		114. OTHER		
☐	138. LOSS OF PROPERTY		115. OTHER		
☐	139. LOSS OF PROPERTY		116. OTHER		
☐	140. LOSS OF PROPERTY		117. OTHER		
☐	141. LOSS OF PROPERTY		118. OTHER		
☐	142. LOSS OF PROPERTY		119. OTHER		
☐	143. LOSS OF PROPERTY		120. OTHER		
☐	144. LOSS OF PROPERTY		121. OTHER		
☐	145. LOSS OF PROPERTY		122. OTHER		
☐	146. LOSS OF PROPERTY		123. OTHER		
☐	147. LOSS OF PROPERTY		124. OTHER		
☐	148. LOSS OF PROPERTY		125. OTHER		
☐	149. LOSS OF PROPERTY		126. OTHER		
☐	150. LOSS OF PROPERTY		127. OTHER		
☐	151. LOSS OF PROPERTY		128. OTHER		
☐	152. LOSS OF PROPERTY		129. OTHER		
☐	153. LOSS OF PROPERTY		130. OTHER		
☐	154. LOSS OF PROPERTY		131. OTHER		
☐	155. LOSS OF PROPERTY		132. OTHER		
☐	156. LOSS OF PROPERTY		133. OTHER		
☐	157. LOSS OF PROPERTY		134. OTHER		
☐	158. LOSS OF PROPERTY		135. OTHER		
☐	159. LOSS OF PROPERTY		136. OTHER		
☐	160. LOSS OF PROPERTY		137. OTHER		
☐	161. LOSS OF PROPERTY		138. OTHER		
☐	162. LOSS OF PROPERTY		139. OTHER		
☐	163. LOSS OF PROPERTY		140. OTHER		
☐	164. LOSS OF PROPERTY		141. OTHER		
☐	165. LOSS OF PROPERTY		142. OTHER		
☐	166. LOSS OF PROPERTY		143. OTHER		
☐	167. LOSS OF PROPERTY		144. OTHER		
☐	168. LOSS OF PROPERTY		145. OTHER		
☐	169. LOSS OF PROPERTY		146. OTHER		
☐	170. LOSS OF PROPERTY		147. OTHER		
☐	171. LOSS OF PROPERTY		148. OTHER		
☐	172. LOSS OF PROPERTY		149. OTHER		
☐	173. LOSS OF PROPERTY		150. OTHER		
☐	174. LOSS OF PROPERTY		151. OTHER		
☐	175. LOSS OF PROPERTY		152. OTHER		
☐	176. LOSS OF PROPERTY		153. OTHER		
☐	177. LOSS OF PROPERTY		154. OTHER		
☐	178. LOSS OF PROPERTY		155. OTHER		
☐	179. LOSS OF PROPERTY		156. OTHER		
☐	180. LOSS OF PROPERTY		157. OTHER		
☐	181. LOSS OF PROPERTY		158. OTHER		
☐	182. LOSS OF PROPERTY		159. OTHER		
☐	183. LOSS OF PROPERTY		160. OTHER		
☐	184. LOSS OF PROPERTY		161. OTHER		
☐	185. LOSS OF PROPERTY		162. OTHER		
☐	186. LOSS OF PROPERTY		163. OTHER		
☐	187. LOSS OF PROPERTY		164. OTHER		
☐	188. LOSS OF PROPERTY		165. OTHER		
☐	189. LOSS OF PROPERTY		166. OTHER		
☐	190. LOSS OF PROPERTY		167. OTHER		
☐	191. LOSS OF PROPERTY		168. OTHER		
☐	192. LOSS OF PROPERTY		169. OTHER		
☐	193. LOSS OF PROPERTY		170. OTHER		
☐	194. LOSS OF PROPERTY		171. OTHER		
☐	195. LOSS OF PROPERTY		172. OTHER		
☐	196. LOSS OF PROPERTY		173. OTHER		
☐	197. LOSS OF PROPERTY		174. OTHER		
☐	198. LOSS OF PROPERTY		175. OTHER		
☐	199. LOSS OF PROPERTY		176. OTHER		
☐	200. LOSS OF PROPERTY		177. OTHER		
☐	201. LOSS OF PROPERTY		178. OTHER		
☐	202. LOSS OF PROPERTY		179. OTHER		
☐	203. LOSS OF PROPERTY		180. OTHER		
☐	204. LOSS OF PROPERTY		181. OTHER		
☐	205. LOSS OF PROPERTY		182. OTHER		
☐	206. LOSS OF PROPERTY		183. OTHER		
☐	207. LOSS OF PROPERTY		184. OTHER		
☐	208. LOSS OF PROPERTY		185. OTHER		
☐	209. LOSS OF PROPERTY		186. OTHER		
☐	210. LOSS OF PROPERTY		187. OTHER		
☐	211. LOSS OF PROPERTY		188. OTHER		
☐	212. LOSS OF PROPERTY		189. OTHER		
☐	213. LOSS OF PROPERTY		190. OTHER		
☐	214. LOSS OF PROPERTY		191. OTHER		
☐	215. LOSS OF PROPERTY		192. OTHER		
☐	216. LOSS OF PROPERTY		193. OTHER		
☐	217. LOSS OF PROPERTY		194. OTHER		
☐	218. LOSS OF PROPERTY		195. OTHER		
☐	219. LOSS OF PROPERTY		196. OTHER		
☐	220. LOSS OF PROPERTY		197. OTHER		
☐	221. LOSS OF PROPERTY		198. OTHER		
☐	222. LOSS OF PROPERTY		199. OTHER		
☐	223. LOSS OF PROPERTY		200. OTHER		
☐	224. LOSS OF PROPERTY		201. OTHER		
☐	225. LOSS OF PROPERTY		202. OTHER		
☐	226. LOSS OF PROPERTY		203. OTHER		
☐	227. LOSS OF PROPERTY		204. OTHER		
☐	228. LOSS OF PROPERTY		205. OTHER		
☐	229. LOSS OF PROPERTY		206. OTHER		
☐	230. LOSS OF PROPERTY		207. OTHER		
☐	231. LOSS OF PROPERTY		208. OTHER		
☐	232. LOSS OF PROPERTY		209. OTHER		
☐	233. LOSS OF PROPERTY		210. OTHER		
☐	234. LOSS OF PROPERTY		211. OTHER		
☐	235. LOSS OF PROPERTY		212. OTHER		
☐	236. LOSS OF PROPERTY		213. OTHER		
☐	237. LOSS OF PROPERTY		214. OTHER		
☐	238. LOSS OF PROPERTY		215. OTHER		
☐	239. LOSS OF PROPERTY		216. OTHER		
☐	240. LOSS OF PROPERTY		217. OTHER		
☐	241. LOSS OF PROPERTY		218. OTHER		
☐	242. LOSS OF PROPERTY		219. OTHER		
☐	243. LOSS OF PROPERTY		220. OTHER		
☐	244. LOSS OF PROPERTY		221. OTHER		
☐	245. LOSS OF PROPERTY		222. OTHER		
☐	246. LOSS OF PROPERTY		223. OTHER		
☐	247. LOSS OF PROPERTY		224. OTHER		
☐	248. LOSS OF PROPERTY		225. OTHER		
☐	249. LOSS OF PROPERTY		226. OTHER		
☐	250. LOSS OF PROPERTY		227. OTHER		
☐	251. LOSS OF PROPERTY		228. OTHER		
☐	252. LOSS OF PROPERTY		229. OTHER		
☐	253. LOSS OF PROPERTY		230. OTHER		
☐	254. LOSS OF PROPERTY		231. OTHER		
☐	255. LOSS OF PROPERTY		232. OTHER		
☐	256. LOSS OF PROPERTY		233. OTHER		
☐	257. LOSS OF PROPERTY		234. OTHER		
☐	258. LOSS OF PROPERTY		235. OTHER		
☐	259. LOSS OF PROPERTY		236. OTHER		
☐	260. LOSS OF PROPERTY		237. OTHER		
☐	261. LOSS OF PROPERTY		238. OTHER		
☐	262. LOSS OF PROPERTY		239. OTHER		
☐	263. LOSS OF PROPERTY		240. OTHER		
☐	264. LOSS OF PROPERTY		241. OTHER		
☐	265. LOSS OF PROPERTY		242. OTHER		

S.R.D. NUMBER

A#1, p. 5

TECHNICIAN'S REPORT
Oakland Police Department

CRIME BURGLARY (459 PC) COMMERCIAL		CLASSIFICATION COMMERCIAL		DATE OF REPORT 3 JAN 85		R.D. NUMBER 84-127811	
DATE AND TIME CRIME OCCURRED 29-31 DEC 84 / 1700-0900		LOCATION OF OCCURRENCE 376 36 th ST.		LAB NUMBER _____		LAB FINGER _____	
COMPLAINANT'S NAME (FIRM NAME, IF BUSINESS) CONNOR, CHARLES		RESIDENCE ADDRESS & PHONE (BUSINESS ADDRESS, IF FIRM) 376 36 th ST. 347-2757		LATENT QUALITY _____		IF YES RESULTS ☐ POSITIVE ☐ NEGATIVE	
VEHICLE YEAR _____	MAKE _____	MODEL _____	BODY TYPE _____	COLOR _____	LICENSE NO. _____	VIN NO. _____	ARRIVAL AT SCENE (DATE AND TIME, ETC.) 3 JAN 85 / 1535
FINGERPRINTS: ☒ YES ☐ NO ☐ NONE							PHOTOGRAPHS: ☐ YES ☒ NO
EVIDENCE RECOVERED: (CASTS & DIAGRAMS)							
CONDITION OF SCENE AND SUMMARY: I RESPONDED TO THE CALL AT THE REQUEST OF OFF J. WEEKS 7364P. I OUTFED NUMEROUS OFFICE ITEMS MOVED AROUND BY THE SUSP(S) WITH NEGATIVE RESULTS. THE PRINTS I FOUND WERE IMPOVED AND UNIDENTIFIABLE.							
REPORTING OFFICER K. GILMOR							
SERIAL NO. 7315P		APPROVING SUPERVISOR SANCHEZ		SERIAL NO. 690P		CONT RPT. ATTACHE ☒ YES ☐ NO	

NOTICE OF RECEIPT

This is to acknowledge receipt of the document(s) listed below, filed pursuant to the provisions of the Federal Election Campaign Act, as amended.

109487 IS YOUR IDENTIFICATION NUMBER. PLEASE USE IT ON ALL CORRESPONDENCE AND REPORTS SUBMITTED TO THIS OFFICE.

TYPE OF DOCUMENT (as specified by submitting candidate or committee)	DATE RECEIVED
REG. AMENDMENT	03-06-86
JULY 31ST REPORT	03-06-86
PRE-GEN. ELECT. RPT.	03-06-86
JANUARY 31ST REPORT	03-06-86
JANUARY 31ST REPORT	03-06-86

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

Benjamin H. Hulse
Clerk of the House of Representatives

COMMITTEE TO ELECT CHARLES CONNOR
PAMELA J. NOEHLER, TREAS.
4555 MONTIRIL WAY
SACRAMENTO, CA 95823

Att. 1, p. 7

8 6 0 4 0 5 2 0 4 9 0



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
acting as treasurer

Dear Mr. Connor:

On , 1986, the Commission determined that there is probable cause to believe the Committee to Elect Charles Connor and you, acting as treasurer, committed violations of 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), provisions of the Federal Election Campaign Act of 1971, as amended, by failing to file a timely 1984 Post-General Election Report and by failing to file an amended Statement of Organization.

The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion. If we are unable to reach an agreement during this period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

We enclose a conciliation agreement that this office is prepared to recommend to the Commission in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within ten days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the U.S. Treasurer.

Att. 3, p. 1

-2-

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Robert Raich, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

86040520492

Att. 3, p. 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Pamela J. Koehler
1214 F Street
Sacramento, California 95814

Re: MUR 1927
Pamela J. Koehler

Dear Ms. Koehler:

You were previously notified that the Commission had found reason to believe that you, as treasurer of the Committee to Elect Charles Connor, had violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).

This is to advise you that after an investigation was conducted, the Commission concluded on , 1986, to take no further action against you. Accordingly the file in this matter, numbered MUR 1927, has been closed as it pertains to you. This matter will become part of the public record within 30 days after it has been closed with respect to all other respondents involved. Should you wish to submit any factual or legal materials to appear on the public record, please do so within 10 days. The Commission reminds you, however, that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter has been closed.

If you have any questions, contact Robert Raich, the attorney assigned to the matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

BY: Lawrence M. Noble
Deputy General Counsel

Att. 3, p. 3

CHARLES CONNOR

876 THIRTY SIXTH STREET
OAKLAND, CALIFORNIA 94608
415/682-5124

RECEIVED AT THE FEC
GCC#638
86 JUN 3 P12:06

May 19, 1986

FEDERAL ELECTION COMMISSION

Charles N. Steele
General Counsel
Washington, D.C. 20463

RE: MUR 1927
Committee to Elect Charles Connor
and Charles Connor

Dear Mr. Steele:

Please be advised that the Committee To Elect Charles Connor and or I did not receive your letter dated April 29, 1986 until May 10, 1986, therefore if this letter received by the 25th it will meet within the guidelines so stated in your letter.

The Committee to Elect Charles Connor and Charles Connor's response to MUR 1927, is as follows;

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Charles) MUR 1927
Connor and Charles Connor)

RESPONDENT'S BRIEF

I agree that the reports in question were filed late, pursuant to 2 U.S.C. § 434 (a) (2) (A) (ii). However the mitigating circumstances will show that the Committee to Elect Charles Connor or Charles Connor never attempted to evade compliance to the law, but were prevented from speedy compliance to 2 U.S.C. § 434 (a) (2) (A) (ii), by the following circumstances;

- A.) the Committee to Elect Charles Connor headquarters was burgularized and many of the important papers receipts, along with other valuables were taken, (see police report attached). Thus I could not comply in a speedy even if had wanted too.

RECEIVED
FEDERAL ELECTION
COMMISSION
GENERAL COUNSEL

JUN 3 P3:37

86040520404

- B.) the Committee to Elect Charles Connor and I worked as fast as possible in recouping the necessary documents and receipts to prepare an exact and correct report as possible. This included getting cancelled checks, copies of statements, and obtaining all creditors' statements for the report.
- C.) When contacted by the FEC I informed them of what had happened and my attempt to rectify the the problem as soon as possible.

On September 4, 1985 I did sign the FEC report as treasurer simply to expedite the filings, never to appoint myself as acting treasurer. This was also done because it was necessary to get these reports to Federal Election Commission as soon as possible, and I had no knowledge of 2 U. S. C. § 433 (a) or 2 U.S.C § 433 (c), nor ever advised of this fact by any FEC personnel, including Attorney Robert Raich who had knowledge that I would be completing these reports myself. Therefore it is my utmost opinion that it would be utterly unfair to penalize me for this slight violation of the above law.

RESPONDENT'S RECOMMENDATION

Find that while there was a delay in the filing of FEC reports, there tremendous obstacles preventin the Committee to Elect Charles Connor and Charles Connor from complying with the law. And that there is sufficient evidence and mitigating circumstances to warrant a much lesser penalty, if any at all.

Furthermore, that the Federal Election Commission should dismiss the violation of 2 U.S.C. § 433 (c) altogether, since the signing of the reports were the only treasurer activities done by me. And moreover since there was no monies received or disbursed during the time that I signed the reports. It should be noted that the last monies received was November 7, 1984.

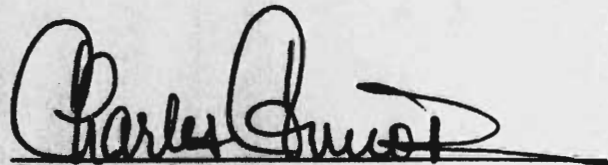
Lastly, I have filed Bankruptcy and declared all my campaign debts as well, there is no debts outstanding to me or the Committee to Elect Charles Connor, thus this committee should be terminated. I have suffered enough behind this campaign venture and would frankly like to see it ended, as I will never run for public office again.

RECOMMEND: No penalty/and termination of the Committee to Elect Charles Connor and no further action against Charles Connor.

86040320495

Federal Election Commission
MUR 1927 - Cont. Page 3

Date May 19 1986



Charles Connor
Former Republican Nominee
California Eighth Congressional
District

85040520496

212-536-251 (8/89)

2. S.D. NUMBER

BURG

84127811

51. EXTRA COPIES	18. REPORTING AGENCY	3. COMPLAINTANT'S NAME (Last name & initials)	4. SEX-RACE-D.O.B.
☐ CHIEF	19. NO. PERSONS ARRESTED	CONNOR, CHARLES	M-N-UNK
☐ B/C FIELD OF	20. INCIDENT NUMBER	876-36 LA ST 94608	8. RESIDENCE PHONE
☐ B/C INVEST.	21. COMP. OCCUP.	876-36 LA ST 94608	547-2757
☐ B/C SERVICES	22. HRS. OF EMPLOY	876-36 LA ST 94608	9. BUSINESS PHONE
☐	23. DATE	876-36 LA ST 94608	839-8887
☐	24. VEN. FROM WHICH THEFT OCCURRED	876-36 LA ST 94608	10. RESIDENCE PHONE
☐	25. NAME OF A.B.C. PREMISES INVOLVED	876-36 LA ST 94608	839-8887
☐	26. DESCRIBE WEAPON OR FORCE USED	876-36 LA ST 94608	12. BUSINESS PHONE
☐	27. DURATION PT. OF ENTRY	876-36 LA ST 94608	547-2757
☐	28. METHOD TO EFFECT ENTRY	876-36 LA ST 94608	
☐	29. VALUE OF LOSS	876-36 LA ST 94608	
☐	30. PREMISES	876-36 LA ST 94608	
☐	31. WORDS USED BY SUSPECT	876-36 LA ST 94608	
☐	32. WITNESS #1	876-36 LA ST 94608	
☐	33. WITNESS #2	876-36 LA ST 94608	
☐	34. SUSPECT #1	876-36 LA ST 94608	
☐	35. SUSPECT #2	876-36 LA ST 94608	
☐	36. SUSPECT #3	876-36 LA ST 94608	
☐	37. SUSPECT #4	876-36 LA ST 94608	
☐	38. SUSPECT #5	876-36 LA ST 94608	
☐	39. SUSPECT #6	876-36 LA ST 94608	
☐	40. SUSPECT #7	876-36 LA ST 94608	
☐	41. SUSPECT #8	876-36 LA ST 94608	
☐	42. SUSPECT #9	876-36 LA ST 94608	
☐	43. SUSPECT #10	876-36 LA ST 94608	
☐	44. SUSPECT #11	876-36 LA ST 94608	
☐	45. SUSPECT #12	876-36 LA ST 94608	
☐	46. SUSPECT #13	876-36 LA ST 94608	
☐	47. SUSPECT #14	876-36 LA ST 94608	
☐	48. SUSPECT #15	876-36 LA ST 94608	
☐	49. SUSPECT #16	876-36 LA ST 94608	
☐	50. SUSPECT #17	876-36 LA ST 94608	
☐	51. SUSPECT #18	876-36 LA ST 94608	
☐	52. SUSPECT #19	876-36 LA ST 94608	
☐	53. SUSPECT #20	876-36 LA ST 94608	
☐	54. SUSPECT #21	876-36 LA ST 94608	
☐	55. SUSPECT #22	876-36 LA ST 94608	
☐	56. SUSPECT #23	876-36 LA ST 94608	
☐	57. SUSPECT #24	876-36 LA ST 94608	
☐	58. SUSPECT #25	876-36 LA ST 94608	
☐	59. SUSPECT #26	876-36 LA ST 94608	
☐	60. SUSPECT #27	876-36 LA ST 94608	
☐	61. SUSPECT #28	876-36 LA ST 94608	
☐	62. SUSPECT #29	876-36 LA ST 94608	
☐	63. SUSPECT #30	876-36 LA ST 94608	
☐	64. SUSPECT #31	876-36 LA ST 94608	
☐	65. SUSPECT #32	876-36 LA ST 94608	
☐	66. SUSPECT #33	876-36 LA ST 94608	
☐	67. SUSPECT #34	876-36 LA ST 94608	
☐	68. SUSPECT #35	876-36 LA ST 94608	
☐	69. SUSPECT #36	876-36 LA ST 94608	
☐	70. SUSPECT #37	876-36 LA ST 94608	
☐	71. SUSPECT #38	876-36 LA ST 94608	
☐	72. SUSPECT #39	876-36 LA ST 94608	
☐	73. SUSPECT #40	876-36 LA ST 94608	
☐	74. SUSPECT #41	876-36 LA ST 94608	
☐	75. SUSPECT #42	876-36 LA ST 94608	
☐	76. SUSPECT #43	876-36 LA ST 94608	
☐	77. SUSPECT #44	876-36 LA ST 94608	
☐	78. SUSPECT #45	876-36 LA ST 94608	
☐	79. SUSPECT #46	876-36 LA ST 94608	
☐	80. SUSPECT #47	876-36 LA ST 94608	
☐	81. SUSPECT #48	876-36 LA ST 94608	
☐	82. SUSPECT #49	876-36 LA ST 94608	
☐	83. SUSPECT #50	876-36 LA ST 94608	
☐	84. SUSPECT #51	876-36 LA ST 94608	
☐	85. SUSPECT #52	876-36 LA ST 94608	
☐	86. SUSPECT #53	876-36 LA ST 94608	
☐	87. SUSPECT #54	876-36 LA ST 94608	
☐	88. SUSPECT #55	876-36 LA ST 94608	
☐	89. SUSPECT #56	876-36 LA ST 94608	
☐	90. SUSPECT #57	876-36 LA ST 94608	
☐	91. SUSPECT #58	876-36 LA ST 94608	
☐	92. SUSPECT #59	876-36 LA ST 94608	
☐	93. SUSPECT #60	876-36 LA ST 94608	
☐	94. SUSPECT #61	876-36 LA ST 94608	
☐	95. SUSPECT #62	876-36 LA ST 94608	
☐	96. SUSPECT #63	876-36 LA ST 94608	
☐	97. SUSPECT #64	876-36 LA ST 94608	
☐	98. SUSPECT #65	876-36 LA ST 94608	
☐	99. SUSPECT #66	876-36 LA ST 94608	

ADDITIONAL INFORMATION REPORT

536-290 (1/75)

OAKLAND POLICE DEPARTMENT

5. R.D. NUMBER

20. EXTRA COPIES

1. PURPOSE OF REPORT
☐ SUPPLEMENTAL ☒ CONTINUATION OF:
☐ ARREST ☒ OFFENSE ☐ SUPPLEMENTAL

2. NO. OF ARRESTEES

3. EXTRA COPIES

4. PAGE NO.

84127811

6. CRIME OR CHARGE AND CLASSIFICATION

7. DATE OF ORIGINAL REPORT

8. DATE OF THIS REPORT

BURGLARY (459 PC) COMM.

