



FEDERAL ELECTION COMMISSION

1325 K STREET NW
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 1977

Date Filmed 3/26/86 Camera No. --- 2

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FEDERAL ELECTION COMMISSION

Pre Brief comment sheets

Routing cards

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circulation info (GC kept, corrup.)

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. Gar

date

2/24/86

FEC 9-21-77

THW 3/88

3604072381



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 13, 1986

Greg Jensen
Lionel, Sawyer and Collins
300 S. 4th Street
Suite 1700
Las Vegas, Nevada 89101

RE: MUR 1977
Nevada Republican State
Central Committee-Federal
Account

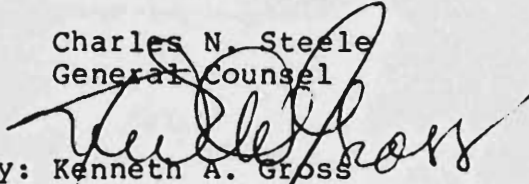
Dear Mr. Jensen:

On February 10, 1986, the Commission accepted the conciliation agreement signed by you on behalf of your clients, the Nevada Republican State Central Committee-Federal Account and Kenneth J. Sawyer, as treasurer, in settlement of violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), 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. We remind you that pursuant to the provisions of the conciliation agreement, you are required to submit the civil penalty within 30 days of the execution of this agreement.

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

36040372382

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State)
Central Committee--) MUR 1977
Federal Account)
Kenneth J. Sawyer, Treasurer)

CONCILIATION AGREEMENT

3604057238
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 Nevada Republican State Central Committee--Federal Account and Kenneth J. Sawyer, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Expenditures.

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 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. Respondent Nevada Republican State Central Committee--Federal Account is political committee registered with the Federal Election Commission.

2. Kenneth J. Sawyer is the treasurer of the Nevada Republican State Central Committee--Federal Account.

3. Respondents were required to file the 1984 30 Day Post-General Election Report on December 6, 1984.

4. Respondents failed to file a 1984 30 Day Post General Election Report.

5. Respondents were required to file a 1984 Year End Report on January 31, 1985.

6. Respondents failed to file a 1984 Year End Report.

V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

VI. Respondent violated 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file its 1984 30 Day Post-General Election Report.

VII. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year.

86040372384

VIII. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file a 1984 Year End Report of Receipts and Expenditures.

IX. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars, (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

X. Respondents agree that they shall file the 1984 30 Day Post General and Year End Reports of Receipts and Disbursements and any other report which is outstanding at the time this conciliation agreement is signed.

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

XII. 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.

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

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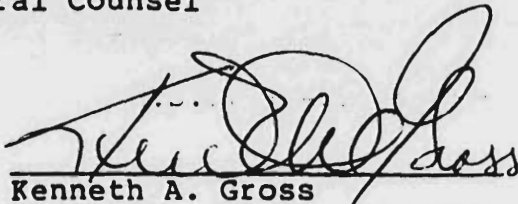
XIV. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

XV. 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.

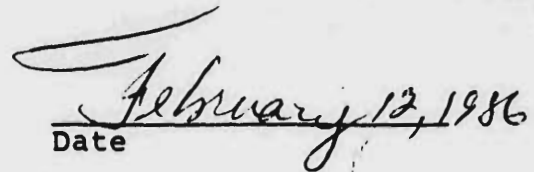
FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:


Kenneth A. Gross
Associate General Counsel

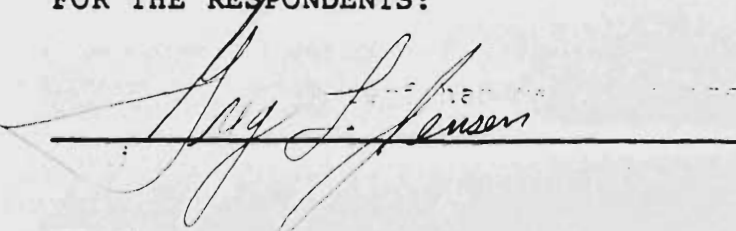
Date


February 12, 1986

FOR THE RESPONDENTS:

SG #1

Date


Jan. 27, 1986

3604072385



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Greg Jensen
Lionel, Sawyer and Collins
300 S. 4th Street
Suite 1700
Las Vegas, Nevada 89101

RE: MUR 1977
Nevada Republican State
Central Committee-Federal
Account

Dear Mr. Jensen:

On February 10, 1986, the Commission accepted the conciliation agreement signed by you on behalf of your clients, the Nevada Republican State Central Committee-Federal Account and Kenneth J. Sawyer, as treasurer, in settlement of violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), 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. We remind you that pursuant to the provisions of the conciliation agreement, you are required to submit the civil penalty within 30 days of the execution of this agreement.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

06040372337

2/10/86

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State) MUR 1977
Central Committee--Federal Account)
Kenneth J. Sawyer, Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 10, 1986, the Commission decided by a vote of 4-0 to take the following actions in MUR 1977:

1. Accept the conciliation agreement attached to the General Counsel's Report signed February 5, 1986 in settlement of this matter.
2. Close the file.

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

Attest:

2-10-86

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary:	Thurs.,	2-6-86,	10:46
Circulated on 48 hour tally basis:	Thurs.,	2-6-86,	4:00
Deadline for vote:	Mon.,	2-10-86,	4:00

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of
Nevada Republican State
Central Committee--Federal Account
Kenneth J. Sawyer, Treasurer

MUR 1977
SEP 6 AIO: 46

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Greg L. Jensen counsel for the Nevada Republican State Central Committee--Federal Account (Attachment I).

The attached agreement contains no changes from the agreement approved by the Commission on September 17, 1985.

II. RECOMMENDATION

The Office of General Counsel recommends that the Commission accept this agreement in settlement of this matter and close the file.

Charles N. Steele
General Counsel

Date

2/5/86

BY:

Kenneth A. Gross (KAG)
Kenneth A. Gross
Associate General Counsel

Attachments

1. Conciliation agreement
2. Proposed letter

86040172389



NEVADA REPUBLICAN PARTY

Post Office Box 1888 • Carson City, Nevada 89702 • (702) 885-9115

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HAND DELIVERED
86 JAN 28 10:58

Greg L. Jensen
General Counsel

January 27, 1986

FEDERAL EXPRESS

ATTENTION: Shelley Garr
Staff Member
Federal Election Commission
Washington, D.C. 20463

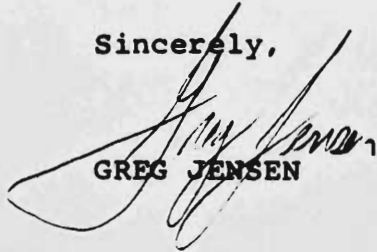
RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Ms. Garr:

This letter will also confirm the fact that I previously transmitted to you on December 23, 1985, a Conciliation Agreement likewise executed, which was timely delivered to you for filing with the F.E.C.

