



FEDERAL ELECTION COMMISSION

1125 K STREET NW
WASHINGTON, DC 20463

THIS IS THE END OF MUR # 2027

Date Filmed 10/18/85 Camera No. --- 3

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FEDERAL ELECTION COMMISSION

2027

- 6 Routing Slips (5); 1 Staff memo (2); 1 permanent
file sheet (2); 2 staff initial of letters (5);
3 unsigned (or partially signed) conciliation agreements (3)
portion of RAD referral (2); 1 GC report discussing conciliation (3)

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 Patty Rully
 date 2/9/85

FEC 9-21-77

85040553851



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 9, 1985

Steven B. Garfunkel, Esquire
Law Department Terminal Tower
P.O. Box 6419
Cleveland, Ohio 44101

Re: MUR 2027
The Chesapeake and Ohio
Railway Company Officer's Good
Government Fund and
Roland W. Donnem, as treasurer

Dear Mr. Garfunkel:

On September 5, 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. § 434(a)(4)(A)(ii), 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

[Signature]
By: Kenneth A. Gross
Associate General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
the Chesapeake and Ohio) MUR 2027
Railway Officers Good)
Government Fund and)
Roland W. Donnem, as treasurer)

CONCILIATION AGREEMENT

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This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the Chesapeake and Ohio Railway Officers Officers Good Government Fund and Roland W. Donnem, as treasurer ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(ii) by failing to timely file the 1984 Pre-Election Report.

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 Chesapeake and Ohio Railway Company Officers Good Government Fund ("the Committee") is a multi-candidate political committee registered with the Federal Election Commission.
2. Respondent, Roland W. Donnem, is the treasurer of the Committee.
3. Respondents were required to submit a 1984 Pre-General Election Report on October 25, 1984. The information required by this report was not received by the Commission until December 7, 1984.

V. Respondents failure to file its 1984 Pre-General Election Report in a timely manner is a violation of 2 U.S.C. § 434(a)(4)(A)(ii).

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

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

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.

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

X. 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.

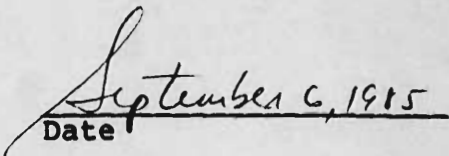
XI. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be valid.

FOR THE COMMISSION:

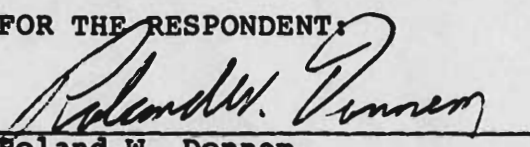
Charles N. Steele
General Counsel

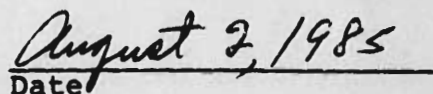
BY:


Kenneth A. Gross
Associate General Counsel


Date

FOR THE RESPONDENT:


Roland W. Donnem
Treasurer


Date

85040553855

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2027
The Chesapeake and Ohio)
Railway Company Officer's)
Good Government Fund)
Roland W. Donnem, as)
treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on September 5, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 2027:

1. Accept the conciliation agreement submitted with the General Counsel's Report signed August 29, 1985.
2. Approve the letter attached to the General Counsel's Report signed August 29, 1985.
3. Close the file in this matter.

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

Attest:

9-5-85

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

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

Fri., 8-30-85, 11:07
Tues., 9-3-85, 11:00
Thur., 9-5-85, 11:00

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BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

In the Matter of)

)
The Chesapeake and Ohio)
Railway Company Officer's)
Good Government Fund and)
Roland W. Donnem, as)
treasurer)

MUR 2027

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SENSITIVE

GENERAL COUNSEL'S REPORT

BACKGROUND

Attached is a conciliation agreement signed by Roland W. Donnem, treasurer of the Chesapeake and Ohio Railway Company Officer's Good Government Fund.

The attached agreement contains no changes from the agreement approved by the Commission. The Committee also submitted a check for \$200 in payment of the civil penalty.

RECOMMENDATION

The Office General Counsel recommends that the Commission accept this agreement, approve the attached letter, and close the file in this matter.

