



FEDERAL ELECTION COMMISSION

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

THIS IS THE END OF MUR # 1960

Date Filmed 9/11/85 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Collection Information
Routing Slip
Memorandum from RAB

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

- | | |
|--|---|
| ☐ (1) Classified Information | ☐ (6) Personal privacy |
| ☒ (2) Internal rules and practices | ☐ (7) Investigatory files |
| ☒ (3) Exempted by other statute | ☐ (8) Banking information |
| ☐ (4) Trade secrets and commercial or financial information | ☐ (9) Well Information (geographic or geophysical) |
| ☐ (5) Internal Documents | |

Signed

J. McArthur

date

8-28-85

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1960
National Association of)
Convenience Stores Political)
Action Committee)
Teri Richman, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 14, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1960:

1. Accept the conciliation agreement attached to the General Counsel's Report signed August 8, 1985.
2. Close the file.

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

Attest:

8-14-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

8- 9-85, 3:59
8-12-85, 11:00

85040550495



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 23, 1985

Teri Richman, Treasurer
National Association of Convenience Stores
Political Action Committee
5201 Leesburg Pike #809
3 Skyline
Falls Church, VA 22041

RE: MUR 1960

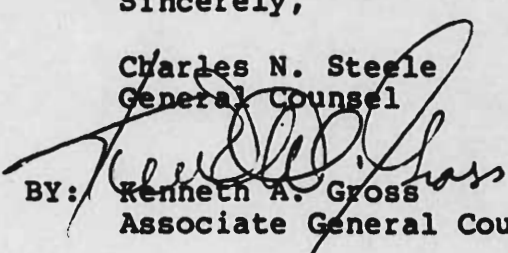
Dear Ms. Richman:

On August 14, 1985, the Commission accepted the conciliation agreement signed by you in settlement of a violation of 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions of the Federal Election Campaign Act of 1971, as amended. Accordingly, the file has been closed in this matter and it will become a part of the public record within thirty days. However, 2 U.S.C. § 437g(a)(4)(B) prohibits any information derived in connection with any conciliation attempt from becoming public without the written consent of the respondent and the Commission. Should you wish any such information to become part of the public record, please advise us in writing.

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

Sincerely,

Charles N. Steele
General Counsel

BY: 
Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040550496



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Teri Richman, Treasurer
National Association of Convenience Stores
Political Action Committee
5201 Leesburg Pike #809
3 Skyline
Falls Church, VA 22041

RE: MUR 1960

Dear Ms. Richman:

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

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

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

am 8/21

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

National Association of)
Convenience Stores Political)
Action Committee)
Teri Richman, Treasurer)

MUR 1960

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the National Association of Convenience Stores Political Action Committee and Teri Richman, as treasurer, (hereinafter "the Respondents") violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii) by filing reports late.

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

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C.

§ 437g(a)(4)(A)(i).

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

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

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

1. Respondent, National Association of Convenience Stores Political Action Committee, is a political committee registered with the Commission.

2. Respondent, Teri Richman, is treasurer of Respondent committee.

3. Respondents filed its 1984 October Quarterly Report on November 19, 1984, 35 days late.

4. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), quarterly reports shall be filed no later than the 15th day after the last day of each calendar quarter.

5. Respondents filed its 1984 12 Day Pre-General Election Report on January 10, 1985, 77 days late.

6. Pursuant to 2 U.S.C. § 434(a)(4)(A)(ii), pre-election reports shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

V. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii) by filing the 1984 October Quarterly and 1984 12 Day Pre-General Election Reports late.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Three Hundred Dollars (\$300), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

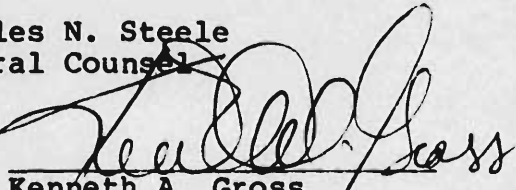
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

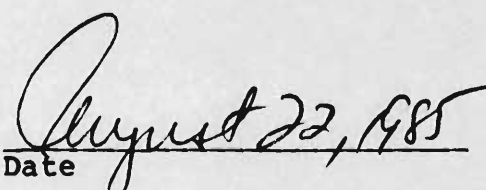
FOR THE COMMISSION:

Charles N. Steele
General Counsel

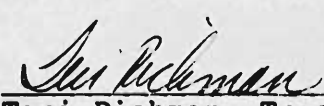
BY:


Kenneth A. Gross
Associate General Counsel

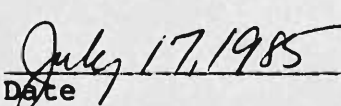
Date


August 22, 1985

FOR THE RESPONDENTS:


Teri Richman, Treasurer

Date


July 17, 1985

0050554050403



GCC # 7543A
Thedford

May 22, 1985

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

RE: MUR 1960
DELIVERED BY HAND

Dear Mr. Steele:

In response to your letter of May 7, 1985 in which you describe MUR 1960 currently investigating late filings by NACSPAC of two 1984 reports (October quarterly, 12 Day Pre-General), please be advised that I, as NACSPAC Treasurer on behalf of NACSPAC do not dispute the facts in the case brief you provided.

This matter is closely related to MUR 1849 which was recently settled with the Commission via a conciliation agreement. The connection is that the overdue reports in this instance were dependent upon the completion of the late reports covered in MUR 1849. The settlement of this matter will close a lengthy period of chronic late filings by NACSPAC the reasons for which were disclosed during the settlement of MUR 1849.

