



FEDERAL ELECTION COMMISSION

1125 K STREET NW  
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2040

Date Filmed 10/21/85 Camera No. --- 3

Cameraman AS

850405153899

FEDERAL ELECTION COMMISSION

7 counting slips (5), listing of permanent file materials (5);  
3 letters initiated by staff for accuracy; (3)  
attn agreement (unsigned) (3); 1 page of General  
Council's Report discussing conciliation (3); EAD  
referral discussing review procedures (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):

- |                                                                                    |                                                                           |
|------------------------------------------------------------------------------------|---------------------------------------------------------------------------|
| <input type="checkbox"/> (1) Classified Information                                | <input type="checkbox"/> (6) Personal privacy                             |
| <input type="checkbox"/> (2) Internal rules and practices                          | <input type="checkbox"/> (7) Investigatory files                          |
| <input checked="" type="checkbox"/> (3) Exempted by other statute                  | <input type="checkbox"/> (8) Banking Information                          |
| <input type="checkbox"/> (4) Trade secrets and commercial or financial information | <input type="checkbox"/> (9) Well Information (geographic or geophysical) |
| <input checked="" type="checkbox"/> (5) Internal Documents                         |                                                                           |

Signed Duty Kelly

date 10/9/85

*[Handwritten signature]*

FEC 9-21-77

85040553900



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

October 2, 1985

Mitchell S. Cutler, Treasurer  
The National Bipartisan Political Action Committee  
400 North Capital Street  
Washington, D.C. 20001

RE: MUR 2040  
The National Bipartisan  
Political Action Committee and  
Mitchell S. Cutler, as treasurer

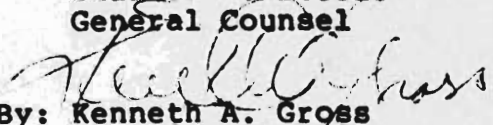
Dear Mr. Cutler:

On September 25, , 1985, the Commission accepted the conciliation agreement signed by you 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

85040553901

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
the National Bipartisan ) MUR 2040  
Political Action Committee )  
and Mitchell S. Cutler, as )  
treasurer )

CONCILIATION AGREEMENT

2  
0  
3  
9  
0  
5  
5  
4  
0  
4  
0  
5  
0  
5  
8

This matter was initiated by the Federal Election Commission (hereinafter "the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer ("Respondents") violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) by failing to file the 1984 Pre-General and Post-General Election Reports 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 National Bipartisan Political Action Committee, ("the Committee") is a multi-candidate political committee registered with the Federal Election Commission.
2. Respondent, Mitchell S. Cutler, is the treasurer of the Committee.
3. The Respondents were required to file a 1984 Pre-Election Report on October 25, 1984. The information required by this report was not filed with the Commission until January 31, 1985.
4. The Respondents were required to file a 1984 Post-General Election Report on December 6, 1984. The information required by this report was not filed with the Commission until January 31, 1985.

V.1. Respondents' failure to file the 1984 Pre-General Report in a timely manner is a violation of 2 U.S.C. § 434(a)(4)(A)(ii).

2. Respondents' failure to file the 1984 Post-General Report in a timely manner is a violation of 2 U.S.C. § 434(a)(4)(A)(iii).

VI. Respondents will pay a civil penalty to the Treasurer of the United States in the amount of Two hundred and twenty-five dollars (\$225), 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.

504053903

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 that all parties hereto have executed same and the Commission has approved the entire agreement.

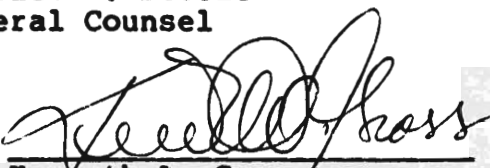
X. Respondents shall have no more than thirty (30) days from the date this agreement becomes effective to comply with and implement the requirements contained in this agreement and to so notify the Commission.

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

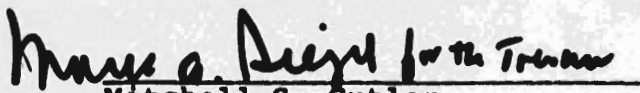
BY:

  
Kenneth A. Gross  
Associate General Counsel

Date

Oct. 1, 1985

FOR THE RESPONDENTS:

  
Mitchell S. Cutler  
Treasurer

Date

9/12/85

85040553904

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

The National Bipartisan Political  
Action Committee and  
Mitchell S. Cutler, as treasurer

)  
)  
)  
)  
)  
MUR 2040

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal  
Election Commission, do hereby certify that on September 25,  
1985, the Commission decided by a vote of 4-0 to take  
the following actions in MUR 2040:

1. Accept the conciliation agreement  
attached to the General Counsel's  
Report signed September 19, 1985.
2. Approve the letter attached to  
the General Counsel's Report  
signed September 19, 1985.
3. Close the file in this matter.

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

Attest:

9-25-85

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 vote:

|       |          |       |
|-------|----------|-------|
| Fri., | 9-20-85, | 4:44  |
| Mon., | 9-23-85, | 11:00 |
| Wed., | 9-25-85, | 11:00 |

85040553905

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY

In the Matter of

The National Bipartisan Political  
Action Committee and  
Mitchell S. Cutler, as treasurer

85 SEP 20 P 4: 44  
MUR 2040

GENERAL COUNSEL'S REPORT

**SENSITIVE**

**BACKGROUND**

Attached is a conciliation agreement signed on behalf of Mitchell S. Cutler, treasurer of the National Bipartisan Political Action Committee.