Charles N. Steele
General Counsel

August 29, 1985
Date

BY:

Kenneth A. Gross
Associate General Counsel

Attachments

Conciliation Agreement
Copy of Civil Penalty Check
Letter to Respondent

85040553857

Steven B. Garfunkel
Assistant General Solicitor



GCC# 8351

95 AUG 20 48:36

Chessie System
Railroads

Law Department
Terminal Tower
P. O. Box 8419
Cleveland, Ohio 44101
216 223 2483

August 14, 1985

20
P 3:51

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2027
The Chesapeake and Ohio Railway Company
Officer's Good Government Fund

Dear Mr. Gross:

Enclosed please find Conciliation Agreement
which has been executed by Roland W. Donnem, Treasurer,
and check in the amount of \$200.00 in payment of the
agreed civil penalty.

I appreciate your cooperation in resolving
this matter.

Very truly yours,

Steven B. Garfunkel



The Chessie System Railroads, a unit of CSX Corporation, are the Chesapeake and Ohio Railway,
Baltimore and Ohio Railroad, Western Maryland Railway and affiliated lines.

185040553858

**CHESSIE SYSTEM OFFICERS'
GOOD GOVERNMENT FUND**

P. O. BOX 6419
CLEVELAND, OHIO 44101

762

August 9 1985

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PAY
TO THE
ORDER OF

United States Treasurer

\$ 200.00

TWO HUNDRED AND 00/100-----

DOLLARS

West Prospect Office

Central Bank

Central National Bank of Cleveland
Cleveland, Ohio 44115

FOR

Ah-R. Conz

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ATTACHMENT #2



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Steven B. Garfunkel, Esquire
Law Department Terminal Tower
P.O. Box 6419
Cleveland, Ohio 44101

Re: MUR 2027
The Chesapeake and Ohio
Railway Company Officer's Good
Government Fund and
Roland W. Donnem, as treasurer

Dear Mr. Garfunkel:

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. § 434(a)(4)(A)(ii), 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 # 3

**CHESSIE SYSTEM OFFICERS'
GOOD GOVERNMENT FUND**

P. O. BOX 6419
CLEVELAND, OHIO 44101

762

August 9 1985

9-4
410

PAY
TO THE
ORDER OF

United States Treasurer

\$ 200.00

TWO HUNDRED AND 00/100-----DOLLARS

West Prospect Office

Central Bank

Central National Bank of Cleveland
Cleveland, Ohio 44115

Ah-R. Conz

FOR

⑈000762⑈ +⑈041000043⑈0521⑈003371⑈

Steven B. Garfunkel
Assistant General Solicitor

RECEIVED AT THE FED

GCC# 8351

Chessie System
Railroads

Law Department
Terminal Tower
P. O. Box 8419
Cleveland, Ohio 44101
216 223 2463

August 14, 1985

15 AUG 20 1985
P 3: 51

Mr. Kenneth A. Gross
Associate General Counsel
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2027
The Chesapeake and Ohio Railway Company
Officer's Good Government Fund

Dear Mr. Gross:

Enclosed please find Conciliation Agreement which has been executed by Roland W. Donnem, Treasurer, and check in the amount of \$200.00 in payment of the agreed civil penalty.

I appreciate your cooperation in resolving this matter.

Very truly yours,

Steven B. Garfunkel



The Chessie System Railroads, a unit of CSX Corporation, are the Chesapeake and Ohio Railway, Baltimore and Ohio Railroad, Western Maryland Railway and affiliated lines.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 29 1985

Steven B. Garfunkel, Esquire
Law Department Terminal Tower
P.O. Box 6419
Cleveland, Ohio 44101

RE: MUR 2027
The Chesapeake & Ohio
Railway Company Officers
Good Government Fund and
Roland W. Donnem, as
treasurer

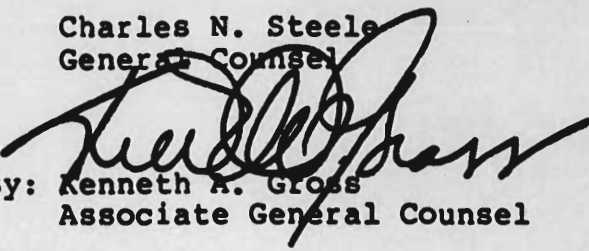
Dear Mr. Garfunkel:

On June 12, 1985, the Commission found reason to believe that the Chesapeake and Ohio Railway Company Officers Good Government Fund and Roland W. Donnem, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(ii). At your request, the Commission determined on July 18, 1985, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

Sincerely,

Charles N. Steele
General Counsel


By: Kenneth A. Gross
Associate General Counsel

Enclosures

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2027
The Chesapeake and Ohio Railway)
Company Officers Good Government)
Fund)
Roland W. Donnem, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 18, 1985, the Commission decided by a vote of 6-0 to take the following actions in MUR 2027:

1. Enter into conciliation with the Chesapeake and Ohio Railway Company Officers Good Government Fund and Roland W. Donnem, as treasurer, prior to a finding of probable cause to believe.
2. Approve the proposed conciliation agreement submitted with the General Counsel's Report signed July 12, 1985.
3. Approve and send the letter attached to the General Counsel's Report signed July 12, 1985.

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

Attest:

7-19-85

Date

Jody C. Ransom

for Marjorie W. Emmons
Secretary of the Commission

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

7-16-85, 9:58
7-16-85, 4:00

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RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

BEFORE THE FEDERAL ELECTION COMMISSION

25 JUL 16 A 9: 58

In the Matter of)

the Chesapeake and Ohio Railway)
Company Officers Good Government)
Fund and Roland W. Donnem, as)
treasurer)

MUR 2027

SENSITIVE

GENERAL COUNSEL'S REPORT

On June 12, 1985 the Commission found reason to believe the Chesapeake and Ohio Railway Company Officers Good Government Fund ("the Committee") and Roland W. Donnem, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii) by failing to timely file the 1984 Pre-election Report. Responding to notification, Respondents request pre-probable cause conciliation. The Office of the General Counsel recommends that the Commission accept Respondents request.

DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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RECOMMENDATIONS

1. Enter into conciliation with the Chesapeake and Ohio Railway Company Officers Good Government Fund and Roland W. Donnem, as treasurer prior to a finding of probable cause to believe.
2. Approve the attached proposed conciliation agreement.
3. Approve and send the attached letter.

Charles N. Steele
General Counsel

July 12, 1985
Date

Kenneth A. Gross
Associate General Counsel

Attachments

1. Proposed Conciliation Agreement
2. Letter to Respondent
3. Request for Pre-probable cause conciliation

*/ In lieu of a Pre-General Report, the Committee submitted a Post-General Report spanning from October 1, 1984 to November 26, 1984. Because this report contained unitemized expenditures, the receipts and expenditures figures used to compute the civil penalty are one half of those contained in this Post-General Report.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Steven B. Garfunkel, Esquire
Law Department Terminal Tower
P.O. Box 6419
Cleveland, Ohio 44101

RE: MUR 2027
The Chesapeake & Ohio
Railway Company Officers
Good Government Fund and
Roland W. Donnem, as
treasurer

Dear Mr. Garfunkel:

On June 12, 1985, the Commission found reason to believe that the Chesapeake and Ohio Railway Company Officers Good Government Fund and Roland W. Donnem, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(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 you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible. If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Patty Reilly, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By: Kenneth A. Gross
Associate General Counsel

Enclosures

ATTACHMENT # 2

Steven B. Garfunkel
Assistant General Solicitor

RECEIVED AT THE FEB

85 JUL 2 10:32
Chesapeake System
Railroads

Law Department
Terminal Tower
P. O. Box 8418
Cleveland, Ohio 44101
216 623 2483

June 28, 1985

Ms. Patty Reilly, Esq.
General Counsel's Office
Federal Election Commission
Washington, D.C. 20463

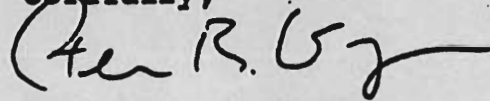
Re: MUR 2027
Chesapeake and Ohio Railway Company
Officers Good Government Fund

Dear Ms. Reilly:

Per our discussions, The Chesapeake and Ohio Railway Company Officers Good Government Fund is interested in Pre-Probable Cause Conciliation in the above-referenced matter.