As with the previous MUR, we would like to request that this matter also be settled via conciliation and we request a pre-probable cause conciliation agreement be considered by the Commission.

I am hopeful that this is agreeable and as stated in the conciliation agreement settling MUR 1849, NACSPAC will not be late in any future reporting. We will file in a timely fashion, beginning with this year's mid year report on July 31.

I hope to hear from you soon regarding the conciliation process.

Sincerely,

Teri Richman
Treasurer

MAY 22 2:42 PM '85

RECEIVED



ee Skyline Place, Suite 809
5201 Leesburg Pike
Falls Church, VA 22041

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DELIVERED BY HAND

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

MAY 22 2:42 PM



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *CS*
DATE: May 7, 1985
SUBJECT: MUR 1960 - Memorandum and GC's Brief

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

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote	[]
Sensitive	[]
Non-Sensitive	[]
24 Hour No Objection	[]
Sensitive	[]
Non-Sensitive	[]
Information	[X]
Sensitive	[X]
Non-Sensitive	[]

Other []

DISTRIBUTION

Compliance	[X]
Audit Matters	[]
Litigation	[]
Closed MUR Letters	[]
Status Sheets	[]
Advisory Opinions	[]
Other (see distribution below)	[]

85040550503



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM TO: THE COMMISSION

FROM: MARJORIE W. EMMONS/JODY C. RANSOM *JCR*

DATE: MAY 7, 1985

SUBJECT: MUR 1960 - General Counsel's Brief
Memorandum to the Commission
dated May 7, 1985

The attached documents are circulated for your information.

ATTACHMENTS:

1) Memo; 2) Brief; 3) Letter

85040550504



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 7, 1985 05 MAY 7 A 8: 38

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel *CNS*

SUBJECT: MUR 1960

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issue of the above-captioned matter. A copy of this brief and a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on May 7, 1985. Following receipt of the Respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to Respondent

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
National Association of) MUR 1960
Convenience Stores Political)
Action Committee)
Teri Richman, Treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

The National Association of Convenience Stores Political Action Committee ("NACSPAC") failed to file the 1984 October Quarterly and 12 Day Pre-General Reports by Election Day, November 6, 1984.

NACSPAC was sent prior notice on September 21, 1984. This notice stated that the October Quarterly Report was due on October 15, 1984. A Non-Filer Notice for the 1984 October Quarterly Report was mailed on November 6, 1984. On November 19, 1984, NACSPAC's October Quarterly Report was received at the Commission.

NACSPAC filed a 1984 30 Day Post-General Report on January 10, 1985, covering the period from October 1 through November 26, 1984. This report disclosed \$25,750 in contributions made to Federal candidates on 10/9/84, indicating that NACSPAC should have filed a 1984 12 Day Pre-General Report.

On October 1, 1984, NACSPAC had been notified that a 12 Day Pre-General Report would be due on October 25, 1984 if contributions and expenditures, which had not been previously reported, were: (1) made in connection with the general election, and (2) made between 10/1/84 and 10/17/84.

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II. LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(i) and (ii) require a political committee, which is not the authorized committee of a candidate, to file, in an election year, quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter; and 12 day pre-election reports which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

NACSPAC has failed to file its 1984 October Quarterly and 12 Day Pre-General Election Reports timely. NACSPAC was required to file the 12 Day Pre-General Election Report since it made \$25,750 in contributions to Federal candidates during the pre-election time period. This activity was disclosed on its 30 day post-general election report filed January 10, 1985. Therefore, the 12 day pre-general election activity which should have been disclosed October 25, 1984 was not disclosed until January 10, 1985, 77 days late.

Below is a chart showing the late filed reports, the due dates, filing dates and days late:

<u>REPORT</u>	<u>DUE DATE</u>	<u>FILING DATE</u>	<u>DAYS LATE</u>
1984 October Quarterly	10/15/84	11/19/84	35
12 Day Pre-General	10/25/84	1/10/85	77

On March 26, 1985, the Commission found reason to believe that NACSPAC and Teri Richman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii). The respondents were sent

notification of this action on April 2, 1985 and given an opportunity to respond. As of this writing no response has been submitted.

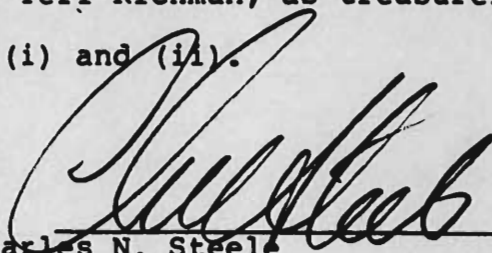
III. GENERAL COUNSEL'S RECOMMENDATION

It is recommended that the Commission find probable cause to believe that the National Association of Convenience Stores Political Election Committee and Teri Richman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).

Date

5 May 1985

Charles N. Steele
General Counsel



8504055058



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 7, 1985

Teri Richman, Treasurer
National Association of Convenience
Stores Political Action Committee
5201 Leesburg Pike
#809
3 Skyline
Falls Church, VA 22041

RE: MUR 1960

Dear Ms. Richman:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on March 26, 1985, found reason to believe that the National Association of Convenience Stores Political Action Committee and you, as treasurer, had violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), and instituted an investigation in this matter.

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 that a violation has occurred.