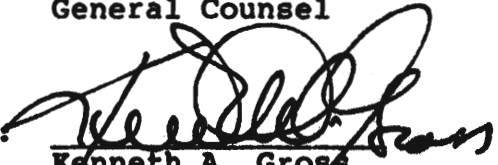
The attached agreement contains no changes from the agreement approved by the Commission. The Committee also submitted a check for \$225 in payment of the civil penalty.

**RECOMMENDATION**

The Office of the 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

Sept 19, 1985  
Date

BY: 

Kenneth A. Gross  
Associate General Counsel

**Attachments**

Conciliation Agreement  
Copy of Civil Penalty Check  
Letter to Respondent

8504052906

**NATIONAL BIPARTISAN POLITICAL ACTION COMMITTEE**

1142

400 N. CAPITOL ST., NW., SUITE 368  
WASHINGTON, D.C. 20001  
MARK A. SIEGEL - EXECUTIVE DIRECTOR

SEPT 12 1985

10-152/840

PAY  
TO THE  
ORDER OF

UNITED STATES TREASURY

\$ 225.00

TWO HUNDRED + TWENTY FIVE + 1/100 DOLLARS

**Century**

NATIONAL BANK  
Washington, D.C. 20008

FOR MUR 2090

*Mark A. Siegel*

⑆00001142⑆ ⑆054001534⑆ 001 000258 3⑆

ATTACHMENT #



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

July 31 1985

Mitchell S. Cutler, treasurer  
The National Bipartisan Political  
Action Committee  
400 N. Capital Street, N.W. #368  
Washington, D.C. 20001

RE: MUR 2040  
The National Bipartisan  
Political Action Committee  
Action Committee and  
Mitchell S. Cutler, as  
treasurer

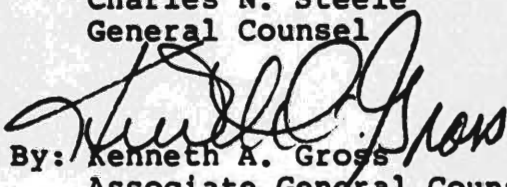
Dear Mr. Cutler:

On June 17, 1985, the Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii). At your request, the Commission determined on July 24, 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

8 5 0 4 0 5 5 3 9 0 8

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

The National Bipartisan Political  
Action Committee and Mitchell  
S. Cutler, as treasurer

MUR 2040

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal  
Election Commission, do hereby certify that on July 24,  
1985, the Commission decided by a vote of 5-0 to take  
the following actions in MUR 2040:

1. Enter into conciliation with the  
National Bipartisan Political  
Action Committee and Mitchell S.  
Cutler, as treasurer, prior to  
a finding of probable cause to  
believe.
2. Approve the conciliation agreement  
submitted with the General Counsel's  
Report signed July 18, 1985.
3. Approve the letter attached to the  
General Counsel's Report signed  
July 18, 1985.

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

Attest:

7/25/85

Date

Marjorie W. Emmons

Marjorie W. Emmons  
Secretary of the Commission

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

7-22-85, 12:54  
7-22-85, 4:00

85040553909



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

**Mitchell S. Cutler, Treasurer  
The National Bipartisan Political Action Committee  
400 North Capital Street  
Washington, D.C. 20001**

**RE: MUR 2040  
The National Bipartisan  
Political Action Committee and  
Mitchell S. Cutler, as treasurer**

**Dear Mr. Cutler:**

On , 1985, the Commission accepted the conciliation agreement signed by you 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*

85040553910



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**Mitchell S. Cutler, treasurer**  
**The National Bipartisan Political**  
**Action Committee**  
**400 N. Capital Street, N.W. #368**  
**Washington, D.C. 20001**

**RE: MUR 2040**  
**The National Bipartisan**  
**Political Action Committee**  
**Action Committee and**  
**Mitchell S. Cutler, as**  
**treasurer**

**Dear Mr. Cutler:**

On June 17, 1985, the Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer violated 2 U.S.C. § 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii). 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*

NATIONAL BIPARTISAN POLITICAL ACTION COMMITTEE

400 NORTH CAPITOL STREET, N.W., SUITE 368  
WASHINGTON, D.C. 20001

TELEPHONE (202) 638-2078

July 12, 1985

RECEIVED AT THE FEC

GCC # 8014

85 JUL 16 4:38 PM

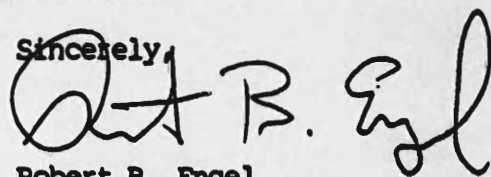
Ms. Patty Reilly, Staff Attorney  
Federal Election Commission  
Washington, D.C. 20463

Dear Ms. Reilly:

This document shall serve as a formal request from the National Bipartisan Political Action Committee to the Federal Election Commission to enter into pre-probable cause conciliation. This is in direct response to the Commission's letter of 20 June 1985, MUR 2040.