Kindly forward a draft conciliation agreement to the undersigned at your earliest convenience.

Cordially,



Steven B. Garfunkel

SBG:jm

ATTACHMENT #3



The Chessie System Railroads, a unit of CSX Corporation, are the Chesapeake and Ohio Railway, Baltimore and Ohio Railroad, Western Maryland Railway and affiliated lines.

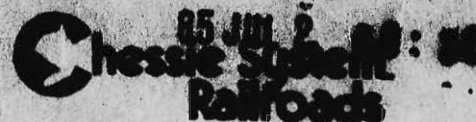
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COMMUNICATIONS SECTION

Steven B. Garfunkel
Assistant General Solicitor

6-107900
RECEIVED AT THE FED



Law Department
Terminal Tower
P. O. Box 6419
Cleveland, Ohio 44101
216 623 2483

June 28, 1985

Ms. Patty Reilly, Esq.
General Counsel's Office
Federal Election Commission
Washington, D.C. 20463

Re: MUR 2027
Chesapeake and Ohio Railway Company
Officers Good Government Fund

Dear Ms. Reilly:

Per our discussions, The Chesapeake and Ohio Railway Company Officers Good Government Fund is interested in Pre-Probable Cause Conciliation in the above-referenced matter.

Kindly forward a draft conciliation agreement to the undersigned at your earliest convenience.

Cordially,

A handwritten signature in dark ink, appearing to read 'Steven B. Garfunkel'.

Steven B. Garfunkel

SBG:jm



The Chessie System Railroads, a unit of CSX Corporation, are the Chesapeake and Ohio Railway, Baltimore and Ohio Railroad, Western Maryland Railway and affiliated lines.

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35 JUL 2 4 9:56
GENERAL COUNSEL

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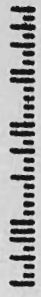
Law Department
Terminal Tower
P. O. Box 6419
Cleveland, Ohio 44101



Ms. Patty Reilly, Esq.
General Counsel's Office
Federal Election Commission
Washington, D.C. 20463

85 JUL 2 4 48:00

RECEIVED THE FEE





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 18, 1985

Roland W. Donnem, treasurer
Chesapeake and Ohio Railway
Company Officers Good Government Fund
P.O. Box 6419
Cleveland, Ohio 44101

Re: MUR 2027
Chesapeake and Ohio Railway
Company Officers Good Government
Fund and Roland W. Donnem,
as treasurer

Dear Mr. Donnem:

On June 10, 1985, the Federal Election Commission determined that there is reason to believe the Chesapeake and Ohio Railway Company Officers Good Government Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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,

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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 Patty Reilly, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,


John W. McGarry
Chairman

Enclosures

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

85040553872

**FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

MUR 2027
STAFF MEMBER & TEL. NO.
Patty Reilly
(202) 523-4143

RESPONDENT Chesapeake and Ohio Railway Company
Officers Good Government Fund and
Roland W. Donnem, as treasurer

SUMMARY OF ALLEGATIONS

The Chesapeake and Ohio Railway Company Officers Good Government Fund ("the Committee") failed to file its 1984 Pre-General Election Report in a timely manner.

FACTUAL AND LEGAL ANALYSIS

The Act requires all political committees other than authorized Committees to file either quarterly or monthly reports. 2 U.S.C. § 434(a)(4). Those Committees opting to file quarterly are also required to file a pre-election report if they have made contributions or expenditures on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This Pre-Election report is due no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) the election. Id. Thus, the 1984 Pre-General Report was due on October 25, 1985.

The Committee, a quarterly filer, has not met the Act's requirements. Contributing to federal candidates during the period covered by the Pre-General Report (October 1-17), the Committee failed to file a Pre-General Report. Instead, the Committee submitted a Post-General Report on December 7, 1984,

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covering a period from October 1, 1984 to November 26, 1984.