If you have any questions or concerns whatsoever regarding the foregoing, please do not hesitate to call.

Sincerely,


GREG JENSEN

GJ:sab

Enclosure

cc: Marilyn Gubler

I(1)

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State)
Central Committee--) MUR 1977
Federal Account)
Kenneth J. Sawyer, Treasurer)

CONCILIATION AGREEMENT

850305 / 2391
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 Nevada Republican State Central Committee--Federal Account and Kenneth J. Sawyer, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Expenditures.

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 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. Respondent Nevada Republican State Central Committee--Federal Account is political committee registered with the Federal Election Commission.

2. Kenneth J. Sawyer is the treasurer of the Nevada Republican State Central Committee--Federal Account.

3. Respondents were required to file the 1984 30 Day Post-General Election Report on December 6, 1984.

4. Respondents failed to file a 1984 30 Day Post-General Election Report.

5. Respondents were required to file a 1984 Year End Report on January 31, 1985.

6. Respondents failed to file a 1984 Year End Report.

V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

VI. Respondent violated 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file its 1984 30 Day Post-General Election Report.

VII. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year.

VIII. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file a 1984 Year End Report of Receipts and Expenditures.

IX. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars, (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

X. Respondents agree that they shall file the 1984 30 Day Post General and Year End Reports of Receipts and Disbursements and any other report which is outstanding at the time this conciliation agreement is signed.

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

XII. 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.

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

XIV. 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. --

XV. 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

FOR THE RESPONDENTS:

Ray L. Jensen

Jan. 27, 1986
Date

SG #1

35040372394



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Greg Jensen
Lionel, Sawyer and Collins
300 S. 4th Street
Suite 1700
Las Vegas, Nevada 89101

RE: MUR 1977
Nevada Republican State
Central Committee-Federal
Account

Dear Mr. Jensen:

On , 1986, the Commission accepted the conciliation agreement signed by you on behalf of your clients, the Nevada Republican State Central Committee-Federal Account and Kenneth J. Sawyer, as treasurer, in settlement of violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), 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.

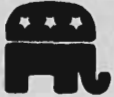
Enclosed you will find a fully executed copy of the final conciliation agreement for your files. We remind you that pursuant to the provisions of the conciliation agreement, you are required to submit the civil penalty within 30 days of the execution of this agreement.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement



NEVADA REPUBLICAN PARTY

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Greg L. Jensen
General Counsel

January 27, 1986

FEDERAL EXPRESS

ATTENTION: Shelley Garr
Staff Member
Federal Election Commission
Washington, D.C. 20463

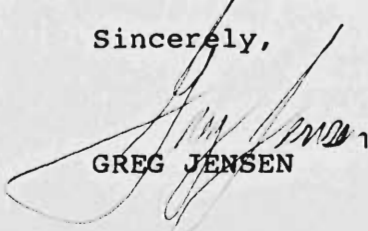
RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Ms. Garr:

Enclosed please find an original executed Conciliation Agreement,

If you have any questions or concerns whatsoever regarding the foregoing, please do not hesitate to call.

Sincerely,


GREG JENSEN

GJ:sab

Enclosure

cc: Marilyn Gubler

NEVADA REPUBLICAN PARTY

P. O. Box 1888
Carson City, NV 89702
(702) 885-9115

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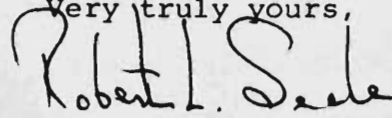
ATTENTION: Shelley Garr
Staff Member
Federal Election Commission
Washington, D.C. 20463

RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Ms. Garr:

I am writing in my official capacity as Treasurer to the Nevada State Republican Party. I am writing to designate that Greg Jensen, General Counsel to the Nevada State Republican Party, is specifically authorized and designated to act as our counsel of record in this matter.

Very truly yours,

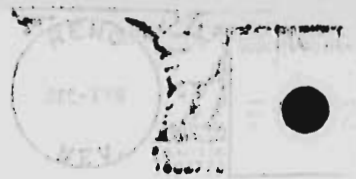

ROBERT L. SEALE

RLS:

cc: Greg L. Jensen, Esq.

860403 / 2397

VADA REPUBLICAN PARTY
O. Box 1888
rson City, NV 89702



ATTENTION: Shelley Garr
Staff Member
Federal Election Commission
Washington, D.C. 20463

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NEVADA REPUBLICAN PARTY

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Greg L. Jensen
General Counsel

November 4, 1985

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
Washington, D.C. 20463

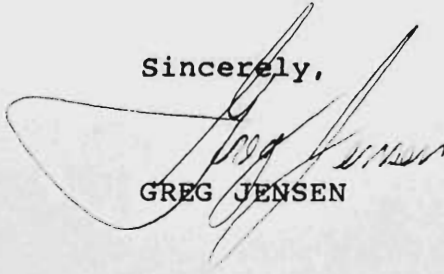
ATTENTION: Shelley Garr

RE: Nevada State Republican Party --
New Treasurer

Dear Mr. Steele:

Please be advised that in July 1985 Robert L. Seale replaced Kenneth Sawyer as Treasurer of the Nevada State Republican Party.

Sincerely,


GREG JENSEN

GJ:sab

Greg L. Jensen, Esq.
Lionel Sawyer & Collins
1700 Valley Bank Plaza
300 South Fourth Street
Las Vegas, Nevada 89101

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
Washington, D.C. 20463

860405724



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NEVADA REPUBLICAN PARTY

Post Office Box 1888 • Carson City, Nevada 89702 • (702) 885-9115

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GENERAL COUNSEL

Greg L. Jensen
General Counsel

November 1, 1985

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
Washington, D.C. 20463

ATTENTION: Shelley Garr

RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Steele:

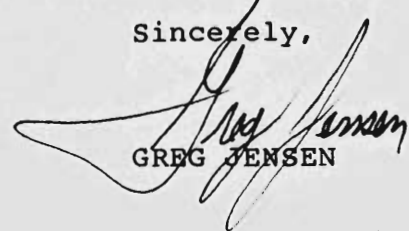
Mr. Sawyer has delivered to me a copy of your September 24, 1985, letter to him, accompanied by a proposed Conciliation Agreement. I received these materials, along with other correspondence and documentation, from Mr. Sawyer a short time ago.

