FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 2106

DATE FILMED 1/6/89 CAMERA NO. 4

CAMERAMAN AS

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85NF-124

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

25 July 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE D.C. DEMOCRATIC STATE COMMITTEE FEDERAL CAMPAIGN FUND

This is a referral of the D.C. Democratic State Committee Federal Campaign Fund ("the Committee") for failing to file the 1984 April Quarterly, July Quarterly and October Quarterly Reports by Election Day, November 6, 1984.

If you have any questions on this matter, please contact Michael Filler at 523-4048.

Attachment

8904073020

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 25 July 1985

ANALYST: Michael Filler

I. COMMITTEE: D.C. Democratic State Committee Federal Campaign Fund (C00167312)
Walter E. Beach, Treasurer[1]/
1110 Vermont Avenue, NW, Suite 840
Washington, D.C. 20005

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

III. BACKGROUND:

Failure to File the 1984 April Quarterly, July Quarterly, October Quarterly, 30 Day Post-General and Year End Reports in a Timely Manner

The D.C. Democratic State Committee Federal Campaign Fund ("the Committee") failed to file the 1984 April Quarterly, July Quarterly, and October Quarterly Reports of Receipts and Disbursements by Election Day, November 6, 1984. In addition, the Committee failed to file the 1984 30 Day Post-General and Year End Reports of Receipts and Disbursements in a timely manner.

The Committee was notified of the due dates for all of its 1984 reports as noted below.

1984 Report Type	Prior Notification	Attachment
April Quarterly	March 22, 1984	2
July Quarterly	June 21, 1984	3
October Quarterly	September 21, 1984	4
12 Day Pre-General	October 1, 1984	5
30 Day Post-General	October 1, 1984	5
Year End	January 7, 1985	6

Because the Committee did not submit any of these reports, a Non-Filer Notice was mailed on April 11, 1985 (Attachment 7).[2]/

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[1]/Mr. Beach is the treasurer of record; however, Mr. Richard R. Clark signed all of the 1984 reports.

[2]/ The Committee was notified that it may have failed to timely file the 12 Day Pre-General Report because no reports had been filed for 1984.

2240730201

The April Quarterly, July Quarterly and October Quarterly Reports were received on May 9, 1985 (Attachments 8, 9 and 10). A cover letter accompanying the reports explained that these three original reports were "...filed away by mistake." (Attachment 11).

On July 11, 1985, a Reports Analysis Division ("RAD") analyst contacted the Committee to ask why the 1984 30 Day Post-General and Year End Reports had not been filed (Attachment 12). The RAD analyst was informed by a temporary employee that the treasurer was out-of-town for three weeks but would relay the message.

As of this date, the 1984 30 Day Post-General and Year End Reports have not been received.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

3 3 0 4 0 7 3 0 2 0 2

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

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND						PARTY NON-QUALIFIED		ID #C00167312
1983	STATEMENT OF ORGANIZATION					18MAY83	2	83FEC/272/0835
	MID-YEAR REPORT	8,125		7,649		1MAY83 -30JUN83	22	83FEC/278/0533
	REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/372/0020
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	6	85FEC/373/3222
	YEAR-END	12,173		12,647		1JUL83 -31DEC83	7	84FEC/308/3764
	REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/372/0017
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/373/3966
1984	STATEMENT OF ORGANIZATION - AMENDMENT					13APR84	2	84FEC/308/3762
	APRIL QUARTERLY	5,356		3,116		1JAN84 -31MAR84	6	85FEC/373/0853
	NOTICE OF FAILURE TO FILE					1JAN84 -31MAR84	1	85FEC/370/1182
	JULY QUARTERLY	21,889		22,873		1APR84 -30JUN84	8	85FEC/373/0844
	NOTICE OF FAILURE TO FILE					1APR84 -30JUN84	1	85FEC/370/2150
	OCTOBER QUARTERLY	17,979		17,790		1JUL84 -30SEP84	8	85FEC/373/0835
	NOTICE OF FAILURE TO FILE					1JUL84 -30SEP84	1	85FEC/370/2149
	NOTICE OF FAILURE TO FILE					10CT84 -17OCT84	1	85FEC/370/2147
	NOTICE OF FAILURE TO FILE					18OCT84 -26NOV84	1	85FEC/370/2148
	NOTICE OF FAILURE TO FILE					27NOV84 -31DEC84	1	85FEC/370/2146
	TOTAL	65,522	0	64,075	0		73	TOTAL PAGES

ATTACHMENT 1

All reports have been reviewed.
Ending cash-on-hand as of September 30, 1984: $1,568
Outstanding debts owed to the committee as of September 30, 1984: $1,500*
Outstanding debts owed by the committee as of September 30, 1984: $2,000**

*This figure was calculated by the Reports Analysis Division ("RAD") analyst. The committee reports outstanding loans owed to it of $0. In 1983, the committee reported making $6,000 in loans to the Democratic National Committee for a telethon. Subsequent reports have shown receipts from the Democratic National Committee totalling $4,500 for a telethon. It appears, therefore, that the committee is owed an additional $1,500 by the Democratic National Committee.

**This figure was calculated by the RAD analyst. The committee reports outstanding loans owed by it of $0. In 1983, the committee reported the receipt of a $2,000 loan which has not been disclosed on subsequent reports as having been repaid or forgiven.

Attachment 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 22, 1984

APRIL REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE
ALL unauthorized political committees, except those that file monthly, must file a quarterly report by April 15, 1984. (See below)

WHAT MUST BE REPORTED
All financial activity must be disclosed from the last report filed through March 31, 1984. Political committees which have not previously filed a financial disclosure report covering any period in 1984 should report all financial activity from the later of January 1, 1984, or date of registration,* through March 31, 1984.