Therefore, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated

2 U.S.C. § 434(a)(4)(A)(ii).

85040553874



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Roland W. Donnem, treasurer
Chesapeake and Ohio Railway
Company Officers Good Government Fund
P.O. Box 6419
Cleveland, Ohio 44101

Re: MUR
Chesapeake and Ohio Railway
Company Officers Good Government
Fund and Roland W. Donnem,
as treasurer

Dear Mr. Donnem:

On , 1985, the Federal Election Commission determined that there is reason to believe the Chesapeake and Ohio Railway Company Officers Good Government Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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.

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 Patty Reilly, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

John W. McGarry
Chairman

Enclosures

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

85040553876

**FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS**

MUR
STAFF MEMBER & TEL. NO.
Patty Reilly
(202) 523-4143

RESPONDENT Chesapeake and Ohio Railway Company
Officers Good Government Fund and
Roland W. Donnem, as treasurer

SUMMARY OF ALLEGATIONS

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The Committee, a quarterly filer, has not met the Act's requirements. Contributing to federal candidates during the period covered by the Pre-General Report (October 1-17), the Committee failed to file a Pre-General Report. Instead, the Committee submitted a Post-General Report on December 7, 1984,

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covering a period from October 1, 1984 to November 26, 1984.

Therefore, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated

2 U.S.C. § 434(a)(4)(A)(ii).

85040553878

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD Referral 85NF-96
Chesapeake and Ohio Railway)
Company Officers Good Government)
Fund)
Roland W. Donnem, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 10, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Referral 85NF-96:

1. Open a MUR.
2. Find reason to believe the Chesapeake and Ohio Railway Officers Good Government Fund and Roland W. Donnem violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve the letter and Legal and Factual Analysis attached to the First General Counsel's Report signed June 5, 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:

6-6-85, 11:00
6-6-85, 4:00

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT JUN 6 11:00

DATE AND TIME OF TRANSMITTAL RAD REFERRAL 85NF-96
BY OGC TO THE COMMISSION STAFF MEMBER Reilly

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS' NAMES: Chesapeake and Ohio Railway
Company Officers Good Government
Fund and Roland W. Donnem, as treasurer

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

INTERNAL REPORTS CHECKED: Disclosure Reports

GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred this matter to the Office of the General Counsel on May 13, 1985. The source of the attached referral is the failure of the Chesapeake and Ohio Railway Company Officers Good Government Fund ("the Committee") and Roland W. Donnem, as treasurer, to timely file the 1984 Pre-General Report.

FACTUAL BASIS AND LEGAL ANALYSIS

The Act requires all political committees other than authorized committee to file either quarterly or monthly reports. 2 U.S.C. § 434(a)(4). Those Committees opting to file quarterly are also required to file a pre-election report if they have made contributions or expenditures on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This Pre-election report is due no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) the election. Id. Thus, the 1984 Pre-General Report was due on October 25, 1985.

The Committee, a quarterly filer, has not met the Act's requirements. Contributing to federal candidates during the period covered by the Pre-General Report (October 1-17), the Committee failed to file a Pre-General Report. Instead, the Committee submitted a Post-General Report on December 7, 1984, covering a period from October 1, 1984 to November 26, 1984. Therefore, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated 2 U.S.C. §§ 434(a)(4)(A)(ii).

RECOMMENDATIONS

1. Open a matter under review.
2. Find reason to believe the Chesapeake and Ohio Railway Officers Good Government Fund and Roland W. Donnem violated 2 U.S.C. § 434(a)(4)(A)(ii).
3. Approve the attached letter and Legal and Factual Analysis.

Charles N. Steele
General Counsel

June 5, 1985
Date

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

Attachments

1. RAD Referral
2. Legal Factual Analysis
3. Proposed Letter

8504053881



FEDERAL ELECTION COMMISSION
WASHINGTON D C 20463

10 May 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: QUARTERLY FILERS (UNAUTHORIZED COMMITTEES) WHICH FAILED
TO SUBMIT TIMELY 1984 12 DAY PRE-GENERAL REPORTS

The attached list of unauthorized committees consists of twenty-three (23) quarterly filers, which failed to submit a 12 Day Pre-General Report by Election Day, November 6, 1984.

Unlike the mandatory reporting requirement placed upon monthly filers, 2 U.S.C. §434(a)(4)(A)(ii) requires quarterly filers to submit 12 Day Pre-General Reports only if the committees make contributions to or expenditures on behalf of Federal candidates involved in the general election.

