



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20063

THIS IS THE END OF MUR # 1983

Date Filmed 9/10/85 Camera No. --- 2

Cameraman AS

850405144945

FEDERAL ELECTION COMMISSION

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Initialed copies

Objection - To by who

Conciliation negotiations

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

Ch. Felt

date

8/29/85

FEC 9-21-77

85040544946



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

14 August 1985

Mr. Thomas E. Horn
379 Hayes Street
San Francisco, CA 94102

RE: MUR 1983

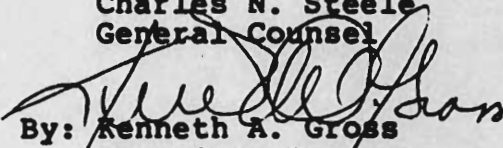
Dear Mr. Horn:

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

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

Sincerely,

Charles N. Steele
General Counsel

By: 
Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040544947

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
The 1984 San Francisco) MUR 1983
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

CONCILIATION AGREEMENT

8
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This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, ("Respondents") violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

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

§ 437g(a)(4)(A)(i).

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

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

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

1. Respondent, the 1984 San Francisco Democratic Host Committee, is a host committee as defined in 11 C.F.R.

§ 9008.7(d)(1).

2. Respondent William D. Rollneck is the treasurer of the 1984 San Francisco Democratic Host Committee.

3. Respondents were required to file a quarterly report by October 10, 1984.

4. Respondents failed to file in a timely manner its 1984 October Quarterly Report; instead, filing the report 56 days late on December 5, 1984.

V. Respondents violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

VII. 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.

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

85040544949

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

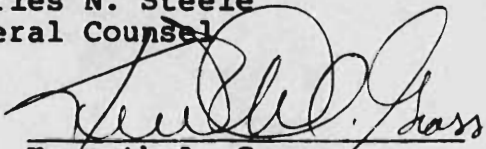
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

FOR THE COMMISSION:

Charles N. Steele
General Counsel

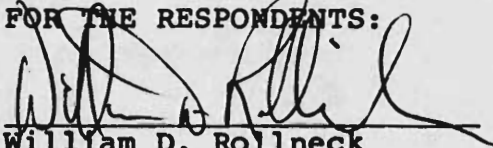
BY:


Kenneth A. Gross
Associate General Counsel

Date

August 12, 1985

FOR THE RESPONDENTS:


William D. Rollneck
Treasurer

Date

July 10, 1985

85040544950

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 1983
The 1984 San Francisco)
Democratic Host Committee)
William D. Rollneck, as)
treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 2, 1985, the Commission decided by a vote of 5-0 to take the following actions in MUR 1983:

1. Accept the agreement submitted with the General Counsel's Report signed July 26, 1985.
2. Close the file.

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

Attest:

8/5/85
Date

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

Received in Office of Commission Secretary: 7-30-85, 5:46
Circulated on 48 hour tally basis: 7-31-85, 4:00

85040544951

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)
)
The 1984 San Francisco)
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

MUR 1983

85 JUL 30 P 5: 46

GENERAL COUNSEL'S REPORT

SENSITIVE

Background

Attached is a conciliation agreement which has been signed by Mr. William Rollneck, treasurer of the 1984 San Francisco Democratic Host Committee.

The attached agreement contains no changes from the agreement approved by the Commission and a check for the civil penalty has been received.

Recommendation

The Office of General Counsel recommends the acceptance of this agreement and the closing of the file.

Charles N. Steele
General Counsel

Date

July 26, 1985

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

Conciliation Agreement
Letter

85040544952

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
The 1984 San Francisco) MUR 1983
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

CONCILIATION AGREEMENT

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This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, ("Respondents") violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

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

§ 437g(a)(4)(A)(i).

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

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

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

1. Respondent, the 1984 San Francisco Democratic Host Committee, is a host committee as defined in 11 C.F.R.

§ 9008.7(d)(1).

2. Respondent William D. Rollneck is the treasurer of the 1984 San Francisco Democratic Host Committee.

3. Respondents were required to file a quarterly report by October 10, 1984.

4. Respondents failed to file in a timely manner its 1984 October Quarterly Report; instead, filing the report 56 days late on December 5, 1984.