31 Dec 84

9. COMPLAINANT'S NAME

SEX, RACE, AGE

10. COMPLAINANT'S ADDRESS

CITY

CONNOR, Charles M. - N. J. K.

876-36th St 94608

11. DEFENDANT'S NAME

SEX, RACE, AGE

11. DEFENDANT'S NAME

SEX, RACE, AGE

COMPLETE ONLY WHEN ARRESTING FOR VIOLATIONS OF THE CALIFORNIA VEHICLE CODE

12. LIC. NO.

STATE

YR.

13. YEAR

MAKE

MODEL

COLOR(S)

14. OPERATOR'S LICENSE NO. OF DEFENDANT

STATE

15. SUMMARY

LOSS CONTIN:

8) MISC ITEMS, NFO

UPL COSTS

\$100.00

TOTAL UPL \$930.00

Summary:

HAYES contacted at his BUSINESS OFFICE, and he said that PERSONS entered his BUSINESS without permission and stole property, and they were G.O.P.

It appears the suspects entered by kicking open the front door, walking inside the office area, conducting a messy selected search, removing the loss, and exited the building through the front door carrying the loss. HAYES will secure his OFFICE.

Tech Tag left with HAYES.

Other losses were SEVERAL BOXES OF PARTS N/KN VALUE.
2.58.671-

16. REPORTING OFFICER

SERIAL NO.

17. SERIAL NO.

18. SUPERVISOR

WATCH

DISTRICT

19. CONT. RPT. ATTACHED

S. M. HAYES

7364P

SGT. HAYES

2

2

YES NO

FIRE MARSHAL

TECHNICIAN'S REPORT
Oakland Police Department

EXTRA COPIES C.I.D.	CRIME	CLASSIFICATION	DATE OF REPORT	R.D. NUMBER			
	BURGLARY (459 PC) COMMERCIAL		3 JAN 85	84-127811			
	DATE AND TIME CRIME OCCURRED	LOCATION OF OCCURRENCE	LAB NUMBER				
	29-31 DEC 84 / 1700-0900	376 36A ST.					
	COMPLAINANT'S NAME (FIRM NAME, IF BUSINESS)	RESIDENCE ADDRESS & PHONE (BUSINESS ADDRESS, IF FIRM)	LATENT QUALITY				
	CONNOR, CHARLES	376 36A ST. 547-2757					
	VEHICLE YEAR	MAKE	MODEL	BODY TYPE	COLOR	LICENSE NO.	VIN NO.
	ARRIVAL AT SCENE (DATE AND TIME, ETC.) 3 JAN 85 / 1535						
	FINGERPRINTS: ☐ YES ☒ NO NONE						
	PHOTOGRAPHS: ☐ YES ☒ NO						
INTELLIGENCE	EVIDENCE RECOVERED: (CASTS & DIAGRAMS)						
INTERNAL AFFAIRS							
YOUTH SERV. DIV.							
PATROL DIV.							
PROPERTY SECTION							
SECURITY SECTION	CONDITION OF SCENE AND SUMMARY:						
RECORDS SECTION	I RESPONDED TO THE REVEAL THE REQUEST OF OFF J. WEEKS 7364P.						
TECHNICAL	I INSPECTED NUMEROUS OFFICE ITEMS MOVED AROUND BY THE SUSP(S) WITH NEGATIVE RESULTS.						
VICE CONTROL	THE IMPTS I FOUND WERE INVOLVED AND UNIDENTIFIABLE.						
A.B.C.							
CHIEF							
DEPUTY F.O.							
DEPUTY INV.							
DEPUTY SERV.							
A.F.P.							
BOARD OF EDUC.							
HEALTH DEPT.							
CITY ATTY.							
OTHER							
	REPORTING OFFICER	SERIAL NO.	APPROVING SUPERVISOR	SERIAL NO.	CONT RPT. ATTACHED		
	K. GHINOLD	7315P	SANCHEZ	6990P	☐ YES ☒ NO		

NOTICE OF RECEIPT

This is to acknowledge receipt of the document(s) listed below, filed pursuant to the provisions of the Federal Election Campaign Act, as amended.

109487 IS YOUR IDENTIFICATION NUMBER. PLEASE USE IT ON ALL CORRESPONDENCE AND REPORTS SUBMITTED TO THIS OFFICE.

TYPE OF DOCUMENT (as specified by submitting candidate or committee)	DATE RECEIVED
REG. AMENDMENT	03-06-86
JULY 31ST REPORT	03-06-86
PRE-GEN. ELECT. RPT.	03-06-86
JANUARY 31ST REPORT	03-06-86
JANUARY 31ST REPORT	03-06-86

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

Benjamin H. Hulse
Clerk, U.S. House of Representatives

COMMITTEE TO ELECT CHARLES CONNOR
PAMELA J. KOEHLER, TREAS.
4555 MONTRIL WAY
SACRAMENTO, CA 95823

8 6 0 4 0 5 2 0 5 0 0



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FED
COMMISSION SECRETARY

06 APR 29 P

SENSITIVE

April 29, 1986

MEMORANDUM

TO: The Commission

FROM: Charles W. Steele
General Counsel *CWS*

SUBJECT: MUR 1927

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondents of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on April 29, 1986. Following receipt of the respondents' reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to respondents

86040520501

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Charles) MUR 1927
Connor and Charles Connor,)
acting as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On September 4, 1985, the Commission found reason to believe the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) by failing to file a Post-General Election Report, and 2 U.S.C. § 433(c) by failing to file an amended Statement of Organization indicating that Charles Connor is acting as treasurer.

On March 5, 1986, the Commission received outstanding reports from Connor. The reports were sent via certified mail and are postmarked March 3, 1986, but Connor maintains that he mailed the reports on about February 20, 1986.

II. LEGAL ANALYSIS

The treasurer of a principal campaign committee for a congressional candidate must file a Post-General Election Report no later than 30 days after the general election. 2 U.S.C. § 434(a)(2)(A)(ii). In this case, the report was due December 6, 1984 but was not filed until March 3, 1986.

Each authorized campaign committee must file a Statement of Organization. 2 U.S.C. § 433(a). Any change in information previously submitted in a Statement of Organization must be reported no later than 10 days after the date of the change. 2 U.S.C. § 433(c).

86040520502

The respondents have failed to file timely the 1984 Post-General Election Report. Respondents have also failed to file an amended Statement of Organization indicating that Charles Connor is acting as treasurer.

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c).

26 April 1986
Date



Charles N. Steele
General Counsel

86040620503



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

April 29, 1986

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles Connor
and Charles Connor, acting as
treasurer

Dear Mr. Connor:

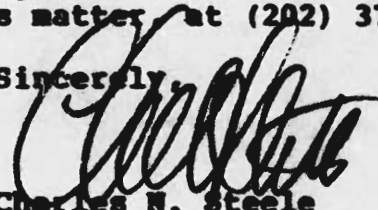
Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on September 9, 1985 found reason to believe that you had violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe you violated the Act. The Commission may or may not approve the General Counsel's recommendation.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible. The General Counsel's brief and any brief which you submit will be considered by the Commission before proceeding to a vote on whether there is probable cause to believe a violation has occurred.

Should you have any questions, please contact Robert Raich, the attorney assigned to handle this matter, at (202) 376-8200.

Sincerely,


Charles N. Steele
General Counsel

Enclosure
Brief

86040620504



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 29, 1986

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles Connor
and Charles Connor, acting as
treasurer

Dear Mr. Connor:

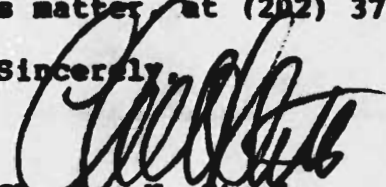
Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on September 9, 1985 found reason to believe that you had violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe you violated the Act. The Commission may or may not approve the General Counsel's recommendation.

Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within fifteen days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible. The General Counsel's brief and any brief which you submit will be considered by the Commission before proceeding to a vote on whether there is probable cause to believe a violation has occurred.

Should you have any questions, please contact Robert Raich, the attorney assigned to handle this matter at (202) 376-8200.

Sincerely,


Charles N. Steele
General Counsel

Enclosure
Brief

86040520505

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Charles) MUR 1927
Connor and Charles Connor,)
acting as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

On September 4, 1985, the Commission found reason to believe the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) by failing to file a Post-General Election Report, and 2 U.S.C. § 433(c) by failing to file an amended Statement of Organization indicating that Charles Connor is acting as treasurer.

On March 5, 1986, the Commission received outstanding reports from Connor. The reports were sent via certified mail and are postmarked March 3, 1986, but Connor maintains that he mailed the reports on about February 20, 1986.

II. LEGAL ANALYSIS

The treasurer of a principal campaign committee for a congressional candidate must file a Post-General Election Report no later than 30 days after the general election. 2 U.S.C. § 434(a)(2)(A)(ii). In this case, the report was due December 6, 1984 but was not filed until March 3, 1986.

Each authorized campaign committee must file a Statement of Organization. 2 U.S.C. § 433(a). Any change in information previously submitted in a Statement of Organization must be reported no later than 10 days after the date of the change. 2 U.S.C. § 433(c).

86040520506

The respondents have failed to file timely the 1984 Post-General Election Report. Respondents have also failed to file an amended Statement of Organization indicating that Charles Connor is acting as treasurer.

III. GENERAL COUNSEL'S RECOMMENDATION

Find probable cause to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c).

26 April 1986
Date



Charles N. Steele
General Counsel

86040520507



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 18, 1986

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: ROBERT RAICH

FROM: LEE GARRITY
COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 1927

Please review the attached Requests for Additional Information which are to be sent to the Committee to Elect Charles Connor for the 1984 Year End, 1985 Mid-Year, 1985 Year End and 12 Day Pre-Primary Reports. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 4:00 p.m. on Tuesday, April 22, 1986. Thank you.

COMMENTS:

Attachment

86040520508



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Pamela J. Koehler, Treasurer
Committee to Elect Charles Connor
4555 Montril Way
Sacramento, CA 95823

Identification Number: C00178426

Reference: 12 Day Pre-General Election Report (10/18/84-11/6/84)

Dear Ms. Koehler:

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

-Column B, Line 6(a) of the Summary Page should equal Column B, Line 11(e) of the Detailed Summary Page.

Column B, Line 7(a) of the Summary Page should equal Column B, Line 17 of the Detailed Summary Page.

Column B, Line 7(b) of the Summary Page should equal Column B, Line 14 of the Detailed Summary Page.

Please clarify the discrepancies and amend any subsequent report(s) which may be affected.

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

Robin Kelly

Robin Kelly
Reports Analyst
Reports Analysis Division

86040520509



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Pamela J. Koehler, Treasurer
Committee to Elect Charles Connor
4555 Montrail Way
Sacramento, CA 95823

Identification Number: C00178426

Reference: Mid-Year (1/1/85-6/30/85) and Year End (7/1/85-12/31/85) Reports

Dear Ms. Koehler:

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

-Line 10 of the Summary Page of your report disclosed \$42,510.56 in outstanding debts/loans. The sum of Schedule C loans and Schedule D debts indicates \$51,101.68 in outstanding loans/debts. Please explain the difference and amend your report accordingly. (11 CFR 104.3(d))

-Your report discloses debts with outstanding beginning balances that do not equal the corresponding closing balances of your previous report (See chart). These amounts should be the same. Please explain these discrepancies and amend your report accordingly.

<u>CREDITOR</u>	<u>CLOSING BALANCE PREVIOUS REPORT</u>	<u>BEGINNING BALANCE THIS REPORT</u>
Pacific Gas & Electric Co.	\$ 507.35	\$0
GTE Sprint	\$1,120.86	\$0

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

86040520510

me on our toll-free number, (800) 424-9530. My local number is
(202) 376-2480.

Sincerely,

Robin Kelly

Robin Kelly
Reports Analyst
Reports Analysis Division

86040620511



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Pamela J. Koehler, Treasurer
Committee to Elect Charles Connor
4555 Montrail Way
Sacramento, CA 95823

Identification Number: C00178426

Reference: Year End Report (11/7/84-12/31/84)

Dear Ms. Koehler:

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

-Line 22, Column A of the Detailed Summary Page does not equal the sum of Lines 17, 18, 19(c), 20(d), and 21. Please amend your report(s) to clarify this discrepancy.

-Columns A and B, Line 7(a) of the Summary Page should equal Columns A and B, Line 17 of the Detailed Summary Page.

-Column B, Line 7(b) of the Summary Page should equal Column B, Line 14 of the Detailed Summary Page.

-Line 10 of the Summary Page of your report disclosed \$42,510.56 in outstanding debts/loans. The sum of Schedule C loans and Schedule D debts indicates \$51,101.68 in outstanding loans/debts. Please explain the difference and amend your report accordingly. (11 CFR 104.3(d))

-Your report discloses debts with outstanding beginning balances that do not equal the corresponding closing balances of your previous report (See chart). These amounts should be the same. Please explain these discrepancies and amend your report accordingly.

<u>CREDITOR</u>	<u>CLOSING BALANCE PREVIOUS REPORT</u>	<u>BEGINNING BALANCE THIS REPORT</u>
Pacific Gas & Electric Co.	\$ 507.35	\$0
GTE Sprint	\$1,120.86	\$0

86040520512

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

Robin Kelly

Robin Kelly
Reports Analyst
Reports Analysis Division

86040620513

BEFORE THE FEDERAL ELECTION COMMISSION

ED
COMMISSION SE
SENSITIVE

In the Matter of)
)
Committee to Elect Charles)
Connor and Charles Connor,)
acting as treasurer)

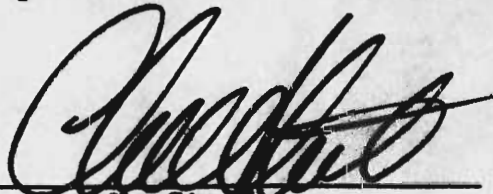
MUR 1927

06 MAR 26 P 3:10

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, based on the assessment of the information presently available.

26 March 1946
Date


Charles N. Steele
General Counsel

86040320514



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 7, 1986

Mr. Charles Conner
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect
Charles Connor and
Charles Connor, acting
as treasurer

Dear Mr. Connor:

This letter acknowledges receipt of your counterproposal to the Commission's proposed conciliation agreement. The Commission has reviewed your counterproposal and, on March 4, 1986, voted to reject it.

Because the 30 day period for conciliation prior to a finding of probable cause to believe has expired without an agreement being reached, the Commission will proceed to the next phase of the enforcement process.

Should you have any questions, please call Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

86040620515

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor
and Pamela J. Koehler, as
treasurer

Committee to Elect Charles Connor
and Charles Connor, acting as
treasurer

MUR 1927

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of March 4,
1986, do hereby certify that the Commission decided by a
vote of 6-0 to take the following actions in MUR 1927:

1. Reject the respondent's counter-offer.
2. Approve and send the letter attached to
the General Counsel's report dated
February 21, 1986.

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

Attest:

3-4-86

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

86040520516

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)

Committee to Elect Charles Connor)
and Pamela J. Koehler, as)
treasurer)

Committee to Elect Charles Connor)
and Charles Connor, acting)
as treasurer)

CONFIDENTIAL AS: 23

NUR 1927

CONFIDENTIAL 12:29

GENERAL COUNSEL'S REPORT

A. Background

On March 13, 1985, the Commission found reason to believe the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). On September 4, 1985, the Commission found reason to believe the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c). The Committee has not filed its 1984 Post-General Election Report, its 1984 Year-End Report, its 1985 Mid-Year Report, nor its 1985 Year-End Report.

On December 4, 1985, the Commission decided to enter into conciliation with the Committee to Elect Charles Connor and Charles Connor, acting as treasurer.

B. Discussion of Conciliation Provisions and Civil Penalty

517
205
403
604
040

C. Recommendations

1. Reject the respondent's counter-offer.
2. Approve and send the attached letter.

Charles N. Steele
General Counsel

February 21, 1986
Date

By:

Kenneth A. Gross
Associate General Counsel

Attachments

1. Conciliation agreement approved by the Commission
2. Letter from respondent dated January 12, 1986
3. Letter from respondent dated January 14, 1986
4. Letter from respondent dated January 29, 1986
5. Proposed letter to respondent

86040520518

Charles Connor

FEC
GCH#9520
26 JAN 21 P 3:55

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

4555 Montril Way
Sacramento, CA 95823
(916) 395-7927

January 12, 1986

FEDERAL ELECTION COMMISSION
Attention: Mr. Robert Raich, General Counsel
Washington, D.C. 20463

16 JAN 22 P 3:28

RECEIVED
JAN 22 1986
GENERAL COUNSEL

Members of the Commission:

I hereby request and propose the below Counter Conciliatory Agreement, for the following reasons;

- 1.) I have, and will continue to cooperate fully with the Commission.
- 2.) I have had to filed Chapter Seven(VII) Bankruptcy (see filling attached) as a result of the campaign, and thus have suffered financially enough.
- 3.) My campaign headquarters was broken into & burglarized, thus creating this delay in the first place. A Police report is forthcoming regarding the break-in.

Therefore I am requesting and proposing the following;

I await your decision on my counter proposal and trust that the Commission will consider how much my family have suffered throughout this whole ordeal. I ask for your compassion in this matter.