The Party/Non-Party Branch conducted a thorough examination to identify quarterly filers disclosing contributions or expenditures between October 1 and October 17, 1984. The research revealed committees that submitted either:

- a) 12 Day Pre-General Reports in a untimely manner,
or
- b) 30 Day Post-General Reports indicating that 12 Day
Pre-General Reports should have been filed.

All unauthorized committees were sent prior notification concerning the pre- and post-general filing requirements on October 1, 1984. In addition, twelve (12) of the committees being referred were sent Non-Filer Notices on December 28, 1984 for failure to file the 30 Day Post-General Report covering October 1 through November 26, 1984.

ATTACHMENT #1

For your information, the pertinent supporting documentation on each committee has been arranged in alphabetical order. If you have any questions, please contact Michael Filler at 523-4048.

Attachments

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COMMITTEE ID, NAME AND ADDRESS	NOTICES SENT/ CONTACTS WITH FILERS	REPORTS FILED/ RESPONSE(S)
85NF-95 C00032615 BROYHILL FURNITURE INDUSTRIES, INC POLITICAL ACTION COMMITTEE TREASURER'S NAME: PAUL H BROYHILL P.O. BOX 700 LENOIR NC 28633	None	Post-General Report (covering 10/1-11/26/84) filed 11/28/84
85NF-96 C00079046 CHESAPEAKE AND OHIO RAILWAY COMPANY OFFICERS GOOD GOVERNMENT FUND TREASURER'S NAME: MR. ROLAND W. DONNEM P O BOX 6419 CLEVELAND OH 44101	None	Post-General Report (covering 10/1-11/26/84) filed 12/2/84
85NF-97 C00085316 CIGNA CORPORATION POLITICAL ACTION COMMITTEE TREASURER'S NAME: PAUL ROHRKEMPER ONE LOGAN SQUARE PHILADELPHIA PA 19103	Non-Filer Notice sent 12/28/84	Pre-General Report filed 1/10/85
85NF-98 C00113019 CITIZENS CONCERNED FOR THE NATIONAL INTEREST TREASURER'S NAME: ROBERT ASHER 645 N MICHIGAN AVENUE ROOM 420 CHICAGO IL 60611	Non-Filer Notice sent 12/28/84	Post-General Report (covering 10/1-11/26/84) filed 1/7/85
85NF-99 C00072769 HOFFMANN-LA ROCHE INC GOOD GOVERNMENT COMMITTEE TREASURER'S NAME: S C ROSEN 340 KINGSLAND STREET NUTLEY NJ 07110	Non-Filer Notice sent 12/28/84	Post-General Report (covering 10/1-11/26/84) filed 1/8/85
85NF-100 C00003749 INDEPENDENT MINNESOTA POLITICAL ACTION CMTE FOR EDUCATION TREASURER'S NAME: KEN BRESIN 41 SHERBURNE AVENUE ST PAUL MN 55103	Non-Filer Notice sent 12/28/84	Pre-General Report filed 1/11/85

CHESAPEAKE AND OHIO RAILWAY COMPANY OFFICERS
GOOD GOVERNMENT FUND

(Attachments 8a - 8c)

85040553885

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FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)DATE 7/24/85
PAGE 10

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
CHESAPEAKE AND OHIO RAILWAY COMPANY OFFICERS GOOD GOVERNMENT FUND						
CONNECTED ORGANIZATION: CHESSEE SYSTEM INC						
1983	MID-YEAR REPORT	16,827	11,700	1 JAN83 - 30 JUN83	11	53FEC/288/0781
	YEAR-END	19,096	9,700	1 JUL83 - 31 DEC83	19	84FEC/291/3800
1984	APRIL QUARTERLY	9,064	8,560	1 JAN84 - 31 MAR84	8	84FEC/300/1776
	JULY QUARTERLY	6,290	15,800	1 APR84 - 30 JUN84	12	84FEC/321/2900
	OCTOBER QUARTERLY	6,416	6,750	1 JUL84 - 30 SEP84	10	84FEC/340/4411
	POST-GENERAL	7,255	12,500	1 OCT84 - 20 NOV84	20	84FEC/353/11
	YEAR-END	2,904	6,250	21 NOV84 - 31 DEC84	12	85FEC/364/3320
TOTAL		69,852	0	71,200	0	92 TOTAL PAGES

All Reports Reviewed

Ending Cash on Hand as of 12/31/84= \$8,180.47

Outstanding Debts as of 12/31/84= \$0



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20540

ATTACHMENT 8b
page 1 of 2

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).