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 General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of probable cause to believe a violation has occurred.

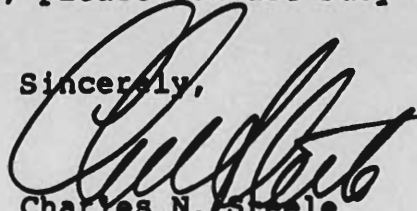
If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief. The Commission will not grant any extensions beyond 20 days.

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A finding of probable cause to believe requires that the Office of General Counsel attempt for a period of not less than thirty, but not more than ninety, days to settle this matter through a conciliation agreement.

Should you have any questions, please contact Judy Thedford, at (202) 523-4000.

Sincerely,



Charles N. Steele
General Counsel

Enclosure
Brief

85040550510



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

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SENSITIVE

April 1, 1985

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

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

SUBJECT: RAD Referral 85NF-56

On March 26, 1985 the Commission approved the recommendation that RAD Referral 85NF-56 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-56 should now become MUR 1960.

Attachment
Copy of Certification

1150550400008

BEFORE THE FEDERAL ELECTION COMMISSION

M 1960
Chedford

In the Matter of)

National Association of Convenience)
Stores Political Action Committee)
Teri Richman, treasurer)

RAD Referral 85NF-56

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 26, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-56:

1. Open a MUR.
2. Find reason to believe National Association of Convenience Stores Political Action Committee and Teri Richman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the letter and factual and legal analysis attached to the First General Counsel's Report signed March 21, 1985.

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

Attest:

3-26-85

Date

Jody C. Ransom

for Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: 3-21-85, 12:55
Circulated on 48 hour tally basis: 3-22-85, 2:00

85040550512

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

National Association of Convenience)
Stores Political Action Committee)
Teri Richman, treasurer)

RAD Referral 85NF-56

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on March 26, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-56:

1. Open a MUR.
2. Find reason to believe National Association of Convenience Stores Political Action Committee and Teri Richman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the letter and factual and legal analysis attached to the First General Counsel's Report signed March 21, 1985.

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

Attest:

3-26-85

Date

Jody C. Lansom

for Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: 3-21-85, 12:55
Circulated on 48 hour tally basis: 3-22-85, 2:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 2, 1985

Teri Richman, Treasurer
National Association of Convenience
Stores Political Action Committee
5201 Leesburg Pike
#809
3 Skyline
Falls Church, VA 22041

RE: MUR 1960

Dear Ms. Richman:

On March 26, 1985, the Federal Election Commission determined that there is reason to believe the National Association of Convenience Stores Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

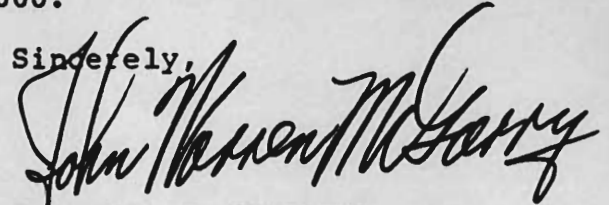
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Teri Richman, Treasurer
Page 2

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 Judy Thedford, at (202) 523-4000.

Sincerely,



John Warren McGarry
Chairman

Enclosures

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

85040550513

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 1960
STAFF MEMBER & TEL. NO.
Judy Thedford
(202) 523-4000

RESPONDENT: National Association of Convenience Stores
Political Action Committee, Teri Richman,
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 National Association of Convenience Stores Political Action Committee ("NACSPAC") failed to file the 1984 October Quarterly and 12 Day Pre-General Reports by Election Day, November 6, 1984.

NACSPAC was sent prior notice on September 21, 1984. This notice stated that the October Quarterly Report was due on October 15, 1984. A Non-Filer Notice for the 1984 October Quarterly Report was mailed on November 6, 1984. On November 19, 1984, NACSPAC's October Quarterly Report was received at the Commission.

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On October 1, 1984, NACSPAC had been notified that a 12 Day Pre-General Report would be due on October 25, 1984 if contributions and expenditures, which had not been previously reported, were: (1) made in connection with the general election, and (2) made between 10/1/84 and 10/17/84.

85040550516

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(i) and (ii) require a political committee, which is not the authorized committee of a candidate, to file, in an election year, quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter; and 12 day pre-election reports which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

NACSPAC has failed to file its 1984 October Quarterly and 12 Day Pre-General Election Reports timely. NACSPAC was required to file the 12 Day Pre-General Election Report since it made \$25,750 in contributions to Federal candidates during the pre-election time period. This activity was disclosed on its 30 day post-general election report filed January 10, 1985.

Therefore, the 12 day pre-general election activity which should have been disclosed October 25, 1984 was not disclosed until January 10, 1985, 77 days late.

Below is a chart showing the late filed reports, the due dates, filing dates and days late:

<u>REPORT</u>	<u>DUE DATE</u>	<u>FILING DATE</u>	<u>DAYS LATE</u>
1984 October Quarterly	10/15/84	11/19/84	35
12 Day Pre-General	10/25/84	1/10/85	77

In light of the above evidence, the Office of General Counsel recommend opening a MUR and finding reason to believe NACSPAC violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).

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

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

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

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

85040550518

STATEMENT OF DESIGNATION 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: _____

85040550519



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Teri Richman, Treasurer
National Association of Convenience
Stores Political Action Committee
5201 Leesburg Pike
#809
3 Skyline
Falls Church, VA 22041

RE: MUR

Dear Ms. Richman:

On March , 1985, the Federal Election Commission determined that there is reason to believe the National Association of Convenience Stores Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

Teri Richman, Treasurer
Page 2

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 Judy Thedford, at (202) 523-4000.