V. Respondents violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

VII. 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.

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

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

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

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

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Date

FOR THE RESPONDENTS:

William D. Rollneck
Treasurer

Date

LAW OFFICES OF
THOMAS E. HORN
OFFICE ACCOUNT

379 HAYES ST. 415-558-9700
SAN FRANCISCO, CA 94102

1984 SAN FRANCISCO DEMOCRATIC 3040
HOST COMMITTEE

PAY
TO THE
ORDER OF

TREASURER, UNITED STATES

7/12/85

11-35
1210

\$ 200.00

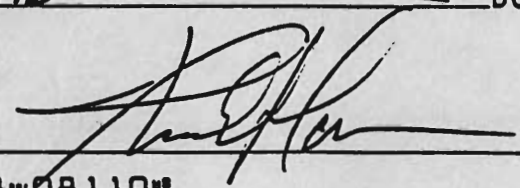
TWO HUNDRED ⁰⁰/₁₀₀

DOLLARS

BANK OF AMERICA

MARKET-VAN NESS BRANCH 0299
1525 MARKET STREET
P.O. BOX 37001
SAN FRANCISCO, CA 94137

FOR



⑈003040⑈ ⑆121000358⑆ 02998⑈08110⑈



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. Thomas E. Horn
379 Hayes Street
San Francisco, CA 94102

RE: MUR 1983

Dear Mr. Horn:

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

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

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

Attachment 2

85040544957

GCC # 8028

MEMORANDUM

TO:

Retha Dixon

TO:

JOAN HARRIS
Retha Dixon

FROM:

JOAN HARRIS

FROM:

CHECK NO. 3040 (a copy of which is attached) RELATING
TO MUR 1983 AND NAME The 1984 San Francisco Mem.
WAS RECEIVED ON July 17, 1985. PLEASE INDICATE THE ACCOUNT INTO
WHICH IT SHOULD BE DEPOSITED:

☒ BUDGET CLEARING ACCOUNT (#95F3873.16)
☐ CIVIL PENALTIES ACCOUNT (#95-1099.160)

SIGNATURE Retha L. Dixon OTHER _____

DATE

7/17/85

LAW OFFICES OF
THOMAS E. HORN
OFFICE ACCOUNT

379 HAYES ST. 415-558-9700
SAN FRANCISCO, CA 94102

1984 SAN FRANCISCO DEMOCRATIC 3040
HOST COMMITTEE

PAY
TO THE
ORDER OF

— TREASURER, UNITED STATES —

7/12/85

11-35
1210

\$ 200.00

— TWO HUNDRED ^{NR}/100 —

DOLLARS

BANK OF AMERICA™

MARKET-VAN NESS BRANCH 0280
1525 MARKET STREET
P.O. BOX 37001
SAN FRANCISCO, CA 94137

FOR



⑈003040⑈ ⑆121000358⑆ 02998⑈08110⑈

THOMAS E. HORN
PAUL H. MELBOSTAD

LAW OFFICES OF
THOMAS E. HORN
378 HAYES STREET
SAN FRANCISCO, CALIFORNIA 94103
TELEPHONE (415) 888-9700

RECEIVED AT THE FEC
GCC # 8028
85 JUL 15 49:42
LEGAL ASSISTANT
ELIZABETH A. COOLEY

July 12, 1985

Kenneth A. Gross, Esquire
Associate General Counsel
Federal Election Commission
1325 K Street NW
Washington, D.C. 20463

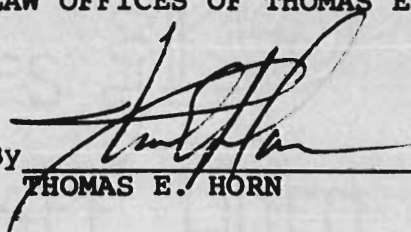
Dear Mr. Gross:

Thank you for your letter of June 17, 1985 and proposed conciliation agreement. The conciliation agreement is acceptable to the Host Committee and I am enclosing a signed original herewith, as well as my check in the sum of \$200.00, representing the civil penalty. If I may be of further assistance, do not hesitate to contact me.

Sincerely yours,

LAW OFFICES OF THOMAS E. HORN

By


THOMAS E. HORN

TEH:eac
enclosures

cc: Mrs. Nancy Pelosi

85040544960

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
35 JUL 17 1985 2:42



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 17, 1985

Thomas E. Horn, Esquire
379 Hayes Street
San Francisco, California 94102

RE: MUR 1983
The 1984 San Francisco Democratic
Host Committee and William D.
Rollneck, as treasurer

Dear Mr. Horn:

On April 19, 1985, the Commission found reason to believe that your clients, the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii). At your request, the Commission determined on June 12, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

85040544961

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
The 1984 San Francisco) MUR 1983
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

CONCILIATION AGREEMENT

35040544962
This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, ("Respondents") violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

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

§ 437g(a)(4)(A)(i).