I am writing to advise you that I will be undertaking representation of Mr. Sawyer and the Nevada Republican State Central Committee - Federal Account in this matter. I have already contacted Shelley Garr, as directed in your letter, regarding my involvement on behalf of my clients.

At this point, I am writing to request some additional time (thirty days) within which to more fully review your letter and the suggested Conciliation Agreement. I will contact Shelley Garr within the next thirty days to discuss our position with respect to the proposed Conciliation Agreement.

If you or Shelley Garr need to reach me, my office address is 300 South Fourth Street, Suite 1700, Las Vegas, Nevada, 89101, and my phone number is (702) 383-8827.

Sincerely,


GREG JENSEN

GJ:sab
cc: Kenneth J. Sawyer
Marilyn Gubler

8 5 0 4 0 3 7 2 4 2
GREG L. JENSEN, ESQ.
Nevada Republican Party
P.O. Box 1888
Carson City, Nevada 89702

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
Washington, D.C. 20463

ATTENTION: Shelley Garr



85 NOV 7 48:33

FEC



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 24, 1985

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central Committee-
Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Sawyer:

On September 17, 1985, the Commission determined that there is probable cause to believe the Nevada Republican State Central Committee-Federal Account, and you, as treasurer, committed violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), provisions of the Federal Election Campaign Act of 1971, as amended in connection with the Committee's failure to file its 1984 30 Day Post General and Year End Reports of Receipts and Disbursements.

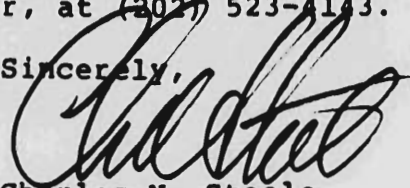
The Commission has a duty to attempt to correct such violations for a period of thirty to ninety days by informal methods of conference, conciliation and persuasion, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute 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.

85040372403

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Shelley Garr, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,



Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

SG #1

3604003/2404

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State)
Central Committee--) MUR 1977
Federal Account)
Kenneth J. Sawyer, Treasurer)

CONCILIATION AGREEMENT

35040372405
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 Nevada Republican State Central Committee--Federal Account and Kenneth J. Sawyer, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Expenditures.

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 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. Respondent Nevada Republican State Central Committee--Federal Account is political committee registered with the Federal Election Commission.

2. Kenneth J. Sawyer is the treasurer of the Nevada Republican State Central Committee--Federal Account.

3. Respondents were required to file the 1984 30 Day Post-General Election Report on December 6, 1984.

4. Respondents failed to file a 1984 30 Day Post General Election Report.

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V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

VI. Respondent violated 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file its 1984 30 Day Post-General Election Report.

VII. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year.

86040572406

VIII. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file a 1984 Year End Report of Receipts and Expenditures.

IX. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars, (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

X. Respondents agree that they shall file the 1984 30 Day Post General and Year End Reports of Receipts and Disbursements and any other report which is outstanding at the time this conciliation agreement is signed.

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

XII. 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.

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

35040772407

XIV. 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.

XV. 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

FOR THE RESPONDENTS:

Date

SG #1

95040372408



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central Committee-
Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Sawyer:

On September 17, 1985, the Commission determined that there is probable cause to believe the Nevada Republican State Central Committee-Federal Account, and you, as treasurer, committed violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), provisions of the Federal Election Campaign Act of 1971, as amended in connection with the Committee's failure to file its 1984 30 Day Post General and Year End Reports of Receipts and Disbursements.

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, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute 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.

86040372409

10/23/85

-2-

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Shelley Garr, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

SG #1

96040372410

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Nevada Republican State Committee --) MUR 1977
Federal Account)
Kenneth J. Sawyer, Treasurer)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of September 17,
1985, do hereby certify that the Commission decided by a
vote of 5-0 to take the following actions in MUR 1977:

1. Find probable cause to believe that the
Nevada Republican State Central Committee
-- Federal Account and Kenneth J. Sawyer,
as treasurer, violated 2 U.S.C. §§ 434
(a) (4) (A) (i) and (iii); and
2. Approve and send the letter and conciliation
agreement attached to the General Counsel's
report dated September 11, 1985.

Commissioners Aikens, Elliott, Josefiak, McDonald,
and McGarry voted affirmatively for the decision;
Commissioner Harris was not present.

Attest:

9-17-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

SEPTEMBER 12, 1985

MEMORANDUM TO: The Commission
FROM: Retha L. Dixon *Red*
SUBJECT: MUR 1977 - Recirculated General Counsel's Rpt.

Attached please find the above-captioned matter. It was inadvertently circulated on a 48 hour tally vote. It is being recirculated to be put on the agenda for Tuesday, September 17, 1985.

86040372412

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Nevada Republican State Committee --
Federal Account

Kenneth J. Sawyer, Treasurer

EXECUTIVE SECRETARY

MUR 1977

SEP 17 1985

SEP 11 14:34

RECEIVED
FEDERAL ELECTION COMMISSION
SEP 17 1985

GENERAL COUNSEL'S REPORT

I. BACKGROUND

The Nevada Republican State Central Committee -- Federal Account ("the Committee") and Kenneth J. Sawyer, as treasurer, were referred to the Office of General Counsel by the Reports Analysis Division for failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Disbursements.

On April 16, 1985, the Commission found reason to believe that the Committee violated 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file its 30 Day Post General Report.

On April 22, 1985, the Commission found reason to believe that the Committee violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file its 1984 Year End Report.

On April 29, 1985, Mr. Sawyer contacted the Commission to request an extension of time in which to file the Committee's reports. Mr. Sawyer was advised that the Commission could only consider a request for an extension of time to respond to the reason to believe notification. As of this date, the Commission has received no further communication.

On July 3, 1985, the Office of General Counsel sent the Committee a copy of its Brief recommending probable cause to believe. The Committee has not responded.

SEP 12 11:51

RECEIVED
FEDERAL ELECTION COMMISSION
SEP 12 1985

95040372413

II. LEGAL ANALYSIS

The legal analysis remains the same as that outlined in the General Counsel's Brief of July 3, 1985.

III. DISCUSSION OF CONCLUSION AND CIVIL PENALTY

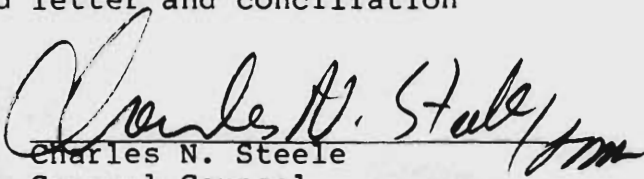
IV. RECOMMENDATION

It is the recommendation of the Office of General Counsel that the Commission:

1. Find probable cause to believe that the Nevada Republican State Central Committee -- Federal Account and Kenneth J. Sawyer, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii); and
2. approve and send the attached letter and conciliation agreement.