I will await correspondence on further action.

Sincerely,



Robert B. Engel  
Staff Assistant

RBE/jh

ATTACHMENT #3

85040553912

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY

In the Matter of )  
 )  
the National Bipartisan Political )  
Action Committee and Mitchell )  
S. Cutler, as treasurer )

MUR 2040 95 JUL 22 P12: 55

**SENSITIVE**

**GENERAL COUNSEL REPORT**

On June 17, 1985 the Commission found reason to believe the National Bipartisan Political Action Committee ("the Committee") and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) by failing to file the 1984 Pre-General and Post General Reports in a timely manner. Responding to notification, Respondents request pre-probable cause conciliation. The Office of the General Counsel recommends that the Commission accept Respondents' request.

85040553913

85040553914

**RECOMMENDATIONS**

1. Enter into conciliation with the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer prior to a finding of probable cause to believe.
2. Approve the attached conciliation agreement.
3. Approve the attached letter.

Charles M. Steele  
General Counsel

July 18, 1985  
Date

BY: Kenneth A. Gross  
Associate General Counsel

**Attachments**

1. Proposed Conciliation agreement
2. Letter to Respondent
3. Request

\*The Committee filed a report on January 31, 1985, covering activity between October 1, 1984 and December 6, 1984. Additionally, on that date it filed a second report spanning from October 1, 1984 to December 31, 1984.

**NATIONAL BIPARTISAN POLITICAL ACTION COMMITTEE**

400 NORTH CAPITOL STREET, N.W., SUITE 368  
WASHINGTON, D.C. 20001

TELEPHONE (202) 638-2078

July 12, 1985

RECEIVED AT THE FEC

GCC# 8014

85 JUL 16

RECEIVED  
GENERAL COUNSEL

15 JUL 16 9:21

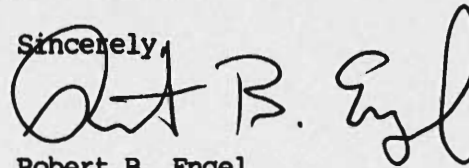
Ms. Patty Reilly, Staff Attorney  
Federal Election Commission  
Washington, D.C. 20463

Dear Ms. Reilly:

This document shall serve as a formal request from the National Bipartisan Political Action Committee to the Federal Election Commission to enter into pre-probable cause conciliation. This is in direct response to the Commission's letter of 20 June 1985, MUR 2040.

I will await correspondence on further action.

Sincerely,

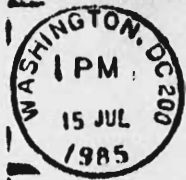


Robert B. Engel  
Staff Assistant

RBE/jh

85040553915

nal Bipartisan PAC  
orth Capitol St. NW  
368  
ngton, D.C. 20001



Ms. Patty Reilly, Staff Attorney  
Federal Election Commission  
Washington, D.C. 20463

040553916

85 JUL 16 10:06  
RECEIVED THE FEC



**FEDERAL ELECTION COMMISSION**

WASHINGTON, D.C. 20463

June 20, 1985

Mitchell S. Cutler, treasurer  
National Bipartisan Political  
Action Committee  
400 North Capital Street  
Washington, D.C. 20001

RE: MUR 2040  
National Bipartisan PAC  
and Mitchell S. Cutler,  
as treasurer

Dear Mr. Cutler:

On June 17, 1985, the Federal Election Commission determined that there is reason to believe that the National Bipartisan Political Action Committee and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's factual and legal analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

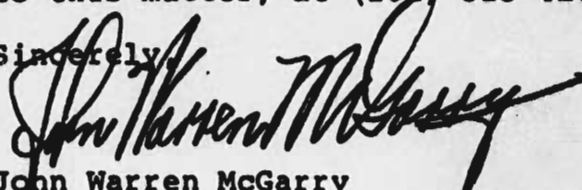
8504053917

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 Warren McGarry  
Chairman

Enclosures

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

85040553918

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

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

RESPONDENTS: National Bipartisan Political Action  
Committee and Mitchell S. Cutler,  
as treasurer

**SUMMARY OF ALLEGATIONS**

The Federal Election Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) by failing to file the 1984 Pre-Election and Post-Election Reports in a timely manner.

**FACTUAL BASIS AND LEGAL ANALYSIS**

The Act requires an unauthorized political committee filing on a quarterly basis to file a pre-election report if the committee makes a contribution or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This report is due on the 12th day before (or posted by registered or certified mail no later than the 15th day before) this election.

Id.

Additionally, the Act also requires committees filing quarterly to file a post-general election report. This report is due no later than the 30th day after the general election. 2 U.S.C. § 434(a)(4)(A)(iii).

The Committee failed to submit these reports in a timely manner. Contributing \$3,250 to federal candidates in the period preceeding the general election, the Committee was required to

85040553919

submit a Pre-General Report on October 25, 1984. The information required in this report was not received until January 31, 1985. Additionally, the Committee's Post-General Report, due on December 6, 1984, was not received until January 31, 1985. Accordingly, there is reason to believe the National Bipartisan Political Action Committee and Michael S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).