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

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

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

1. Respondent, the 1984 San Francisco Democratic Host Committee, is a host committee as defined in 11 C.F.R.

§ 9008.7(d)(1).

2. Respondent William D. Rollneck is the treasurer of the 1984 San Francisco Democratic Host Committee.

3. Respondents were required to file a quarterly report by October 10, 1984.

4. Respondents failed to file in a timely manner its 1984 October Quarterly Report; instead, filing the report 56 days late on December 5, 1984.

V. Respondents violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

VII. 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.

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

85040544963

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

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

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

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Date

FOR THE RESPONDENTS:

William D. Rollneck
Treasurer

Date

85040544964

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
The 1984 San Francisco) MUR 1983
Democratic Host Committee)
William D. Rollneck, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 12, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 1983:

1. Enter into conciliation with the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter attached to the General Counsel's Report signed June 6, 1985.

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

Attest:

6-12-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

6-7-85, 9:56
6-7-85, 2:00

85040544965

BEFORE THE FEDERAL ELECTION COMMISSION OF THE FEC
COMMISSION SECRETARY

RECEIVED

MUR 1983

85 JUN 7 49:56

In the Matter of)
The 1984 San Francisco)
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On April 19, 1985, the Commission determined that there is reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by failing to file its 1984 October Quarterly Report in a timely manner. By letter dated May 9, 1985, counsel for the Committee requested to settle this matter prior to a finding of probable cause to believe (Attachment 1).

II. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

Attached for the Commission's approval is a proposed conciliation agreement with the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer (Attachment 2). The proposed agreement provides for an admission of the violation and a proposed civil penalty of \$200. Consistent with the handling of similar matters concerning the late filing of reports, the proposed civil penalty in this matter reflects the following information:

85044544965

<u>REPORT</u>	<u>RECEIPTS</u>	<u>EXP'S</u>	<u>REPORT DUE</u>	<u>REPORT FILED</u>	<u>DAYS LATE</u>	<u>PROPOSED PENALTY</u>
1984 October Quarterly	\$58,504.68	\$42,782.20	10/10/84	12/05/84	56	\$100
				Subtotal:		\$100
				Base:		<u>100</u>
				TOTAL:		\$200

III. RECOMMENDATIONS

1. Enter into conciliation with the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement and letter.

Charles N. Steele
General Counsel

June 6, 1985
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

1. Letter from Thomas E. Horn
2. Proposed Agreement and Letter

85040544967

THOMAS E. HORN
PAUL M. MELBOSTAD

LAW OFFICES OF
THOMAS E. HORN
379 HAYES STREET
SAN FRANCISCO, CALIFORNIA 94102
TELEPHONE (415) 888-9700

85 MAY 15 09:31

LEGAL ASSISTANT
ELIZABETH A. COOLEY

May 9, 1985

RECEIVED
GENERAL COUNSEL
MAY 15 10:17

Federal Election Commission
Washington, D.C. 20463

Attention: Chris Petersen, Esquire

Re: MUR 1983

Dear Mr. Petersen:

This will confirm our conversation of this date. I served as General Counsel and Secretary of the 1984 San Francisco Democratic Convention Host Committee.

I indicated a number of things to you on the phone. First, the post-convention report which contained 99% of all activities of the Host Committee, was sent to the Commission on September 17, 1984 by Federal Express, and filed in a timely fashion. There have been supplemental reports filed as required; however, as you can see, the activity following the Convention was minimal. It was an enormous project to get the post-convention report timely filed, but we were able to do that.

I have been unable to make contact with the Assistant Treasurer, Kathy Lynch, who filed the supplemental quarterly reports to get her recollection of why this first supplemental quarterly report was not timely filed on October 10, 1984. My recollection, however, is that two factors were involved. First, all of the responsible principals in the Host Committee had worked very hard to see that the post-convention report which, as I have indicated, contained 99% of all activities of the Host Committee, was timely filed. Because the information that would be contained in a supplemental quarterly report would be minor by comparison, I suspect the Assistant Treasurer simply overlooked the deadline. She had gone off of the Host Committee payroll and was doing the supplemental reports essentially as a favor. A second problem that arose was that the Treasurer, William Rollnick, is an extremely

Att #1

1 of 2

85040544968

Federal Election Commission
May 10, 1985
Page Two

busy businessman whose offices are not located in San Francisco. It was very difficult to get a hold of him and meet with him to review the reports and have them signed. Also, at about that time, Mr. Rollnick was in Europe on vacation. This matter was ultimately resolved by the Board of Directors of the corporation naming Ms. Lynch as an Assistant Treasurer so that she could see that the reports were timely filed. As you know, all subsequent reports were timely filed.