Date

9/11/85


Charles N. Steele
General Counsel

SG #1

35040372414



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central Committee-
Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State Central
Committee-Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Sawyer:

On , 1985, the Commission determined that there is probable cause to believe the Nevada Republican State Central Committee-Federal Account, and you, as treasurer, committed violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), provisions of the Federal Election Campaign Act of 1971, as amended in connection with the Committee's failure to file its 1984 30 Day Post General and Year End Reports of Receipts and Disbursements.

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, and by entering into a conciliation agreement. If we are unable to reach an agreement during that period, the Commission may institute 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.

Attachment I - page 1

If you have any questions or suggestions for changes in the enclosed conciliation agreement, please contact Shelley Garr, the staff member assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

Enclosure
Conciliation Agreement

SG #1

86040372416

Attachment I - page 2

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Nevada Republican State)
Central Committee--) MUR 1977
Federal Account)
Kenneth J. Sawyer, Treasurer)

CONCILIATION AGREEMENT

36040372417
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 Nevada Republican State Central Committee-- Federal Account and Kenneth J. Sawyer, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Expenditures.

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 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. Respondent Nevada Republican State Central Committee--Federal Account is political committee registered with the Federal Election Commission.

2. Kenneth J. Sawyer is the treasurer of the Nevada Republican State Central Committee--Federal Account.

3. Respondents were required to file the 1984 30 Day Post-General Election Report on December 6, 1984.

4. Respondents failed to file a 1984 30 Day Post General Election Report.

5. Respondents were required to file a 1984 Year End Report on January 31, 1985.

6. Respondents failed to file a 1984 Year End Report.

V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii), all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

VI. Respondent violated 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file its 1984 30 Day Post-General Election Report.

VII. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year.

VIII. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file a 1984 Year End Report of Receipts and Expenditures.

IX. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars, (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

X. Respondents agree that they shall file the 1984 30 Day Post General and Year End Reports of Receipts and Disbursements and any other report which is outstanding at the time this conciliation agreement is signed.

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

XII. 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.

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

XIV. 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.

XV. 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

FOR THE RESPONDENTS:

Date

SG #1



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 3, 1985

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee--Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State
Central Committee--
Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Sawyer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on April 16 and 22, 1985, found reason to believe that your client, the Nevada Republican State Central Committee--Federal Account and you as treasurer, had violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii), 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.

Kenneth J. Sawyer, Treasurer
Page 2

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 Shelley Garr, the staff member assigned to handle this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
Charles N. Steele
General Counsel

Enclosure
Brief

06040372422

360405/2425

In the Matter of)
)
Nevada Republican State) MUR 1977
Central Committee --)
Federal Account)
)
Kenneth J. Sawyer, Treasurer)

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

The Nevada Republican State Central Committee--Federal Account ("the Committee") and Kenneth J. Sawyer, as treasurer, was referred to the Office of General Counsel by the Reports Analysis Division for failing to file a 1984 30 Day Post General Report (85NF-65) and a 1984 Year End Report (85NF-80). On April 16, 1985, the Commission found reason to believe that the Committee and Kenneth K. Sawyer, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii) for failing to file the 1984 30-Day Post-General Report, and on April 22, 1985, for failing to file the 1984 Year End Report.

On April 29, 1985, Mr. Sawyer contacted the Commission to request an extension of time in which to file the Committee's reports. This Office advised Mr. Sawyer that the Commission could only consider a request for an extension of time to respond to the reason to believe notifications. As of this date, the Commission has received no further response.

II. Factual and Legal Analysis

Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be

filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

Further, pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31, the report shall be filed no later than January 31 of the following calendar year.

The Committee's failure to file the reports are violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii). Therefore, it is the recommendation of the General Counsel that the Commission find probable cause to believe that the Committee violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

III. General Counsel's Recommendations

It is the recommendation of the General Counsel that the Commission find probable cause to believe that the Nevada Republican State Central Committee -- Federal Account and Kenneth J. Sawyer, as Treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

Date

June 28, 1985

Charles N. Steele
General Counsel

Charles N. Steele
by
Rush

360405 / 2424



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

July 1, 1985

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele *CNS*
General Counsel *KSB*

SUBJECT: Nevada Republican State Central Committee--
Federal Account - MUR 1977
Kenneth J. Sawyer, Treasurer

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 respondent of the General Counsel's intent to recommend the Commission a finding of probable cause to believe was mailed on July 1, 1985. Following receipt of the Respondent's reply to the notice, this Office will make a further report to the Commission.

2604037425

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State) MUR 1977
Central Committee --)
Federal Account)
Kenneth J. Sawyer, Treasurer)

GENERAL COUNSEL'S BRIEF

I. Statement of the Case

3604072426
The Nevada Republican State Central Committee--Federal Account ("the Committee") and Kenneth J. Sawyer, as treasurer, was referred to the Office of General Counsel by the Reports Analysis Division for failing to file a 1984 30 Day Post General Report (85NF-65) and a 1984 Year End Report (85NF-80). On April 16, 1985, the Commission found reason to believe that the Committee and Kenneth K. Sawyer, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii) for failing to file the 1984 30-Day Post-General Report, and on April 22, 1985, for failing to file the 1984 Year End Report.

On April 29, 1985, Mr. Sawyer contacted the Commission to request an extension of time in which to file the Committee's reports. This Office advised Mr. Sawyer that the Commission could only consider a request for an extension of time to respond to the reason to believe notifications. As of this date, the Commission has received no further response.

II. Factual and Legal Analysis

Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be

filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

Further, pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31, the report shall be filed no later than January 31 of the following calendar year.

The Committee's failure to file the reports are violations of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii). Therefore, it is the recommendation of the General Counsel that the Commission find probable cause to believe that the Committee violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

III. General Counsel's Recommendations

It is the recommendation of the General Counsel that the Commission find probable cause to believe that the Nevada Republican State Central Committee -- Federal Account and Kenneth J. Sawyer, as Treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

Date

June 28, 1985

Charles N. Steele
General Counsel

Charles N. Steele
by
Rush

3504072427



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee--Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State
Central Committee--
Federal Account
Kenneth J. Sawyer, Treasurer

Dear Mr. Sawyer:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on April 16 and 22, 1985, found reason to believe that your client, the Nevada Republican State Central Committee--Federal Account and you as treasurer, had violated 2 U.S.C. §§ 434(a)(4)(A)9i) and (iii), 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.