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees that file on a monthly schedule must file their next report by April 20, 1984, and disclose all financial activity of their committee from March 1 through March 31, 1984. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month.

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

*The first report filed by a committee shall include all amounts received or disbursed in 1984, and 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) Activity which occurred prior to 1984 should be reported separately.

-over-

9204073002 04

Attachment 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 21, 1984

JULY REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE
ALL unauthorized political committees, except those that file monthly, must file a quarterly report by July 15, 1984. (See below.)

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

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

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

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

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

-over-

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Attachment 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 21, 1984

OCTOBER REPORTING NOTICE FOR UNAUTHORIZED COMMITTEES

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

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

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

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

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

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

-over-

9204073020 6

Attachment 5

FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

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-

2204073027

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

8204073008

Attachment 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 7, 1985

JANUARY 31 YEAR-END REPORT NOTICE

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

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

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

WHERE TO FILE
Committees should consult the instructions on the enclosed form for details.

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

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

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

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

9240730209

Attachment 7

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

APR 11 1985

Walter E. Beach, Treasurer
D.C. Democratic State
Committee Federal Campaign Fund
1110 Vermont Avenue, N.W.
Suite 840
Washington, DC 20005

Identification Number: C00167312

Reference: April Quarterly (1/1/84-3/31/84), July Quarterly (4/1/84-6/30/84), October Quarterly (7/1/84-9/30/84), 12 Day Pre-General (10/1/84-10/17/84), 30 Day Post-General (10/18/84-11/26/84), and Year End (11/27/84-12/31/84) Reports

Dear Mr. Beach:

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

It is important that you file these reports 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). Copies of the reports or the 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 these reports may result in an audit or legal enforcement action.

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

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

RECEIVED BY THE FEC

Attachment 8

85 MAY 9 P 1:05

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (In Full)

District of Columbia Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue, N.W.
Suite 840

City, State and ZIP Code

Washington, D.C. 20005

[X] Check here if address is different than previously reported.

2. FEC Identification Number
C00167312

3. [ ] This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

(a) [X] April 15 Quarterly Report [ ] October 15 Quarterly Report

[ ] July 15 Quarterly Report [ ] January 31 Year End Report

[ ] July 31 Mid Year Report (Non-Election Year Only)

[ ] Monthly Report for _____

[ ] Twelfth day report preceding _____ (Type of Election)

election on ___ _____ in the State of _____

[ ] Thirtieth day report following the General Election

on _____ ___ in the State of _____

[ ] Termination Report

(b) Is this Report an Amendment?

[ ] YES [X] NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period January 1, 1984 through March 31, 1984		
6. (a) Cash on hand January 1, 19 84		$ 122.78
(b) Cash on Hand at Beginning of Reporting Period	$ 122.78	
(c) Total Receipts (from Line 18)	$ 5356.76	$ 5356.76
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 5479.54	$ 5479.54
7. Total Disbursements (from Line 28)	$ 3116.83	$ 3116.83
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2362.71	$ 2362.71
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ ---0---	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ ---0---	

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

Richard Clark
Type or Print Name of Treasurer

Richard K. Clark
SIGNATURE OF TREASURER

April 13, 1984
Date

For further information contact:
Federal Election Commission
Toll Free 800/424-9530
Local 202/523-4068

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

FEC FORM 3

9 2 7 3 5 3 0 2 1 1 9 2 5 4

Attachment 9 to MUR FEC

85 MAY 9 P4:05

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (In Full)

District of Columbia Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue, N.W.
Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported.

2. FEC Identification Number
C00167312

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

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

☒ July 15 Quarterly Report ☐ January 31 Year End Report

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

☐ Monthly Report for _____

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period April 1, 1984 through June 30, 1984		
6 (a) Cash on hand January 1, 1984		$ 122.78
(b) Cash on Hand at Beginning of Reporting Period	$ 2,362.71	
(c) Total Receipts (from Line 18)	$ 21,889.18	$ 27,245.94
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 24,251.89	$ 27,368.72
7. Total Disbursements (from Line 28)	$ 22,873.37	$ 25,990.20
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,378.52	$ 1,378.52
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ ----0----	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ C	

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

Richard Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

July 13, 1984
Date

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

NOTE: Willful falsification of material fact or knowingly incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 437g.

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

FEC FORM 3X (3/80)

32040730212

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

Attachment 10

FEC

(Summary Page)

85 MAY 3 P4:05

ALIGN AREA

ALIGN AREA

1. Name of Committee (In Full)

District of Columbia Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue, N.W.
Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported.

2. FEC Identification Number
C00167312

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

(a) ☐ April 15 Quarterly Report ☒ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☐ Thirtieth day report following the General Election
on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☐ NO

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period July 1, 1984 through September 30, 1984		
6. (a) Cash on hand January 1, 1984		$ 122.78
(b) Cash on Hand at Beginning of Reporting Period	$ 1,378.52	
(c) Total Receipts (from Line 18)	$ 17,979.46	$ 45,225.40
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 19,357.98	$ 45,348.18
7. Total Disbursements (from Line 28)	$ 17,790.41	$ 43,780.61
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,567.57	$ 1,567.57
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ ----0----	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ ----0----	

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

Richard Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

October 14, 1984
Date

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

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

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

FEC FORM 3X (3/80)

RECEIVED AT THE FEC
Attachment 11
[illegible]

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1110 Vermont Avenue NW, Suite 640, Washington, DC 20005 (202) 347-8870