In view of the foregoing, I would request that we enter into pre-probable cause conciliation. Although this first supplemental quarterly report was filed late, the activity reflected in the report was minor and all other reports, including the massive post-convention report, were timely filed. I appreciate your attention to this matter.

Sincerely yours,

LAW OFFICES OF THOMAS E. HORN

By Thomas E. Horn
THOMAS E. HORN

TEH:eac

cc: Mrs. Nancy Pelosi
Ms. Kathy Lynch

Att #1

2 of 2

85040544969

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
The 1984 San Francisco) MUR 1983
Democratic Host Committee)
and William D. Rollneck,)
as treasurer)

CONCILIATION AGREEMENT

85040544970
This matter was initiated by the Federal Election Commission ("Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, ("Respondents") violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

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

§ 437g(a)(4)(A)(i).

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

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

Att #2

1 of 4

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

1. Respondent, the 1984 San Francisco Democratic Host Committee, is a host committee as defined in 11 C.F.R.

§ 9008.7(d)(1).

2. Respondent William D. Rollneck is the treasurer of the 1984 San Francisco Democratic Host Committee.

3. Respondents were required to file a quarterly report by October 10, 1984.

4. Respondents failed to file in a timely manner its 1984 October Quarterly Report; instead, filing the report 56 days late on December 5, 1984.

V. Respondents violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not filing its 1984 October Quarterly Report in a timely manner.

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

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

Att #2

2 of 4

85040544971

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

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

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

FOR THE COMMISSION:

Charles N. Steele
General Counsel

BY:

Kenneth A. Gross
Associate General Counsel

Date

FOR THE RESPONDENTS:

William D. Rollneck
Treasurer

Date

Att #2

3 of 4

85040544972

THOMAS E. HORN
PAUL H. MELSOSTAD

LAW OFFICES OF
THOMAS E. HORN
379 HAYES STREET
SAN FRANCISCO, CALIFORNIA 94102
TELEPHONE (415) 888-8700

RECEIVED AT THE FEC
GOC # 7458
85 MAY 15 A.D. 84

LEGAL ASSISTANT
ELIZABETH A. COOLEY

May 9, 1985

RECEIVED
OFFICE OF THE
GENERAL COUNSEL
85 MAY 15 A.D. 84

Federal Election Commission
Washington, D.C. 20463

Attention: Chris Petersen, Esquire

Re: MUR 1983

Dear Mr. Petersen:

This will confirm our conversation of this date. I served as General Counsel and Secretary of the 1984 San Francisco Democratic Convention Host Committee.

I indicated a number of things to you on the phone. First, the post-convention report which contained 99% of all activities of the Host Committee, was sent to the Commission on September 17, 1984 by Federal Express, and filed in a timely fashion. There have been supplemental reports filed as required; however, as you can see, the activity following the Convention was minimal. It was an enormous project to get the post-convention report timely filed, but we were able to do that.

I have been unable to make contact with the Assistant Treasurer, Kathy Lynch, who filed the supplemental quarterly reports to get her recollection of why this first supplemental quarterly report was not timely filed on October 10, 1984. My recollection, however, is that two factors were involved. First, all of the responsible principals in the Host Committee had worked very hard to see that the post-convention report which, as I have indicated, contained 99% of all activities of the Host Committee, was timely filed. Because the information that would be contained in a supplemental quarterly report would be minor by comparison, I suspect the Assistant Treasurer simply overlooked the deadline. She had gone off of the Host Committee payroll and was doing the supplemental reports essentially as a favor. A second problem that arose was that the Treasurer, William Rollnick, is an extremely

85040544973

Federal Election Commission
May 10, 1985
Page Two

busy businessman whose offices are not located in San Francisco. It was very difficult to get a hold of him and meet with him to review the reports and have them signed. Also, at about that time, Mr. Rollnick was in Europe on vacation. This matter was ultimately resolved by the Board of Directors of the corporation naming Ms. Lynch as an Assistant Treasurer so that she could see that the reports were timely filed. As you know, all subsequent reports were timely filed.