85040553920

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

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

**RESPONDENTS:** National Bipartisan Political Action  
Committee and Mitchell S. Cutler,  
as treasurer

**SUMMARY OF ALLEGATIONS**

The Federal Election Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) by failing to file the 1984 Pre-Election and Post-Election Reports in a timely manner.

**FACTUAL BASIS AND LEGAL ANALYSIS**

The Act requires an unauthorized political committee filing on a quarterly basis to file a pre-election report if the committee makes a contribution or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This report is due on the 12th day before (or posted by registered or certified mail no later than the 15th day before) this election.  
Id.

Additionally, the Act also requires committees filing quarterly to file a post-general election report. This report is due no later than the 30th day after the general election.  
2 U.S.C. § 434(a)(4)(A)(iii).

The Committee failed to submit these reports in a timely manner. Contributing \$3,250 to federal candidates in the period preceeding the general election, the Committee was required to

8504053921

submit a Pre-General Report on October 25, 1984. The information required in this report was not received until January 31, 1985. Additionally, the Committee's Post-General Report, due on December 6, 1984, was not received until January 31, 1985. Accordingly, there is reason to believe the National Bipartisan Political Action Committee and Michael S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).

85040553922

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )

National Bipartisan Political )  
Action Committee and Mitchell S.)  
Cutler, as treasurer )

RAD Referral 85NF-115

CERTIFICATION

I, Mary W. Dove, Administrative Assistant for the Federal Election Commission, do hereby certify that on June 17, 1985, the Commission decided by a vote of 5-0 to take the following actions in RAD Referral 85NF-115:

1. Open a MUR.
2. Find reason to believe the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).
3. Approve the letters and Legal and Factual Analysis attached to the First General Counsel's Report signed June 12, 1985.

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

Attest:

6-18-85

Date

Mary W. Dove

Mary W. Dove  
Administrative Assistant

85040553923

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

RECEIVED  
OFFICE OF THE FEC  
COMMISSION SECRETARY

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL  
BY OGC TO THE COMMISSION: 6/13/85

25 JUN 13 AIO: 28  
RAD #85NF-115  
STAFF MEMBER: Reilly

SOURCE OF MUR: INTERNALLY GENERATED

RESPONDENTS' NAME: National Bipartisan Political Action  
Committee and Mitchell S. Cutler,  
as treasurer

SENSITIVE

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

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

The Reports Analysis Division ("RAD") referred this matter to the Office of the General Counsel on May 28, 1985. The source of this attached referral is the late filing of the 1984 Pre-General and Post-General Reports of the National Bipartisan Political Action Committee ("the Committee").

FACTUAL AND LEGAL ANALYSIS

The Act requires an unauthorized political committee filing on a quaterly basis to file a pre-election report if the committee makes a contribution or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This report is due on the 12th day before (or posted by registered or certified mail no later than the 15th day before) this election.

Id.

Additionally, the Act also requires committees filing quatrerly to file a post-general election report. This report is due no later than the 30th day after the general election.

2 U.S.C. § 434(a)(4)(A)(iii).

85040553924

8 5 0 4 0 5 5 3 9 2 5

The Committee failed to submit these reports in a timely manner. Contributing \$3,200 to federal candidates in the period preceding the general election, the Committee was required to submit a Pre-General Report on October 25, 1984. The information required in this report was not received until January 31, 1985. Additionally, the Committee's Post-General Report, due on December 6, 1984, was not received until January 31, 1985. Accordingly, this Office recommends that the Commission find reason to believe the National Bipartisan Political Action Committee and Michael S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).

#### RECOMMENDATIONS

1. Open a matter under review.
2. Find reason to believe the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).
3. Approve the attached letters and Legal and Factual Analysis.

Charles N. Steele  
General Counsel

June 12, 1985  
Date

By:

Kenneth A. Gross  
Kenneth A. Gross  
Associate General Counsel

#### Attachments

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

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

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

RESPONDENTS: National Bipartisan Political Action  
Committee and Mitchell S. Cutler,  
as treasurer

**SUMMARY OF ALLEGATIONS**

8  
5  
0  
4  
0  
5  
5  
3  
9  
2  
6  
The Federal Election Commission found reason to believe that the National Bipartisan Political Action Committee and Mitchell S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii) by failing to file the 1984 Pre-Election and Post-Election Reports in a timely manner.

**FACTUAL BASIS AND LEGAL ANALYSIS**

The Act requires an unauthorized political committee filing on a quarterly basis to file a pre-election report if the committee makes a contribution or expenditure on behalf of a candidate in such election. 2 U.S.C. § 434(a)(4)(A)(ii). This report is due on the 12th day before (or posted by registered or certified mail no later than the 15th day before) this election.

Id.

Additionally, the Act also requires committees filing quarterly to file a post-general election report. This report is due no later than the 30th day after the general election. 2 U.S.C. § 434(a)(4)(A)(iii).

The Committee failed to submit these reports in a timely manner. Contributing \$3,250 to federal candidates in the period preceeding the general election, the Committee was required to

ATTACHMENT #2

submit a Pre-General Report on October 25, 1984. The information required in this report was not received until January 31, 1985. Additionally, the Committee's Post-General Report, due on December 6, 1984, was not received until January 31, 1985. Accordingly, there is reason to believe the National Bipartisan Political Action Committee and Michael S. Cutler, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(ii) and 434(a)(4)(A)(iii).