Attachment I - page 1

85040172423

Kenneth J. Sawyer, Treasurer
Page 2

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 Shelley Garr, the staff member assigned to handle this matter, at (202) 523-4143.

Sincerely,

15/

Charles N. Steele
General Counsel

Enclosure
Brief

Attachment I - page 2

35040372429

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Nevada Republican State) MUR 1977
Central Committee--)
Federal Account)
Kenneth J. Sawyer, Treasurer)

CONCILIATION AGREEMENT

26040172430
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 Nevada Republican State Central Committee-- Federal Account and Kenneth J. Sawyer, as treasurer, ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file the 1984 30 Day Post General and Year End Reports of Receipts and Expenditures.

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. Respondent Nevada Republican State Central

Attachment II - page 3

Committee--Federal Account is an authorized political committee registered with the Federal Election Commission.

2. Kenneth J. Sawyer is treasurer of the Nevada Republican State Central Committee-Federal Account.

3. Respondents were required to file the 1984 30 Day Post-General Election Report on December 6, 1984.

4. Respondents failed to file a 1984 30 Day Post General Election Report.

5. Respondents were required to file a 1984 Year End Report on January 31, 1985.

6. Respondents failed to file a 1984 Year End Report.

V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

VI. Respondents violated 2 U.S.C. § 434(a)(4)(iii) by failing to file its 1984 30 Day Post-General Election Report.

VII. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year.

Attachment II - page 4

860403 / 2431

VIII. Respondents violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file a 1984 Year End Report of Receipts and Expenditures.

IX. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of one thousand dollars (\$1,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

XI. 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.

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

XIII. 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.

XIV. 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

FOR THE RESPONDENTS:

Date

35040372433

Kenneth J. Sawyer
7109 Michael Collins Place
Las Vegas, Nevada 89128

85 APR 29 A8:45

April 26, 1985

Federal Election Commission
Washington D.C. 20463
Attention: Shelley Garr

Re: MUR 1977
Nevada Republican State
Central Committee Federal Account

Dear Shelley:

Again, I apologize for my not responding before now as I said on the phone, I never intended not to file the report in question, but delayed to ensure its accuracy. I was able to computerize all the state accounts and verify all the receipts, but never found the time to finish this report once tax season began.

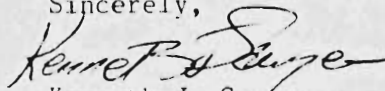
One item that should be noted with regard to the letter I received yesterday dated April 22, 1985, Gerald S. Ballard is not the current treasurer. I replaced him May, 1984. The address as noted is correct.

Second, I would like to formally request an extension for filing this report until the end of May. As I told you I have resigned effective May 18, 1985 due to this lack of time. This matter will be resolved by me before turning the job over to a new treasurer.

If there are any questions, you may contact me by phone at 702-877-7031 or home at 702-363-2675.

Thank you for your understanding and cooperation with this.

Sincerely,


Kenneth J. Sawyer
Treasurer

KJS:sc

cc: File

85040:72434

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Nevada Republican State Central) RAD Referral 85NF-80
Committee - Federal Account)
Kenneth J. Sawyer, treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 22, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-80:

1. Open a MUR.
2. Find reason to believe that the Nevada Republican State Central Committee and Kenneth J. Sawyer, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).
3. Merge RAD Referral 85NF-80 with MUR 1977.
4. Approve the letter and factual and legal analysis attached to the First General Counsel's Report signed April 17, 1985.

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

Attest:

4-23-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: 4-18-85, 9:25
Circulated on 48 hour tally basis: 4-18-85, 4:00

85040372435

Kenneth J. Sawyer
7109 Michael Collins Place
Las Vegas, Nevada 89128



Federal Election Commission
Washington D.C. 20463
Attention: Shelley Carr

95 APR 29 A 8:45

350405 / 2436

SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT 18 40:25

DATE AND TIME OF TRANSMITTAL BY
OGC TO THE COMMISSION 4/18/85-9:25

RAD Referral No. 85NF-80
STAFF MEMBER
Shelley Garr

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

RESPONDENT'S NAME: Nevada Republican State Central
Committee -- Federal Account
Kenneth J. Sawyer, Treasurer

RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(i)
11 C.F.R. § 104.5(c)(1)(i)

INTERNAL REPORTS
CHECKED: FEC Disclosure Documents

FEDERAL AGENCIES
CHECKED: None

GENERATION OF MATTER

The Nevada Republican State Central Committee -- Federal Account (NRSCC) was referred to the Office of General Counsel by the Reports Analysis Division ("RAD") for failing to file the 1984 Year End Report of Receipts and Disbursements.*/

SUMMARY OF ALLEGATIONS

NRSCC failed to file the 1984 Year End Report of Receipts and Disbursements, due on January 31, 1985.

On January 7, 1985, prior notice of the due date for this report was sent to NRSCC; a Non-Filer Notice was sent on February 22, 1985.

*/ NRSCC is the respondent in MUR 1977. On April 16, 1985, the Commission found reason to believe that NRSCC failed to file its 1984 30 Day Post-General Election Report of Receipts and Disbursements.

A Reports Analysis Division analyst attempted but was unsuccessful in contacting the treasurer on March 14 and 15, 1985.

LEGAL AND FACTUAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year. NRSCC's failure to comply with this report requirement is, in the General Counsel's view, a violation of 2 U.S.C. § 434(a)(4)(A)(i).

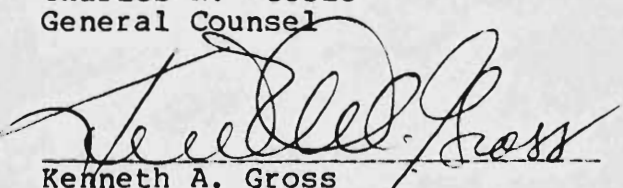
RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Nevada Republican State Central Committee and Kenneth J. Sawyer, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).
3. Merge RAD Referral 85NF-80 with MUR 1977.
4. Approve the attached letter and factual and legal analysis.

Charles N. Steele
General Counsel

April 17, 1985
Date

BY:


Kenneth A. Gross
Associate General Counsel

Attachments

1. RAD Referral
2. Proposed letter and General Counsel's Factual and Legal Analysis



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

27 March 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE NEVADA REPUBLICAN STATE CENTRAL
COMMITTEE

This is a referral of the Nevada Republican State Central Committee ("NRSCC"). NRSCC has failed to file the 1984 Year End Report which was due on January 31, 1985.

NRSCC was previously referred to your office on February 26, 1985 for failure to file the 1984 30 Day Post-General Report (see 85NF-65). Additionally, a Chronic Late Filing Notice was sent to NRSCC on January 18, 1985, for failing to timely file the 1984 October Quarterly and 1984 30 Day Post-General Reports.