In view of the foregoing, I would request that we enter into pre-probable cause conciliation. Although this first supplemental quarterly report was filed late, the activity reflected in the report was minor and all other reports, including the massive post-convention report, were timely filed. I appreciate your attention to this matter.

Sincerely yours,

LAW OFFICES OF THOMAS E. HORN

By Thomas E. Horn
THOMAS E. HORN

TEH:eac

cc: Mrs. Nancy Pelosi
Ms. Kathy Lynch

85040544974



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Thomas E. Horn, Esquire
379 Hayes Street
San Francisco, California 94102

RE: MUR 1983
The 1984 San Francisco Democratic
Host Committee and William D.
Rollneck, as treasurer

Dear Mr. Horn:

On April 19, 1985, the Commission found reason to believe that your clients, the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii). At your request, the Commission determined on , 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

Sincerely,

Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

Att #2

4 of 4

85040544975



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RECEIVED
OFFICE OF THE FEC
COMMISSIONER SECRETARY

25 MAY 1 AIO:48

April 24, 1985

MEMORANDUM TO: The Commission

FROM: Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

SUBJECT: RAD Referral 85NF-81

SENSITIVE

On April 19, 1985 the Commission approved the recommendation that RAD Referral 85NF-81 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-81 should now become MUR 1983.

Attachment
Copy of Certification

85040544976

M1983

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
The 1984 San Francisco Democratic) RAD Referral 85NF-81
Host Committee)
William D. Rollneck, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 19, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-81:

1. Open a MUR.
2. Find reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii).
3. Approve the letter attached to the First General Counsel's Report signed April 15, 1985.
4. Approve the Factual and Legal Analysis attached to the First General Counsel's Report signed April 15, 1985.

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

Attest:

4-22-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

4-16-85, 12:59
4-17-85, 11:00

85040544977



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Doc #1

April 24, 1985

MEMORANDUM TO: The Commission
FROM: Charles N. Steele
General Counsel

SENSITIVE

By: Kenneth A. Gross
Associate General Counsel

SUBJECT: RAD Referral 85NF-81

On April 19, 1985 the Commission approved the recommendation that RAD Referral 85NF-81 should become a MUR. Therefore, all documents which had previously been contained in RAD Referral 85NF-81 should now become MUR 1983.

Attachment
Copy of Certification

85040544978



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 24, 1985

Mr. William D. Rollneck, Treasurer
The 1984 San Francisco Democratic
Host Committee
40 Presideo Terrace
San Francisco, CA 94118

RE: MUR 1983
The 1984 San Francisco Democratic
Host Committee and William D.
Rollneck, as treasurer

Dear Mr. Rollneck:

On April 19, 1985, the Federal Election Commission determined that there is reason to believe that the 1984 San Francisco Democratic Host Committee, and you, as treasurer, violated 2 U.S.C. § 437, a provision of the Federal Election Campaign Act of 1971, as amended, ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's findings, is attached for your information.

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

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

85040544979

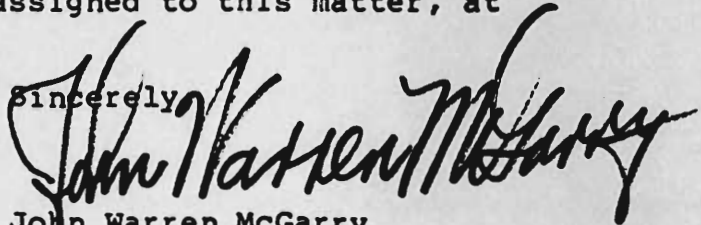
William D. Rollneck, Treasurer
Page 2

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

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

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

Sincerely,


John Warren McGarry
Chairman

Enclosures

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

85040544980

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

The 1984 San Francisco Democratic)
Host Committee)

William D. Rollneck, as treasurer)

RAD Referral 85NF-81

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 19, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-81:

1. Open a MUR.
2. Find reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii).
3. Approve the letter attached to the First General Counsel's Report signed April 15, 1985.
4. Approve the Factual and Legal Analysis attached to the First General Counsel's Report signed April 15, 1985.