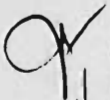
Sincerely,

John Warren McGarry
Chairman

Enclosures

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

85040550521


4/1/85



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *Cut*
DATE: March 21, 1985
SUBJECT: RAD 85NF-56: First General Counsel's Report

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

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote [X]
Sensitive [X]
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information []
Sensitive []
Non-Sensitive []

Other []

DISTRIBUTION

Compliance [X]
Audit Matters []

Litigation []
Closed MUR Letters []

Status Sheets []
Advisory Opinions []

Other (see distribution below) []

85040550522

SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
SECRETARY

FIRST GENERAL COUNSEL'S REPORT #12: 55

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 3/21/85-1:00

#85NF-56
STAFF MEMBER
THEDFORD

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: National Association of Convenience
Stores Political Action Committee,
Teri Richman, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(i) and (ii)

INTERNAL REPORTS CHECKED: NACSPAC by RAD

FEDERAL AGENCIES CHECKED: N/A

GENERATION OF MATTER

The matter was forwarded to the Office of General Counsel by
the Reports Analysis Division on February 19, 1985.

SUMMARY OF ALLEGATIONS

The National Association of Convenience Stores Political
Action Committee ("NACSPAC") failed to file the 1984 October
Quarterly and 12 Day Pre-General Reports by Election Day,
November 6, 1984.

NACSPAC was sent prior notice on September 21, 1984. This
notice stated that the October Quarterly Report was due on
October 15, 1984. A Non-Filer Notice for the 1984 October
Quarterly Report was mailed on November 6, 1984. On November 19,
1984, NACSPAC's October Quarterly Report was received at the
Commission.

NACSPAC filed a 1984 30 Day Post-General Report on
January 10, 1985, covering the period from October 1 through

3
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LEGAL ANALYSIS

NACSPAC has failed to file its 1984 October Quarterly and 12 Day Pre-General Election Reports timely. NACSPAC was required to file the 12 Day Pre-General Election Report since it made \$25,750 in contributions to Federal candidates during the pre-election time period. This activity was disclosed on its 30 day post-general election report filed January 10, 1985.^{1/}

1/ The 30 Day Post-General Election Report was due on 12/6/84, and therefore is also filed late. However, NACSPAC will not be referred for the late filing of this report since it fails to meet the threshold set forth in the guidelines.

Therefore, the 12 day pre-general election activity which should have been disclosed October 25, 1984 was not disclosed until January 10, 1985, 77 days late.

Below is a chart showing the late filed reports, the due dates, filing dates and days late:

<u>REPORT</u>	<u>DUE DATE</u>	<u>FILING DATE</u>	<u>DAYS LATE</u>
1984 October Quarterly	10/15/84	11/19/84	35
12 Day Pre-General	10/25/84	1/10/85	77

In light of the above evidence, the Office of General Counsel recommend opening a MUR and finding reason to believe NACSPAC violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).

RECOMMENDATION

1. Open a MUR.
2. Find reason to believe National Association of Convenience Stores Political Action Committee and Teri Richman, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).
3. Approve and send the attached letter and factual and legal analysis.

March 21, 1985
Date

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Kenneth A. Gross
Associate General Counsel

Attachments:

Proposed Letter
Referral Materials
Factual and Legal Analysis

85040550525



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Teri Richman, Treasurer
National Association of Convenience
Stores Political Action Committee
5201 Leesburg Pike
#809
3 Skyline
Falls Church, VA 22041

RE: MUR

Dear Ms. Richman:

On March , 1985, the Federal Election Commission determined that there is reason to believe the National Association of Convenience Stores Political Action Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

Teri Richman, Treasurer
Page 2

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 Judy Thedford, at (202) 523-4000.

Sincerely,

John Warren McGarry
Chairman

Enclosures

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

85040550527

(2)

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: February 19, 1985

ANALYST: Anthony Raymond

I. COMMITTEE: National Association of Convenience
Stores Political Action Committee
(C00126763)
Teri Richman, Treasurer
5201 Leesburg Pike, #809
3 Skyline
Falls Church, VA 22041

II. RELEVANT STATUTE: 2 U.S.C. §434(a)(4)(A)(i) and (ii)
11 CFR 104.5(c)(1)(i)(A) and (ii)(A)

III. BACKGROUND:

Failure to Timely File the 1984 October Quarterly and 12 Day
Pre-General Reports

The National Association of Convenience Stores Political
Action Committee ("NACSPAC") failed to file the 1984 October
Quarterly and 12 Day Pre-General Reports by Election Day,
November 6, 1984.

NACSPAC was sent prior notice on September 21, 1984.
This notice stated that the October Quarterly Report was due
on October 15, 1984 (Attachment 2). A Non-Filer Notice for
the 1984 October Quarterly Report was mailed on November 6,
1984 (Attachment 3). On November 19, 1984, NACSPAC's
October Quarterly Report was received at the Commission
(Attachment 4).

NACSPAC filed a 1984 30 Day Post-General Report on
January 10, 1985, covering the period from October 1 through
November 26, 1984. This report disclosed \$25,750 in
contributions made to Federal candidates on 10/9/84,
indicating that NACSPAC should have filed a 1984 12 Day Pre-
General Report (Attachment 5).