Sincerely,


Charles Connor

Att. 2

86040620519

616# 9540
Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

4555 Montrail Way
Sacramento, CA 95823
(916) 395-7927

January 14, 1986

FEDERAL ELECTION COMMISSION
Attention: Robert Raich
General Counsel
Washington, D.C. 20463

RE: MUR 1927

Dear Mr. Raich:

Pursuant to our telephone discussion of January 14, 1986, please find enclosed a copy of MUR page 1, and a retyped copy of pages 2 and 3.

As discussed, please note that the changes were made per your recommendations and instructions.

Again, I emphasize that

Please find enclosed a check for \$300.00 and a copy of my Chapter Seven Bankruptcy filing, and a discharge of debts will be mailed within the next two days.

Sincerely:


Charles Connor

Attachments

98 JAN 23 P4:34

RECEIVED
FEDERAL ELECTION COMMISSION
GENERAL COUNSEL

98 JAN 17 P12:24

COPIES

Att. 3, p.1

EDWARD C. CONNOR
DL# N4162020
4555 MONTRIL WAY 395-7927
SACRAMENTO, CA 95823

1007
11-57/1210

Jan. 14 1985

Pay to the order of Treasurer of the U.S. \$ 300.-
Three Hundred & 00/100 Dollars

 First Interstate Bank
First Interstate Bank of California
Freemont Boulevard Office #604
4910 Freemont Boulevard
Sacramento, CA 95822

For [Signature]

⑆121000578⑆60405⑆253⑆ 1007 11

Raich ACC# 9540

MEMORANDUM

TO: RETHA DIXON

TO: JOAN HARRIS

FROM: JOAN HARRIS

FROM: RETHA DIXON

CHECK NO. 1007

TO MUR 1927 AND NAME Committee to Elect Charles Corner and Charles Connor, acting as treasurer (a copy of which is attached RELATING TO GENERAL COUNCIL D
WAS RECEIVED ON January 23, 1985 PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/ * BUDGET CLEARING ACCOUNT (#95F3875.16)
/ / CIVIL PENALTIES ACCOUNT (#95-1099.160)
/ / OTHER _____

SIGNATURE Robyn M. Bishop DATE 1/23/86

Att. 3, p. 2

UNITED STATES BANKRUPTCY COURT
DISTRICT OF CALIFORNIA

ORIGINAL
FILED
at 11 O'clock & 12 min AM

IN RE:

JUN 11 1985

EDWARD CHARLES CONNOR

SS# 250-92-9404)

R.G. HELTZEL, CLERK
United States Bankruptcy Court
Sacramento, California

GWENDOLYN KATHLEEN CONNOR

SS# 546-90-5047)

(Hereinafter referred to as the "Debtor") **DEBTEE ORDEREI**

The petitioner/debtor resides at Sacramento County, Post Office

Address: 4555 Montrail Way

City Sacramento, California Zip 95823

Spouse's Address: (X) Same as above; () Set forth below:

City _____, California Zip _____

Other names used by petitioner(s) within the past 6 years: () None

(X) Following (w) Gwendolyn K. Connor

285-02214

VOLUNTARY PETITION

1. The Debtor is () an individual, (X) a husband and wife as joint individuals, () a partnership, () a corporation [check one] that is not a domestic or foreign insurance company, bank, saving bank, cooperative bank, savings and loan association, building and loan association, home-stead association or credit union whose domicile, residence, principal place of business, or principal asset in the United States [or one of them] is, or has been, in this District for a longer portion of the preceding 180 days than in any other District.
2. Attached, made a part hereof by reference and verified by the oath below, are schedules of the petitioner's debts and a statement of affairs as required by law.
3. The Debtor is qualified for relief pursuant to the provisions of Chapter 7 of Title 11 of the United States Code.
4. Petitioner is aware that he/she may proceed under Chapter 7 or 13 of Title 11, United States Code, understands the relief available under each such Chapter, and chooses to proceed under Chapter 7 of such title.
5. A declaration or an affidavit in the form of Exhibit "B" is attached to and made a part of this petition.
6. Wherefore, your petitioner prays for an order for relief under the provisions of Chapter 7 of Title 11 of said code.

Law Offices of MELVYN J. COBEN
Attorney for Petitioner

Att. 3, p. 6

CERTIFICATION OF PETITION AND OF SCHEDULES OF DEBTS AND OF PROPERTY
AND OF THE STATEMENT OF AFFAIRS ATTACHED TO THE PETITION

The undersigned Edward C. and Gwendolyn K. Connor certifies
[Petitioner, or if not the petitioner, state file
and authority to act for the petitioner.]
under penalties of perjury, that I have read (1) the foregoing Petition,
(2) Schedules 'A' and 'B' and (3) the Statement of Financial Affairs, each
attached hereto, and certify that the Statements therein contained are true
and complete and that the Schedules contain a statement of ALL the debts and
ALL the property of the petitioner as required by law, to the best of my
knowledge, information and belief. I have also been advised and am aware of
the availability of relief under different Chapters of the Bankruptcy Code and
make the decision to file this petition based on that advice.

Executed on XX June 10, 1985 19 85

XX [Signature]
Petitioner

XX [Signature]
Petitioner

DISCLOSURE OF COMPENSATION PAID OR PROMISED TO ATTORNEY FOR DEBTOR

The undersigned attorney states that the total fee paid or promised him for
legal services rendered or to be rendered in connection with the subject case
up through the first meeting of creditors is as follows:

Source: (x) Debtor(s) () Wages () Income () Other _____

Paid.....\$ 375.00

Promised.....\$ 375.00

Total fee paid and promised.....\$ 750.00

I have not shared or agreed to share any part of such fee with any persons or
entity other than members or regular associates of my law firm except the
undersigned does in some cases, without increasing petitioner(s) fees, pay
association fees and may have done so in this case. All fees are subject to
Court review.

ATTORNEY FOR PETITIONER:

Name: MELVYN J. COBEN
A PROFESSIONAL CORPORATION
Address: 1500 7th Street, Suite F1
City, State, Zip: Sacramento, CA 95814
Telephone: (916) 441-2613

SS

[Signature]
Law Offices of MELVYN J. COBEN

Att. 3, p. 7

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

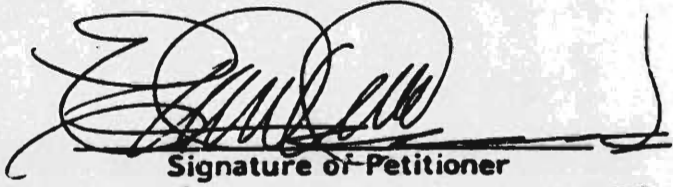
PETITIONER'S AFFIDAVIT

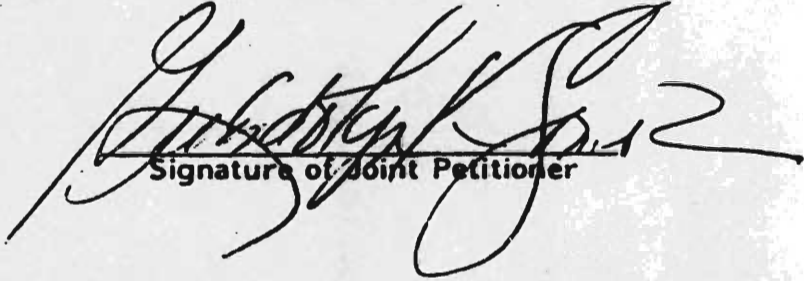
Petitioner has not had a case pending under Title 11 at any time in the preceding 180 days where:

- 1) the case was dismissed by the Court for wilful failure of the debtor to abide by orders of the Court, or to appear before the Court in proper prosecution of the case; or
- 2) the petitioner requested and obtained the voluntary dismissal of the case following the filing of a request for relief from the automatic stay provided by Section 362 of Title 11.

Under penalty of perjury, I declare I have read this statement and to the best of my knowledge and belief it is true.

Dated: June 10, 1985


Signature of Petitioner


Signature of Joint Petitioner

Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

66 FEB 5 P2: 21
4555 Montrail Way
Sacramento, CA 95823
(916) 395-7927

January 29, 1986

Federal Election Commission
Attention: General Counsel/Robert Raich
Washington, D.C. 20468

Dear Mr. Raich,

Please find enclosed a copy of the Discharge of Debt by U.S. Bankruptcy Court, this discharge includes all campaign debts as well.

Should you have any additional questions, please call me at (916) 395-7927.

Sincerely,

Charles Connor
CHARLES CONNOR
(gk)

Att. 4, p.1

85040520525

66 FEB 6 AM: 11

8501214 P-1877
U.S. BANKRUPTCY COURT
650 CAPITOL MALL
ROOM 8036
SACRAMENTO, CA 95814

86 FEB 5 P2:21

IN RE

EDWARD & GWENDOLYN CONNOR
AKA: GWENDOLYN K. MATLOCK

CASE NUMBER 2-85-02214-D-7

DATE FILED: JUNE 11, 1985

DEBTOR(S)

DISCHARGE OF DEBTOR(S)

ADDRESSEE

EDWARD & GWENDOLYN CONNOR
4555 MONTRIL WAY
SACRAMENTO, CA 95823

IT APPEARING THAT THE PERSON(S) NAMED ABOVE FILED A PETITION COMMENCING A CASE UNDER TITLE 11, UNITED STATES CODE ON THE ABOVE DATE, THAT AN ORDER FOR RELIEF WAS ENTERED UNDER CHAPTER 7, AND THAT NO COMPLAINT OBJECTING TO THE DISCHARGE OF THE DEBTOR(S) WAS FILED WITHIN THE TIME FIXED BY THE COURT (OR THAT A COMPLAINT OBJECTING TO DISCHARGE OF THE DEBTOR(S) WAS FILED AND, AFTER DUE NOTICE AND HEARING, WAS NOT SUSTAINED), IT IS ORDERED THAT:

1. THE ABOVE-NAMED DEBTOR(S) IS RELEASED FROM ALL DISCHARGEABLE DEBTS.
2. ANY JUDGMENT HERETOFORE OR HEREAFTER OBTAINED IN ANY COURT OTHER THAN THIS COURT IS NULL AND VOID AS A DETERMINATION OF THE PERSONAL LIABILITY OF THE DEBTOR(S) WITH RESPECT TO ANY OF THE FOLLOWING:
 - (A) DEBTS DISCHARGEABLE UNDER 11 U.S.C. SEC. 523;
 - (B) UNLESS HERETOFORE OR HEREAFTER DETERMINED BY ORDER OF THIS COURT TO BE NONDISCHARGEABLE, DEBTS ALLEGED TO BE EXCEPTED FROM DISCHARGE UNDER CLAUSES (2), (4), AND (6) OF 11 U.S.C. SEC. 523(A);
 - (C) DEBTS DETERMINED BY THIS COURT TO BE DISCHARGED UNDER 11 U.S.C. SEC. 523(D).
3. ALL CREDITORS WHOSE DEBTS ARE DISCHARGED BY THIS ORDER AND ALL CREDITORS WHOSE JUDGMENTS ARE DECLARED NULL AND VOID BY PARAGRAPH 2 ABOVE ARE ENJOINED FROM INSTITUTING OR CONTINUING ANY ACTION OR EMPLOYING ANY PROCESS TO COLLECT SUCH DEBTS AS PERSONAL LIABILITIES OF THE ABOVE-NAMED DEBTOR(S).

DATED: DEC. 10, 1985

BY THE COURT

LOREN S. DAHL

JUDGE, U.S. BANKRUPTCY COURT



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Charles Conner
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect
Charles Connor and
Charles Connor, acting
as treasurer

Dear Mr. Connor:

This letter acknowledges receipt of your counterproposal to the Commission's proposed conciliation agreement. The Commission has reviewed your counterproposal and, on February , 1986, voted to reject it.

Because the 30 day period for conciliation prior to a finding of probable cause to believe has expired without an agreement being reached, the Commission will proceed to the next phase of the enforcement process.

Should you have any questions, please call Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

Att. 5

86040520527

Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

4555 Montril Way
Sacramento, CA 95823
(916) 395-7927

January 29, 1988

Federal Election Commission
Attention: General Counsel/Robert Raich
Washington, D.C. 20468

Dear Mr. Raich,

Please find enclosed a copy of the Discharge of Debt by U.S. Bankruptcy Court, this discharge includes all campaign debts as well.

Should you have any additional questions, please call me at (916) 395-7927.

Sincerely,

Charles Connor
CHARLES CONNOR
(jhc)

0009654
RECEIVED AT THE FEC

86 FEB 5 12:20

86 FEB 8 AM 11
GENERAL COUNSEL

86040620528

8502214 P-1877
U.S. BANKRUPTCY COURT,
650 CAPITOL MALL
ROOM 8038
SACRAMENTO, CA 95814

RECEIVED AT THE FEC

86 FEB 5 P2: 00

IN RE

EDWARD & GWENDOLYN CONNOR
AKA: GWENDOLYN K. NATLOCK

CASE NUMBER 2-85-02214-D-7

DATE FILED: JUNE 11, 1985

DEBTOR(S)

DISCHARGE OF DEBTOR(S)

ADDRESSEE

EDWARD & GWENDOLYN CONNOR
4555 MONTRIL WAY
SACRAMENTO, CA 95823

IT APPEARING THAT THE PERSON(S) NAMED ABOVE FILED A PETITION COMMENCING A CASE UNDER TITLE 11, UNITED STATES CODE ON THE ABOVE DATE, THAT AN ORDER FOR RELIEF WAS ENTERED UNDER CHAPTER 7, AND THAT NO COMPLAINT OBJECTING TO THE DISCHARGE OF THE DEBTOR(S) WAS FILED WITHIN THE TIME FIXED BY THE COURT (OR THAT A COMPLAINT OBJECTING TO DISCHARGE OF THE DEBTOR(S) WAS FILED AND, AFTER DUE NOTICE AND HEARING, WAS NOT SUSTAINED), IT IS ORDERED THAT:

1. THE ABOVE-NAMED DEBTOR(S) IS RELEASED FROM ALL DISCHARGEABLE DEBTS.
2. ANY JUDGMENT HERETOFORE OR HEREAFTER OBTAINED IN ANY COURT OTHER THAN THIS COURT IS NULL AND VOID AS A DETERMINATION OF THE PERSONAL LIABILITY OF THE DEBTOR(S) WITH RESPECT TO ANY OF THE FOLLOWING:
 - (A) DEBTS DISCHARGEABLE UNDER 11 U.S.C. SEC. 523;
 - (B) UNLESS HERETOFORE OR HEREAFTER DETERMINED BY ORDER OF THIS COURT TO BE NONDISCHARGEABLE, DEBTS ALLEGED TO BE EXCEPTED FROM DISCHARGE UNDER CLAUSES (2), (4), AND (6) OF 11 U.S.C. SEC. 523(A);
 - (C) DEBTS DETERMINED BY THIS COURT TO BE DISCHARGED UNDER 11 U.S.C. SEC. 523(D).
3. ALL CREDITORS WHOSE DEBTS ARE DISCHARGED BY THIS ORDER AND ALL CREDITORS WHOSE JUDGMENTS ARE DECLARED NULL AND VOID BY PARAGRAPH 2 ABOVE ARE ENJOINED FROM INSTITUTING OR CONTINUING ANY ACTION OR EMPLOYING ANY PROCESS TO COLLECT SUCH DEBTS AS PERSONAL LIABILITIES OF THE ABOVE-NAMED DEBTOR(S).

DATED: DEC. 10, 1985

BY THE COURT

LOREN S. DAHL

JUDGE, U.S. BANKRUPTCY COURT

EDWARD C. CONNOR
DL# N4162020
4555 MONTRIL WAY 395-7927
SACRAMENTO, CA 95823

1007

Jan. 14 1985

11-57/1210

Pay to the order of Treasurer of the U.S. \$ 300.-

Three Hundred & 00/100 Dollars

 First Interstate Bank
First Interstate Bank of California
Prospect Boulevard Office #884
4010 Prospect Boulevard
Sacramento, CA 95822

For [Signature]

⑆121000578⑆604051253⑆ 1007 11

First Interstate Bank Note #4

MEMORANDUM

TO: RETHA DIXON

TO: JOAN HARRIS

FROM: JOAN HARRIS

FROM: RETHA DIXON

CHECK NO. 1007

(a copy of which is attached RELATING

TO MUR 1927 AND NAME Committee to Elect Charles

WAS RECEIVED ON January 23, 1985 acting as treasurer, PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

/ * BUDGET CLEARING ACCOUNT (#95F3875.16)

/ / CIVIL PENALTIES ACCOUNT (#95-1099.160)

/ / OTHER

SIGNATURE Robyn M. Bishop

DATE 1/23/86

ACC# 9540
Raich

36 JAN 23 P 34
GENERAL COUNCIL
OFFICE OF THE
TREASURER

1540
Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

4555 Montril Way
Sacramento, CA 95823
(916) 395-7927

January 14, 1986

FEDERAL ELECTION COMMISSION
Attention: Robert Raich
General Counsel
Washington, D.C. 20463

RE: MUR 1927

Dear Mr. Raich:

Pursuant to our telephone discussion of January 14, 1986, please find enclosed a copy of MUR page 1, and a retyped copy of pages 2 and 3.

As discussed, please note that the changes were made per your recommendations and instructions.

Again, I emphasize that

Please find enclosed a check for \$300.00 and a copy of my Chapter Seven Bankruptcy filing, and a discharge of debts will be mailed within the next two days.

Sincerely:

Charles Connor

Attachments

86 JAN 23 P4:34

RECEIVED
GENERAL COUNSEL

86 JAN 17 P12:24

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

ORIGINAL
FILED
at 2 O'clock & 12 min PM

IN RE:

JUN 11 1985

EDWARD CHARLES CONNOR

SS# 250-92-9404)

R.G. HELTZEL, CLERK
United States Bankruptcy Court
Sacramento, California

GWENDOLYN KATHLEEN CONNOR

SS# 546-90-5047)

(Hereinafter referred to as the "**RELIEF ORDER**")

The petitioner/debtor resides at Sacramento County, Post Office

Address: 4555 Montrail Way

City Sacramento, California Zip 95823

Spouse's Address: (X) Same as above; () Set forth below:

City _____, California Zip _____

Other names used by petitioner(s) within the past 6 years: () None

(X) Following (w) Gwendolyn K. Connor

285-02214

VOLUNTARY PETITION

1.0
2.0
3.0
4.0
5.0
6.0
7.0
8.0
9.0

The Debtor is () an individual, (X) a husband and wife as joint individuals, () a partnership, () a corporation [check one] that is not a domestic or foreign insurance company, bank, saving bank, cooperative bank, savings and loan association, building and loan association, home-stead association or credit union whose domicile, residence, principal place of business, or principal asset in the United States [or one of them] is, or has been, in this District for a longer portion of the preceding 180 days than in any other District.

Attached, made a part hereof by reference and verified by the oath below, are schedules of the petitioner's debts and a statement of affairs as required by law.

The Debtor is qualified for relief pursuant to the provisions of Chapter 7 of Title 11 of the United States Code.

Petitioner is aware that he/she may proceed under Chapter 7 or 13 of Title 11, United States Code, understands the relief available under each such Chapter, and chooses to proceed under Chapter 7 of such title.

5. A declaration or an affidavit in the form of Exhibit "B" is attached to and made a part of this petition.

6. Wherefore, your petitioner prays for an order for relief under the provisions of Chapter 7 of Title 11 of said code.

Law Offices of MELVYN J. COBEN
Attorney for Petitioner

CERTIFICATION OF PETITION AND OF SCHEDULES OF DEBTS AND OF PROPERTY

AND OF THE STATEMENT OF AFFAIRS ATTACHED TO THE PETITION

The undersigned Edward C. and Gwendolyn K. Connor certifies
 [Petitioner, or if not the petitioner, state file
 and authority to act for the petitioner.]

under penalties of perjury, that I have read (1) the foregoing Petition,
 (2) Schedules 'A' and 'B' and (3) the Statement of Financial Affairs, each
 attached hereto, and certify that the Statements therein contained are true
 and complete and that the Schedules contain a statement of ALL the debts and
 ALL the property of the petitioner as required by law, to the best of my
 knowledge, information and belief. I have also been advised and am aware of
 the availability of relief under different Chapters of the Bankruptcy Code (and
 make the decision to file this petition based on that advice.