Should you have any questions, please contact Anthony Raymond at 523-4048.

Attachment

Attachment 1 - page 1

36040372439

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 27 March 1985

ANALYST: Anthony Raymond

I. COMMITTEE: Nevada Republican State Central Committee
- Federal Account (C00082925)
Kenneth J. Sawyer, Treasurer
7109 Michael Collins Place
Las Vegas, NV 89128

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

III. BACKGROUND:

Failure to File the 1984 Year End Report

This is a referral of the Nevada Republican State Central Committee - Federal Account ("NRSCC"). NRSCC failed to file the 1984 Year End Report which was due on January 31, 1985. On January 7, 1985, prior notice of the due date for this report was sent to NRSCC (Attachment 2). A Non-Filer Notice was sent to NRSCC on February 22, 1985 (Attachment 3).

The Report Analysis Division ("RAD") analyst called the NRSCC on March 14 and 15, 1985. The analyst was unable to contact the treasurer, but left a message for the treasurer to return the call (Attachment 4).

As of this date, the report has not been filed.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

Attachment 1 - page 2

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	OF PAGES	MICROFILM LOCATION
NEVADA REPUBLICAN STATE CENTRAL COMMITTEE - FEDERAL ACCOUNT				PARTY QUALIFIED	ID #C00002925	
1983	APRIL QUARTERLY	22,667	23,975	1JAN83 -31MAR83	19	83FEC/271/0460
	MID-YEAR REPORT	15,430	14,741	1APR83 -30JUN83	13	83FEC/276/2402
	OCTOBER QUARTERLY	2,827	6,398	1JUL83 -30SEP83	8	83FEC/285/1146
	OCTOBER QUARTERLY - AMENDMENT	-	-	1JUL83 -30SEP83	3	84FEC/313/1602
	REQUEST FOR ADDITIONAL INFORMATION	-	-	1JUL83 -30SEP83	1	84FEC/308/0121
	YEAR-END	0	0	1OCT83 -31DEC83	4	84FEC/211/11
1984	APRIL QUARTERLY	54,614	11,860	1JAN84 -31MAR84	21	84FEC/310/369
	APRIL QUARTERLY - AMENDMENT	54,614	11,860	1JAN84 -31MAR84	22	84FEC/322/431
	REQUEST FOR ADDITIONAL INFORMATION	-	-	1JAN84 -31MAR84	2	84FEC/319/1579
	REQUEST FOR ADDITIONAL INFORMATION 2ND	-	-	1JAN84 -31MAR84	3	84FEC/323/3005
	JULY QUARTERLY	7,533	38,878	1APR84 -30JUN84	13	84FEC/323/0501
	JULY QUARTERLY - AMENDMENT	7,533	38,878	1APR84 -30JUN84	14	84FEC/345/2505
	REQUEST FOR ADDITIONAL INFORMATION	-	-	1APR84 -30JUN84	2	84FEC/327/1747
	REQUEST FOR ADDITIONAL INFORMATION 2ND	-	-	1APR84 -30JUN84	3	84FEC/328/5300
	OCTOBER QUARTERLY	11,371	13,500	1JUL84 -30SEP84	12	84FEC/345/2493
	REQUEST FOR ADDITIONAL INFORMATION	-	-	1JUL84 -30SEP84	1	84FEC/350/0371
	REQUEST FOR ADDITIONAL INFORMATION 2ND	-	-	1JUL84 -30SEP84	2	84FEC/357/1949
	NOTICE OF FAILURE TO FILE	-	-	1OCT84 -26NOV84	1	84FEC/357/4770
	NOTICE OF FAILURE TO FILE	-	-	27NOV84 -31DEC84	1	85FEC/366/4649
1985	MISCELLANEOUS NOTICE FROM FEC	-	-	18JAN85	1	85FEC/360/3739
TOTAL		114,452	0 109,352	0	146	TOTAL PAGES

All reports have been reviewed

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

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

Cash on hand as of 9/30/84: \$ 9,312.00

Attachment 1 - page 3



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 7, 1985

JANUARY 31 YEAR-END REPORT NOTICE

WHO MUST FILE

ALL POLITICAL COMMITTEES currently registered with the Commission must file a year-end report by January 31, 1985.

WHAT MUST BE REPORTED

All financial activity must be disclosed from the last report filed through December 31, 1984. Political committees that have not previously filed a financial report should report all financial activity from the date of registration* through December 31, 1984.

WHEN TO FILE

Reports sent by registered or certified mail must be postmarked no later than midnight January 31, 1985. Reports hand delivered or mailed first class must be received no later than close of business January 31, 1985.

WHERE TO FILE

Committees should consult the instructions on the enclosed form for details.

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.

1985 FILING REQUIREMENTS

See the January 1985 issue of the FEC Record for filing requirements during 1985.

*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).

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

Attachment 1 - page 4

8 5 0 4 0 5 7 2 4 4 2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

HQ-7

February 22, 1985

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee - Federal Account
7109 Michael Collins Place
Las Vegas, NV 89128

Identification Number: C00082925

Reference: 1984 Year-End Report (11/27/84-12/31/84)

Dear Mr. Sawyer:

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

Attachment 1 - page 5

MEMORANDUM TO FILE:

ATTACHMENT 4

FROM: Tony Raymond

DATE : 3/14/85

TO: File

TELEPHONE: 3/15/85

NAME OF COMMITTEE: Nevada Republican State Central Committee

3/14/85 -- I called and left a message for the treasurer to call me,

3/15/85 -- I left a message for the treasurer to call me.

36040372444

Attachment 1 - page 6



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee -- Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR
Nevada Republican State Central
Committee -- Federal Account
Richard J. Sawyer, Treasurer

Dear Mr. Sawyer:

On , 1985, the Federal Election Commission determined that there is reason to believe that the Nevada Republican State Central Committee -- Federal Account and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by failing to file a 1984 Year End Report of Receipts and Disbursements. 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. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration 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 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.

Attachment II page 7

Kenneth J. Sawyer, 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 Shelley Garr, 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

Attachment II - page 8

36040372446

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. _____

RESPONDENT Nevada Republican State Central
Committee -- Federal Account
Kenneth J. Sawyer, Treasurer

SUMMARY OF ALLEGATIONS

NRSCC failed to file the 1984 Year End Report of Receipts and Disbursements, due on January 31, 1985.

On January 7, 1985, prior notice of the due date for this report was sent to NRSCC; a Non-Filer Notice was sent on February 22, 1985.

A Reports Analysis Division analyst attempted but was unsuccessful in contacting the treasurer on March 14 and 15, 1985.