On October 1, 1984, NACSPAC had been notified that a 12
Day Pre-General Report would be due on October 25, 1984 if

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NATIONAL ASSOCIATION OF CONVENIENCE
STORES POLITICAL ACTION COMMITTEE
REPORTS ANALYSIS OGC REFERRAL
PAGE 2

contributions and expenditures, which had not been previously reported, were: 1) made in connection with the general election, and 2) made between 10/1/84 and 10/17/84 (Attachment 6).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

85040550529

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FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

DATE 14FEB85
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
NATIONAL ASSOCIATION OF CONVENIENCE STORES CONNECTED ORGANIZATION: CONVENIENCE STORES; NAT'L ASS'N OF				NON-PARTY QUALIFIED		ID #C00126763
1983	MID-YEAR REPORT	7,247	1,359	1JAN83 -30JUN83	7	84FEC/306/1567
	NOTICE OF FAILURE TO FILE			1JAN83 -30JUN83	1	84FEC/299/1191
	YEAR-END	25,628	1,000	1JUL83 -31DEC83	8	84FEC/306/1567
	YEAR-END - AMENDMENT	-	-	1JUL83 -31DEC83	1	84FEC/306/18
	NOTICE OF FAILURE TO FILE			1JUL83 -31DEC83	1	84FEC/297/388
1984	MISCELLANEOUS NOTICE FROM FEC			30MAY84	1	84FEC/315/5144
	APRIL QUARTERLY	8,132	0	1JAN84 -31MAR84	6	84FEC/317/0252
	NOTICE OF FAILURE TO FILE			1JAN84 -31MAR84	1	84FEC/313/4715
	JULY QUARTERLY	12,590	23,606	1APR84 -30JUN84	12	84FEC/349/0981
	NOTICE OF FAILURE TO FILE			1APR84 -30JUN84	1	84FEC/325/0599
	OCTOBER QUARTERLY	45,107	26,550	1JUL84 -30SEP84	8	84FEC/349/0972
	NOTICE OF FAILURE TO FILE			1JUL84 -30SEP84	1	84FEC/348/2071
	POST-GENERAL	1,989	25,825	1OCT84 -26NOV84	10	85FEC/359/0186
	POST-GENERAL - AMENDMENT	1,989	25,825	1OCT84 -26NOV84	11	85FEC/360/1846
	NOTICE OF FAILURE TO FILE			1OCT84 -26NOV84	1	84FEC/357/4774
	YEAR-END	380	0	27NOV84 -31DEC84	4	85FEC/360/0996
	TOTAL	101,073	0		74	TOTAL PAGES

All reports except Year End have been reviewed.

Debts and obligations owed to the committee as of 12/31/84: \$-0-

Debts and obligations owed by the committee as of 12/31/84: \$-0-

Cash on hand as 12/31/84: \$43,197.07

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 21, 1984

OCTOBER REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE

ALL unauthorized political committees, except those that file monthly, must file a quarterly report by October 15, 1984. (See Monthly Filers below.)

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through September 30, 1984. Political committees which have not previously filed a financial disclosure report should report all financial activity from the date of registration,* through September 30, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than October 15, 1984. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1984.

WHERE AND HOW TO FILE

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

MONTHLY FILERS

Committees that file on a monthly schedule must file their next report by October 20, 1984, and disclose all financial activity of their committee from September 1 through September 30, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

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.

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

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(7)

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A R E M I N D E R

All committees that have made contributions or expenditures (including independent expenditures) in connection with an election, which have not previously been disclosed, must file a pre-election report for that election. (Although some committees may not be required to file pre-election reports, all committees, are required to file a post-general election report.)

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

85040550532

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

BQ-7

November 6, 1984

**Teri Richman, Treasurer
National Association of
Convenience Stores
3201 Leesburg Pike
#3 Skyline, Suite 809
Falls Church, VA 22041**

Identification Number: C00126763

Reference: OCTOBER QUARTERLY REPORT (7/1/84-9/30/84)

Dear Mr. Richman:

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 Federal Election Commission, 1325 K Street, NW, Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or its relevant portions should also be filed with the Secretary of State or equivalent state officer (see 11 CFR 108.2, 108.3, 108.4).

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 Anthony Raymond on our toll-free number (800) 424-9530. Our local number is (202) 523-4048.

Sincerely,

**John D. Gibson
Assistant Staff Director
Reports Analysis Division**

⑨

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

THE FEC

(Summary Page)

84 NOV 16 1984
FEDERAL ELECTION COMMISSION

ALLEG AREA

1. Name of Committee (In Full)
**National Association of Convenience
Stores Political Action Committee**

Address (Number and Street)

5201 Leesburg Pike, #809

City, State and ZIP Code

Falls Church, VA 22041

☐ Check here if address is different than previously reported

2. FEC Identification Number

C0012673

3. ☐ This committee qualified as a multicandidate committee during this reporting period on already qualified (Date)

4. TYPE OF REPORT (Check appropriate boxes)

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

☐ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

5. Covering Period July 1, 1984 through September 30, 1984

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

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7. Total Disbursements (from Line 28)

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

9. Debts and Obligations Owed TO The Committee

(Itemize all on Schedule C or Schedule D)

10. Debts and Obligations Owed BY the Committee

(Itemize all on Schedule C or Schedule D)

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

Teri F. Richman

Type or Print Name of Treasurer

Teri F. Richman
SIGNATURE OF TREASURER

11/15/84
Date

For further information contact:

Federal Election Commission

Toll Free 800 424 9630

Local 702 523 4000

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

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

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FEC FORM 3X (3/80)

(10)

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

ATTACHMENT 5
(Page 1 of 6)
FEC

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (in Full)

National Association of
Convenience Stores
Political Action Committee

Address (Number and Street)

5201 Leesburg Pike, Suite 809

City, State and ZIP Code

Falls Church, Virginia 22041

☐ Check here if address is different than previously reported.