Executed on XX June 10, 1985 19 85

XX [Signature]
 Petitioner
 XX [Signature]
 Petitioner

DISCLOSURE OF COMPENSATION PAID OR PROMISED TO ATTORNEY FOR DEBTOR

The undersigned attorney states that the total fee paid or promised him for
 legal services rendered or to be rendered in connection with the subject case
 up through the first meeting of creditors is as follows:

Source: (x) Debtor(s) () Wages () Income () Other _____

Paid.....\$ 375.00

Promised.....\$ 375.00

Total fee paid and promised.....\$ 750.00

I have not shared or agreed to share any part of such fee with any persons or
 entity other than members or regular associates of my law firm except the
 undersigned does in some cases, without increasing petitioner(s) fees, pay
 association fees and may have done so in this case. All fees are subject to
 Court review.

ATTORNEY FOR PETITIONER:

Name: MELVYN J. COBEN
 A PROFESSIONAL CORPORATION
 Address: 1500 7th Street, Suite F1
 City, State, Zip: Sacramento, CA 95814
 Telephone: (916) 441-2613

SS

Law Offices of MELVYN J. COBEN

[Signature]

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA

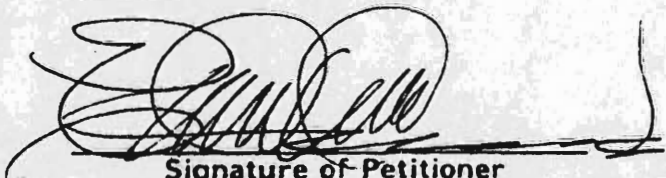
PETITIONER'S AFFIDAVIT

Petitioner has not had a case pending under Title 11 at any time in the preceding 180 days where:

- 1) the case was dismissed by the Court for wilful failure of the debtor to abide by orders of the Court, or to appear before the Court in proper prosecution of the case; or
- 2) the petitioner requested and obtained the voluntary dismissal of the case following the filing of a request for relief from the automatic stay provided by Section 362 of Title 11.

Under penalty of perjury, I declare I have read this statement and to the best of my knowledge and belief it is true.

Dated: June 10, 1985


Signature of Petitioner


Signature of Joint Petitioner

86040520534



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 19, 1985

Mr. Charles Connor
4555 Montreil Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
acting as treasurer

Dear Mr. Connor:

On September 4, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and you, acting as treasurer, violated 2 U.S.C. § 434(a)(2). At your request, the Commission determined on December 4, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosure
Proposed conciliation agreement

86040620535

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

MUR 1927

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 4, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1927:

1. Enter into conciliation with the Committee to Elect Charles Connor and Charles Connor, acting as treasurer.
2. Approve the letter (Attachement 5) and proposed conciliation agreement attached to the General Counsel's Report signed November 27, 1985.

Commissioners Aikens, Elliott, Harris, Josefiak and McGarry voted affirmatively for this decision; Commissioner McDonald did not cast a vote.

Attest:

12-4-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:	Fri.,	11-29-85,	12:21
Circulated on 48 hour tally basis:	Mon.,	12-2-85,	11:00
Deadline for vote:	Wed.,	12-4-85,	11:00

86040520536

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEB 28 1986
SENSITIVE

In the Matter of
Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

05 NOV 29 P12:21
MUR 1927

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On March 13, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). On September 4, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. §§ 434(a)(2)(A)(ii) and 433(c). The Committee has not filed its 1984 30-Day Post-General Election Report, its 1984 Year-End Report, nor its 1985 Mid-Year Report.

The Commission submitted questions to Charles Connor (Attachment 1), which he has answered (Attachment 2). In his response, Mr. Connor indicated that he would file the required reports, but he requested an additional three months to do so.

By a letter dated November 6, 1985, Mr. Connor requested to settle this matter prior to a finding of probable cause to believe (Attachment 3).

II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Enter into conciliation with the Committee to Elect Charles Connor and Charles Connor, acting as treasurer.
2. Approve the attached letter (Attachment 5) and proposed conciliation agreement.

Charles N. Steele
General Counsel

November 27, 1955
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

1. Questions to Charles Connor
2. Response from Charles Connor
3. Letter from respondents requesting pre-probable cause conciliation
4. Proposed agreement
5. Proposed letter to respondents

86040520538

QUESTIONS TO CHARLES CONNOR

As used in these Questions, the terms listed below are defined as follows:

A. "Identify" with respect to individuals shall mean to give the full name, last known residence address of such individual, and the last known place of business where such individual is or was employed.

B. The term "concerning" with reference to subject or object shall mean mentioning, discussing or directly or indirectly regarding, referring or relative in any way to the subject or object.

C. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any information which may be otherwise construed to be out of its scope.

1. Please explain the procedures the Committee to Elect Charles Connor utilized to fulfill the Federal Election Campaign Act's reporting requirements. Your answer should include, but not be limited to, information explaining the process by which:

- a. the Committee solicited contributions and raised funds;
- b. the Committee received, recorded, and/or deposited those contributions or funds; Please identify every individual who had responsibility for receiving, recording, and/or depositing those contributions or funds;
- c. the Committee paid the campaign's bills, invoices and debts; Please identify every individual who had responsibility for prioritizing the committees's accounts payable.

2. Please identify every individual who was empowered to authorize any expenditure on behalf of the Committee.

3. Please identify every individual from whom the Committee treasurer, Ms. Pamela Koehler, received instructions regarding the filing of FEC reports. Please identify the campaign official who was the Committee treasurer's immediate supervisor.

4. Please state whether Pamela Koehler retained physical control over the Committee's bank statements, deposit records, cancelled checks, bills, invoices and other campaign receipts from the time that they were provided to the Committee.

Att. 1, p.1

86040520539

86040520540

- a. If Ms. Koehler did not, please identify the individual(s) who retained control over those records:
 - i. preceding the November 1984 general election.
 - ii. subsequent to the November 1984 general election.
- b. State whether you retained control over those records subsequent to the November 1984 general election? If so, please state where you kept those records.
- 5. State whether Pamela Koehler, the Committee's treasurer of record, asked you to provide her with the materials necessary to complete the 30 Day Post General Election Report of receipts and disbursements due on December 6, 1984. State whether you and Ms. Koehler communicated subsequent to the November 6, 1984 general election. Please describe each such communication.
- 6. State whether you and Ms. Koehler communicated concerning your committee's complying with the Act's reporting requirements during: December 1984; January 1985; February 1985; March 1985. Please describe each such communication.
- 7. State whether the materials necessary to complete the 30 Day Post General Election Report of Receipts and Disbursements were stolen. If so, please describe the circumstances surrounding that robbery including the date and site of the robbery.
- 8. Please identify the types of campaign records that were stolen. State whether the committee's bank could replace any of those records. Identify all other entities that could replace any of the stolen campaign records. Please explain in detail.

Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

October 19, 1985

The Honorable John Warren McGarry
Chairman, Federal Election Commission
Washington, D.C. 20463

Attention: Mr. Robert Raich, General Counsel

Dear Mr. McGarry:

Please find enclosed a letter of response to the questions regarding your letter dated, September 18, 1985 to Charles Connor, and the Committee to Elect Charles Connor, as to the lack of a post general election F.E.C. report.

Please be assured that I will comply with the F.E.C. laws regarding a post General Election report, a report from October 28, 1984 to November 7, 1984, and end of year report and the 1985 mid year report.

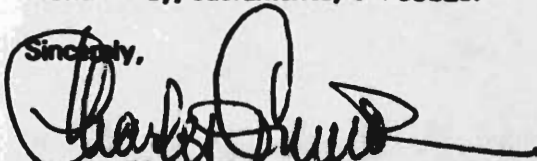
I am hereby requesting 3 months of additional time to complete all of the above reports, as it will take considerable time for me to recreate many of the documents, statements, and bills from banks and vendors. Most importantly because I have never been the treasurer nor have the specific knowledge to complete these reports as to fully comply with the F.E. C. requirements.

Furthermore, be advised that the Committee to Elect Charles Connor, neither solicited nor received any other funds after November 7, 1984. Thus I am requesting that the Commission retire the Committee to Elect Charles Connor. Also because I am guarantor for the Committee debts, I have had to file Chapter VII Bankruptcy, which will relieve myself and the Committee of campaign indebtedness. Therefore since there is no accounts, no funds and no debts I wish to close the chapter on the Committee's existence. Please find enclosed a copy of my court petition for Bankruptcy enclosed.

Please mail me the necessary F.E.C. Report forms as I do not have any to comply with your request.

Should you need any additional information please call me at (916) 395-7927 or write to: 4555 Montrail Way, Sacramento, CA 95823.

Sincerely,


CHARLES CONNOR

Enclosures

P.S. I received your letter October 8, 1985.

RECEIVED AT THE FEC

6004 88 23

85 OCT 28 PM 2: 43

4555 Montrail Way
Sacramento, CA 95823
(916) 395-7927

1927

OCT 28 PM 2: 16

CLERK: 101

86040520541

Att. 2, p. 1

1a. The Committee to Elect Charles Connor solicited contributions and raised funds via the following:

Direct mail solicitation
Fundraising events
Personal solicitation

1b. All funds were received at the headquarters or at the Committee's post office box. These funds were immediately examined as to insure their acceptability as a campaign contribution. Afterwards these funds were deposited into the Committee's checking account to expedite the clearing of funds for the campaign. Records of these deposits, and contributors were given to the treasurer as to insure compliance with F.E.C. reporting requirements and to keep an accurate accounting of funds and expenditures. The person responsible for insuring that all contributions, their amounts, expenditures and etc. to be given to the treasurer was: David Montgomery, 7381 Hackenbush Drive, Carmichael, CA 95610.

After all information was be given to the treasurer and she reviewed it and provide the reports for the Committee and the F.E.C.

1c. All indebtedness, bills and invoices incurred by the Committee were paid via the system: that Mr. Montgomery would received the bills and would write the checks for these bills and mail them to the vendors and a report and the checkbook would be given to the treasurer for compliance and for bookkeeping purposes. The person responsible was David Montgomery.

2. Mr. Montgomery was the only person on the Committee that could incur indebtedness for the Committee.

3. The individuals were:

David Montgomery
7381 Hackenbush Drive
Carmichael, CA 95610

Mr. Thomas V. Halatyn
4 Selby Ranch
American River Drive
Sacramento, CA 95825

Ms. Koehler's immediate supervisor was Mr. Montgomery.

4. To my knowledge throughout the General Election Ms. Koehler was given records, checking account statements, cancelled checks, paid invoices and etc. for bookkeeping purposes and F.E.C. compliance reports. Possibly the only time Ms. Koehler did not get the above was at the end of the election around November 1 through the end of the year due to the break-in of the campaign headquarters and the failure of the bank whose checking had been to send copies of checks and statements.

4a. Mr. Montgomery was the principal person to have had control of records pre and post General Election periods.

4b. I did not have control of the records, ie statements, invoices, etc. prior to November 15, 1984. Subsequent statements and invoices were mailed to the headquarter: 876 36th Street, Oakland, CA 94608.

Att. 2, p. 2

5. Ms. Koehler and I did have a discussion regarding the break-in and the need for information from the banks and vendors to complete the post general election reports, but I am not certain of the exact date this discussion took place. However, I contacted the banks and requested they send copies of the required information to Ms. Koehler.
6. To the best of my recollection I can not recall the specific dates you cite in your letter, but I do remember having conversation to the filing of the reports with Ms Koehler in December 1984 and January 1985.
7. These were boxes of materials and personal articles taken in the break-in exactly, what all was taken is unclear or uncertain. However, there were boxes taken that included Committee records and reports. The robbery took place at: 878 36th Street, Oakland, CA 94608.

This break in took place during the last week of December 1984 and a report of this break-in has been requested from the Oakland Police Department and will be forwarded to the F.E.C.

8. As stated in Question 7, I am uncertain to exactly what was taken. However, I will contact all of the vendors and banks so that hopefully all information needed to comply with F.E.C. request.

I affirm that all of the foregoing is correct to the best of my knowledge and recollections so help me God.

Signed at Sacramento County, California October 19, 1985.


CHARLES CONNOR

Att. 2, p.3

Charles Connor

CONFIDENTIAL

85 NOV 14 AM 10:08

6624 8936

4555 Montri Way

Sacramento, CA 95823

(916) 395-7927

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

November 6, 1985

MYR 1927

Federal Election Commission
Attention: Robert Raich, General Council
Washington, D.C.

NOV 14 11:11 AM '85

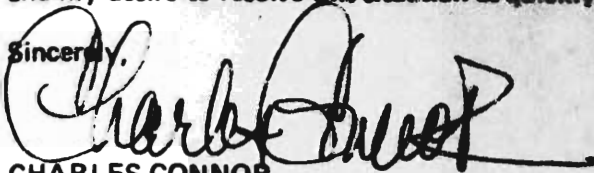
GENERAL COUNCIL

Dear Mr. Raich:

Pursuant to our conversation earlier last week, please be advised that I am hereby requesting "Preprobable Conciliation".

The above request is being sought in part on the recommendation of the F.E.C. General Council and my desire to resolve this situation as quickly as possible.

Sincerely,



CHARLES CONNOR

Att. 3

86040520544



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Mr. Charles Connor
4555 Montreil Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
acting as treasurer

Dear Mr. Connor:

On September 4, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and you, acting as treasurer, violated 2 U.S.C. § 434(a)(2). At your request, the Commission determined on , 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Proposed conciliation agreement

Att. 5

Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

November 6, 1985

RECEIVED AT THE FEC
CONFIDENTIAL

85 NOV 14 AM 11:08

4555 Montril Way
Sacramento, CA 95823
(916) 395-7927

MYR 1927

Federal Election Commission
Attention: Robert Raich, General Council
Washington, D.C.

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

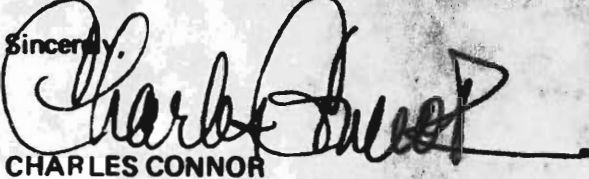
35 NOV 14 PM 1:10

Dear Mr. Raich:

Pursuant to our conversation earlier last week, please be advised that I am hereby requesting "Preprobable Conciliation".

The above request is being sought in part on the recommendation of the F.E.C. General Counsel and my desire to resolve this situation as quickly as possible.

Sincerely,


CHARLES CONNOR

96040520546

Charles Connor

3030 Broadmoor View
Oakland, CA 94605
(415) 638-3589

RECEIVED AT THE FEC
SCOT 8823
85 OCT 28 P12: 43
4555 Montrail Way
Sacramento, CA 95823
(916) 395-7927

October 19, 1985

The Honorable John Warren McGarry
Chairman, Federal Election Commission
Washington, D.C. 20463

Attention: Mr. Robert Raich, General Counsel

Dear Mr. McGarry:

Please find enclosed a letter of response to the questions regarding your letter dated, September 18, 1985 to Charles Connor, and the Committee to Elect Charles Connor, as to the lack of a post general election F.E.C. report.

Please be assured that I will comply with the F.E.C. laws regarding a post General Election report, a report from October 26, 1984 to November 7, 1984, and end of year report and the 1985 mid year report.

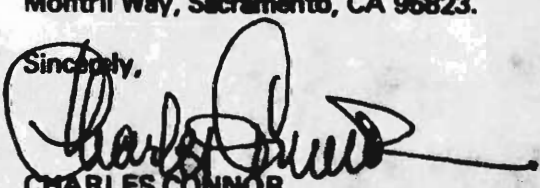
I am hereby requesting 3 months of additional time to complete all of the above reports, as it will take considerable time for me to recreate many of the documents, statements, and bills from banks and vendors. Most importantly because I have never been the treasurer nor have the specific knowledge to complete these reports as to fully comply with the F.E. C. requirements.

Furthermore, be advised that the Committee to Elect Charles Connor, neither solicited nor received any other funds after November 7, 1984. Thus I am requesting that the Commission retire the Committee to Elect Charles Connor. Also because I am guarantor for the Committee debts, I have had to file Chapter VII Bankruptcy, which will relieve myself and the Committee of campaign indebtedness. Therefore since there is no accounts, no funds and no debts I wish to close the chapter on the Committee's existence. Please find enclosed a copy of my court petition for Bankruptcy enclosed.

Please mail me the necessary F.E.C. Report forms as I do not have any to comply with your request.

Should you need any additional information please call me at (916) 395-7927 or write to: 4555 Montrail Way, Sacramento, CA 95823.

Sincerely,


CHARLES CONNOR

Enclosures

P.S. I received your letter October 8, 1985.

86040520547

1927

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
5 OCT 28 P2: 16

- 1a. The Committee to Elect Charles Connor solicited contributions and raised funds via the following:
Direct mail solicitation
Fundraising events
Personal solicitation

- 1b. All funds were received at the headquarters or at the Committee's post office box. These funds were immediately examined as to insure their acceptability as a campaign contribution. Afterwards these funds were deposited into the Committee's checking account to expediate the clearing of funds for the campaign. Records of these deposits, and contributors were given to the treasurer as to insure compliance with F.E.C. reporting requirements and to keep an accurate accounting of funds and expenditures. The person responsible for insuring that all contributions, their amounts, expenditures and etc. to be given to the treasurer was: David Montgomery, 7381 Hackenbush Drive, Carmichael, CA 95610.

After all information was be given to the treasurer and she reviewed it and provide the reports for the Committee and the F.E.C.

- 1c. All indebtedness, bills and invoices incurred by the Committee were paid via the system: that Mr. Montgomery would received the bills and would write the checks for these bills and mail them to the vendors and a report and the checkbook would be given to the treasurer for compliance and for bookkeeping purposes. The person responsible was David Montgomery.

2. Mr. Montgomery was the only person on the Committee that could incur indebtedness for the Committee.

3. The individuals were:
David Montgomery
7381 Hackenbush Drive
Carmichael, CA 95610

Mr. Thomas V. Halatyn
4 Selby Ranch
American River Drive
Sacramento, CA 95825

Ms. Koehler's immediate supervisor was Mr. Montgomery.

4. To my knowledge throughout the General Election Ms. Koehler was given records, checking account statements, cancelled checks, paid invoices and etc. for bookkeeping purposes and F.E.C. compliance reports. Possibly the only time Ms. Koehler did not get the above was at the end of the election around November 1 through the end of the year due to the break-in of the campaign headquarters and the failure of the bank whose checking had been to send copies of checks and statements.
- 4a. Mr. Montgomery was the principal person to have had control of records pre and post General Election periods.
- 4b. I did not have control of the records, ie statements, invoices, etc. prior to November 15, 1984. Subsequent statements and invoices were mailed to the headquarter: 876 36th Street, Oakland, CA 94608.

5. Ms. Koehler and I did have a discussion regarding the break-in and the need for information from the banks and vendors to complete the post general election reports, but I am not certain of the exact date this discussion took place. However, I contacted the banks and requested they send copies of the required information to Ms. Koehler.

6. To the best of my recollection I can not recall the specific dates you cite in your letter, but I do remember having conversation to the filing of the reports with Ms Koehler in December 1984 and January 1985.

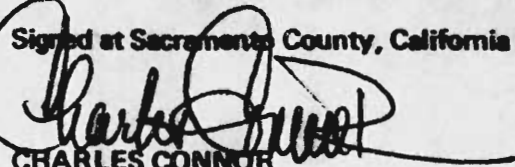
7. These were boxes of materials and personal articles taken in the break-in exactly, what all was taken is unclear or uncertain. However, there were boxes taken that included Committee records and reports. The robbery took place at: 878 38th Street, Oakland, CA 94608.

This break in took place during the last week of December 1984 and a report of this break-in has been requested from the Oakland Police Department and will be forwarded to the F.E.C.

8. As stated in Question 7, I am uncertain to exactly what was taken. However, I will contact all of the vendors and banks so that hopefully all information needed to comply with F.E.C. request.

I affirm that all of the foregoing is correct to the best of my knowledge and recollections so help me God.