85040553927



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Mitchell S. Cutler, treasurer  
National Bipartisan Political  
Action Committee  
400 North Capital Street  
Washington, D.C. 20001

RE: MUR  
National Bipartisan PAC  
and Mitchell S. Cutler,  
as treasurer

Dear Mr. Cutler:

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

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

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

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

ATTACHMENT 3

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 Warren McGarry  
Chairman

Enclosures

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

85040533929



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 28, 1985

MEMORANDUM

TO: CHARLES N. STEELE  
GENERAL COUNSEL

THROUGH: JOHN C. SURINA *JS*  
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF NATIONAL BIPARTISAN POLITICAL ACTION  
COMMITTEE

This is a referral of the National Bipartisan Political Action Committee ("the Committee"). The Committee failed to file the 1984 12 Day Pre-General Report by Election Day, November 6, 1984. Please note that all financial activity occurring within the coverage dates for the 12 Day Pre-General Report (10/1/84-10/17/84), is disclosed on the Committee's 1984 30 Day Post-General Report. In addition, the Committee failed to file the 30 Day Post-General Report within thirty (30) calendar days from the date of the Non-Filer Notice.

If you have any questions, please contact Brian J. Hancock at 523-4048.

Attachment

ATTACHMENT # 1

## REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: May 28, 1985ANALYST: Brian J. Hancock

## I. COMMITTEE:

National Bipartisan Political Action  
Committee (C00101881)  
Mitchell S. Cutler, Treasurer\*/  
400 North Capitol Street  
Washington, DC 20001

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

## III. BACKGROUND:

Failure to Timely File the 1984 12 Day Pre-General and 30  
Day Post-General Reports

The National Bipartisan Political Action Committee ("the  
Committee") failed to file the 1984 12 Day Pre-General  
Report of Receipts and Disbursements by Election Day,  
November 6, 1984. In addition, the Committee failed to file  
the 1984 30 Day Post-General Report in a timely manner.  
When ultimately filed, the 30 Day Post-General Report  
included financial activity occurring within the coverage  
dates for the 12 Day Pre-General Report.

The Committee was notified on October 1, 1984, that:

- a) a 12 Day Pre-General Report was due on October 25,  
1984 if contributions and expenditures, which had  
not previously been reported, were made in  
connection with the general election during the  
period ending October 17, 1984; and
- b) a 30 Day Post-General Report was due on December  
6, 1984 (Attachment 2).

---

\*/ Although Mitchell S. Cutler is the treasurer of record,  
Penny Kaniclides has signed all reports as treasurer, during the  
1983-1984 election cycle.

NATIONAL BIPARTISAN POLITICAL  
ACTION COMMITTEE  
REPORTS ANALYSIS OGC REFERRAL  
PAGE 2

On December 28, 1984, a Non-Filer Notice was sent to the Committee for failure to file the 1984 30 Day Post-General Report (Attachment 3).

The Reports Analysis Division ("RAD") analyst spoke to a representative of the Committee, Mr. Rob Engel, on January 23, 1985 regarding failure to file the report. Mr. Engel stated that he thought the Committee had until January 31, 1985, to file the Year End Report. The RAD analyst confirmed this fact, but informed Mr. Engel that a 30 Day Post-General Report, covering the period from October 1, 1984 to November 26, 1984, was required. Mr. Engel apologized for the error and promised that the report would be hand-delivered as soon as possible (Attachment 4).

On January 24, 1985, Mr. Engel contacted the Chief of the RAD Party/Non-Party Branch and re-stated his claim of being unaware that the Committee was required to file a 30 Day Post-General Report. Upon learning that the last report filed by the Committee was the October Quarterly Report, the Party/Non-Party Branch Chief instructed Mr. Engel to file, as soon as possible, the 30 Day Post-General Report covering October 1 through November 26, 1984 (Attachment 5).

The RAD analyst once again contacted Mr. Engel on January 28, 1985, inquiring as to when the 30 Day Post-General Report would be filed. Mr. Engel stated that there were some problems with the calculations for the report, but that he believed it would be finished by the next day. The RAD analyst concluded the conversation by stressing the need to file the report immediately (Attachment 6).

Mr. Engel called on January 29, 1985, and requested that the RAD analyst speak with Ms. Judy Slovin, the accountant for the Committee. Ms. Slovin stated that the report had not been filed because of continuing problems with certain figures reflected on the report. After describing the problem, she asked the RAD analyst if he could assist in correcting the discrepancies. The RAD analyst replied that he would need to see the report to help, but that when it was received, he would review it, as well as all previous reports, in an attempt to solve the problem. Ms. Slovin ended the conversation by agreeing to file the report no later than the next morning (Attachment 7).