2. FEC Identification Number

C00126763

3. ☐ This committee qualified as a multicandidate committee during this reporting period on already qualified

4. TYPE OF REPORT (Check appropriate box)

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

☐ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☒ Thirtieth day report following the General Election

on November 6 in the United States

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

5. Covering Period October 1, 1984 through November 26, 1984

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

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7. Total Disbursements (from Line 28)

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

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

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

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

Teri Richman

Type of Office Name of Treasurer

SIGNATURE OF TREASURER

January 7, 1985
Date

For further information contact:

Federal Election Commission

1100 L Street, N.W.

Washington, D.C. 20543

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

FEC FORM 3a-3 8-84

(11)

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

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

Name of Committee (in Full)

National Association of Convenience Stores Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends of Phil Gramm 5555 N. Lamar, Suite J113 Austin, TX 78751	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$4,000.00
B. Full Name, Mailing Address and ZIP Code Webb Franklin for Congress P.O. Box 1599 Greenwood, MS 38930	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
C. Full Name, Mailing Address and ZIP Code People for Boschwitz '84 P.O. Box 10 Minneapolis, MN	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$1,000.00
D. Full Name, Mailing Address and ZIP Code Andy Ireland Campaign Committee P.O. Box 550 Winter Haven, FL 33880	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
E. Full Name, Mailing Address and ZIP Code Citizens for Percy 100 N. LaSalle Street Chicago, IL 60602	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$1,000.00
F. Full Name, Mailing Address and ZIP Code Jepsen '84 Committee P.O. Box BX Des Moines, IA 50306	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$1,000.00
G. Full Name, Mailing Address and ZIP Code Helms for Senate P.O. Box 177000 Raleigh, NC 27619	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$4,000.00
H. Full Name, Mailing Address and ZIP Code Parris for Congress P.O. Box 704 Springfield, VA 22150	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
I. Full Name, Mailing Address and ZIP Code Kolbe for Congress Committee P.O. Box 31568 Tucson, AZ 85751	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$1,000.00
SUBTOTAL of Disbursements This Period			\$13,500.00
TOTAL This Period			\$13,500.00

9300190

12

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 2 of 2
LINE NUMBER 21
Use separate sheets for each category of disbursement
Summary Page

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

Name of Committee (in Full)

National Association of Convenience Stores Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Bobbi Fiedler Congressional Cmte. Box 307 Chatsworth, CA 91311	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Moorhead for Congress Cmte. 420 N. Brand Boulevard Glendale, CA 91203	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
John Paul Stark for Congress Cmte. 1932 North E Street San Bernardino, CA 92405	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Dannemeyer for Congress 505 E Commonwealth Fullerton, CA 92031	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Packard for Congress Cmte. 1207 Elm Street, Suite T, Box 1549 Carlsbad, CA 92008	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
DeNardis for Congress P.O. Box 785 New Haven, CT 06503	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends for Newt Gingrich P.O. Box 130 Riverdale, CA 30274	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$50.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Citizens for Madigon P.O. Box 1545 Bloomington, IL 61701	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Alex McMillan for Congress Cmte. 1914 Brunswick Ave. Charlotte, NC 28207	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
SUBTOTAL			
TOTAL			

(13)

SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 3 of 5
LINE NUMBER 21
(Use separate sheets for each category of the Disbursement Summary Page)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee			
Name of Committee (in Full)			
National Association of Convenience Stores Political Action Committee			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
1984 Hendon for Congress Cmte. 1400 Greenwood Asheville, NC 28802	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
B. Full Name, Mailing Address and ZIP Code Oxley for Congress P.O. Box 1984 Findley, Ohio 45840	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
C. Full Name, Mailing Address and ZIP Code Bob McEwen for Congress Cmte. P.O. Drawer L Hillsboro, Ohio 45133	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
D. Full Name, Mailing Address and ZIP Code Re-elect Campbell to Congress Cmte. P.O. Box 533 Greenville, SC 29602	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
E. Full Name, Mailing Address and ZIP Code Friends of Joe Barton P.O. Box 1444 Ennis, Texas 75119	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
F. Full Name, Mailing Address and ZIP Code Tom Bliley for Congress Cmte. P.O. Box 1152 Richmond, VA 23209	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
G. Full Name, Mailing Address and ZIP Code Friends of Frank Wolf '84 P.O. Box 1055 Vienna, VA 22180	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
H. Full Name, Mailing Address and ZIP Code Friends and Neighbors of Steve Gunderson P.O. Box 1984 Osses, WI 54958	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
I. Full Name, Mailing Address and ZIP Code Committee to Re-elect Nancy Johnson 40 S. High Street New Britain, CT 06051	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
SUBTOTAL - Disbursements This Period			\$3,000.00
TOTAL - Disbursements This Period			\$3,000.00

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SCHEDULE B

ITEMIZED DISBURSEMENTS

Page 4 of 5
LINE NUMBER 21Use appropriate schedule, line number, category, and date and
signature page