Signed at Sacramento County, California October 19, 1985.


CHARLES CONNOR

86040520549



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 4, 1985

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Pamela Koehler
1214 F Street
Sacramento, California 95814

RE: MUR 1927

Dear Ms. Koehler:

On September 20, 1985 the attached letter was sent to you informing you of the Commission's action in the above-referenced matter. The date of the Commission's action was inadvertently omitted from your letter. That date was September 4, 1985.

Sincerely,

Lois Lerner
Assistant General Counsel

Attachment
Letter dated September 20, 1985

86040320550



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 20, 1985

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Pamela Koehler
1214 F Street
Sacramento, California 95814

Re: MUR 1927

Dear Ms. Koehler:

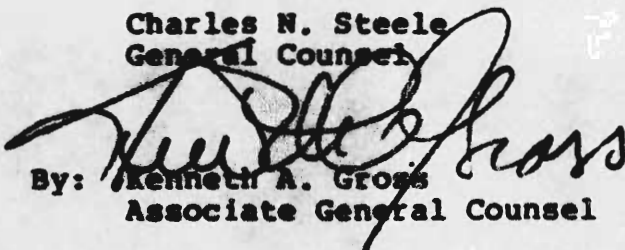
On March 13, 1985, the Federal Election Commission found reason to believe that the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified you of that decision in a letter dated March 20, 1985. On April 29, 1985, the Commission received a letter from you requesting conciliation prior to a probable cause to believe determination. On May 21, 1985 the General Counsel reported to the Commission about your request for conciliation. Because the investigation in this matter is not yet complete, the Commission, on , 1985, declined your request to enter into conciliation at this time.

Please be advised that the Committee's failure to comply with the Federal Election Campaign Act's reporting requirements is an ongoing violation despite the Commission's investigation into this matter.

If you have any question, please contact Robert Raich, the attorney assigned to this case, at (202) 523-4000 or (800) 424-9530.

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

86040520551



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 20, 1985

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Pamela Koehler
1214 F Street
Sacramento, California 95814

Re: MUR 1927

Dear Ms. Koehler:

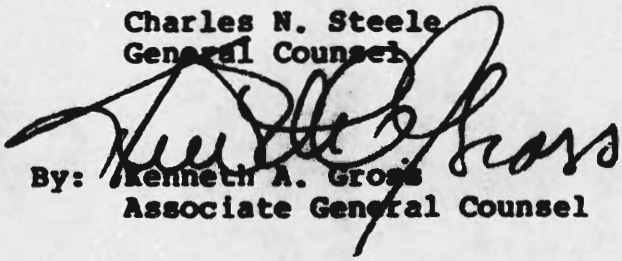
On March 13, 1985, the Federal Election Commission found reason to believe that the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified you of that decision in a letter dated March 20, 1985. On April 29, 1985, the Commission received a letter from you requesting conciliation prior to a probable cause to believe determination. On May 21, 1985 the General Counsel reported to the Commission about your request for conciliation. Because the investigation in this matter is not yet complete, the Commission, on , 1985, declined your request to enter into conciliation at this time.

Please be advised that the Committee's failure to comply with the Federal Election Campaign Act's reporting requirements is an ongoing violation despite the Commission's investigation into this matter.

If you have any question, please contact Robert Raich, the attorney assigned to this case, at (202) 523-4000 or (800) 424-9530.

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

86040620552



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 18, 1985

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charles Connor
4555 Montreil Way
Sacramento, CA 95823-9054

RE: MUR 1927
Committee to Elect
Charles Connor and
Pamela Koehler, as treasurer

Dear Mr. Connor:

On March 13, 1985, the Federal Election Commission determined that there is reason to believe that your committee, the Committee to Elect Charles Connor and Pamela Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). On May 10, 1985, the General Counsel's Office mailed you a letter notifying you of that decision and providing you with a copy of the General Counsel's Factual and Legal Analysis. On September 4, 1985, the Commission considered the matter further and determined that there is reason to believe that the Committee to Elect Charles Connor and you, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii). 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, along with your answers to the enclosed Order to Submit Written Answers, within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, acting as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

Letter to Charles Connor
Page 2

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent will not be entertained.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

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 Matt Gerson, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,


John Warren McGarry
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Order to Submit Written Answers

86040620554

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1927
STAFF MEMBER & TEL. NO.
Matt Gerson
(202) 523-4143
(800) 424-9530

RESPONDENT Committee to Elect Charles Connor
and Charles Connor, acting as treasurer

SOURCE OF MUR: INTERNALLY GENERATED

SUMMARY OF ALLEGATIONS

On March 13, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified both Ms. Koehler and Charles Connor of that finding and provided each of them photocopies of the General Counsel's Factual and Legal Analysis.

During the Commission's investigation, Ms. Koehler repeatedly stated to Commission staff members that she was unable to comply with the Act's reporting requirements because Mr. Connor did not provide her with the information needed to complete the report.

FACTUAL AND LEGAL ANALYSIS

When the Commission makes a determination involving a committee, it typically does so against the committee's treasurer of record in his/her capacity as treasurer. Congress specifically

86040520555

86040520556

contemplated a treasurer's liability. Indeed, the Act provides that, "the treasurer of a political committee shall keep an account of..." the committee's finances, preserve its records, and file reports of receipts and disbursements. 2 U.S.C. §§ 432(c) and 434 (a)(1). In this case, it appears that the candidate, Charles Connor, may be liable for the Committee's failure to file its reports and that it may be necessary for the Commission to find that the candidate is, in fact, the committee's treasurer. This conclusion is based on Ms. Koehler's letter stating that,

"it was established policy that Committee bank statements, cancelled checks, etc. were forwarded to the Committee or Charles Connor and then in turn forwarded to the treasurer for purposes of completing required Committee and F.R.C. reports."

Ms. Koehler explains that she requested from Mr. Connor all the information necessary to complete the reports at issue but did not receive it. In addition, she states that she did not hear from Mr. Connor between November 13, 1984 and February 12, 1985. According to Ms. Koehler, when the two finally spoke, Mr. Connor told her that the records had been stolen from Mr. Connor's residence. Ms. Koehler concluded her factual account by declaring that she did not meet the reporting requirements because the candidate failed to provide her with the necessary information.

Ms. Koehler's letter suggests that Mr. Connor had control of the records necessary to compile the Committee's reports and, thus, responsibility for the records that a treasurer is required

to maintain. 11 C.F.R. § 104.14(b)(1). Therefore, the General Counsel recommends that the Commission find reason to believe that the Committee to Elect Charles Connor, and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii).

In addition, the General Counsel recommends that the Commission find reason to believe that the Committee and Charles Connor, acting as treasurer, violated 2 U.S.C. § 433(c) because Mr. Connor did not amend the Committee's statement of organization to reflect that Mr. Connor was acting as the Committee's treasurer.

Finally, the General Counsel recommends that the Commission issue the attached Order to Answer Written Question to Mr. Charles Connor. The questions are designed to ascertain the facts of the case.

86040520557

STATEMENT OF DESIGNATION OF COUNSEL

MUR _____

NAME OF COUNSEL: _____

ADDRESS: _____

TELEPHONE: _____

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

Date

Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

86040520558

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor
and Pamela J. Koehler,
as treasurer

)
)
)
)
)

MUR 1927

ORDER TO SUBMIT WRITTEN ANSWERS

To: Charles Connor
4555 Montreil Way
Sacramento, California 85823-5054

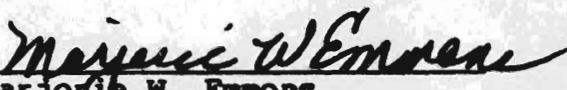
Pursuant to 2 U.S.C. § 437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this order.

Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this 17th day of Sept., 1985.


John Warren McGarry
Chairman

ATTEST:


Marjorie W. Emmons
Secretary to the Commission

Attachment
Questions to Charles Connor (two pages)

86040520559

QUESTIONS TO CHARLES CONNOR

As used in these Questions, the terms listed below are defined as follows:

A. "Identify" with respect to individuals shall mean to give the full name, last known residence address of such individual, and the last known place of business where such individual is or was employed.

B. The term "concerning" with reference to subject or object shall mean mentioning, discussing or directly or indirectly regarding, referring or relative in any way to the subject or object.

C. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any information which may be otherwise construed to be out of its scope.

1. Please explain the procedures the Committee to Elect Charles Connor utilized to fulfill the Federal Election Campaign Act's reporting requirements. Your answer should include, but not be limited to, information explaining the process by which:

- a. the Committee solicited contributions and raised funds;
- b. the Committee received, recorded, and/or deposited those contributions or funds; Please identify every individual who had responsibility for receiving, recording, and/or depositing those contributions or funds;
- c. the Committee paid the campaign's bills, invoices and debts; Please identify every individual who had responsibility for prioritizing the committees's accounts payable.

2. Please identify every individual who was empowered to authorize any expenditure on behalf of the Committee.

3. Please identify every individual from whom the Committee treasurer, Ms. Pamela Koehler, received instructions regarding the filing of FEC reports. Please identify the campaign official who was the Committee treasurer's immediate supervisor.

4. Please state whether Pamela Koehler retained physical control over the Committee's bank statements, deposit records, cancelled checks, bills, invoices and other campaign receipts from the time that they were provided to the Committee.

86040520560

a. If Ms. Koehler did not, please identify the individual(s) who retained control over those records:

- i. preceding the November 1984 general election.
- ii. subsequent to the November 1984 general election.

b. State whether you retained control over those records subsequent to the November 1984 general election? If so, please state where you kept those records.

5. State whether Pamela Koehler, the Committee's treasurer of record, asked you to provide her with the materials necessary to complete the 30 Day Post General Election Report of receipts and disbursements due on December 6, 1984. State whether you and Ms. Koehler communicated subsequent to the November 6, 1984 general election. Please describe each such communication.

6. State whether you and Ms. Koehler communicated concerning your committee's complying with the Act's reporting requirements during: December 1984; January 1985; February 1985; March 1985. Please describe each such communication.

7. State whether the materials necessary to complete the 30 Day Post General Election Report of Receipts and Disbursements were stolen. If so, please describe the circumstances surrounding that robbery including the date and site of the robbery.

8. Please identify the types of campaign records that were stolen. State whether the committee's bank could replace any of those records. Identify all other entities that could replace any of the stolen campaign records. Please explain in detail.

86040520561

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor and
Pamela J. Koehler, as treasurer

)
)
) MUR 1927
)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of
September 4, 1985, do hereby certify that the Commission
decided by a vote of 5-1 to take the following actions in
MUR 1927:

1. Find reason to believe that the Committee
to Elect Charles Connor and Charles Connor,
acting as treasurer, violated 2 U.S.C.
§ 434(a)(2)(A)(ii).
2. Decline Pamela Koehler's April 23, 1985
request to enter into conciliation prior
to a probable cause to believe determination
at this time.
3. Find reason to believe that the Committee
to Elect Charles Connor and Charles Connor,
acting as treasurer, violated 2 U.S.C.
§ 433(c).
4. Issue the Order to Submit Written Answers
to Mr. Charles Connor, as recommended in the
General Counsel's report dated August 8, 1985.

(continued)

86040520562

Federal Election Commission
Certification for MUR 1927
September 4, 1985

Page 2

5. Approve and send the Legal and Factual Analysis attached to the General Counsel's report dated August 8, 1985.
6. Approve and send the letter attached to the General Counsel's report dated August 8, 1985.

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

Attest:

8-6-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

86040520563

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)

Committee to Elect Charles Connor and)
Pamela J. Koehler, as treasurer)

MUR 1927
25 AUG 9 P 3: 59

GENERAL COUNSEL'S REPORT

SENSITIVE

I. BACKGROUND

On March 13, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified both Ms. Koehler and Charles Connor of that finding and provided each of them photocopies of the General Counsel's Factual and Legal Analysis.

During the Commission's investigation, Ms. Koehler repeatedly stated to Commission staff members that she was unable to comply with the Act's reporting requirements because Mr. Connor did not provide her with the information needed to complete the report. See Attachments 1 and 2. Nonetheless, on April 29, 1985, this Office received a letter from Ms. Koehler requesting conciliation prior to a probable cause to believe determination. See Attachment 3. On June 4, 1985, the Commission returned the General Counsel's May 21, 1985 report concerning conciliation in order for this Office to investigate and study the treasurer's failure to file the necessary reports.

II. FACTUAL AND LEGAL ANALYSIS

When the Commission makes a determination involving a committee, it typically does so against the committee's treasurer

85040520564

of record in his/her capacity as treasurer. See Memorandum to the Commission dated August 8, 1983 adopted by the Commission on August 18, 1983. (Attachments 4 & 5). Congress specifically contemplated a treasurer's liability. Indeed, the Act provides that, "the treasurer of a political committee shall keep an account of..." the committee's finances, preserve its records, and file reports of receipts and disbursements. 2 U.S.C. §§ 432(c) and 434 (a)(1). In this case, it appears that the candidate, Charles Connor, may be liable for the Committee's failure to file its reports and that it may be necessary for the Commission to find that the candidate is, in fact, the committee's treasurer. This conclusion is based on Ms. Koehler's letter stating that,

"it was established policy that Committee bank statements, cancelled checks, etc. were forwarded to the Committee or Charles Connor and then in turn forwarded to the treasurer for purposes of completing required Committee and F.E.C. reports." See Attachment 3.

Ms. Koehler explains that she requested from Mr. Connor all the information necessary to complete the reports at issue but did not receive it. In addition, she states that she did not hear from Mr. Connor between November 13, 1984 and February 12, 1985. According to Ms. Koehler, when the two finally spoke, Mr. Connor told her that the records had been stolen from Mr. Connor's residence. Ms. Koehler concluded her factual account by declaring that she did not meet the reporting requirements because the candidate failed to provide her with the necessary information.

Ms. Koehler's letter suggests that Mr. Connor had control of

86040620565

the records necessary to compile the Committee's reports and, thus, responsibility for the records that a treasurer is required to maintain. 11 C.F.R. § 104.14(b)(1). Therefore, the General Counsel recommends that the Commission find reason to believe that the Committee to Elect Charles Connor, and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii).*/

Notwithstanding the above mentioned recommendation, the General Counsel does not believe that the Commission should take any action at this time with regard to the 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) reason to believe findings against the Committee and Ms. Koehler. This Office accepts as a general proposition that the individual designated as "treasurer" on the Committee's statement of organization is liable for the reporting requirements, and that anyone who accepts the position is on notice of his/her responsibility. Because this case is so unusual, this Office will make a recommendation regarding Ms. Koehler's liability after additional information becomes available. Accordingly,

*/ Although it is unusual for the Commission to proceed against a committee official other than the treasurer, the statute does specifically place responsibility upon officers and agents other than the treasurer. In fact, it is appropriate to proceed against a candidate for improperly filing his/her committee designation statement (See 2 U.S.C. § 432(e) and 11 C.F.R. § 104.14(d)), against a candidate (if applicable) and committee officials for the knowing acceptance of excessive or prohibited contributions (See 2 U.S.C. § 441a(f) and 441b), and against committee officials for knowingly making an excessive contribution (See 2 U.S.C. § 441a(f)). Other sections of the statute merely proscribe "any person" from committing the acts described. See 2 U.S.C. §§ 441c(a), 441d, and 441e(a). It follows that these individuals have constructive knowledge of their potential liability under the Act.

this Office recommends that the Commission decline Ms. Koehler's request to enter into conciliation prior to a probable cause to believe determination at this time.

In addition, the General Counsel recommends that the Commission find reason to believe that the Committee and Charles Connor, acting as treasurer, violated 2 U.S.C. § 433(c) because Mr. Connor did not amend the statement of organization to reflect that Mr. Connor was acting as the Committee's treasurer.

Finally, the General Counsel recommends that the Commission issue the attached Order to Submit Written Answers to Mr. Charles Connor. The questions are designed to ascertain the facts of the case.

II. RECOMMENDATIONS

1. Find reason to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii).
2. Decline Pamela Koehler's April 23, 1985 request to enter into conciliation prior to a probable cause to believe determination at this time.
3. Find reason to believe that the Committee to Elect Charles Connor and Charles Connor, acting as treasurer, violated 2 U.S.C. § 433(c).
4. Issue the Attached Order to Submit Written Answers to Mr. Charles Connor.
5. Approve and send the attached Legal and Factual Analysis.

86040520567

6. Approve and send the attached letters to Mr. Connor and Ms. Koehler.

Charles W. Steele
General Counsel

August 8, 1985
Date

BY:

Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments

- 1- January 15, 1985 memo to files - "TELECON"
- 2- January 29, 1985 memo to files - "TELECON"
- 3- Letter dated April 23, 1985 from Pamela J. Koehler to John McGarry
- 4- Memorandum to the Commission dated August 8, 1983
- 5- Commission certification dated August 19, 1983 in which the Commission adopts the policies outlined in the August 8, 1983 Memorandum
- 6- Order to Submit Written Answers to Charles Connor
- 7- Legal and Factual Analysis
- 8- Letter to Mr. Connor
- 9- Letter to Pamela Koehler

86040520568

TELECON

ANALYST: Robin Kelly

INITIATED CALL? yes

TELECON WITH: Pamela Koehler, Treasurer

INITIATED CALL? no

CANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08

DATE: January 15, 1985

SUBJECT: Failure to File the 30 Day Post General Report

I called Pamela Koehler and informed her that the Commission had not yet received the 30 Day Post General Report and that it was important for the report to be filed. She said that she had been trying to contact the candidate, who had taken with him alot of the information needed to complete the report. Ms. Koehler then said she would again try to reach him. If she was still unsuccessful in trying to reach the candidate, she would go ahead and at least file a partial report for now.

Attachment 1

86040620569

TELECON

ANALYST: Robin KellyINITIATED CALL? yesTELECON WITH: Pamela KoehlerINITIATED CALL? noCANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08DATE: January 29, 1985SUBJECT: Returned RFAI's

8 6 0 4 0 6 2 0 5 7 0

I called Pamela Koehler and informed her that some letters I had sent to her had been returned to the Commission.* She told me I could send the letters to her business address as follows: 1214 F Street, Sacramento, CA 95814. She also explained that she was still trying to get in touch with the candidate because he had the bank statement she needed in order to complete the 30 Day Post General Report. She said she would try to get at least a portion of the report in as soon as possible.

Attachment 2

* The Non-Filer Notice was not returned.



**KOEHLER
FINANCIAL SERVICES**
P.O. Box 15043
Sacramento, CA 95851-0043

APR 30 4:41

April 23, 1985

Mr. John Warren McGarry
Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 1927
Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

Dear Mr. McGarry,

In response to your letter dated March 20, 1985, I would like to provide you with additional factual information which is important to determining responsibility for violating 2 U.S.C. § 434(a) (2) (A) (ii) and 11 C.F.R. § 104.5(a) (1) (ii) (A).

It is the contention of the treasurer that failure to comply with required F.E.C. regulations is due to the failure of the Committee to Elect Charles Connor and specifically Mr. Connor Himself. His failure to cooperate with me as Committee Treasurer is documented by the following:

- (1) It was established policy that Committee bank statements, cancelled checks, etc. were forwarded to the Committee or Charles Connor and then in turn forwarded to the treasurer for purposes of completing required Committee and F.E.C. reports.
- (2) November 13, 1985, I requested of Charles Connor that all bank statements, listing of written checks, deposit records, and accounts payable documents be forwarded to me in order to complete the F.E.C. report due on December 6, 1984.
- (3) From November 13, 1984 through February 12, 1985, I neither received the required information nor was I successful in communicating with Charles Connor.
- (4) During March, 1985 I was told by Charles Connor that all Committee records had been stolen from the Connor residence in Oakland.

Attachment 3

06040520571

(5) Repeated attempts to obtain required information from November, 1984 through March, 1985 from Charles Connor was unsuccessful.

(6) Given that prompt F.E.C. reporting required cooperation between the Committee (Charles Connor) and the treasurer, failure to comply with reporting requirements is due to the failure of Charles Connor to relay required information to the treasurer for those purposes.

In addition, the treasurer requests the opportunity to enter into pre-probable course conciliation as part of resolving this matter.