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WHERE AND HOW TO FILE

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

QUARTERLY FILERS

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

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

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

* * *

MONTHLY FILERS

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

COMPLIANCE

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

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

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

84 DEC 7 P 1: 49

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (in Full)

The Chesapeake and Ohio Railway Company
Officers' Good Government Fund

Address (Number and Street)

P. O. Box 6419

City, State and ZIP Code

Cleveland, Ohio 44101

☐ Check here if address is different than previously reported.

2. FEC Identification Number

79046

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

4. TYPE OF REPORT (Check appropriate boxes)

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

☐ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election)

election on _____ in the State of _____

☒ Thirtieth day report following the General Election

on November 6 in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

SUMMARY

6. Covering Period 10/1/84 through 11/26/84

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

(b) Cash on hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7. Total Disbursements (from Line 28)

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

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

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

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

Roland W. Daprem

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

December 4, 1984

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

For further information contact:

Federal Election Commission

Toll Free 800-424-9630

Local 202-523-4088

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

FEC FORM 3a (3-80)

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R 4033:31907

DETAILED SUMMARY PAGE
of Receipts and Disbursements
Page 2, FEC FORM 281The Chesapeake and Ohio Railway Company
Officers' Good Government Fund

Report Covering the Period

From 10/1/84 To 11/26/84

	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
I. RECEIPTS			
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees	7,255.00	31,025.50	11(a)
(b) Political Party Committees			11(b)
(c) Other Political Committees			11(c)
(d) TOTAL CONTRIBUTIONS (other than loans) (Add 11(a), 11(b) and 11(c))	7,255.00	31,025.50	11(d)
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES			12
13. ALL LOANS RECEIVED			13
14. LOAN REPAYMENTS RECEIVED			14
15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)			15
16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			16
17. OTHER RECEIPTS (Dividends, Interest, etc.)			17
18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)	7,255.00	31,025.50	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES			19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES	1,500.00	9,230.00	20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES	11,000.00	34,400.00	21
22. INDEPENDENT EXPENDITURES (Use Schedule E)			22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. § 441 (d)) (Use Schedule F)			23
24. LOAN REPAYMENTS MADE			24
25. LOANS MADE			25
26. REFUNDS OF CONTRIBUTIONS TO			
(a) Individuals/Persons Other Than Political Committees			26(a)
(b) Political Party Committees			26(b)
(c) Other Political Committees			26(c)
(d) TOTAL CONTRIBUTION REFUNDS (Add 26(a), 26(b) and 26(c))			26(d)
27. OTHER DISBURSEMENTS			27
28. TOTAL DISBURSEMENTS (Add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	12,500.00	43,630.00	28
III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)	7,255.00	31,025.50	29
30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)			30
31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)	7,255.00	31,025.50	31
32. TOTAL OPERATING EXPENDITURES from Line 19			32
33. OFFSETS TO OPERATING EXPENDITURES from Line 15			33
34. NET OPERATING EXPENDITURES (Subtract Line 33 from Line 32)			34

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Page 1 of 1
Use above categories for each category of the Detailed Summary Page

SCHEDULE B

ITEMIZED DISBURSEMENTS

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

Name of Committee (in Full)