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee			
Name of Committee (in Full)			
National Association of Convenience Stores Political Action Committee			
A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Mackenzie for Congress Cmte. P.O. Box 306 Muncie, IN 47305	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Dan Coats for Congress Cmte. P.O. Box 523 Auburn, Indiana 46706	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
McIntyre for Congress Cmte. P.O. Box 171 Bedford, Indiana 47421	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Citizens for Snyder 140 Chenoweth Lane Louisville, KY 40207	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Chris Smith 341 Whitehorse Road Trenton, NJ 08610	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Lent for Congress Cmte. P.O. Box 36 Baldwin, NY 11570	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Dean Gallo for Congress 21 Route 10 East East Hanover, NJ 07936	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$500.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
People for Dio Guardi 498 Main Street New Rochelle, NY 10801	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
McMillan for Congress Cmte. P.O. Box 145 Bushnell, IL 61422	<u>Campaign Contribution</u> Disbursement for ☐ Primary ☒ General ☐ Other (specify)	10/9/84	\$250.00
SUBTOTAL			\$5,250.00
TOTAL			

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Page 5 of 21 for
LINE NUMBER 21
(Use separate schedules for each category of the Data or Summary Page)

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

Name of Committee (in Full)
National Association of Convenience Stores Political Action Committee

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Olin for Congress Cmte. (address unknown)	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/9/84	\$500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends of Jay Rockefeller (address unknown)	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/9/84	\$500.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Kavouklis for Congress (address unknown)	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/9/84	\$500.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Elise duPont for Congress P.O. Box 1977 Wilmington, DE 19899	<u>Campaign Contribution</u> Disbursement for: ☐ Primary ☒ General ☐ Other (specify):	10/9/84	\$500.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
	Disbursement for: ☐ Primary ☐ General ☐ Other (specify):		
SUBTOTAL of Disbursements This Page (optional)			\$2,000.00
TOTAL This Period (last page this line number only)			

(16)



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20540

October 1, 1984

GENERAL ELECTION FILING NOTICE
FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE THE PRE-GENERAL ELECTION REPORT

All committees that file monthly reports must file the pre-general election report due October 25, 1984.

In addition all quarterly filing committees that have made contributions or expenditures (including independent expenditures) in connection with the general election must file a pre-election report, if such activity has not previously been reported. See below for post-general filing information.

WHAT MUST BE REPORTED

The report must disclose all financial activity of the committee from the later of, the last report filed or the date of registration* through October 17, 1984. (Monthly filers must disclose all financial activity from the later of October 1 or the date of registration* through October 17, 1984.)

WHEN TO FILE

Pre-general election reports sent 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.

* * * * *

WHO MUST FILE THE POST-GENERAL ELECTION REPORT

All committees must file the post-general election report due December 6, 1984, regardless of election activity.

WHAT MUST BE REPORTED

The post-general election report must cover all financial activity of the committee from either the date of the last report filed or the date of registration, whichever is later* through November 26, 1984.

WHEN TO FILE

Post-general 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.

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

-over-

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WHERE AND HOW TO FILE

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

QUARTERLY FILERS

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
3rd Q-Report	07/01* - 09/30	10/15/84	10/15/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General**	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

*Or from date of registration, or the close of books of the last report filed, whichever is later.

**Reports filed by committees that did not file the pre-General report should cover all financial activity from the last report filed through November 26, 1984.

* * *

MONTHLY FILERS

Name of Report	Period Covered	Reg./Cert. Mailing Date	Filing Date
Oct. Monthly	09/01 - 09/30	10/20/84	10/20/84
Pre-General	10/01 - 10/17	10/22/84	10/25/84
Post-General	10/18 - 11/26	12/06/84	12/06/84
Year-end	11/27 - 12/31	01/31/85	01/31/85

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

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO.
STAFF MEMBER & TEL. NO.
Judy Thedford
(202) 523-4000

RESPONDENT: National Association of Convenience Stores
Political Action Committee, Teri Richman,
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 National Association of Convenience Stores Political Action Committee ("NACSPAC") failed to file the 1984 October Quarterly and 12 Day Pre-General Reports by Election Day, November 6, 1984.

NACSPAC was sent prior notice on September 21, 1984. This notice stated that the October Quarterly Report was due on October 15, 1984. A Non-Filer Notice for the 1984 October Quarterly Report was mailed on November 6, 1984. On November 19, 1984, NACSPAC's October Quarterly Report was received at the Commission.

NACSPAC filed a 1984 30 Day Post-General Report on January 10, 1985, covering the period from October 1 through November 26, 1984. This report disclosed \$25,750 in contributions made to Federal candidates on 10/9/84, indicating that NACSPAC should have filed a 1984 12 Day Pre-General Report.

On October 1, 1984, NACSPAC had been notified that a 12 Day Pre-General Report would be due on October 25, 1984 if contributions and expenditures, which had not been previously reported, were: (1) made in connection with the general election, and (2) made between 10/1/84 and 10/17/84.