Sincerely,



Pamela J. Koehler
KOEHLER FINANCIAL SERVICES
PARTNER

CC:

Mr. Matt Gerson
Mr. Charles Connor

86040620572



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

83 AUG 8 AM 1:15

RECEIVED
OFFICE OF THE
GENERAL SECRETARY

MEMORANDUM TO:

The Commission

THROUGH:

John C. Surina
Staff Director

FROM:

Charles N. Steele
General Counsel

Carolyn U. Oliphant
Special Assistant General Counsel

SUBJECT:

Whether Committee Officials and/or Candidates
Should be Named as Respondents in a MUR When
Proceeding Against a Committee

I. SUMMARY OF ISSUES AND CONCLUSIONS

This memorandum addresses the issue of whether committee officials and/or candidates should be named as respondents in a MUR when proceeding against a committee. The issue extends beyond the situation where a complainant happens to name such persons as respondents, for even in the case of an internally-generated matter or a complaint that only names the committees involved, a decision must be made whether the committee officials and/or candidates should be treated as respondents.

The resolution of this question turns on several factors: (1) whether any statutory provisions require or prohibit a finding against committee officials and/or the candidate; (2) what circumstances would warrant a finding against individuals; (3) whether the committee involved is defunct, unservable, or without assets; and (4) whether it would be legally defensible to bring in such individuals as respondents at a later stage of the enforcement process e.g., at the General Counsel's Brief stage or the litigation stage.

It is our conclusion that the Commission, as a matter of policy, should treat committee officials of record on the Statement of Organization and/or candidates as respondents against whom "reason to believe" findings should be made in all complaints. This would serve the purpose at the outset of the

AGENDA ITEM

8-18-83
Attachment 4

86040520573

complaint to identify and give notice to all officials of the committee involved. More importantly, this would facilitate the processing of complaints. In cases where the committee involved becomes defunct, unservable or without assets, the committee officials would continue to be liable. The Commission has considered that it is not advisable to delay finding against these individuals until the General Counsel's Brief stage or the litigation stage and to impose liability at that time. Although no court has held that the Commission can not name additional respondents at the probable cause to believe stage, courts have scrutinized the Commission's actions in following the administrative procedures as established by the Act.

II. ANALYSIS

A. The enforcement provisions applicable

Analysis of the statutory language relevant to which persons would be made respondents begins at 2 U.S.C. § 437g(a). When a proper complaint is received, the Commission must notify, in writing, "any person alleged in the complaint to have committed... a violation." 2 U.S.C. § 437g(a)(1). In practice, the Office of General Counsel reviews a complaint to determine if any person not specifically identified as a respondent by the complainant should also be treated as a respondent and given notice of the complaint. Thus, the Office of General Counsel gives notice of a complaint to every person identified by the complainant as a respondent and to other persons not so identified but nonetheless implicated as potential violators by the facts alleged.

Ordinarily all persons given notice of receipt of a complaint would be the persons against whom the Commission would consider making a "reason to believe" finding. If the Commission makes it a practice in all cases to name the responsible Committee officials (or candidates where appropriate) then these individuals would have notice and an opportunity to participate at every stage of the process. Further, this practice would prevent the case from being delayed and sent back to the Commission for further administrative proceedings. Although the threshold for a "reason to believe" determination is low, if a case proceeds to the litigation stage the respondent should have had notice at the reason to believe stage in order to avoid unnecessary argument over procedural questions. The Commission will not have to demonstrate the need for adding an individual without having followed the entire administrative process.

Other provisions of the Act make it apparent that Congress contemplated liability of committee treasurers.^{1/} For example, 2 U.S.C. § 432(c) provides "The treasurer of a political committee shall keep an account of..." the committee's finances, preserving its records, and filing reports of receipts and disbursements in accordance with the statute. Further, 2 U.S.C. § 432(e) also provides for a candidate to authorize a political committee to serve as his principal campaign committee. In making this authorization, the candidate becomes the agent of the principal campaign committee and designates the treasurer as the responsible officer.

Additional provisions of the statute place potential liability upon officers and agents other than the treasurer. Under 2 U.S.C. § 441a(f):

No candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section. No officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, or knowingly make any expenditure on behalf of a candidate, in violation of any limitation imposed on contributions and expenditures under this section. [emphasis added]

Similarly, 2 U.S.C. § 441b(a) states that it is illegal for "any candidate, political committee, or other person knowingly to accept or receive any contribution prohibited by this section [emphasis added]." Some other sections of the statute merely proscribe "any person" from committing the act described. 2 U.S.C. §§ 441c(a), 441d, and 441e(a). Further, according to Section 9003 of Title 26, the candidate of a political party continues to remain liable for the actions of his authorized committee.

As the foregoing discussion of statutory provisions indicates, it is appropriate to proceed against a committee treasurer for accounting, recordkeeping, and reporting violations, against a candidate (if applicable) and committee

^{1/} In fact, section 432(a) of Title 2 provides that "no contribution or expenditure shall be accepted or made by or on behalf of a political committee during any period in which the office of treasurer is vacant."

officials for the knowing acceptance of excessive or prohibited contributions, and against committee officials for knowingly making an excessive contribution.^{2/} The Commission has in the past found reason to believe against treasurers of political committees.^{3/}

B. The necessity for naming the committee official at the reason to believe stage

The primary factor to consider in naming the treasurer at the reason to believe stage is whether the Commission would be precluded from naming the treasurer at the General Counsel's Brief stage or at the litigation stage without having first found

2/ Although 2 U.S.C. § 432(e)(2) specifies that the candidate is to be considered the agent of his or her authorized committee(s), we do not believe this was intended to remove the potential liability of the candidate for the knowing acceptance of excessive or prohibited contributions. The present wording of § 432(e)(2) was added to ensure that candidates would no longer have any reporting obligation separate from their authorized committee(s). See H.R. Rep. No. 96-422, 96th Cong., 1st Sess. (1979) at 1 ("Under the bill, all of the financial activities of the campaign will be controlled and reported by the candidate's authorized committees; however, the candidate will be able to receive contributions and make expenditures as an agent of his or her authorized campaign committee or committees.") and at 15 ("Candidates are no longer required to file separate reports. All contributions received by a candidate and expenditures made by a candidate must be reported by his or her authorized committee.")

3/ In MUR 850, the Commission made a finding of reason to believe against the treasurer of the Nick Mastorelli Campaign Fund for several reporting violations (in addition to a § 441g violation). It appeared that the treasurer had been involved personally in all of the illegalities. A default judgment has been entered in this matter against the Nick Mastorelli Campaign Fund and its treasurer, Arthur Lobbe, in the United States District Court for the District of New Jersey.

In MUR 1186, the Commission found reason to believe against the treasurer of Citizens for LaRouche for an apparent violation of 26 U.S.C. § 9042(c). It appeared initially that the treasurer had arranged for the purchase of a money order in the name of another person and had submitted false information for purposes of securing presidential primary matching funds. After investigation, the Commission voted to take no further action against the treasurer.

Att. 4, p. 4

86040620576

reason to believe at the initial stages of the complaint. This issue has not been resolved in any litigation involving the Federal Election Campaign Act of 1971, as amended.^{4/}

The court in FEC v. National Rifle Association, 553 F.Supp. 1331 (D.D.C. 1983), strongly suggests that a respondent must be given some notice of the specific facts alleged to constitute a violation and must be given some opportunity to resolve the apparent violations through conciliation. While the court does not indicate that a "reason to believe" finding is necessary,^{5/} it does suggest that the Commission has a duty to follow the statutorily mandated enforcement procedures. In Gelman v. Federal Election Commission, 631 F.2d 939 (D.C. Cir., 1980), cert. denied, the Commission was, in essence, directed to provide "reason to believe" notice to a political committee regarding possible violations that might pertain to it as a result of a pending investigation arising from an audit. That case involved a situation where, in the court's view, no "reason to believe" notice had been given, though in practical terms such a finding had been made as a result of the Commission's authorization of an audit investigation. The court apparently reasoned that if an investigation was to begin, it should be conducted within the parameters of 2 U.S.C. § 437g(a) to allow for adequate notice and an opportunity to respond. Gelman, does not address the issue of whether it is permissible to add a respondent at the General Counsel's Brief stage without making a "reason to believe" finding.

4/ In MURs 812/853, involving certain committees supporting the election of Bob Short to the United States Senate, the candidate and committee treasurers were named as defendants at the litigation stage without having been named respondents at the administrative stage. Though the candidate and committee treasurers moved to be dismissed as defendants, the issue was not resolved by the court because the suit was settled. Federal Election Commission v. Robert Earl Short, et al., No. 3-82 Civil 192 (D. Minn., order of dismissal Sept. 27, 1982).

5/ The court in NRA emphasizes the necessity for notice to the respondent and an opportunity to enter into a conciliation agreement. It is possible that the naming of the treasurer at the probable cause stage would fulfill these two requirements. However, the risk of losing a case against a treasurer who was not originally named at the reason to believe stage remains. Moreover, there is no need to waste resources arguing over this point when they can be named earlier as a matter of routine.

86040520577

Review of analogous case law involving enforcement of the Civil Rights Act of 1964, as amended (42 U.S.C. § 2000e et seq.) suggests that under some circumstances a person not made a named respondent at the investigation and conciliation phase may be named as a party by the agency (Equal Employment Opportunity Commission, hereinafter "EEOC") at the litigation stage. This result would seem to be confined to situations where:

either the unnamed party had notice - actual or constructive - of the settlement negotiations and thus had an opportunity to participate, or the named and unnamed parties shared such an identity of interest that the named party could be said to have adequately represented the unnamed party.

EEOC v. International Brotherhood of Electrical Workers, 476 F.Supp. 341, 348 (D. Mass. 1979) (holding that international union did not meet this standard and should be dismissed as party). The occasions when a court has permitted the EEOC to first proceed against a person at the litigation stage appear to be few. Moreover, the reasons cited by courts in such instances relate more to the need to bring in the new party. See EEOC v. McLean Trucking Co., 525 F.2d 1007 (6th Cir. 1975) (permitted joinder of unions involved in collecting bargaining agreement with defendant company); EEOC v. Brotherhood of Painters, Decorators and Paperhangers of America, Local 857, 384 F.Supp. 1264, 1267-68 (D.S.D. 1974) (joinder of International Union necessary under Fed. R. Civ. P. 19(a)(2)(ii)).^{6/}

6/ Courts have been more willing to permit a private party bringing a suit under the Civil Rights Act of 1964, as amended, to name as a defendant a party not named at the administrative agency level. See Glus v. G.C. Murphy Co., 562 F.2d 880 (3rd Cir. 1977), aff'd after remand, 629 F.2d 248 (3rd Cir. 1980), vacated and remanded on other grounds, 451 U.S. 935 (1981); Eggleston v. Chicago Journeymen Plumbers' Local Union No. 130, 657 F.2d 890 (7th Cir. 1981), reh. denied, 657 F.2d 890 (7th Cir. 1981). This tolerance stems from the fact that a private party "should not be prejudiced by the EEOC's sloth or indifference," EEOC v. Sears, Roebuck and Company, 490 Supp. 1245 (M.D. Ala. 1980), and that the EEOC has the benefit of an extensive investigation which would indicate who should be made a proper respondent, EEOC v. International Brotherhood of Electrical Workers, 476 F.Supp. 341, 348 (D. Mass. 1979).

Att. 4, p. 6

Furthermore, unless a political committee is incorporated under the laws of the state in which it has its principal place of operation, the committee is considered a voluntary association and thus in many instances, is not capable of being sued in its own name.^{7/} For example, in the District of Columbia, a voluntary association is not a legal entity.^{8/} It can not be sued in its own name, but must be sued in the name of its officers or members. Where a political committee is not incorporated the treasurer and/or committee official must be named as respondents at the reason to believe stage. In that instance, the named respondent(s) would be liable individually and in their official capacity as treasurer.^{9/} However, if a political committee is incorporated, then the officers would not be personally liable. The treasurer and/or committee official would be named as respondents only in their official capacity as officers of the committee.^{10/}

Unless the treasurer of a committee has had notice of the allegations in a complaint and has had an opportunity to participate in conciliation negotiations the Commission can not assure itself that a technical problem would not arise at the litigation stage. Thus, the Commission should name the treasurer at the reason to believe stage to prevent any procedural or substantive difficulties. This would permit the person involved to provide input and to participate in conciliation negotiations, and would strengthen the Commission's ability to proceed against such person at the litigation stage, when necessary.

7/ Even though some jurisdictions provide that a voluntary association can be sued in its own name, the individual officers remain liable

8/ A voluntary association is considered to be a body of individuals acting together for a common enterprise.

9/ Where a political committee is not incorporated the heading of the MUR would read as follows:

Sam Jones Committee, Jane Johnson, individually
and in her official capacity as treasurer.

10/ Where a political committee is incorporated the heading of the MUR would read as follows:

Sam Jones Committee, Jane Johnson, Treasurer

Att. 4, p. 7

This policy would not prevent the Commission from making a decision in favor of a committee official at a subsequent time. If the treasurer, other committee official or candidate, puts forth a defense in response to a reason to believe finding which the Commission finds sufficient, of course, no further action need be taken against them as individuals if the committee appears to be an on-going, solvent political committee.

Recommendation

The Commission should treat committee officials of record on the Statement of Organization and/or candidates as respondents against whom "reason to believe" findings should be made in all complaints.

Staff Assigned: Deborah Felton

86040520590

Att. 4, p. 8

70

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

WHETHER COMMITTEE OFFICIALS AND/OR
CANDIDATES SHOULD BE NAMED AS
RESPONDENTS IN A MUR WHEN PROCEEDING
AGAINST A COMMITTEE

Agenda Document #83-119

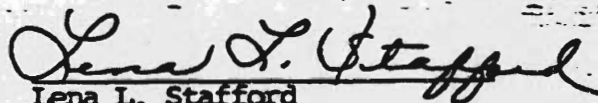
CERTIFICATION

I, Lena L. Stafford, Recording Secretary for the Federal Election Commission meeting on August 18, 1983, do hereby certify that with respect to the above-captioned matter the Commission decided in a vote of 5-0 to adopt a policy whereby the Committee officials and/or candidates should as a matter of course be named as respondents in a MUR when the Commission is proceeding against a Committee, provided that the Committee officials are named in their Committee capacity and that the Committee officials be named individually only if the Commission has a basis for believing from the start that there is some individual responsibility.

Commissioners Aikens, Elliott, Harris, McDonald, and Reiche voted affirmatively in this decision. Commissioner McGarry was not present at the time of the vote.

Attest:

8-19-83
Date


Lena L. Stafford
Recording Secretary

Attachment 5

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Charles Connor)
and Pamela J. Koehler,) MUR 1927
as treasurer)

ORDER TO SUBMIT WRITTEN ANSWERS

To: Charles Connor
4555 Montreil Way
Sacramento, California 85823-5054

Pursuant to 2 U.S.C. § 437d(a)(1), and in furtherance of its investigation in the above-styled matter, the Federal Election Commission hereby orders you to submit written answers to the questions attached to this order.

Such answers must be submitted under oath and must be forwarded to the Commission within 15 days of your receipt of this Order.

WHEREFORE, the Chairman of the Federal Election Commission has hereunto set his hand in Washington, D.C. on this day of , 1985.

John Warren McGarry
Chairman

ATTEST:

Marjorie W. Emmons
Secretary to the Commission

Attachment
Questions to Charles Connor (two pages)

Attachment 6

86040620582

QUESTIONS TO CHARLES CONNOR

As used in these Questions, the terms listed below are defined as follows:

A. "Identify" with respect to individuals shall mean to give the full name, last known residence address of such individual, and the last known place of business where such individual is or was employed.

B. The term "concerning" with reference to subject or object shall mean mentioning, discussing or directly or indirectly regarding, referring or relative in any way to the subject or object.

C. The terms "and" and "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of this request any information which may be otherwise construed to be out of its scope.

1. Please explain the procedures the Committee to Elect Charles Connor utilized to fulfill the Federal Election Campaign Act's reporting requirements. Your answer should include, but not be limited to, information explaining the process by which:

- a. the Committee solicited contributions and raised funds;
- b. the Committee received, recorded, and/or deposited those contributions or funds; Please identify every individual who had responsibility for receiving, recording, and/or depositing those contributions or funds;
- c. the Committee paid the campaign's bills, invoices and debts; Please identify every individual who had responsibility for prioritizing the committees's accounts payable.

2. Please identify every individual who was empowered to authorize any expenditure on behalf of the Committee.

3. Please identify every individual from whom the Committee treasurer, Ms. Pamela Koehler, received instructions regarding the filing of FEC reports. Please identify the campaign official who was the Committee treasurer's immediate supervisor.

4. Please state whether Pamela Koehler retained physical control over the Committee's bank statements, deposit records, cancelled checks, bills, invoices and other campaign receipts from the time that they were provided to the Committee.

Att. 6, p. 2

a. If Ms. Koehler did not, please identify the individual(s) who retained control over those records:

- i. preceding the November 1984 general election.
- ii. subsequent to the November 1984 general election.

b. State whether you retained control over those records subsequent to the November 1984 general election? If so, please state where you kept those records.

5. State whether Pamela Koehler, the Committee's treasurer of record, asked you to provide her with the materials necessary to complete the 30 Day Post General Election Report of receipts and disbursements due on December 6, 1984. State whether you and Ms. Koehler communicated subsequent to the November 6, 1984 general election. Please describe each such communication.

6. State whether you and Ms. Koehler communicated concerning your committee's complying with the Act's reporting requirements during: December 1984; January 1985; February 1985; March 1985. Please describe each such communication.

7. State whether the materials necessary to complete the 30 Day Post General Election Report of Receipts and Disbursements were stolen. If so, please describe the circumstances surrounding that robbery including the date and site of the robbery.

8. Please identify the types of campaign records that were stolen. State whether the committee's bank could replace any of those records. Identify all other entities that could replace any of the stolen campaign records. Please explain in detail.

86040520584

AH 6, p. 3

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR No. 1927
STAFF MEMBER & TEL. NO.
Matt Gerson
(202) 523-4143
(800) 424-9530

RESPONDENT Committee to Elect Charles Connor
and Charles Connor, acting as treasurer

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

SUMMARY OF ALLEGATIONS

On March 13, 1985, the Commission found reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified both Ms. Koehler and Charles Connor of that finding and provided each of them photocopies of the General Counsel's Factual and Legal Analysis.

During the Commission's investigation, Ms. Koehler repeatedly stated to Commission staff members that she was unable to comply with the Act's reporting requirements because Mr. Connor did not provide her with the information needed to complete the report.

FACTUAL AND LEGAL ANALYSIS

When the Commission makes a determination involving a committee, it typically does so against the committee's treasurer of record in his/her capacity as treasurer. Congress specifically

Attachment 7

to maintain. 11 C.F.R. § 104.14(b)(1). Therefore, the General Counsel recommends that the Commission find reason to believe that the Committee to Elect Charles Connor, and Charles Connor, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii).

In addition, the General Counsel recommends that the Commission find reason to believe that the Committee and Charles Connor, acting as treasurer, violated 2 U.S.C. § 433(c) because Mr. Connor did not amend the Committee's statement of organization to reflect that Mr. Connor was acting as the Committee's treasurer.

Finally, the General Counsel recommends that the Commission issue the attached Order to Answer Written Question to Mr. Charles Connor. The questions are designed to ascertain the facts of the case.

86040520587

Att. 7, p. 3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Charles Connor
4555 Montreil Way
Sacramento, CA 95823-5054

RE: MUR 1927
Committee to Elect
Charles Connor and
Pamela Koehler, as treasurer

Dear Mr. Connor:

On March 13, 1985, the Federal Election Commission determined that there is reason to believe that your committee, the Committee to Elect Charles Connor and Pamela Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). On May 10, 1985, the General Counsel's Office mailed you a letter notifying you of that decision and providing you with a copy of the General Counsel's Factual and Legal Analysis. On , 1985, the Commission considered the matter further and determined that there is reason to believe that the Committee to Elect Charles Connor and you, acting as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii). 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, along with your answers to the enclosed Order to Submit Written Answers, within fifteen days of your receipt of this letter. Statements should be submitted under oath.