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

Attest:

4-22-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

4-16-85, 12:59
4-17-85, 11:00

85040544981

SENSITIVE

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

05 APR 16 12: 59

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION 4/16/85-1:00

85NF-81
STAFF MEMBER
Chris Petersen

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

RESPONDENT'S NAME: The 1984 San Francisco Democratic Host
Committee and William D. Rollneck,
as treasurer

RELEVANT STATUTE: 2 U.S.C. § 437
11 C.F.R. § 9008.12(a)(2)(ii)

INTERNAL REPORTS
CHECKED: The 1984 San Francisco Democratic Host
Committee Reports

FEDERAL AGENCIES
CHECKED: N/A

GENERATION OF MATTER

This matter was referred to the Office of General Counsel on
March 27, 1985, by the Reports Analysis Division. (Attachment
1).

SUMMARY OF ALLEGATIONS

It is alleged that the 1984 San Francisco Democratic Host
Committee and William D. Rollneck, as treasurer, violated
2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not timely
filing its 1984 October Quarterly Report.

FACTUAL AND LEGAL ANALYSIS

Facts

On June 15, 1984, the 1984 San Francisco Democratic
Convention Host Committee ("the Committee") was notified that its
1984 October Quarterly Report would be due on October 10, 1984.

85040544982

The Committee failed to timely file its 1984 October Quarterly Report, instead filing the report 56 days late on December 5, 1984.

Legal Analysis

The 1984 San Francisco Democratic Host Committee is a host committee as defined under 11 C.F.R. § 9008.7(d)(1). As a host committee it is required to file the necessary reports as prescribed under 2 U.S.C. § 437 and 11 C.F.R. § 9008.12.

11 C.F.R. § 9008.12(a)(2)(ii) states that any host committee that has receipts or makes disbursements after the completion date of the post convention report shall begin to file quarterly reports no later than 10 days after the end of the following calendar quarter. The Committee had receipts and made disbursements after the Committee completed its post convention report. Therefore, the Committee was required to file a quarterly report by October 10, 1984. The Committee did not file its 1984 October Quarterly Report until December 5, 1985.

RECOMMENDATIONS

1. Open a MUR
2. Find reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii).

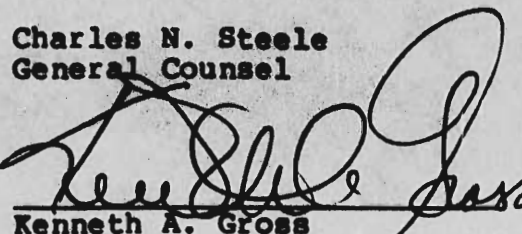
8 5 0 4 0 5 4 9 8 3

3. Approve the attached letter
4. Approve the attached Factual and Legal Analysis.

Charles N. Steele
General Counsel

April 15, 1985
Date

BY:


Kenneth A. Gross
Associate General Counsel

Attachments

1. Reports Analysis Referral
2. Letter to Respondent
3. General Counsel's Factual and Legal Analysis

85040544984



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 *JDG*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE 1984 SAN FRANCISCO DEMOCRATIC HOST
COMMITTEE

This is a referral of the 1984 San Francisco Democratic Host Committee (the "Committee"). The Committee failed to file a 1984 October Quarterly Report as of Election Day. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standard 3), further examination is required by your office.

If you have any questions, please contact Robyn Jameson at 523-4048.

Attachment

855040544985

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 27 March 1985

ANALYST: Robyn Jameson

I. COMMITTEE: 1984 San Francisco Democratic Convention
Host Committee (C00171371)
William D. Rollneck, Treasurer
40 Presideo Terrace
San Francisco, CA 94118

II. RELEVANT STATUTE: 11 CFR 9008.12(a)(2)(ii)

III. BACKGROUND:

Failure to Timely File the 1984 October Quarterly Report

The 1984 San Francisco Democratic Convention Host Committee (the "Committee") failed to file the 1984 October Quarterly Report of Receipts and Disbursements as of Election Day, November 6, 1984. The Committee was notified on June 15, 1984, that the report was due on October 10, 1984 (Attachment 2).

On November 2, 1984, a Non-Filer Notice was sent to the Committee for the 1984 October Quarterly Report (Attachment 3).^{*/} No response was received and therefore on November 29, 1984, the Reports Analysis Division (RAD) analyst telephoned Ms. Kathy Lynch, Assistant Treasurer for the Committee. Ms. Lynch was not available (Attachment 4).

The RAD analyst contacted Ms. Lynch on November 30, 1984. She stated that the report was being put together and the Committee's lawyer would look it over before the report was filed (Attachment 5).