(19)

FACTUAL BASIS AND LEGAL ANALYSIS

2 U.S.C. § 434(a)(4)(A)(i) and (ii) require a political committee, which is not the authorized committee of a candidate, to file, in an election year, quarterly reports which shall be filed no later than the 15th day after the last day of each calendar quarter; and 12 day pre-election reports which shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

NACSPAC has failed to file its 1984 October Quarterly and 12 Day Pre-General Election Reports timely. NACSPAC was required to file the 12 Day Pre-General Election Report since it made \$25,750 in contributions to Federal candidates during the pre-election time period. This activity was disclosed on its 30 day post-general election report filed January 10, 1985. Therefore, the 12 day pre-general election activity which should have been disclosed October 25, 1984 was not disclosed until January 10, 1985, 77 days late.

Below is a chart showing the late filed reports, the due dates, filing dates and days late:

<u>REPORT</u>	<u>DUE DATE</u>	<u>FILING DATE</u>	<u>DAYS LATE</u>
1984 October Quarterly	10/15/84	11/19/84	35
12 Day Pre-General	10/25/84	1/10/85	77

In light of the above evidence, the Office of General Counsel recommend opening a MUR and finding reason to believe NACSPAC violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii).

(20)

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SENSITIVE



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Date & Time Transmitted: FRIDAY, 3-22-85, 2:00

COMMISSIONER: MCGARRY, AIKENS, McDONALD, ELLIOTT, REICHE, HARRIS

RETURN TO COMMISSION SECRETARY BY TUESDAY, MARCH 26, 1985, 4:00

SUBJECT: RAD REFERRAL 85NF-56 - First General Counsel's Report
signed March 21, 1985

- () I approve the recommendation in the attached report.
() I object to the recommendation.

COMMENTS: _____

Date: _____ Signature: _____

ALL BALLOTS MUST BE SIGNED AND DATED. PLEASE RETURN ONLY THE BALLOT TO THE
COMMISSION SECRETARY. PLEASE RETURN THE BALLOT NO LATER THAN THE DATE AND
TIME SHOWN ABOVE.

From the Office of the Commission Secretary

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FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1960

Date Filmed 9/11/85 Camera No. --- 2

Cameraman AS



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC FILE OF CLOSED MUR 1960 .

85040554246

600# 8621

Lhedford

MEMORANDUM

TO: RETHA DIXON

TO: JOAN HARRIS

FROM: JOAN HARRIS

FROM: RETHA DIXON

CHECK NO. 284 (a copy of which is attached) RELATING
TO MUR 1960 AND NAME National Association of Counties
James Political Action Committee
Terri Richard, Treasurer
WAS RECEIVED ON 9-25-85. 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 9-25-85

Docket
Place original
on Public
Record
JA
9-25-85

8504055424

NATIONAL ASSOCIATION OF
CONVENIENCE STORES
POLITICAL ACTION COMMITTEE

284

Sept 20

19 85

68-408 494
560

PAY TO THE
ORDER OF

Treasurer of the United States

\$ 300.00

Three hundred and no/100 DOLLARS



Bank of Virginia

Style Office
Falls Church, Virginia 22041

FOR

Jim Dickman

⑆00000284⑆ ⑆056004089⑆ 65⑆7354624⑆

RECEIVED AT THE

85 SEP 24 P 1:

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED AT THE FED
GCC # 8621
85 JUL 18 P 12: 00

In the Matter of
National Association of
Convenience Stores Political
Action Committee
Teri Richman, Treasurer

MUR 1960

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the National Association of Convenience Stores Political Action Committee and Teri Richman, as treasurer, (hereinafter "the Respondents") violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii) by filing reports late.

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

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C.

§ 437g(a)(4)(A)(i).

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

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

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85 JUL 18 P 2: 04

SEP 25 4: 04

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

1. Respondent, National Association of Convenience Stores Political Action Committee, is a political committee registered with the Commission.

2. Respondent, Teri Richman, is treasurer of Respondent committee.

3. Respondents filed its 1984 October Quarterly Report on November 19, 1984, 35 days late.

4. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), quarterly reports shall be filed no later than the 15th day after the last day of each calendar quarter.

5. Respondents filed its 1984 12 Day Pre-General Election Report on January 10, 1985, 77 days late.

6. Pursuant to 2 U.S.C. § 434(a)(4)(A)(ii), pre-election reports shall be filed no later than the 12th day before any election in which the committee makes a contribution or expenditure on behalf of a candidate in such election.

V. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) and (ii) by filing the 1984 October Quarterly and 1984 12 Day Pre-General Election Reports late.

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Three Hundred Dollars (\$300), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

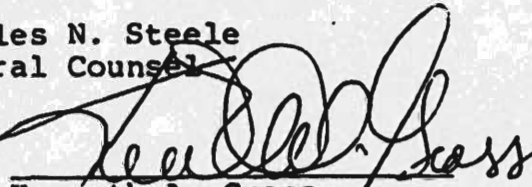
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

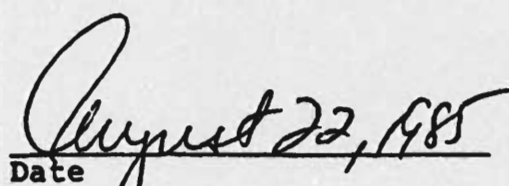
FOR THE COMMISSION:

Charles N. Steele
General Counsel

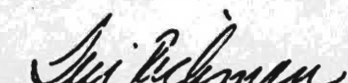
BY:


Kenneth A. Gross
Associate General Counsel

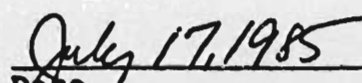
Date


August 22, 1985

FOR THE RESPONDENTS:


Teri Richman, Treasurer

Date


July 17, 1985

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