In the absence of any additional information which demonstrates that no further action should be taken against your committee and you, acting as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

Att. 8

Letter to Charles Connor
Page 2

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent will not be entertained.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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

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

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 Matt Gerson, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

John Warren McGarry
Chairman

Enclosures

General Counsel's Factual and Legal Analysis
Procedures
Designation of Counsel Statement
Order to Submit Written Answers

86040520589



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED.

Pamela Koehler
1214 F Street
Sacramento, California 95814

Re: MUR 1927

Dear Ms. Koehler:

On March 13, 1985, the Federal Election Commission found reason to believe that the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. The Commission notified you of that decision in a letter dated March 20, 1985. On April 29, 1985, the Commission received a letter from you requesting conciliation prior to a probable cause to believe determination. On May 21, 1985 the General Counsel reported to the Commission about your request for conciliation. Because the investigation in this matter is not yet complete, the Commission, on , 1985, declined your request to enter into conciliation at this time.

Please be advised that the Committee's failure to comply with the Federal Election Campaign Act's reporting requirements is an ongoing violation despite the Commission's investigation into this matter.

If you have any question, please contact Matthew Gerson, the attorney assigned to this case, at (202) 523-4143 or (800) 424-9530.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

AH. 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Committee to Elect Charles Connor) MUR 1927
and Pamela J. Koehler, as)
treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of June 4, 1985, do hereby certify that the Commission decided by a vote of 6-0 to return the May 21, 1985 report on MUR 1927 to the Office of General Counsel with a request that the staff further study the matter and return to the Commission with a report.

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

Attest:

6/5/85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

86040620591

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Committee to Elect Charles Connor and
Pamela J. Koehler, as treasurer

)
)
)
)
)

MUR 1927

GENERAL COUNSEL'S REPORT

SENSITIVE

I. BACKGROUND

On March 13, 1985, the Commission determined that there is reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C.

§ 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursements. On April 29, 1985, this Office received a letter from the Committee's treasurer requesting conciliation prior to a probable cause to believe determination. The Committee has not yet filed the 30 Day Post-General Election Report.*

II. DISCUSSION OF THE PROPOSED CONCILIATION AGREEMENT

85040520592

86040520593

III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Enter into pre-probable cause to believe conciliation with the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer.
2. Approve and send the attached conciliation agreement.

3. Approve and send the attached letter.

Charles N. Steele
General Counsel

Date

May 21, 1985

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

1. Proposed conciliation agreement.
2. Letter dated April 23, 1985 from Pamela J. Koehler to John McGarry.
3. January 15, 1985 memo to files - "TELECON"
4. January 28, 1985 memo to files - "TELECON"
5. Letter to respondents

86040620594

1985



**KOEHLER
FINANCIAL SERVICES**

P.O. Box 15043
Sacramento, CA 95851-0043

6CC7336
RECEIVED
OFFICE OF THE
GENERAL COUNSEL
Gerson
APR 30 4:41
APR 30 3:19

April 23, 1985

Mr. John Warren McGarry
Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 1927
Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

Dear Mr. McGarry,

In response to your letter dated March 20, 1985, I would like to provide you with additional factual information which is important to determining responsibility for violating 2 U.S.C. § 434(a) (2) (A) (ii) and 11 C.F.R. § 104.5(a) (1) (ii) (A).

It is the contention of the treasurer that failure to comply with required F.E.C. regulations is due to the failure of the Committee to Elect Charles Connor and specifically Mr. Connor Himself. His failure to cooperate with me as Committee Treasurer is documented by the following:

- (1) It was established policy that Committee bank statements, cancelled checks, etc. were forwarded to the Committee or Charles Connor and then in turn forwarded to the treasurer for purposes of completing required Committee and F.E.C. reports.
- (2) November 13, 1985, I requested of Charles Connor that all bank statements, listing of written checks, deposit records, and accounts payable documents be forwarded to me in order to complete the F.E.C. report due on December 6, 1984.
- (3) From November 13, 1984 through February 12, 1985, I neither received the required information nor was I successful in communicating with Charles Connor.
- (4) During March, 1985 I was told by Charles Connor that all Committee records had been stolen from the Connor residence in Oakland.

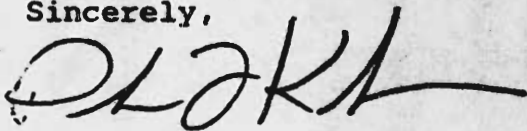
5
9
5
2
0
5
4
0
5
0
6
8

(5) Repeated attempts to obtain required information from November, 1984 through March, 1985 from Charles Connor was unsuccessful.

(6) Given that prompt F.E.C. reporting required cooperation between the Committee (Charles Connor) and the treasurer, failure to comply with reporting requirements is due to the failure of Charles Connor to relay required information to the treasurer for those purposes.

In addition, the treasurer requests the opportunity to enter into pre-probable course conciliation as part of resolving this matter.

Sincerely,



Pamela J. Koehler
KOEHLER FINANCIAL SERVICES
PARTNER

CC:

Mr. Matt Gerson
Mr. Charles Connor

86040320596

TELECON

ANALYST: Robin KellyINITIATED CALL? yesTELECON WITH: Pamela Koehler, TreasurerINITIATED CALL? noCANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08DATE: January 15, 1985SUBJECT: Failure to File the 30 Day Post General Report

I called Pamela Koehler and informed her that the Commission had not yet received the 30 Day Post General Report and that it was important for the report to be filed. She said that she had been trying to contact the candidate, who had taken with him alot of the information needed to complete the report. Ms. Koehler then said she would again try to reach him. If she was still unsuccessful in trying to reach the candidate, she would go ahead and at least file a partial report for now.

86040520597

TELECON

ANALYST: Robin KellyINITIATED CALL? yesTELECON WITH: Pamela KoehlerINITIATED CALL? noCANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08DATE: January 29, 1985SUBJECT: Returned RFAI's

I called Pamela Koehler and informed her that some letters I had sent to her had been returned to the Commission.* She told me I could send the letters to her business address as follows: 1214 F Street, Sacramento, CA 95814. She also explained that she was still trying to get in touch with the candidate because he had the bank statement she needed in order to complete the 30 Day Post General Report. She said she would try to get at least a portion of the report in as soon as possible.

* The Non-Filer Notice was not returned.

86040520598



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Pamela J. Koehler
Koehler Financial Services
P.O. Box 15043
Sacramento, California 95851-0043

PERSONAL

RE: MUR 1927
Committee to Elect
Charles Connor and
Pamela J. Koehler, as
treasurer

Dear Ms. Koehler:

On March 13, 1985, the Federal Election Commission found reason to believe that the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). At your request, the Commission determined on , 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Matt Gerson, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosures

96040520599



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 10, 1985

Mr. Charles Connor
4555 Montreil Way
Sacramento, California 95823-5054

RE: MUR 1927
Committee to Elect
Charles Connor and
Pamela J. Koehler, as
treasurer

Dear Mr. Connor:

This is to advise you that on March 13, 1985, the Federal Election Commission found reason to believe that your committee, the Committee to Elect Charles Connor, and Pamela J. Koehler, as treasurer of the committee, violated 2 U.S.C. § 434(a)(2)(A)(ii), a provision of the Federal Election Campaign Act, by failing to file the 1984 30 Day Post-General Election Report of Receipts and Disbursement.

Although the committee treasurer is responsible for filing the reports, we believe that you, as the candidate, should be made aware of this development. A copy of our letter to your committee treasurer is enclosed. We were unable to advise you of the Commission's determination earlier because we could not ascertain your address.

Under 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A), this matter will remain confidential unless the committee and Pamela J. Koehler, as treasurer, notify the Commission in writing that they wish the investigation to be made public.

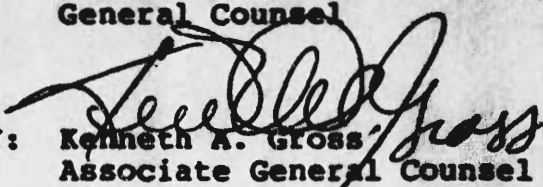
86040620600

Charles Connor
Page 2

If you have any questions, please contact Matt Gerson,
the attorney assigned to this matter, at (202) 523-4143. We
have numbered this matter MUR 1927.

Sincerely,

Charles N. Steele
General Counsel


BY: Kenneth A. Gross
Associate General Counsel

Enclosures

Letter dated March 20, 1985 from Ken Gross to
Pamela Koehler
General Counsel's Factual and Legal Analysis

86040520601



**KOEHLER
FINANCIAL SERVICES**

P.O. Box 15043
Sacramento, CA 95851-0043

RECEIVED
OFFICE OF THE REC.
COMMISSIONER OF THE
GENERAL COUNSEL

6007336
RECEIVED
OFFICE OF THE
GENERAL COUNSEL

Gerson

APR 30 P4:41

APR 30 P3:19

April 23, 1985

Mr. John Warren McGarry
Chairman
Federal Election Commission
Washington, D.C. 20463

RE: MUR 1927
Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

Dear Mr. McGarry,

In response to your letter dated March 20, 1985, I would like to provide you with additional factual information which is important to determining responsibility for violating 2 U.S.C. § 434(a) (2) (A) (ii) and 11 C.F.R. § 104.5(a) (1) (ii) (A).

It is the contention of the treasurer that failure to comply with required F.E.C. regulations is due to the failure of the Committee to Elect Charles Connor and specifically Mr. Connor Himself. His failure to cooperate with me as Committee Treasurer is documented by the following:

- (1) It was established policy that Committee bank statements, cancelled checks, etc. were forwarded to the Committee or Charles Connor and then in turn forwarded to the treasurer for purposes of completing required Committee and F.E.C. reports.
- (2) November 13, 1985, I requested of Charles Connor that all bank statements, listing of written checks, deposit records, and accounts payable documents be forwarded to me in order to complete the F.E.C. report due on December 6, 1984.
- (3) From November 13, 1984 through February 12, 1985, I neither received the required information nor was I successful in communicating with Charles Connor.
- (4) During March, 1985 I was told by Charles Connor that all Committee records had been stolen from the Connor residence in Oakland.

1214 F Street
Sacramento, CA 95814
(916) 448-3283
(916) 961-2495

140A Hughes Road
Grass Valley, CA 95945
(916) 273-6179

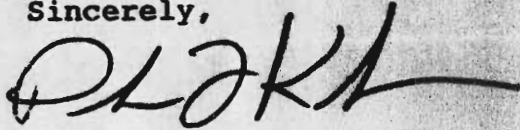
86040520602

(5) Repeated attempts to obtain required information from November, 1984 through March, 1985 from Charles Connor was unsuccessful.

(6) Given that prompt F.E.C. reporting required cooperation between the Committee (Charles Connor) and the treasurer, failure to comply with reporting requirements is due to the failure of Charles Connor to relay required information to the treasurer for those purposes.

In addition, the treasurer requests the opportunity to enter into pre-probable course conciliation as part of resolving this matter.

Sincerely,



Pamela J. Koehler
KOEHLER FINANCIAL SERVICES
PARTNER

CC:

Mr. Matt Gerson
Mr. Charles Connor

85040520603



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 20, 1985

Pamela Koehler, Treasurer
1214 F Street
Sacramento, California 95814

Personal

RE: MUR 1927
Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

Dear Ms. Koehler:

On March 13, 1985, the Federal Election Commission determined that there is reason to believe the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Federal Election Campaign Act of 1971, as amended ("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 matter. Statements should be submitted under oath.

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

86040520604

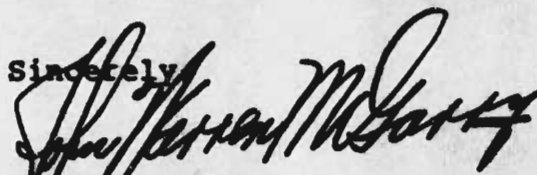
Pamela J. Koehler, Treasurer
Page 2

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 Matt Gerson, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,



John Warren McGarry
Chairman

Enclosures

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

86040320605

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. _____

RESPONDENTS: Committee to Elect Charles Connor and
Pamela J. Koehler, as treasurer

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

SUMMARY OF ALLEGATIONS

The Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer (hereinafter "Connor Committee"), violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 CFR § 104.5(a)(1)(ii)(A) by failing to file its 1984 30 Day Post-General Election Report of Receipts and Disbursements.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(B), the treasurer of a congressional candidate's principal campaign committee is required to file a Post-General Election Report of Receipts and Disbursements within 30 (thirty) days of the General Election. The Connor Committee's treasurer has failed to do so.

On October 1, 1984, the Connor Committee was sent a notice informing them that the 30 Day Post-General Election Report was due on December 6, 1984. The Committee was notified of its failure to file that report in a December 21, 1984 letter from the Commission's Reports Analysis Division. That letter stated that failure to file the report might result in audit or legal enforcement.

On January 15 and 29, 1985, a Reports Analyst spoke with Pamela J. Koehler, the Connor Committee's treasurer. During both

86040620606

conversations, Ms. Koehler stated that she had been unable to contact the candidate and that the candidate possessed information necessary to complete the report. According to the Reports Analyst, Ms. Koehler stated that she would file a partial report. To date, she has not done so.

Because the Connor Committee has failed to file its 1984 30 Day Post-General Election Report, it has violated the Act. Accordingly, the General Counsel's Office recommends that the Commission find reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).

86040620607

**DESCRIPTION OF PRELIMINARY PROCEDURES
FOR PROCESSING POSSIBLE VIOLATIONS DISCOVERED BY THE
FEDERAL ELECTION COMMISSION**

Possible violations discovered during the normal course of the Commission's supervisory responsibilities shall be referred to the Enforcement Division of the Office of General Counsel where they are assigned a MUR (Matter Under Review) number, and assigned to a staff member.

Following review of the information which generated the MUR, a recommendation on how to proceed on the matter, which shall include preliminary legal and factual analysis, and any information compiled from materials available to the Commission shall be submitted to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that a possible violation of the Federal Election Campaign Act (FECA) may have occurred or is about to occur and that the Commission conduct an investigation of the matter; or (b) that the Commission find no reason to believe that a possible violation of the FECA has occurred and that the Commission close the file on the matter.

Thereafter, if the Commission decides by an affirmative vote of four (4) Commissioners that there is reason to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed, the Office of the General Counsel shall open an investigation into the matter. Upon notification of the Commission's finding(s), within 15 days a respondent(s) may submit any factual or legal materials relevant to the allegations. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for depositions, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission in its investigation.

STATEMENT OF DESIGNATION OF COUNSEL

MUR _____

NAME OF COUNSEL: _____

ADDRESS: _____

TELEPHONE: _____

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

Date

Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

HOME PHONE: _____

BUSINESS PHONE: _____

86040620609



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEDERAL
COMMISSIONER SECRETARY

SENSITIVE

85 MAR 18 P 1: 58

March 18, 1985

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

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

SUBJECT: RAD Referral 85NF-41

On March 13, 1985 the Commission approved the recommendation that RAD Referral 85NF-41 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-41 should now become MUR 1927.

Attachment
Copy of Certification

86040520610

BEFORE THE FEDERAL ELECTION COMMISSION

11927
Guson

In the Matter of

Committee to Elect Charles Connor
Pamela J. Koehler, as treasurer

RAD Referral 85NF-41

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 13, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-41:

1. Open a MUR.
2. Find reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).
3. Approve the General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed March 7, 1985.
4. Approve and send the letter attached to the First General Counsel's Report signed March 7, 1985.

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

Attest:

3-14-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

3-11-85, 8:55
3-11-85, 4:00

86040520611

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Committee to Elect Charles Connor)
Pamela J. Koehler, as treasurer)

RAD Referral 85NF-41

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 13, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-41:

1. Open a MUR.
2. Find reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).
3. Approve the General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed March 7, 1985.
4. Approve and send the letter attached to the First General Counsel's Report signed March 7, 1985.

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

Attest:

3-14-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

3-11-85, 8:55
3-11-85, 4:00

86040520612

SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
SECRETARY

35 MAR 11 A8:55

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL: 3/11/85-8:55 RAD 85NF-41
BY OGC TO THE COMMISSION: STAFF MEMBER: MATT GERSON

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

RESPONDENT'S NAME: Committee to Elect Charles Connor and
Pamela J. Koehler, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 434(a)(2)(A)(ii)
11 C.F.R. § 104.5(a)(1)(ii)(A)

INTERNAL REPORTS CHECKED: Public Records

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred this matter to the General Counsel's Office on January 31, 1985 pursuant to its Review and Referral Procedures for Authorized Committees. The referral alleges that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer (hereinafter "Connor Committee"), a principal campaign committee within the meaning of 2 U.S.C. § 431(5), violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A) by failing to file its 1984 30 Day Post-General Report of Receipts and Disbursements.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(2)(A)(ii), the treasurer of a congressional candidate's principal campaign committee is required to file a Post-General Election Report of Receipts and Disbursements within 30 (thirty) days of the General Election. The Connor Committee's treasurer has failed to do so.

86040520613

According to RAD, the Connor Committee was sent a notice on October 1, 1984, informing them that the 30 Day Post-General Election Report was due on December 6, 1984. The Committee was notified of its failure to file that report in a December 21, 1984 letter from RAD. That letter stated that failure to file the report might result in audit or legal enforcement action.

On January 15 and 28, 1985, a Reports Analyst spoke with Pamela J. Koehler, the Connor Committee's treasurer. During both conversations, Ms. Koehler stated that she had been unable to contact the candidate and that the candidate possessed information necessary to complete the report. According to the Reports Analyst, Ms. Koehler stated that she would file a partial report. To date, she has not done so.

Because the Connor Committee has failed to file its 1984 30 Day Post-General Election report, it has violated the Act. Accordingly, the General Counsel's Office recommends that the Commission open a matter under review and find reason to believe that the Connor Committee and its treasurer violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).

86040520614

RECOMMENDATIONS

1. Open a Matter Under Review.
2. Find reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).
3. Approve the General Counsel's Factual and Legal Analysis
4. Approve and send the attached letter.

Charles N. Steele
General Counsel

March 7, 1985
Date

By:

Kenneth A. Gross
Associate General Counsel

Attachment

Letter to Connor Committee
General Counsel's Factual and Legal Analysis

86040620615



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20563

Pamela Koehler, Treasurer
1214 F Street
Sacramento, California 95814

Personal

RE: MUR _____

Committee to Elect Charles Connor
and Pamela J. Koehler, as treasurer

Dear Ms. Koehler:

On _____, 1985, the Federal Election Commission determined that there is reason to believe the Committee to Elect Charles Connor and you, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no 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. Statements should be submitted under oath.

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

85040320616

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 Matt Gerson, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

John Warren McGarry
Chairman

Enclosures

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

86040520617

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. _____

RESPONDENTS: Committee to Elect Charles Connor and
Pamela J. Koehler, as treasurer

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

SUMMARY OF ALLEGATIONS

The Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer (hereinafter "Connor Committee"), violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 CFR § 104.5(a)(1)(ii)(A) by failing to file its 1984 30 Day Post-General Election Report of Receipts and Disbursements.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(B), the treasurer of a congressional candidate's principal campaign committee is required to file a Post-General Election Report of Receipts and Disbursements within 30 (thirty) days of the General Election. The Connor Committee's treasurer has failed to do so.

On October 1, 1984, the Connor Committee was sent a notice informing them that the 30 Day Post-General Election Report was due on December 6, 1984. The Committee was notified of its failure to file that report in a December 21, 1984 letter from the Commission's Reports Analysis Division. That letter stated that failure to file the report might result in audit or legal enforcement.

On January 15 and 29, 1985, a Reports Analyst spoke with Pamela J. Koehler, the Connor Committee's treasurer. During both

8
1
6
2
0
6
4
0
5
4
0
6
2
0
6
8

conversations, Ms. Koehler stated that she had been unable to contact the candidate and that the candidate possessed information necessary to complete the report. According to the Reports Analyst, Ms. Koehler stated that she would file a partial report. To date, she has not done so.