Sharon Pratt Dixon
National Committeewoman
John W. Hechinger
National Committeeman

Ivanhoe Donaldson
Chair
Doris P. Winter
Vice Chair
William H. Simons
Recording Secretary
Jeanette Haskins Harris
Corresponding Secretary
Richard Clark
Treasurer

Gail Ambrose
Robert Artisst
Johnny Barnes
Walter Black
James Bonnett
Bernard Brash
Bobbi Brick
Stanley A. Brenner
Hazel Ann Brennen
Marilyn T. Brown
Daniel Butler
Joseph Carter
James M. Christian
Barbara Bell Clark
Joyce A. Clements
James E. Coates
Vincent H. Cohen
Jerry Cooper
Andrew P. Corley
Howard Croft
Wallestine Curtis
Bernard Demczuk
Kathy Foster
Alexis Freeman
Winifred Freeman
Theodis "Ted" Gay
Linda Greenlee
Linda Grigsby
Andrea Hay
Claretha Johnson
Phinis Jones
Ruth Jordan
Aurelia Corbett King
Paul Kuntzler
Irene Lee
Helen W. Mayo
Dusty McClintock
Elaine Evans McNeil
James Mercer
Bill Morton
James Nathanson
Paula Nickens
James Petts
Emma Pollon
Florence Pendleton
Myrna Perotto-Guevara
Mark L. Plotkin
Steven Ramsey
Daniel Robinson
Martha Robinson
Mary Ross
William Ramsey
Anwar Saleem
Barbara Lott Simmons
Harry Thomas
Ramona Thomas
Francis D. Threadgill, Jr.
Debra Thomas Trotter
Larry F. Weston
Lorraine H. Whitlock
Joslyn Williams
Frank Zamgotsos

May 7, 1985

Mr. John O. Gibson
Assistant Staff Director
Federal Election Commission
1325 K Street NW
Washington, D.C. 20005

Dear Mr. Gibson:

On receipt of your notice regarding our reports, I checked our records and discovered to my dismay that the originals of our reports for the April quarterly, July quarterly and October quarterly had been filed away by mistake.

I am enclosing those reports. Also, as a new Executive Director who was not here during the periods covered, I would like to arrange a meeting with you to discuss our reports, as well as reports that are still due.

I will call your office in a few days to arrange a time that is convenient for you.

Thank you for your assistance.

Sincerely,

Phyllis Jones

Phyllis Jones
Executive Director

C 00 3 7 3 0 8 5 3

TELECON

Attachment 12

ANALYST: Carol Caldwell

CONVERSATION WITH:

COMMITTEE: DCDSC Federal Campaign Fund

DATE: July 11, 1985

SUBJECT(S): Non-Filing of Reports

On July 11, 1985, I called DCDSC Federal Campaign Fund and spoke to a temporary employee. I informed her that the Committee had received a non-filing notice for all 1984 reports and to this date, the Commission had not received the 30 Day Post-General and the Year End Reports. I emphasized the importance of filing these two reports and suggested that they be hand delivered the next day. The temporary employee responded that the treasurer was out of town for three weeks, but that she would attempt to get in touch with her and pass on this information.

2240730215

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

85 AUG 21 P 3:45

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM

TO: The Commission

FROM: Charles N. Steele
General Counsel

BY: Kenneth A. Gross
Associate General Counsel

SUBJECT: Withdrawal of First General Counsel's Report
RAD Referral 85NF-124
Respondents: D.C. Democratic State Committee
Federal Campaign Fund and its Treasurer

Please be advised that this Office hereby withdraws the First General Counsel's Report in the above-captioned matter which was circulated on August 16, 1985. The report is being withdrawn so as to incorporate and consider additional information being submitted by the Respondents to the Reports Analysis Division on this day. As soon as the information has been analyzed, we will recirculate a First General Counsel's Report.

3204073021 6

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

October 18, 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

ATTENTION: BEVERLY KRAMER

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL UPDATE ON THE D.C. DEMOCRATIC STATE COMMITTEE FEDERAL CAMPAIGN FUND - RAD REFERRAL 85NF-124

3 9 0 4 0 7 3 0 2 1 7

Per your request, the following information is to update our earlier referral of the D.C. Democratic State Committee Federal Campaign Fund ("DCDSC")(85NF-124).

As of the date of the original referral, the DCDSC had failed to file the 1984 30 Day Post-General and Year End Reports. In addition, the DCDSC was notified on June 21, 1985 that the 1985 Mid-Year Report was due by July 31, 1985 (Attachment 1).

On August 12, 1985, the Executive Director of the DCDSC, Ms. Phyllis Jones, met with the Chief of the Party/Non-Party Branch and two Reports Analysts to discuss the non-filing difficulties as well as various problems contained in reports already submitted (Attachment 2). In the course of the meeting, Ms. Jones was informed that filing the delinquent reports should receive high priority. Ms. Jones appeared to understand the urgency of this matter and stated that she would comply as soon as possible. On August 22, 1985, the DCDSC was sent a Non-Filer Notice for the 1985 Mid-Year Report (Attachment 3).

The DCDSC ultimately filed a 1984 Year End Report covering the period from October 1, 1984 to January 31, 1985, on September 23, 1985, 235 calendar days late. The 1985 Mid-Year Report was also filed on September 23, 1985, 54 calendar days late (Attachments 4 and 5).

In a related matter concerning the DCDSC, some confusion arose regarding the identity of DCDSC's Treasurer. The Commission was notified on August 23, 1985, that Mr. Richard Clark had been elected Treasurer of the DCDSC on June 6, 1985

(Attachment 6). On August 26, 1985, the Committee submitted further documentation stating that Mr. Clark was initially elected Treasurer on June 7, 1984 (Attachment 7). When the 1984 April Quarterly Report (Attachment 8) had been filed, however, it was dated April 13, 1984, but signed by Mr. Clark, apparently before he officially became Treasurer.