On December 5, 1984, the Committee filed the October Quarterly Report (Attachment 6).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

^{*/} The Non-Filer Notice was sent to the address of record, however, the last three (3) reports indicate the address to be that shown in Section I.

8504054986

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
1984 SAN FRANCISCO DEMOCRATIC CONVENTION HOST COMMITTEE INC CONNECTED ORGANIZATION: NONE				PARTY NON-QUALIFIED	ID #C00171371	
1983	STATEMENT OF ORGANIZATION			21OCT83	3	83FEC/285/5159
	STATEMENT OF ORGANIZATION - AMENDMENT			15NOV83	2	83FEC/287/0828
1984	POST-ELECTION	2,432,797	2,340,759	21OCT83 - 2SEP84	106	84FEC/328/3950
	POST-ELECTION - AMENDMENT	2,432,797	-	21OCT83 - 2SEP84	108	84FEC/351/1766
	OCTOBER QUARTERLY	58,504	42,782	3SEP84 - 30SEP84	8	84FEC/351/1770
	NOTICE OF FAILURE TO FILE			3SEP84 - 30SEP84	1	84FEC/348/07
	POST-GENERAL	21,875	10,249	1OCT84 - 26NOV84	9	84FEC/351/1747
	REQUEST FOR ADDITIONAL INFORMATION			21OCT83 - 2SEP84	1	83FEC/360/0539
	YEAR-END	-	4,278	27NOV84 - 31DEC84	4	83FEC/366/3168
	TOTAL	2,513,176	0 2,398,068	0	242	TOTAL PAGES

All reports have been reviewed

Cash on hand as of 12/31/84: \$106,168.60

Debts and Obligations Owed to the Committee as of 12/31/84: \$0

Debts and Obligations Owed by the Committee as of 12/31/84: \$0



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Mr. William D. Rollneck, Treasurer
The 1984 San Francisco Democratic
Host Committee
40 Presideo Terrace
San Francisco, CA 94118

RE: MUR
The 1984 San Francisco Democratic
Host Committee and William D.
Rollneck, as treasurer

Dear Mr. Rollneck:

On , 1985, the Federal Election Commission determined that there is reason to believe that the 1984 San Francisco Democratic Host Committee, and you, as treasurer, violated 2 U.S.C. § 437, a provision of the Federal Election Campaign Act of 1971, as amended, ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's findings, is attached for your information.

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

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

William D. Rollneck, Treasurer
Page 2

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

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

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

Sincerely,

John Warren McGarry
Chairman

Enclosures

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

85040544989

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

RESPONDENT: 1984 San Francisco Democratic
Host Committee and William
D. Rollneck, as treasurer

MUR NO. _____

SUMMARY OF ALLEGATIONS

It is alleged that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 by not timely filing its 1984 October Quarterly Report.

FACTUAL AND LEGAL ANALYSIS

On June 15, 1984, the 1984 San Francisco Democratic Convention Host Committee ("the Committee") was notified that its 1984 October Quarterly Report would be due on October 10, 1984. The Committee failed to timely file its 1984 October Quarterly Report, instead filing the report 56 days late on December 5, 1984.

The 1984 San Francisco Democratic Host Committee is a host committee as defined under 11 C.F.R. § 9008.7(d)(1). As a host committee it is required to file the necessary reports as prescribed under 2 U.S.C. § 437 and 11 C.F.R. § 9008.12. 11 C.F.R. § 9008.12(a)(2)(ii) states that any host committee that has receipts or makes disbursements after the completion date of the post convention report shall begin to file quarterly reports no later than 10 days after the end of the following calendar quarter. The Committee had receipts and made disbursements after the Committee completed its post convention report. Therefore, the Committee was required to file a quarterly report by October 10, 1984. The Committee did not file its 1984 October Quarterly Report until December 5, 1985.

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

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

85NF-81
STAFF MEMBER
Chris Petersen

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

RESPONDENT'S NAME: The 1984 San Francisco Democratic Host
Committee and William D. Rollneck,
as treasurer

RELEVANT STATUTE: 2 U.S.C. § 437
11 C.F.R. § 9008.12(a)(2)(ii)

INTERNAL REPORTS
CHECKED:

The 1984 San Francisco Democratic Host
Committee Reports

FEDERAL AGENCIES
CHECKED:

N/A

GENERATION OF MATTER

This matter was referred to the Office of General Counsel on
March 27, 1985, by the Reports Analysis Division. (Attachment
1).