Because the Connor Committee has failed to file its 1984 30 Day Post-General Election Report, it has violated the Act. Accordingly, the General Counsel's Office recommends that the Commission find reason to believe that the Committee to Elect Charles Connor and Pamela J. Koehler, as treasurer, violated 2 U.S.C. § 434(a)(2)(A)(ii) and 11 C.F.R. § 104.5(a)(1)(ii)(A).

86040520619



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

31 January 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR *JCS*

FROM: *J* JOHN D. GIBSON
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE COMMITTEE TO ELECT CHARLES CONNOR

This is a referral of the Committee to Elect Charles Connor (the "Committee"). The Committee has failed to file the 1984 30 Day Post-General Report of Receipts and Disbursements.

further examination is required by your office.

The candidate lost in the general election after receiving forty percent (40%) of the vote.

If you have any questions, please contact Robin Kelly at 523-4048.

Attachment

86040520620

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 31 January 1985

ANALYST: Robin Kelly

I. COMMITTEE: Committee to Elect Charles Connor
C00178426
Pamela J. Koehler, Treasurer
1214 F Street
Sacramento, CA 95814*

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(2)(A)(ii)
11 CFR 104.5(a)(1)(ii)(A)

III. BACKGROUND:

Failure to File a Required Report

The Committee to Elect Charles Connor (the "Committee") failed to file the 30 Day Post-General Report of Receipts and Disbursements. Prior notice was sent on October 1, 1984, informing the Committee that the 30 Day Post-General Report was due on December 6, 1984 (Attachment 2). A Non-Filer Notice was sent to the Committee on December 21, 1984, for failure to file the 30 Day Post-General Report (Attachment 3). The Non-Filer Notice informed the Committee that failure to file the report might result in audit or legal enforcement action.

On January 15, 1985, the Reports Analyst called the treasurer. Ms. Koehler said that she had been trying to reach the candidate, who had taken the information needed to complete the 30 Day Post-General Report. Ms. Koehler then said she would try to reach him and that if she was unsuccessful, she would go ahead and at least file a partial report (Attachment 4).

On January 29, the Reports Analyst called the treasurer again; Ms. Koehler reiterated that she was trying to contact the candidate to obtain a bank statement needed to complete the 30 Day Post-General Report. She said she would try to get at least a portion of the report in as soon as possible (Attachment 5). To date, the report has not been filed.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

*See Attachment 5.

86040520621

8 6 0 4 0 5 2 0 6 2 2

FEDERAL ELECTION COMMISSION
1983-1984

DATE 10JAN85

CANDIDATE INDEX OF SUPPORTING DOCUMENTS - (E)

PAGE 2

CANDIDATE/COMMITTEE/DOCUMENT	OFFICE SOUGHT/	PARTY	RECEIPTS		DISBURSEMENTS		COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
			PRIMARY	GENERAL	PRIMARY	GENERAL			
CONNOR, CHARLES	HOUSE 08 REPUBLICAN PARTY				CALIFORNIA		1984 ELECTION	ID# H4CA08020	
1. STATEMENT OF CANDIDATE									
1984 STATEMENT OF CANDIDATE							5MAR84	1	84HSE/255/3302
2. CANDIDATE REPORTS OF RECEIPTS & EXPENDITURES									
3. PRINCIPAL CAMPAIGN COMMITTEE									
COMMITTEE TO ELECT CHARLES CONNOR									
1984 STATEMENT OF ORGANIZATION							ID# C00170426 HOUSE		
STATEMENT OF ORGANIZATION - AMENDMENT							5MAR84	1	84HSE/555/3303
STATEMENT OF ORGANIZATION - AMENDMENT							20APR84	1	84HSE/259/1311
STATEMENT OF ORGANIZATION - AMENDMENT							22MAY84	1	84HSE/260/4245
STATEMENT OF ORGANIZATION - AMENDMENT							13JUL84	1	84HSE/264/1075
STATEMENT OF ORGANIZATION - AMENDMENT							30JUL84	2	84HSE/266/3737
48 HOUR CONTRIBUTION NOTICE							29OCT84	1	84HSE/276/4108
48 HOUR CONTRIBUTION NOTICE							29OCT84	1	84HSE/276/4806
APRIL QUARTERLY			20,888		18,988		1JAN84 -31MAR84	10	84HSE/259/1218
APRIL QUARTERLY - AMENDMENT			-		-		1JAN84 -31MAR84	5	84HSE/262/0494
APRIL QUARTERLY - AMENDMENT			21,043		18,996		1JAN84 -31MAR84	4	84HSE/266/3637
REQUEST FOR ADDITIONAL INFORMATION							1JAN84 -31MAR84	1	84FEC/315/2320
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JAN84 -31MAR84	2	84FEC/316/5209
PRE-PRIMARY			18,965		18,330		1APR84 -16MAY84	13	84HSE/260/4311
PRE-PRIMARY - AMENDMENT			18,965		18,330		1APR84 -16MAY84	8	84HSE/266/3641
REQUEST FOR ADDITIONAL INFORMATION							1APR84 -16MAY84	3	84FEC/318/1448
REQUEST FOR ADDITIONAL INFORMATION 2ND							1APR84 -16MAY84	4	84FEC/323/2811
JULY QUARTERLY				45,237		42,117	17MAY84 -30JUN84	21	84HSE/265/3165
JULY QUARTERLY - AMENDMENT				-		-	17MAY84 -30JUN84	1	84HSE/266/3636
JULY QUARTERLY - AMENDMENT				-		-	17MAY84 -30JUN84	13	84HSE/268/0144
REQUEST FOR ADDITIONAL INFORMATION							17MAY84 -30JUN84	2	84FEC/325/3075
OCTOBER QUARTERLY				67,980		68,843	1JUL84 -30SEP84	30	84HSE/271/5451
REQUEST FOR ADDITIONAL INFORMATION							1JUL84 -30SEP84	1	84FEC/357/0700
REQUEST FOR ADDITIONAL INFORMATION 2ND							1JUL84 -30SEP84	3	85FEC/359/0640
PRE-GENERAL				30,164		21,070	1OCT84 -17OCT84	27	84HSE/275/1780
REQUEST FOR ADDITIONAL INFORMATION							1OCT84 -17OCT84	1	84FEC/357/0674
REQUEST FOR ADDITIONAL INFORMATION 2ND							1OCT84 -17OCT84	1	85FEC/359/2082
NOTICE OF FAILURE TO FILE							18OCT84 -26NOV84	1	84FEC/357/2673
TOTAL			40,008	143,381	37,326	132,030		160	TOTAL PAGES
4. AUTHORIZED COMMITTEES									
4B. TRANSFERS IN FROM JOINT FUNDRAISING COMMITTEES									

All Reports filed have been reviewed.

Ending cash-on-hand figure as of 10/17/84: \$14,033.33

Debts owed by the Committee as of 10/17/84: \$49,473.47

ATTACHMENT 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 1, 1984

**GENERAL ELECTION FILING NOTICE
FOR AUTHORIZED COMMITTEES**

WHO MUST FILE

The principal campaign committee of candidates* who are seeking election in the 1984 general elections must file the pre-election report due October 25, 1984, and the post-election report due December 6, 1984.

WHAT MUST BE REPORTED

The pre-election report must disclose all financial activity of the campaign from the later of, the last report filed or the date of candidate status** through October 17, 1984. The post-election report must cover all financial activity of the campaign from October 18 through November 26, 1984. (See the chart below.)

WHEN TO FILE

Pre-election reports sent by registered or certified mail must be postmarked no later than October 22, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 25, 1984.

Post-election reports sent by registered or certified mail must be postmarked no later than December 6, 1984. Reports hand delivered or mailed first class must be received no later than close of business December 6, 1984.

NOTE: Last Minute Contributions

Last minute contributions of \$1,000 or more received, by authorized committees, between two and 20 days before the general election must be reported within 48 hours of their receipt.

WHERE AND HOW TO FILE

Committees should consult the instructions on the enclosed FEC Form 3, for details.

*Individuals should refer to the enclosed brochure for the definition of the term "candidate," and the registration requirements. If you determine that you meet the definition of candidate, your principal campaign committee should comply with the above reporting requirements. Appropriate forms are enclosed.

**The first report filed by a committee shall include all amounts received or disbursed prior to authorization by the candidate, even if such amounts were not received during the current reporting period. See 11 CFR 101.3; 104.3(a) and (b)

REPORTS DUE DURING OCTOBER, DECEMBER AND JANUARY

<u>Name of Report</u>	<u>Period Covered</u>	<u>Reg/Cert. Mailing Date</u>	<u>Filing Date</u>
3rd Quarterly*	7/01** - 9/30/84	10/15/84	10/15/84
Pre-General	10/01 - 10/17/84	10/22/84	10/25/84
Post-General	10/18 - 11/26/84	12/06/84	12/06/84
Year-end	11/27 - 12/31/84	1/31/85	1/31/85

*Presidential committees that file monthly need not file this report.

Presidential committees of candidates who are not participating in the general election may continue to file monthly reports, or file pre-general and post-general election reports as indicated above. Monthly reports are due the twentieth of each month and should cover all financial activity of the previous month. The next two monthly reports are due November 20 and December 20, 1984.

**Committees that file quarterly reports should use this date, the date of the last report filed, or the date of candidate status, whichever is the latest.

COMPLIANCE

Political committees are fully liable for failure to file any report required under the Act. Failure to file in a timely fashion is a serious violation. Committees are subject to enforcement action for late filing. Illegible reports which can not be clearly reproduced and reports submitted on non-FEC forms will not be accepted. Committees filing such documents will be required to refile.

FOR INFORMATION CALL: Office of Public Communications
800/424-9530 or 202/523-4068

85040520624



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543

EQ-7

December 21, 1984

Pamela J. Roehler, Treasurer
Committee to Elect Charles Connor
536 - 20th Street
Oakland, CA 94612

Identification Number: C00178426

Reference: 30 Day Post-General Report (10/18/84-11/26/84)

Dear Ms. Roehler:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

It is important that you file this report immediately with the Clerk of the House, Office of Records and Registration, 1036 Longworth House Office Building, Washington, DC 20515, or the Secretary of the Senate, Office of Public Records, 232 Hart Senate Office Building, Washington, DC 20510, as appropriate. A copy of the report should also be filed with the Secretary of State or equivalent state officer of your state.

The failure to file this report may result in an audit or legal enforcement action.

If you have any questions regarding this matter, please contact Robin Kelly on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

A handwritten signature in black ink, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

TELECON

ANALYST: Robin KellyINITIATED CALL? yesTELECON WITH: Pamela Koehler, TreasurerINITIATED CALL? noCANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08DATE: January 15, 1985SUBJECT: Failure to File the 30 Day Post General Report

I called Pamela Koehler and informed her that the Commission had not yet received the 30 Day Post General Report and that it was important for the report to be filed. She said that she had been trying to contact the candidate, who had taken with him alot of the information needed to complete the report. Ms. Koehler then said she would again try to reach him. If she was still unsuccessful in trying to reach the candidate, she would go ahead and at least file a partial report for now.

86040520626

TELECON

ANALYST: Robin KellyINITIATED CALL? yesTELECON WITH: Pamela KoehlerINITIATED CALL? noCANDIDATE/COMMITTEE: Committee to Elect Charles Connor/CA-08DATE: January 29, 1985SUBJECT: Returned RFAI's

I called Pamela Koehler and informed her that some letters I had sent to her had been returned to the Commission.* She told me I could send the letters to her business address as follows: 1214 F Street, Sacramento, CA 95814. She also explained that she was still trying to get in touch with the candidate because he had the bank statement she needed in order to complete the 30 Day Post General Report. She said she would try to get at least a portion of the report in as soon as possible.

* The Non-Filer Notice was not returned.

86040627

86040520628



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF FUR # 1927

Date Filmed 11/6/86 Camera No. --- 2

Cameraman AS



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

9-21-87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1927

87040654074

CC#2855

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
1152

87 MAR 10 AM: 1:15

11-24/362
121018

WELLS FARGO BANK

CROSSROADS-FREEPORT 5660 FREEPORT BLVD. SACRAMENTO, CA 95822

PAY TO THE ORDER OF

U.S. TREASURY 225.00
TWO hundred + twenty-five DOLLARS

EDWARD C. OR GWENDOLYN K. CONNOR
LIC. N4162020 LIC. R748610
PH. 916-395-7927
4555 MONTRIL WAY
SACRAMENTO, CA 95823

MEMO

⑆121000248⑆152 0562 344327⑈

[Handwritten signature]

CC#2855

MEMORANDUM

TO: 8

Debra A. Reed

Trimiew

TO:

Cecilia Lieber
~~Debra A. Reed~~

FROM:

Cecilia Lieber
~~Debra A. Reed~~

FROM:

Debra A. Reed

Trimiew

87 MAR 10

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

CHECK NO. 1152

(a copy of which is attached) RELATING

TO MUR 1927 (Paich) AND NAME

Committee to Elect Charles Connor
and Charles Connor, acting as treasurer

WAS RECEIVED ON 3/10/87

PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

☐ / ☐ BUDGET CLEARING ACCOUNT (#95F3875.16)

☐ / ☒ CIVIL PENALTIES ACCOUNT (#95-1099.160)

☐ / ☐ OTHER

SIGNATURE

Debra A. Trimiew

DATE

3/10/87

Entril Way
nto, CA 95823



FEDERAL ELECTION COMMISSION
ATTENTION: ROBERT RAICH
999 E STREET NORTHWEST
WASHINGTON, D.C. 20463

87 MAR 5 49:00

15 FEB.



87040654070

CCC# 3061

11-24/382
121000

WELLS FARGO BANK

1206

CROSSROADS-FREEPORT 5880 FREEPORT BLVD. SACRAMENTO, CA 95822

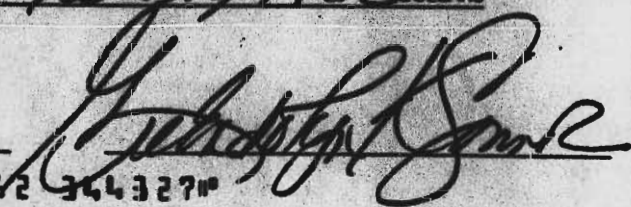
PAY TO THE ORDER OF

4-1 87
US Treasury 225.00
Two hundred & twenty five DOLLARS

EDWARD C. OR GWENDOLYN K. CONNOR
LIC. N4182020 LIC. R748610
PH. 916-395-7927
4555 MONTRIL WAY
SACRAMENTO, CA 95823

MEMO

⑆121000248⑆206 0362 344327⑈



CCC# 3061

MEMORANDUM

TO:

Debra A. ^{Trimiew} Reed

TO:

Cecilia Lieber
~~Organization~~

FROM:

Cecilia Lieber
~~Organization~~

FROM:

Debra A. ^{Trimiew} Reed

CHECK NO. 1206

(a copy of which is attached)

TO MUR 1927 (Raich) AND NAME

Committee to Elect Charles Connor
and Charles Connor acting
as treasurer

WAS RECEIVED ON 4/7/87

PLEASE INDICATE THE ACCOUNT

WHICH IT SHOULD BE DEPOSITED:

- / / BUDGET CLEARING ACCOUNT (#95F3875.16)
- / ☒ CIVIL PENALTIES ACCOUNT (#95-1099.160)
- / / OTHER _____

SIGNATURE

Debra A. Trimiew

DATE

4/8/87

87 APR 9 10 32

RECEIVED
GENERAL COUNSEL
OFFICE OF THE
ATTORNEY GENERAL

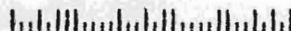
Montril Way
Santo, CA 95823



FEDERAL ELECTION COMMISSION
ATTENTION: R. RAICH
999 "E" STREET NORTHWEST
WASHINGTON, D.C. 20463

07 APR 6 09:19

EFEC



87040554078

CCCT 3399

Pauch

11-24/382
121000

WELLS FARGO BANK

1253:

CROSSROADS-FREEPORT 5800 FREEPORT BLVD. SACRAMENTO, CA 95822

PAY TO THE ORDER OF

US Treasury *275.00*
Two hundred twenty five DOLLARS

EDWARD C. OR GWENDOLYN K. CONNOR
LIC. N4182020 LIC. R749610
PH. 916-305-7927
4555 MONTRIL WAY
SACRAMENTO, CA 95823

MEMO

+1:121000248:253 0362 544327

[Signature]

3399

MEMORANDUM

TO: Debra A. Reed *Trimiew*

TO: *Cecilia Lieber*

FROM: *Cecilia Lieber*

FROM: *Trimiew*
Debra A. Reed

CHECK NO. 1253

(a copy of which is attached) RELATING

TO MUR 1927 AND NAME

Committee to Elect Charles Connor
and Charles Connor acting
as treas.

WAS RECEIVED ON 5/19/87

PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

- ☐ BUDGET CLEARING ACCOUNT (\$95F3875.16)
- ☒ CIVIL PENALTIES ACCOUNT (\$95-1099.160)
- ☐ OTHER

SIGNATURE *Debra A. Trimiew*

DATE 5/20/87

87 MAY 19 AND
GENERAL OFFICE

040654079

CCC# 4124
RECEIVED AT THE FEC

7/27/87
87 AUG 10 10:10

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

87 AUG 10 10:45

COMMITTEE TO ELECT CHARLES CONNOR
Pamela J. Koehler, Treasurer
4555 Montrail Way
Sacramento, CA. 95823
(916) 395-7927 / 383-3757

August 4, 1987

ID No. C00178426

FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, DC 20463

Attn: Robert Raich

Dear Mr. Raich:

Pursuant to our conversation of August 4, 1987 please be advised that the July payment will be paid at the end of the agreement period, previously agreed upon.



87040654080



FEDERAL ELECTION COMMISSION

WASHINGTON, D C 20463

M12-21-87

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1927 .

88040670159

GCC#4465

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 SEP 29 PM 3:58

11-24/362
1210(8)

WELLS FARGO BANK

CROSSROADS-FREEPORT BOULEVARD OFFICE 5660 FREEPORT BLVD. SACRAMENTO, CA 95822

PAY TO THE ORDER OF U.S. Treasury \$ 225.00
Two hundred + twenty five DOLLARS
EDWARD C. or GWENDOLYN K. CONNOR
CDL N4162020 CDL R748610
4555 MONTRIL WAY (916) 395-7927
SACRAMENTO, CA 95823

[Handwritten Signature]

MEMO

⑈1210002481459 0362 344327⑈

GCC#4465

091075

MEMORANDUM

TO: DEBRA A. TRIMIEW TO: CECILIA LIEBER
FROM: CECILIA LIEBER FROM: DEBRA A. TRIMIEW

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 SEP 29 PM 3:53

CHECK NO. 1459 { A COPY OF WHICH IS ATTACHED } RELATING TO
MUR 1927 AND NAME Committee to Elect Charles Connor
and Charles Connor, acting as treas.

(Branch)
WAS RECIEVED ON 9/29/87. PLEASE INDICATE THE ACCOUNT INTO
WHICH IT SHOULD BE DEPOSITED:

- / BUDGET CLEARING ACCOUNT { 95F3875.16 }
- / ☒ CIVIL PENALTIES ACCOUNT { 95-1099.160 }
- / OTHER _____

SIGNATURE Debra A. Trimiew DATE 10/2/87



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20461

MO3-14-88

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1927

88040675290



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

1 October 1987

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Charles Connor
4555 Montril Way
Sacramento, California 95823

RE: MUR 1927
Committee to Elect Charles
Connor and Charles Connor,
as treasurer

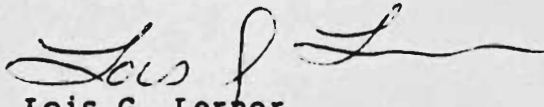
Dear Mr. Connor:

The Conciliation Agreement you entered into with the Federal Election Commission provided that you would make twelve consecutive monthly payments of \$225 each. You have made eight payments, the last of which was received on June 2, 1987.

Be advised that if you fail to contact the Commission within five days after your receipt of this letter, the General Counsel's Office may recommend that the Commission exercise its discretion under the Conciliation Agreement and accelerate the remaining payments causing them all to become due simultaneously. Please contact Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel


BY: Lois G. Lerner
Associate General Counsel

88040575291