On January 31, 1985, the 1984 30 Day Post-General Report covering the period October 1, 1984 through December 6, 1984 was hand-delivered to the Commission. The report disclosed

850403932

NATIONAL BIPARTISAN POLITICAL  
ACTION COMMITTEE  
REPORTS ANALYSIS OGC REFERRAL  
PAGE 3

three (3) contributions to Federal candidates totalling \$3,250, during the October 1, 1984 through October 17, 1984 period which indicated that a 12 Day Pre-General Report should have been filed (Attachment 8)

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

85040553933

8 5 0 4 0 5 5 3 9 3 4

FEDERAL ELECTION COMMISSION  
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (83-84)DATE 17MAY85  
PAGE 1

## NON-PARTY RELATED

| COMMITTEE                                      | DOCUMENT                                    | RECEIPTS | DISBURSEMENTS | TYPE OF FILER<br>COVERAGE DATES | # OF<br>PAGES | MICROFILM<br>LOCATION |
|------------------------------------------------|---------------------------------------------|----------|---------------|---------------------------------|---------------|-----------------------|
| NATIONAL BIPARTISAN POLITICAL ACTION COMMITTEE |                                             |          |               | NON-PARTY QUALIFIED             |               | ID #C00101881         |
| CONNECTED ORGANIZATION: NONE                   |                                             |          |               |                                 |               |                       |
| 1983                                           | MID-YEAR REPORT                             | 39,925   | 30,680        | 1JAN83 -30JUN83                 | 16            | 83FEC/280/2042        |
|                                                | MID-YEAR REPORT - AMENDMENT                 | 39,925   | 30,680        | 1JAN83 -30JUN83                 | 16            | 84FEC/314/4169        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION          |          |               | 1JAN83 -30JUN83                 | 2             | 84FEC/306/3119        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION 2ND      |          |               | 1JAN83 -30JUN83                 | 5             | 84FEC/311/2804        |
|                                                | YEAR-END                                    | 15,112   | 26,424        | 1JUL83 -31DEC83                 | 9             | 84FEC/295/4341        |
|                                                | YEAR-END - AMENDMENT                        | 15,112   | 26,424        | 1JUL83 -31DEC83                 | 11            | 84FEC/314/4187        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION          |          |               | 1JUL83 -31DEC83                 | 2             | 84FEC/306/3122        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION 2ND      |          |               | 1JUL83 -31DEC83                 | 1             | 84FEC/311/5258        |
| 1984                                           | MISCELLANEOUS REPORT                        |          |               | 30APR84 TO FEC                  | 3             | 84FEC/313/1270        |
|                                                | APRIL QUARTERLY                             | 21,646   | 13,469        | 1JAN84 -31MAR84                 | 9             | 84FEC/315/5370        |
|                                                | NOTICE OF FAILURE TO FILE                   |          |               | 1JAN84 -31MAR84                 | 1             | 84FEC/313/4693        |
|                                                | JULY QUARTERLY                              | 10,575   | 14,733        | 1APR84 -30JUN84                 | 7             | 84FEC/320/2149        |
|                                                | OCTOBER QUARTERLY                           | 2,770    | 7,924         | 1JUL84 -30SEP84                 | 8             | 84FEC/339/0404        |
|                                                | OCTOBER QUARTERLY - AMENDMENT               | 2,770    | 7,924         | 1JUL84 -30SEP84                 | 5             | 84FEC/348/2612        |
|                                                | 1 <sup>ST</sup> LETTER INFORMATIONAL NOTICE |          |               | 1JUL84 -30SEP84                 | 1             | 84FEC/348/0201        |
|                                                | POST-GENERAL                                | -        | -             | 1OCT84 - 6DEC84                 | 6             | 85FEC/362/4597        |
|                                                | NOTICE OF FAILURE TO FILE                   |          |               | 1OCT84 -26NOV84                 | 1             | 84FEC/357/4910        |
|                                                | YEAR-END                                    | 7,657    | 9,788         | 1OCT84 -31DEC84                 | 6             | 85FEC/362/4604        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION          |          |               | 1OCT84 -31DEC84                 | 1             | 85FEC/367/0924        |
|                                                | REQUEST FOR ADDITIONAL INFORMATION 2ND      |          |               | 1OCT84 -31DEC84                 | 2             | 85FEC/368/5279        |
| 1985                                           | MISCELLANEOUS NOTICE FROM FEC               |          |               | 18JAN85                         | 1             | 85FEC/360/3745        |
| TOTAL                                          |                                             | 97,685   | 0 103,018     | 0                               | 115           | TOTAL PAGES           |

Debts owed to the Committee as of 12/31/84: \$0.  
 Debts owed to the Committee as of 12/31/85: \$0.  
 Cash on hand as of 12/31/84: \$-397.74\*  
 All reports have been reviewed.

\*During the process of review, the RAD analyst found this figure to be in error.  
 The corrected cash on hand should be reflected as \$-827.37.



FEDERAL ELECTION COMMISSION  
WASHINGTON, DC 20541

Attachment 2  
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).

-over-

8504053955

# **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.<br>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.<br>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

8504053936



**FEDERAL ELECTION COMMISSION**

WASHINGTON, DC 20463

**BQ-7**

**December 28, 1984**

**Mitchell S. Cutler, Treasurer  
National Bipartisan Political Action  
Committee  
400 North Capitol Street  
Suite 368  
Washington, DC 20001**

**Identification Number: C00101881**

**Reference: 30 Day Post-General Report (10/01/84-11/26/84)**

**Dear Mr. Cutler:**

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

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

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

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

**Sincerely,**

A handwritten signature in dark ink, appearing to read "John D. Gibson".