In a series of conversations with the analyst (Attachments 9-12), Ms. Jones stated that Mr. Clark was, in fact, appointed Treasurer June 7, 1984, and was re-appointed on June 6, 1985. Ms. Jones also stated that the 1984 April Quarterly Report was signed by Mr. Clark because Mr. Walter Beach, the Treasurer of DCDSC during that particular reporting period, neglected to do so at the time that the report was originally completed.

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

Attachments

8204073021 8

ATTACHMENT 1

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 21, 1985

SEMIANNUAL REPORT NOTICE
FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE
ALL POLITICAL COMMITTEES currently registered with the Commission (except committees filing monthly) must file a semiannual report by July 31, 1985.

WHAT MUST BE REPORTED
All financial activity must be disclosed from the last report filed through June 30, 1985. Unauthorized political committees that have not previously filed a financial disclosure report should report all financial activity from date of registration, through June 30, 1985.*

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees filing on a monthly schedule need not file a semiannual report. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month. The next monthly report must be filed by July 20, 1985, and should disclose all financial activity of the committee from June 1 through June 30, 1985.

*The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee; even if such amounts were not received during the current reporting period. See 11 CFR 101.3; 104.3(a) and (b). Activity which occurred prior to 1985 should be reported separately.

- over -

3 2 0 4 0 7 3 0 2 1 9

ATTACHMENT 2

~~TELECON~~ MEETING

ANALYST: Bryan

CONVERSATION WITH: Phyllis Jones

COMMITTEE: DCDSC Federal Campaign Fund

DATE: 8/12/85

SUBJECT(S): Problems with 83-84 election cycle reports

Brian Hancock, Mike Filler, and myself met with Ms. Jones(Executive Director of the DCDSC) and reviewed each problem individually. I specifically instructed Ms. Jones how to remedy each problem. We discussed all aspects of each report and expect to have a response within days. We discussed the need to 1) File an amended Statement of Organization with the new treasurer, 2) File reports for which Non-Filer Notices have been sent, 3) File amendments for those reports which have problems. Ms. Jones seemed to understand each difficulty and assured us that she would act immediately.

3 2 0 4 0 7 3 0 2 2 0

ATTACHMENT 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

August 22, 1985

Walter E. Beach, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Ave., N.W. #840
Washington, DC 20005

Identification Number: C00167312

Reference: Mid-Year Report (1/1/85-6/30/85)

Dear Mr. Beach:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously 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 the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

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

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

2115536147

ATTACHMENT 4

RECEIVED BY THE FEC
HAND DELIVERED
85 SEP 23 A 9:03

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

(Summary Page)

ALIGN AREA

1. Name of Committee (In Full)

District of Columbia Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue NW Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported

2 FEC Identification Number

C00167312

3 ☐ This committee qualified as a multicandidate committee during this Reporting Period on ____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

(a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☒ January 31 Year End Report
☐ July 31 Mid Year Report (Non Election Year Only)
☐ Monthly Report for ____
☐ Twelfth day report preceding (Type of Election) ____ election on ____ in the State of ____
☐ Thirtieth day report following the General Election on ____ in the State of ____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period October 1, 1984 through January 31, 1985		
6 (a) Cash on hand January 1, 19 84		$ 122.78
(b) Cash on Hand at Beginning of Reporting Period	$ 2,210.04	
(c) Total Receipts (from Line 18)	$ 39,179.00	$
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 41,389.04	$ 39,301.78
7 Total Disbursements (from Line 28)	$ 35,043.81	$ 78,824.42
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 6,345.23	$ 6,345.23
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ 0	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ 0	

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

Richard R. Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

September 20, 1985
Date

For further information contact

NOTE: ...

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

FEC FORM 3P (8)

ATTACHMENT 5

RECEIVED BY THE FEC

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

HAND DELIVERED
85 SEP 23 A 9:03

(Summary Page)

ALIGN AREA | | ALIGN AREA

1. Name of Committee (In Full)

District of Columbia
Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue NW Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported

2. FEC Identification Number
C00167312

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate box.)

(a)
☐ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☒ July 31 Mid Year Report (Non Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period February 1, 1985 through July 31, 1985		
6 (a) Cash on hand January 1, 1985		$ 8,345.23
(b) Cash on Hand at Beginning of Reporting Period	$ 6,345.23	
(c) Total Receipts (from Line 18)	$ 0	$
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 6,345.23	$ 8,345.23
7 Total Disbursements (from Line 28)	$ 6,332.16	$
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6d)	$ 13.07	$
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.

Richard R. Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

September 20, 1985
Date

For further information contact:
Federal Election Commission
Toll Free 800 424 9530
Local 202 523 4068

NOTE: Submission of false or fraudulent information may be punishable by a fine or imprisonment or both. See 2 U.S.C. § 437g.