FACTUAL BASIS AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate are required to file in a calendar year in which a regularly scheduled election is held, quarterly reports which are to be filed no later than the 15th day after the last day of each calendar quarter. For the quarter ending December 31st, the report shall be filed no later than January 31 of the following calendar year. NRSCC's failure to comply with this report requirement is, in the General Counsel's view, a violation of 2 U.S.C. § 434(a)(4)(A)(i).

Attachment II - page 9

950403/2447



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 24, 1985

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee -- Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1984
Nevada Republican State Central
Committee -- Federal Account
Richard J. Sawyer, Treasurer

Dear Mr. Sawyer:

On April 22, 1985, the Federal Election Commission determined that there is reason to believe that the Nevada Republican State Central Committee -- Federal Account and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act") by failing to file a 1984 Year End Report of Receipts and Disbursements. 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. Please submit any factual or legal materials which you believe are relevant to the Commission's consideration 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).

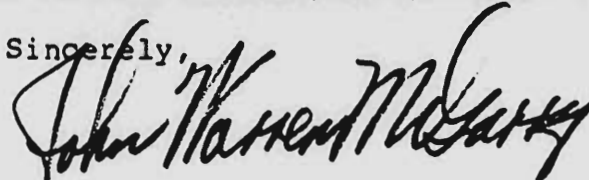
If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address and telephone number of such counsel, and a statement authorizing such counsel to receive any notifications and other communications from the Commission.

Kenneth J. Sawyer, 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 Shelley Garr, 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

86040372449

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
RAD Referral 85NF-65
Nevada Republican State Central)
Committee - Federal Account)
Gerald S. Ballard, treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 16, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-65:

1. Open a MUR.
2. Find reason to believe that the Nevada Republican State Central Committee - Federal Account and Gerald S. Ballard, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii).
3. Approve the letter and legal and factual analysis attached to the First General Counsel's Report signed April 9, 1985.

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

Attest:

4-16-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

4-11-85, 11:40
4-11-85, 4:00

860407/2450



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Gerald S. Ballard, Treasurer
Nevada Republican State Central
Committee--Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State
Central Committee--
Federal Account

Dear Mr. Ballard:

On April 16 , 1985, the Federal Election Commission determined that there is reason to believe that the Nevada Republican State Central Committee--Federal Account and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii), a provision of the Federal Election Campaign Act of 1971, as amended by failing to file a 30 Day Post General Report of Receipts and Expenditures. 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. 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 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.

per 4/16

Gerald S. Ballard, 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 Shelley Garr, 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

360403/2452



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 22, 1985

Gerald S. Ballard, Treasurer
Nevada Republican State Central
Committee--Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR 1977
Nevada Republican State
Central Committee--
Federal Account

Dear Mr. Ballard:

On April 16, 1985, the Federal Election Commission determined that there is reason to believe that the Nevada Republican State Central Committee--Federal Account and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii), a provision of the Federal Election Campaign Act of 1971, as amended by failing to file a 30 Day Post General Report of Receipts and Expenditures. 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. 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 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.

Gerald S. Ballard, 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 Shelley Garr, 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

860400:72454

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL FACTUAL AND LEGAL ANALYSIS

RAD # 85NF-51
STAFF MEMBER & TEL. NO.
GARR 523-4143

RESPONDENTS' NAME: Nevada Republican State Central Committee--
Federal Account

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 failed to file its 1984 30 Day Post General Report which was due on December 6, 1984. Prior notice was sent to the Committee on October 1, 1984; a Non-Filer Notice was mailed on December 28, 1984.

On January 22, 1985, a RAD analyst attempted to contact the treasurer but was told that Mr. Ballard would be out of town until January 25. The treasurer failed to return the call.

As of this date the 30 Day Post General Report has not been filed.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

The Committee's failure to file its 1984 30 Day Post General Report of Receipts and Disbursements is, in the General Counsel view, a violation of 2 U.S.C. § 434(a)(4)(A)(iii).

86040372455

SENSITIVE

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

APR 11 11:40

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 4/11/85, 11:40

RAD # 85NF-65
STAFF MEMBER
Shelley Garr

SOURCE OF MUR: I N T E R N A L L Y G E N E R A T E D
RESPONDENTS' NAME: Nevada Republican State Central Committee --
Federal Account
Gerald S. Ballard, Treasurer^{1/}
RELEVANT STATUTE: 2 U.S.C. § 434(a)(4)(A)(iii)
INTERNAL REPORTS CHECKED: FEC Disclosure Documents
FEDERAL AGENCIES CHECKED: NA

GENERATION OF MATTER

The Nevada Republican State Central Committee--Federal Account ("Committee") was referred to the Office of General Counsel by the Reports Analysis Division for failing to file its 1984 30-Day Post General Report of Receipts and Disbursements.

SUMMARY OF ALLEGATIONS

The Committee failed to file its 1984 30 Day Post General Report which was due on December 6, 1984. Prior notice was sent to the Committee on October 1, 1984; a Non-Filer Notice was mailed on December 28, 1984.

On January 22, 1985, a RAD analyst attempted to contact the treasurer but was told that Mr. Ballard would be out of town until January 25. The treasurer failed to return the call.

^{1/} Although Mr. Ballard is the treasurer of record, Kenneth J. Sawyer signed and submitted the 1984 July and October Quarterly Reports as Treasurer.

35040572456

As of this date the 30 Day Post General Report has not been filed.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

The Committee's failure to file its 1984 30 Day Post General Report of Receipts and Disbursements is, in the General Counsel view, a violation of 2 U.S.C. § 434(a)(4)(A)(iii).

RECOMMENDATION

The Office of General Counsel recommends that the Commission:

1. Open a MUR.
2. Find reason to believe that the Nevada Republican State Central Committee--Federal Account and Gerald S. Ballard, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii).
3. Approve the attached letter and legal and factual analysis.

Charles N. Steele
General Counsel

April 9, 1985
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments
Referral
Letter and Analysis

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 26 February 1985

ANALYST: Anthony Raymond

I. COMMITTEE: Nevada Republican State Central
Committee-Federal Account
(C00082925)
Gerald S. Ballard, Treasurer^{1/}
7109 Michael Collins Place
Las Vegas, NV 89128

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

III. BACKGROUND:

Failure to File the 1984 30 Day Post-General Report

The Nevada Republican State Central Committee-Federal Account ("NRSCC-FA") failed to file the 1984 30 Day Post-General Report which was due on December 6, 1984. Prior notice was sent to NRSCC-FA on October 1, 1984 (Attachment 2).

A Non-Filer Notice was mailed to NRSCC-FA on December 28, 1984 (Attachment 3).