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

44033774910

**ANALYST:** Brian J. Hancock

**CONVERSATION WITH:** Rob Engel

**COMMITTEE:** National Bipartisan PAC (C00101881)

**DATE:** 1/23/85

**SUBJECT(S):** Non-Filing of the 30 Day Post-General Election Report.

Mr. Engel stated that he erroneously thought that the Committee had until January 31st to file. I replied that this was correct for the Year-End Report, but that a 30 Day Post-General Election Report was required for the period from October 1, 1984 through November 26, 1984.

Mr. Engel apologized for the misunderstanding and said the report would be hand delivered as soon as possible.

85040553938

January 24, 1985

MEMORANDUM TO THE FILE

FROM : MICHAEL B. FILLER  
COMMITTEE : NATIONAL BI-PARTISAN PAC  
SUBJECT : 1984 30 DAY POST-GENERAL REPORT

Mr. Bob Engel called in response to a notice sent to the committee. He stated that the committee was unaware that it had to file a 30 Day Post-General Election Report.

I inquired if a 12 Day Pre-General Election Report had been filed. Mr. Engel responded that the last report filed was an October Quarterly Report. Therefore, I instructed him to file a 30 Day Post-General Election Report covering October 1 through November 26, as soon as possible, and to file a Year End Report covering November 27 through December 31 by January 31, 1985.

85040553939

ANALYST: Brian J. Hancock

CONVERSATION WITH: Rob Engel

COMMITTEE: National Bipartisan PAC

DATE: 1/28/85

SUBJECT(S): Non-filing of the 30 Day Post-General Election Report

I once again called Mr. Engel regarding the failure to file the 30 Day Post-General Election Report.

Mr. Engel stated that he was working on the Report at that very moment but that he was having some problems with the figures. He said that he believed that the report would be done no later than tomorrow morning in any case.

I terminated the conversation by stressing the need to file the report immediately.

85040553940

**ANALYST:** Brian J. Hancock

**CONVERSATION WITH:** Rob Engel & Judy Slovin

**COMMITTEE:** National Bipartisan PAC (C00101881)

**DATE:** 1/29/85

**SUBJECT(S):** 30 Day Post-General Election Report

Mr. Rob Engel of the National Bipartisan PAC called and asked me to speak with Ms. Judy Slovin, the accountant for the Committee.

Ms. Slovin informed me that the Report had not been filed because of continuing problems with certain figures reflected on the Report. She stated that the figure for Closing Cash on Hand (Line 8) for the period disclosed a negative balance of about \$300, but that the Committee's bank account showed assets of about \$1000.

Ms. Slovin asked if I could be of any assistance in solving the problem. I replied that I would need to see the report and would then review the 30 Day Post-General Election Report and all previous reports in an attempt to solve the problem. I again stressed the urgent need to file the Report, and that any problem reflected therein could be corrected with an amendment at a later date.

Ms. Slovin agreed to file the Report no later than tomorrow morning.

8504055394

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

Attachment 8  
Page 1 of 3

(Summary Page)

**ALIGN AREA**  

1. Name of Committee (in Full)  
**National Bipartisan Political Action Committee**

Address (Number and Street)

**400 N. Capitol St. NW #368**

City, State and ZIP Code

**Washington, DC 20001**

☐ Check here if address is different than previously reported.

2. FEC Identification Number

**C00101881**

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on \_\_\_\_\_

4. TYPE OF REPORT (Check appropriate box)

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

☐ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for \_\_\_\_\_

☐ Twelfth day report preceding \_\_\_\_\_

election on \_\_\_\_\_ in the State of \_\_\_\_\_

☒ Thirtieth day report following the General Election

on **1-30-84** in the State of **D.C.**

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES

☒ NO

**SUMMARY**

5. Covering Period **10/1/84** through **12/6/84**

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

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 10)

(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

**Penny K. Includes**

*Penny K. Includes*

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

For further information contact

Federal Election Commission

Toll Free: 1-800-424-9630

Local: 202-624-4888

**1/30/85**

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

FEC FORM 3X (3/80)

95033524597

DETAILED SUMMARY PAGE  
of Receipts and Disbursements  
(Page 2, FEC FORM 3X)