The Chesapeake and Ohio Railway Company Officers' Good Government Fund

A. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Dixon for Senate Committee 207 Constitution Ave., N.E. Washington, D. C. 20002	Alan J. Dixon Illinois - Senate Disbursement for: ☐ Primary ☐ General ☐ Other (specify) Retire debt	10/2/84	\$ 500.00
B. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Citizens for Percy 1984 c/o Hon. Charles Percy United States Senate Washington, D. C. 20510	Charles Percy Illinois - Senate Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/15/84	\$ 500.00
C. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Alan Mollohan for Congress Committee 304 Deveny Building Fairmont, WV 26554	Alan B. Mollohan West Virginia - 1st Dist. Disbursement for: ☐ Primary ☐ General ☐ Other (specify)	10/30/84	\$ 250.00
D. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Congressman Murphy Campaign Committee 3026 Tennyson Street, N. W. Washington, D. C. 20015	Austin J. Murphy Pennsylvania - 22nd Dist. Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 150.00
E. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
The Bud Shuster for Congress Committee P. O. Box 23917 L'Enfant Plaza Sta., Washington, D. C. 20024	Bud Shuster Pennsylvania - 9th Dist. Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 500.00
F. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends of Marjorie Holt Com- mittee P. O. Box 1827 Annapolis, Maryland 21404	Marjorie Holt Maryland - 4th Dist. Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 250.00
G. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Mikulski for Congress c/o DETAILS 1750 Pennsylvania Ave., N.W., Suite 1208, Wash., D. C. 20006	Barbara A. Mikulski Maryland - 3rd Dist. Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 500.00
H. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
Friends of Senator Carl Levin 420 C Street, N. W. Washington, D. C. 20002	Carl M. Levin Michigan - Senate Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 500.00
I. Full Name, Mailing Address and ZIP Code	Purpose of Disbursement	Date (month, day, year)	Amount of Each Disbursement This Period
French Slaughter for Congress P. O. Box 1001 Culpepper, Virginia 22701	French Slaughter Virginia - 7th Dist. Disbursement for: ☐ Primary ☒ General ☐ Other (specify)	10/30/84	\$ 250.00
SUBTOTAL of Disbursements This Page (optional)			
TOTAL of Disbursements This Page (optional)			

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Chessie System Railroads

Law Department
P. O. Box 6419
Cleveland, Ohio 44101

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

Return Requested

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FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR
STAFF MEMBER & TEL. NO.
Patty Reilly
(202) 523-4143

RESPONDENT Chesapeake and Ohio Railway Company
Officers Good Government Fund and
Roland W. Donnem, as treasurer

SUMMARY OF ALLEGATIONS

The Chesapeake and Ohio Railway Company Officers Good Government Fund ("the Committee") failed to file its 1984 Pre-General Election Report in a timely manner.

FACTUAL AND LEGAL ANALYSIS

The Act requires all political committees other than authorized Committees to file either quarterly or monthly reports. 2 U.S.C. § 434(a)(4). Those Committees opting to file quarterly are also required to file a pre-election report if they have made contributions or expenditures on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This Pre-Election report is due no later than the 12th day before (or posted by registered or certified mail no later than the 15th day before) the election. Id. Thus, the 1984 Pre-General Report was due on October 25, 1985.

The Committee, a quarterly filer, has not met the Act's requirements. Contributing to federal candidates during the period covered by the Pre-General Report (October 1-17), the Committee failed to file a Pre-General Report. Instead, the Committee submitted a Post-General Report on December 7, 1984,

covering a period from October 1, 1984 to November 26, 1984.

Therefore, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated

2 U.S.C. § 434(a)(4)(A)(ii).

85040553894



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Roland W. Donnem, treasurer
Chesapeake and Ohio Railway
Company Officers Good Government Fund
P.O. Box 6419
Cleveland, Ohio 44101

Re: MUR
Chesapeake and Ohio Railway
Company Officers Good Government
Fund and Roland W. Donnem,
as treasurer

Dear Mr. Donnem:

On , 1985, the Federal Election Commission determined that there is reason to believe the Chesapeake and Ohio Railway Company Officers Good Government Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(ii), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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,

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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 Patty Reilly, the attorney assigned to this matter, at (202) 523-4143.

Sincerely,

Charles N. Steele
General Counsel

By Kenneth A. Gross
Associate General Counsel

Enclosures

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

85040553896

85040553897



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF FUR # 2027

Date Filmed 10/18/85 Camera No. ---3

Cameraman AS



FEDERAL ELECTION COMMISSION

1125 K STREET N.W.
WASHINGTON, D.C. 20543

THIS IS THE BEGINNING OF MUR # _____

Date Filmed _____ Camera No. ---

Cameraman _____

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