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

FEC FORM 3A (3/80)

ATTACHMENT 6

RECEIVED AT THE FEC

DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1119 Vermont Avenue NW, Suite 500, Washington, DC 20005 (202) 347-8870

Sharon Pratt Dixon
National Committeewoman
John W. Hechinger
National Committeeman
Josephine Donaldson
Chair
Rudy P. Miller
Vice Chair
William H. Simons
Recording Secretary
Juanita Hopkins Harris
Corresponding Secretary
Richard Clark
Treasurer
Gail Andersen
Robert Artisst
Johnny Barnes
Walter Beach
James Bennett
Edward Black
Bobbi Bloch
Stanley A. Bourne
Hazel Ann Brannon
Marilyn T. Brown
Daniel Butler
Joseph Carter
James M. Christian
Barbara Bain Clark
Joyce A. Clements
James E. Coates
Vincent H. Cohen
Jerry Cooper
Andrew P. Corley
Howard Croft
Wallessina Curtis
Bernard Demczuk
Kathy Foster
Alexis Freeman
Winifred Freeman
Theodis "Ted" Gay
Linda Gennoe
Linda Gregory
Andrea Hby
Carolyn Johnson
Phyllis Jones
Ruth Jordan
Aurora Corbett King
Paul Kuntzler
Irene Lee
Helen W. Mays
Dusty McClinton
Elena Evans Mckie
James Marce
Bill Morton
James Nathanson
Paula Nickens
James Parks
Emma Patton
Florence Pendleton
Myrna Peralta-Guevara
Mark L. Plotkin
Steven Ramirez
Daniel Robinson
Mattie Robinson
Mary Ross
W[illiam] Ramsey
Arlene Sasscer
Barbara Lett Simmons
Harry Thomas
Ronald P. Thomas
Francis D. Threadgill Jr.
Debra Thomas Tyhurst
Larry F. Weston
Lorraine H. Whitlock
Judy W[illiams]
Elaine Zamcaris

August 22, 1985

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

To Whom It May Concern:

This letter is to inform you that Mr. Richard Clark was elected treasurer of the District of Columbia Democratic State Committee on June 6, 1985, replacing Mr. Walter Beach.

Please reflect this change in your records, and we will be filing an amended Statement of Organization during the first week of September.

Thank you.

Phyllis Jones

Executive Director

ATTACHMENT 7

DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

August 26, 1985

Mr. Hunter Brian
Federal Election Commission
1325 K Street, NW 5th Floor
Washington, DC 20005

Dear Mr. Brian:

Please be advised that Mr. Richard Clark was initially elected Treasurer of the District of Columbia Democratic State Committee, June 7, 1984, and again re-elected Treasurer, June 6, 1985.] BJH

If I can be of further assistance, please feel free to contact me.

Sincerely,

Windy Abdul-Rahim
Executive Assistant

ATTACHMENT 8

85 MAY 8 P4:05

(Summary Page)

1. Name of Committee (In Full)

District of Columbia Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue, N.W.
Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☒ Check here if address is different than previously reported.

2. FEC Identification Number
C00167312

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate blocks)

(a) ☒ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☐ July 31 (Mid Year Report (Non-Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☒ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period January 1, 1984 through March 31, 1984		
6. (a) Cash on hand January 1, 19 84		$ 122.78
(b) Cash on Hand at Beginning of Reporting Period	$ 122.78	
(c) Total Receipts (from Line 16)	$ 5356.76	$ 5356.76
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 5479.54	$ 5479.54
7. Total Disbursements (from Line 28)	$ 3116.83	$ 3116.83
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 2362.71	$ 2362.71
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ ---0---	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ ---0---	

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

Richard Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

April 13, 1984
Date

BJH

For further information contact:
Federal Election Commission
Toll Free 800 424 9530
Local 202 523 4068

NOTE: Submission of false, erroneous, or incomplete information may subject the person knowingly submitting it to the penalties set forth in 2 U.S.C. § 437g.

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

FEC FORM 3 (Rev. 7)

ATTACHMENT 9

TELECON

ANALYST: Hancock

CONVERSATION WITH: Ms. Phyllis Jones

COMMITTEE: DCDSC

DATE: 10/8/85 1:00 pm

SUBJECT(S): Treasurer of DCDSC

The Reports Analyst contacted Ms. Phyllis Jones, Executive Director of DCDSC, in order to clarify when the present treasurer, Mr. Richard Clark, was appointed to that office. Ms. Jones repeated the statement she had made in her letter to the Commission of August 26, 1985, that Mr. Clark was appointed on June 7, 1984.

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ATTACHMENT 10

TELECON

ANALYST: Hancock

CONVERSATION WITH: Phyllis Jones

COMMITTEE: DCDSC

DATE: 10/8/85 2:30pm

SUBJECT(S): More Info on Treasurer

The Reports Analyst attempted to contact Ms. Jones at DCDSC for further clarification regarding what, if any, position Mr. Clark held with the committee before he was appointed treasurer. Ms. Jones was not available, but the analyst left a message on the answering machine for Ms. Jones to contact him as soon as possible.

82040730228

ATTACHMENT 11

TELECON

ANALYST: Hancock

CONVERSATION WITH: Ms. Phyllis Jones

COMMITTEE: DCDSC

DATE: 10/9 & 10/10/ 85

SUBJECT(S): Treasurer of DCDSC

Having received no response from the message left at the committee on 10/8, the analyst attempted, without success, to contact Ms. Jones at various times during these two dates.

22040730229

ATTACHMENT 12

TELECON

ANALYST: Hancock

CONVERSATION WITH: Ms. Phyllis Jones

COMMITTEE: DCDSC

DATE: 10/11/85 3:30pm

SUBJECT(S): Treasurer of DCDSC

Ms. Jones was finally reached after the analyst left yet another message earlier on this date. She responded to the analyst's inquiry by stating that the DCDSC has never had an Assistant Treasurer, and that Mr. Richard Clark was simply a regular member of the State Committee before his appointment.