On January 22, 1985, the Reports Analysis Division ("RAD") analyst attempted to call the treasurer. The NRSCC-FA receptionist informed the RAD analyst that the treasurer would be out of town until January 25 and that she would leave a message for the treasurer to return the analyst's call (Attachment 4). The treasurer did not return the call.

As of this date, the report has not been filed.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

On February 22, 1985, a Non-Filer Notice was mailed to NRSCC-FA for failure to timely file the 1984 Year End Report. This matter may be referred at a later date.

^{1/} Although Mr. Ballard is the treasurer of record, Kenneth J. Sawyer signed and submitted the 1984 July and October Quarterly Reports as Treasurer.

Attachment I - page 1

8 6 0 4 0 3 7 2 4 5 9

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

DATE 11FEB85
PAGE 1

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	% OF PAGES	MICROFILM LOCATION
NEVADA REPUBLICAN STATE CENTRAL COMMITTEE - FEDERAL ACCOUNT				PARTY QUALIFIED	ID #C00082925	
1983	APRIL QUARTERLY	22,667	23,975	1JAN83 -31MAR83	19	83FEC/271/0460
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	OCTOBER QUARTERLY	2,837	6,398	1JUL83 -30SEP83	8	83FEC/285/1
	OCTOBER QUARTERLY - AMENDMENT	-	-	1JUL83 -30SEP83	3	84FEC/313/1002
	REQUEST FOR ADDITIONAL INFORMATION			1JUL83 -30SEP83	1	84FEC/308/0126
	YEAR-END	0	0	1OCT83 -31DEC83	4	84FEC/290/4151
1984	APRIL QUARTERLY	54,614	11,860	1JAN84 -31MAR84	21	84FEC/310/3695
	APRIL QUARTERLY - AMENDMENT	54,614	11,860	1JAN84 -31MAR84	22	84FEC/322/4511
	REQUEST FOR ADDITIONAL INFORMATION			1JAN84 -31MAR84	2	84FEC/318/1579
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN84 -31MAR84	3	84FEC/323/3005
	JULY QUARTERLY	7,533	38,878	1APR84 -30JUN84	13	84FEC/323/0501
	JULY QUARTERLY - AMENDMENT	7,533	38,878	1APR84 -30JUN84	14	84FEC/345/2505
	REQUEST FOR ADDITIONAL INFORMATION			1APR84 -30JUN84	2	84FEC/327/1947
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1APR84 -30JUN84	3	84FEC/328/5390
	OCTOBER QUARTERLY	11,371	13,500	1JUL84 -30SEP84	12	84FEC/345/2493
	REQUEST FOR ADDITIONAL INFORMATION			1JUL84 -30SEP84	1	84FEC/350/0371
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL84 -30SEP84	2	84FEC/357/1949
	NOTICE OF FAILURE TO FILE			1OCT84 -26NOV84	1	84FEC/357/4778
1985	MISCELLANEOUS NOTICE FROM FEC			18JAN85	1	85FEC/360/3739
	TOTAL	114,452	0 109,352	0	145	TOTAL PAGES

Debts and Obligations Owed To The Committee as of 9/30/84: \$-0-

Debts and Obligations Owed By The Committee as of 9/30/84: \$-0-

Cash on hand as of 9/30/84: \$9,312

All reports have been reviewed.

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ATTACHMENT I



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

Attachment I - page 4



FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

RQ-7

December 28, 1984

Kenneth J. Sawyer, Treasurer
Nevada Republican State Central
Committee - Federal Account
7109 Michael Collins Place
Las Vegas, NV 89128

Identification Number: C00082925

Reference: 30 Day Post-General Report (10/1/84-11/26/84)

Dear Mr. Sawyer:

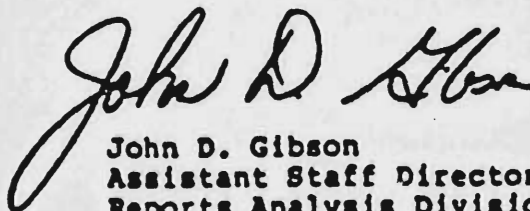
It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced Report of Receipts and Disbursements as required by the Federal Election Campaign Act. You were previously notified of the due date for this report.

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

Attachment I - page 5

MEMORANDUM TO FILE:

FROM: Tony Raymond

DATE : 1/22/85

TO: Treasurer

TELEPHONE:

NAME OF COMMITTEE: Nevada Republican State Central Committee

The receptionist for the committee stated that the treasurer would be out of town until January 25th. She stated that she would leave a message for the treasurer to call me upon his return.

360403.72466

Attachment I - page 6



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Gerald S. Ballard, Treasurer
Nevada Republican State Central
Committee--Federal Account
7109 Michael Collins Place
Las Vegas, Nevada 89128

RE: MUR
Nevada Republican State
Central Committee--
Federal Account

Dear Mr. Ballard:

On , 1985, the Federal Election Commission determined that there is reason to believe that the Nevada Republican State Central Committee--Federal Account and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iii), a provision of the Federal Election Campaign Act of 1971, as amended by failing to file a 30 Day Post General Report of Receipts and Expenditures. 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. 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 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.

Attachment II - page 7

Gerald S. Ballard, 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 Shelley Garr, 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

Attachment II - page 8

360403.72465

FEDERAL ELECTION COMMISSION
GENERAL COUNSEL FACTUAL AND LEGAL ANALYSIS

RAD # 85NF-51
STAFF MEMBER & TEL. NO.
GARR 523-4143

RESPONDENTS' NAME: Nevada Republican State Central Committee--
Federal Account

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 failed to file its 1984 30 Day Post General Report which was due on December 6, 1984. Prior notice was sent to the Committee on October 1, 1984; a Non-Filer Notice was mailed on December 28, 1984.

On January 22, 1985, a RAD analyst attempted to contact the treasurer but was told that Mr. Ballard would be out of town until January 25. The treasurer failed to return the call.

As of this date the 30 Day Post General Report has not been filed.

FACTUAL AND LEGAL ANALYSIS

Pursuant to 2 U.S.C. § 434(a)(4)(A)(iii) all political committees other than authorized committees of a candidate are required to file a post-general election report, which shall be filed no later than the 30th day after the general election and shall be complete as of the 20th day after such general election.

The Committee's failure to file its 1984 30 Day Post General Report of Receipts and Disbursements is, in the General Counsel view, a violation of 2 U.S.C. § 434(a)(4)(A)(iii).

Attachment II - page 9



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, DC 20463

THIS IS THE BEGINNING OF MUR # 1977

Date Filmed 3/26/86 Camera No. --- 2

Cameraman AS

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