| Name of Committee (in Full)                                                                         |         | From: 10/1/84                 | To: 12/6/84                       |
|-----------------------------------------------------------------------------------------------------|---------|-------------------------------|-----------------------------------|
|                                                                                                     |         | COLUMN A<br>Total This Period | COLUMN B<br>Calendar Year-To-Date |
| <b>I. RECEIPTS</b>                                                                                  |         |                               |                                   |
| <b>11. CONTRIBUTIONS (other than loans) FROM:</b>                                                   |         |                               |                                   |
| (a) Individuals/Persons Other Than Political Committees                                             | 7575.00 | 41,775.00                     | 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))                             | 7575.00 | 41,775.00                     | 11(d)                             |
| <b>12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES</b>                                         |         |                               |                                   |
| <b>13. ALL LOANS RECEIVED</b>                                                                       |         |                               |                                   |
| <b>14. LOAN REPAYMENTS RECEIVED</b>                                                                 |         |                               |                                   |
| <b>15. OFFSETS TO OPERATING EXPENDITURES (Refunds, Rebates, etc.)</b>                               |         |                               |                                   |
| <b>16. REFUNDS OF CONTRIBUTIONS MADE TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES</b>       |         |                               |                                   |
| 500.00                                                                                              |         | 500.00                        | 16                                |
| <b>17. OTHER RECEIPTS (Dividends, Interest, etc.)</b>                                               |         |                               |                                   |
| 82.45                                                                                               |         | 275.06                        | 17                                |
| <b>18. TOTAL RECEIPTS (Add 11(d), 12, 13, 14, 15, 16 and 17)</b>                                    |         |                               |                                   |
| 7657.45                                                                                             |         | 42,550.06                     | 18                                |
| <b>II. DISBURSEMENTS</b>                                                                            |         |                               |                                   |
| <b>19. OPERATING EXPENDITURES</b>                                                                   |         |                               |                                   |
| 2838.08                                                                                             |         | 23,040.80                     | 19                                |
| <b>20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES</b>                                           |         |                               |                                   |
| <b>21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES</b>                       |         |                               |                                   |
| 4250.00                                                                                             |         | 21,175.00                     | 21                                |
| <b>22. INDEPENDENT EXPENDITURES (see Schedule E)</b>                                                |         |                               |                                   |
| <b>23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. § 441 a(d)) (Use Schedule F)</b> |         |                               |                                   |
| <b>24. LOAN REPAYMENTS MADE</b>                                                                     |         |                               |                                   |
| <b>25. LOANS MADE</b>                                                                               |         |                               |                                   |
| <b>26. REFUNDS OF CONTRIBUTIONS TO</b>                                                              |         |                               |                                   |
| (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)                             |
| <b>27. OTHER DISBURSEMENTS</b>                                                                      |         |                               |                                   |
| <b>28. TOTAL DISBURSEMENTS (add lines 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)</b>                 |         |                               |                                   |
| 8088.08                                                                                             |         | 44,215.80                     | 28                                |
| <b>III. NET CONTRIBUTIONS AND NET OPERATING EXPENDITURES</b>                                        |         |                               |                                   |
| <b>29. TOTAL CONTRIBUTIONS (other than loans) from Line 11(d)</b>                                   |         |                               |                                   |
| 7575.00                                                                                             |         | 41,775.00                     | 29                                |
| <b>30. TOTAL CONTRIBUTION REFUNDS from Line 26(d)</b>                                               |         |                               |                                   |
| 7575.00                                                                                             |         | 41,775.00                     | 30                                |
| <b>31. NET CONTRIBUTIONS (other than loans) (Subtract Line 30 from Line 29)</b>                     |         |                               |                                   |
|                                                                                                     |         |                               | 31                                |
| <b>32. TOTAL OPERATING EXPENDITURES from Line 19</b>                                                |         |                               |                                   |
| 3838.08                                                                                             |         | 23,040.80                     | 32                                |
| <b>33. TOTAL COORDINATED EXPENDITURES from Line 19</b>                                              |         |                               |                                   |
|                                                                                                     |         | 23,040.80                     | 33                                |

85033424598

**SCHEDULE B**

**ITEMIZED DISBURSEMENTS**

Page 1 of 1 for  
 LINE NUMBER 21  
 (Use separate schedule(s) for each  
 category of the Detailed  
 Attachment 8  
 Page 3 of 3

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

Name of Committee (in Full)

**National Bipartisan Political Action Committee**

| A. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement<br>Contribution                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|---------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|----------------------------|--------------------------------------------|
| Jay Rockefeller for Senate<br>P.O. Box 840<br>Charleston, WV 25301              | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): | 10/9/84                    | \$1000.00                                  |
| B. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement<br>Contribution                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
| Paul Simon for Senate<br>30 W. Washington, Suite 615<br>Chicago, IL 60602       | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): | 10/15/84                   | \$1250.00                                  |
| C. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement<br>Contribution                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
| Sen. Joseph Biden<br>Citizens for Biden<br>P.O. Box 371<br>Washington, DC 20540 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): | 10/15/84                   | \$1000.00                                  |
| D. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement<br>Contribution                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
| Democratic Victory Fund<br>1625 Mass. Ave. NW<br>Washington, DC 20036           | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): | 10/29/84                   | \$1000.00                                  |
| E. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement                                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|                                                                                 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): |                            |                                            |
| F. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement                                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|                                                                                 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): |                            |                                            |
| G. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement                                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|                                                                                 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): |                            |                                            |
| H. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement                                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|                                                                                 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): |                            |                                            |
| I. Full Name, Mailing Address and ZIP Code                                      | Purpose of Disbursement                                                                                                          | Date (month,<br>day, year) | Amount of Each<br>Disbursement This Period |
|                                                                                 | Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General<br><input type="checkbox"/> Other (specify): |                            |                                            |
| SUBTOTAL of Disbursements This Page (optional) . . . . .                        |                                                                                                                                  |                            | \$4250.00                                  |
| TOTAL This Period (last page this line number only) . . . . .                   |                                                                                                                                  |                            | \$9788.08                                  |

8504852319442



FEDERAL ELECTION COMMISSION

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

THIS IS THE BEGINNING OF MUR # 2040

Date Filmed 10/21/85 Camera No. ---3

Cameraman AS

85040553945