The analysts asked Ms. Jones why, if Mr. Clark was in fact appointed in June of 1984, did he sign the 1984 April Quarterly Report (filed 5/9/85) that was supposedly completed during the required period but was, in her own words, "filed away by mistake?" Ms. Jones replied that Mr. Beach (Treasurer during the 1984 April reporting period) forgot to sign the original report, so she had Mr. Clark, the present Treasurer, sign the report before it was filed in 1985.

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RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

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

FIRST GENERAL COUNSEL'S REPORT

85 NOV 15 P12:18

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION_____

RAD # 85NF-124
STAFF MEMBER
Beverly Kramer

SOURCE: **INTERNALLY GENERATED**

SENSITIVE

RESPONDENTS: D.C. Democratic State Committee
Federal Campaign Fund
Richard R. Clark, as treasurer

RELEVANT STATUTE: 2 U.S.C. § 433(c)
2 U.S.C. § 434(a)(4)(A)(i)
2 U.S.C. § 434(a)(4)(A)(iii)
11 C.F.R. § 104.5(c)(1)(i)
11 C.F.R. § 104.5(c)(1)(iii)

INTERNAL REPORTS CHECKED: Public Record

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

The Reports Analysis Division referred this matter to the Office of the General Counsel on July 25, 1985. See Attachment 1 at 1-16. The referral was subsequently updated on October 18, 1985. See Attachment 2 at 17-30.

SUMMARY OF ALLEGATIONS

It is alleged that the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated:

- 2 U.S.C. § 434(a)(4)(A)(i) by failing to file their 1984 April Quarterly, July Quarterly, October Quarterly, and Year End reports in a timely manner; and

- 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file their 1984 post-general election report in a timely manner.

Information disclosed in the referral and on the public record raises the additional issue of whether:

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- the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(c) by failing to report a change in information previously submitted in their statement of organization.

FACTUAL AND LEGAL ANALYSIS

A. The Law

Section 433(c) of Title 2, United States Code, requires a political committee to report any change in information previously submitted in a statement of organization no later than 10 days after the date of the change.

Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), the treasurer of a political committee is required to file either quarterly or monthly reports. During an election year, quarterly reports must be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the final calendar quarter of the year (i.e. the Year End Report) must be filed no later than January 31 of the following calendar year. See also, 11 C.F.R. § 104.5(c)(1)(i).

Section 434(a)(4)(A)(iii) of Title 2, United States Code, requires the treasurer of a political committee to file a post general election report no later than the 30th day after the general election. See also, 11 C.F.R. § 104.5(c)(1)(iii).

B. The Facts

The D.C. Democratic State Committee Federal Campaign Fund ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4) and Richard R. Clark is its treasurer. 1/

1/ Walter E. Beach was the treasurer of record from May 18, 1983, to June 7, 1984. See Attachment 3 at 31. On June 7, 1984, Richard Clark assumed the responsibilities as treasurer. See Attachment 2 at 25.

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During the 1983-84 election cycle, the Committee filed quarterly reports with the Commission. The Committee's 1984 April, July and October Quarterly reports were required to be filed by April 15, July 15, and October 15, 1984, respectively. In addition, the Committee was required to file a post-general election report by December 6, 1984, and a Year End report by January 31, 1985.

General notices advising the Committee of the due dates for all of the above-referenced reports were mailed to the Committee on the dates listed below:

1984 Report Type	Prior Notification
April Quarterly	March 22, 1984
July Quarterly	June 21, 1984
October Quarterly	September 21, 1984
30 Day Post- General	October 1, 1984
Year End	January 7, 1985

See Attachment 1 at 5-10.

The Committee failed to file all of the above-referenced reports by their due dates. Accordingly, on April 11, 1985, the Reports Analysis Division sent a letter notifying the Committee of its failure to file the reports. See Attachment 1 at 11.

On May 9, 1985, the Committee filed its 1984 April, July and October Quarterly reports. See Attachment 1 at 12-14. The reports filed on May 9, 1985, were accompanied by a cover letter attributing the Committee's late filings to the fact that the three original quarterly reports were "filed away by mistake". See Attachment 1 at 15. The three quarterly reports bore the signature of Richard R. Clark. At the time he began signing the reports on April 13, 1984, Mr. Clark was not listed as either

2204073023 3

the treasurer or designated treasurer of record. Rather, the Committee's statement of organization listed Mr. Walter Beach as treasurer. See Attachment 3 at 31. It was not until August 26, 1985 that the Committee finally informed the Commission, in writing that Mr. Clark had replaced Mr. Beach as treasurer on June 7, 1984. See Attachment 2 at 26.

The Committee's 1984 post-general election and Year End reports were due on December 6, 1984 and January 31, 1985, respectively. It was not until September 23, 1985, that the Committee ultimately filed a report disclosing the combined activity of these reports. See Attachment 2 at 22.

C. Application of the Law to the Facts

The record in this case reveals that the Respondents failed to file their 1984 April, July and October Quarterly reports within the time-frame required by 2 U.S.C. § 434(a)(4)(A)(i). Failure to file reports within the time-frame required is a violation of this section.

The record further reveals that the Respondents did not file their 1984 post-general election report which was due on December 6, 1984 until September 23, 1985. In addition, the Respondents did not file their 1984 Year End report which was due January 31, 1985 until September 23, 1985. The Respondents' failure to file their 1984 post-general election report in a timely manner violates 2 U.S.C. § 434(a)(4)(A)(iii). The Respondents' failure to file their 1984 Year End report in a timely manner violates 2 U.S.C. § 434(a)(4)(A)(i).

8904073023 4

The record also discloses that the Committee's treasurer of record was replaced on June 7, 1984 and that the Committee failed to amend its statement of organization reflecting this change until August 26, 1985. The Respondents' failure to amend their statement of organization within ten days of the change in treasurers violates 2 U.S.C. § 433(c).