SUMMARY OF ALLEGATIONS

It is alleged that the 1984 San Francisco Democratic Host
Committee and William D. Rollneck, as treasurer, violated
2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii) by not timely
filing its 1984 October Quarterly Report.

FACTUAL AND LEGAL ANALYSIS

Facts

On June 15, 1984, the 1984 San Francisco Democratic
Convention Host Committee ("the Committee") was notified that its
1984 October Quarterly Report would be due on October 10, 1984.

85040544991

The Committee failed to timely file its 1984 October Quarterly Report, instead filing the report 56 days late on December 5, 1984.

Legal Analysis

The 1984 San Francisco Democratic Host Committee is a host committee as defined under 11 C.F.R. § 9008.7(d)(1). As a host committee it is required to file the necessary reports as prescribed under 2 U.S.C. § 437 and 11 C.F.R. § 9008.12.

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RECOMMENDATIONS

1. Open a MUR
2. Find reason to believe that the 1984 San Francisco Democratic Host Committee and William D. Rollneck, as treasurer, violated 2 U.S.C. § 437 and 11 C.F.R. § 9008.12(a)(2)(ii).

85044992

3. Approve the attached letter
4. Approve the attached Factual and Legal Analysis.

Charles N. Steele
General Counsel

Date

BY: _____
Kenneth A. Gross
Associate General Counsel

Attachments

1. Reports Analysis Referral
2. Letter to Respondent
3. General Counsel's Factual and Legal Analysis

85040544993



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 *JDG*
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION

SUBJECT: REFERRAL OF THE 1984 SAN FRANCISCO DEMOCRATIC HOST
COMMITTEE

This is a referral of the 1984 San Francisco Democratic Host Committee (the "Committee"). The Committee failed to file a 1984 October Quarterly Report as of Election Day. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standard 3), further examination is required by your office.

If you have any questions, please contact Robyn Jameson at 523-4048.

Attachment

85040544994

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 27 March 1985

ANALYST: Robyn Jameson

I. COMMITTEE: 1984 San Francisco Democratic Convention
Host Committee (C00171371)
William D. Rollneck, Treasurer
40 Presideo Terrace
San Francisco, CA 94118

II. RELEVANT STATUTE: 11 CFR 9008.12(a)(2)(ii)

III. BACKGROUND:

Failure to Timely File the 1984 October Quarterly Report

The 1984 San Francisco Democratic Convention Host Committee (the "Committee") failed to file the 1984 October Quarterly Report of Receipts and Disbursements as of Election Day, November 6, 1984. The Committee was notified on June 15, 1984, that the report was due on October 10, 1984 (Attachment 2).

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On December 5, 1984, the Committee filed the October Quarterly Report (Attachment 6).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None

^{*/} The Non-Filer Notice was sent to the address of record, however, the last three (3) reports indicate the address to be that shown in Section I.

85040544995

8 5 0 4 0 5 4 4 8 8 6
FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)

DATE 27FEB85
PAGE 1

PARTY RELATED					
COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES MICROFILM LOCATION
1984 SAN FRANCISCO DEMOCRATIC CONVENTION HOST COMMITTEE INC CONNECTED ORGANIZATION: NONE				PARTY NON-QUALIFIED	ID #C00171371
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	STATEMENT OF ORGANIZATION - AMENDMENT			15NOV83	2 83FEC/287/0828
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	POST-ELECTION - AMENDMENT	2,432,797	-	21OCT83 - 2SEP84	108 84FEC/351/1766
	OCTOBER QUARTERLY	58,504	42,782	3SEP84 - 30SEP84	8 84FEC/351/1757
	NOTICE OF FAILURE TO FILE			3SEP84 - 30SEP84	1 84FEC/348/5775
	POST-GENERAL	21,875	10,249	1OCT84 - 26NOV84	9 84FEC/351/1747
	REQUEST FOR ADDITIONAL INFORMATION			21OCT83 - 2SEP84	1 85FEC/360/0529
	YEAR-END	-	4,278	27NOV84 - 31DEC84	4 85FEC/366/3168
	TOTAL	2,513,176	0 2,398,068	0	242 TOTAL PAGES

All reports have been reviewed

Cash on hand as of 12/31/84: \$106,168.60

Debts and Obligations Owed to the Committee as of 12/31/84: \$0

Debts and Obligations Owed by the Committee as of 12/31/84: \$0

Attachment 1



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 1983

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

Cameraman AS

85040544997