III. RECOMMENDATIONS

1. Open a matter under review.

2. Find reason to believe that the D.C. Democratic State Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

3. Find reason to believe that the D.C. Democratic State Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. § 433(c).

4. Approve and send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steele
General Counsel

November 14, 1988
Date

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

Attachments
1. RAD Referral (pp.1-16)
2. RAD Referral Update (pp.17-30)
3. Statement of Organization (p.31)
4. Letter and General Counsel's Factual and Legal Analysis (pp.32-37)

8 9 0 4 0 0 7 3 0 2 3 5

5 TOP

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) RAD 85NF-124 (M2106)
D.C. Democratic State Committee)
Federal Campaign Fund)
Richard R. Clark, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 20, 1985, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 85NF-124:

1. Open a matter under review.

2. Find reason to believe that the D.C. Democratic State Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii).

3. Find reason to believe that the D.C. Democratic State Committee and Ricahrd R. Clark, as treasurer, violated 2 U.S.C. § 433 (c).

4. Approve and send the letter and General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed November 14, 1985.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

11-20-85
Date

Marjorie W. Emmons
Secretary of the Commission

2004073023 6

85NF-135

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

5 December 1985

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE DCDSC FEDERAL CAMPAIGN FUND

This is a referral of the DCDSC Federal Campaign Fund

For your information, the Fund was referred to your office on July 25, 1985 for matters relating to the 1983-1984 election cycle (see RAD #85NF-124). The referral was subsequently updated on October 18, 1985. On November 20, 1985, the Commission voted to open a matter under review (MUR 2106).

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

Attachment

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 5 December 1985

ANALYST: Brian J. Hancock

I. **COMMITTEE:** DCDSC Federal Campaign Fund (C00167312)
Richard Clark, Treasurer
1110 Vermont Avenue, N.W., Suite 840
Washington, D.C. 20005

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

III. **BACKGROUND:**

Failure to Timely File the 1985 Mid-Year Report

The DCDSC Federal Campaign Fund (the "Fund") failed to file the 1985 Mid-Year Report of Receipts and Disbursements in a timely manner. The Fund was notified on June 21, 1985 that the report was due by July 31, 1985 (Attachment 2).

A Non-Filer Notice was sent to the Fund on August 22, 1985 (Attachment 3). On September 17, 1985, the Reports Analysis Division ("RAD") analyst called the Fund in an attempt to have the Fund file the delinquent report. Ms. Phyllis Jones, the Fund's Executive Director, explained that the report in question was nearly complete, and that it would be filed with the Commission by Friday, September 20, 1985 (Attachment 4).

The Commission received the hand delivered report on September 23, 1985 (Attachment 5).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

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

DATE 2DEC85
PAGE 1

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND						PARTY QUALIFIED		ID #C00167312
1983	STATEMENT OF ORGANIZATION					18MAY83	2	83FEC/272/0835
	MID-YEAR REPORT	8,125		7,649		1MAY83 -30JUN83	22	83FEC/278/0533
	REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/372/0020
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	6	85FEC/373/3222
	REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/385/1012
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	11	85FEC/386/5412
	YEAR-END	12,173		12,647		1JUL83 -31DEC83	7	84FEC/308/3764
	REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/372/001[illegible]
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/373/39[illegible]
	REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/385/100[illegible]
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/386/5423
1984	STATEMENT OF ORGANIZATION - AMENDMENT					13APR84	2	84FEC/308/3762
	APRIL QUARTERLY	5,356		3,116		1JAN84 -31MAR84	6	85FEC/373/0853
	NOTICE OF FAILURE TO FILE					1JAN84 -31MAR84	1	85FEC/370/1182
	REQUEST FOR ADDITIONAL INFORMATION					1JAN84 -31MAR84	1	85FEC/385/1007
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JAN84 -31MAR84	1	85FEC/386/5425
	JULY QUARTERLY	21,889		22,873		1APR84 -30JUN84	8	85FEC/373/0844
	NOTICE OF FAILURE TO FILE					1APR84 -30JUN84	1	85FEC/370/2150
	REQUEST FOR ADDITIONAL INFORMATION					1APR84 -30JUN84	2	85FEC/385/1004
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1APR84 -30JUN84	1	85FEC/386/5426
	OCTOBER QUARTERLY	17,979		17,790		1JUL84 -30SEP84	8	85FEC/373/0835
	NOTICE OF FAILURE TO FILE					1JUL84 -30SEP84	1	85FEC/370/2149
	REQUEST FOR ADDITIONAL INFORMATION					1JUL84 -30SEP84	2	85FEC/385/1001
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL84 -30SEP84	1	85FEC/386/5424
	NOTICE OF FAILURE TO FILE					10CT84 -17OCT84	1	85FEC/370/2147
	NOTICE OF FAILURE TO FILE					18OCT84 -26NOV84	1	85FEC/370/2148
	YEAR-END	39,179		35,043		10CT84 -31JAN85	10	85FEC/388/1232
	NOTICE OF FAILURE TO FILE					27NOV84 -31DEC84	1	85FEC/370/2146
	1'ST LETTER INFORMATIONAL NOTICE					10CT84 -31DEC84	1	85FEC/390/2412
1985	MISCELLANEOUS REPORT					21OCT85 TO FEC	2	85FEC/390/12[illegible]
	TOTAL	104,701	0	99,118	0		111	TOTAL PAGES

All reports have been reviewed.
Ending cash balance as of 12/31/84: $6,534
Debts and obligations owed by the committee as of 12/31/84: $0
Debts and obligations owed to the Committee as of 12/31/84: $0

ATTACHMENT 1 (1 of 2)

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

PARTY RELATED

COMMITTEE / DOCUMENT	RECEIPTS		DISBURSEMENTS	TYPE OF FILER / COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND				PARTY QUALIFIED		ID #C00167312
1985 STATEMENT OF ORGANIZATION - AMENDMENT				23AUG85	2	85FEC/386/3990
STATEMENT OF ORGANIZATION - AMENDMENT				26AUG85	2	85FEC/386/4808
MID-YEAR REPORT	0		6,332	1FEB85 -31JUL85	4	85FEC/388/1389
NOTICE OF FAILURE TO FILE				1JAN85 -30JUN85	1	85FEC/386/3147
TOTAL	0	0	6,332	0	9	TOTAL PAGES

All Reports Have Been Reviewed
Debts owed to the Committee: 0
Debts owed by the Committee: 0
Ending Cash on Hand as of 11/26/85: $13

ATTACHMENT 1 (2 of 2)

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 21, 1985

SEMIANNUAL REPORT NOTICE
FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE
ALL POLITICAL COMMITTEES currently registered with the Commission (except committees filing monthly) must file a semiannual report by July 31, 1985.

WHAT MUST BE REPORTED
All financial activity must be disclosed from the last report filed through June 30, 1985. Unauthorized political committees that have not previously filed a financial disclosure report should report all financial activity from date of registration, through June 30, 1985.*

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees filing on a monthly schedule need not file a semiannual report. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month. The next monthly report must be filed by July 20, 1985, and should disclose all financial activity of the committee from June 1 through June 30, 1985.

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*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 101.3; 104.3(a) and (b). Activity which occurred prior to 1985 should be reported separately.

- over -

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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: Information Services Division
202/523-4068
800/424-9530

2994073024 2

ATTACHMENT 3

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

August 22, 1985

Walter E. Beach, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Ave., N.W. #840
Washington, DC 20005

Identification Number: C00167312

Reference: Mid-Year Report (1/1/85-6/30/85)

Dear Mr. Beach:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously 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 the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

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

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

1 1 5 3 2 6 0 1 4 3 1 7

ATTACHMENT 4

TELECON

ANALYST: Hancock

CONVERSATION WITH: Phyllis Jones, Executive Director

COMMITTEE: DCDSC Federal Campaign Fund (C00167312)

DATE: September 17, 1985

SUBJECT(S): Non-Filing of the 1985 Mid-Year Report

I contacted Ms. Phyllis Jones, Executive Director of the DCDSC and inquired about the status of the Fund's Mid-Year Report.

Ms. Jones stated that she was in the process of completing the report, and said she would have it hand delivered to the Commission by Friday, September 20, 1985.

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ATTACHMENT 5

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

HAND DELIVERED
25 SEP 23 A9:03

(Summary Page)

ALIGN AREA

AHLA

1. Name of Committee (In Full)

District of Columbia
Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue NW Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported

2 FEC Identification Number
C00167312

3 ☐ This committee qualified as a multicandidate committee during this Reporting Period on ____ (Date)

4. TYPE OF REPORT (Check appropriate boxes)

(a)
☐ April 15 Quarterly Report
☐ October 15 Quarterly Report
☐ July 15 Quarterly Report
☐ January 31 Year End Report
☒ July 31 Mid Year Report (Non Election Year Only)
☐ Monthly Report for
☐ Twelfth day report preceding ____ (Type of Election) election on ____ in the State of ____
☐ Thirtieth day report following the General Election on ____ in the State of ____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year to Date
5 Covering Period February 1, 1985 through July 31, 1985		
6 (a) Cash on hand January 1, 1985		$ 8,345.23
(b) Cash on Hand at Beginning of Reporting Period	$ 6,345.23	
(c) Total Receipts (from Line 18)	$ 0	$
(d) Subtotal (add Lines 6 (b) and 6 (c) for Column A and Lines 6 (a) and 6 (c) for Column B)	$ 6,345.23	$ 8,345.23
7 Total Disbursements (from Line 28)	$ 6,332.16	$
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 13.07	$
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.

Richard R. Clark
Type or Print Name of Treasurer

Richard R. Clarke September 20, 1985
SIGNATURE OF TREASURER Date

For further information contact
Name
Telephone
Area Code

NOTE: Submission of false or misleading report may subject the person signing or filing the report to the penalties of 2 U.S.C. 437g.

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

FEC FORM 3X (5-85)

32040730245

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 5, 1985

Richard R. Clark, Treasurer
D.C. Democratic State Committee
Federal Campaign Fund
1110 Vermont Avenue, N.W.
Suite 840
Washington, D.C. 20005

RE: MUR 2106
D.C. Democratic State Committee Federal Campaign Fund
Richard R. Clark, as treasurer

Dear Mr. Clark:

On November 20, 1985, the Federal Election Commission determined that there is reason to believe the D.C. Democratic State Committee and you, as treasurer, violated 2 U.S.C. § 433(c) and §§ 434(a)(4)(A)(i) and (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 fifteen 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.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be

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pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent will not be entertained.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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 Beverly Kramer, the staff member assigned to this matter, at (202)523-4143.

Sincerely,

John Warren McGarry

John Warren McGarry
Chairman

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

8904073024 7

FEDERAL ELECTION COMMISSION

GENERAL COUNSEL'S FACTUAL AND LEGAL ANALYSIS

MUR NO. 2106
STAFF MEMBER
Beverly Kramer

RESPONDENTS: D.C. Democratic State Committee
Federal Campaign Fund
Richard R. Clark, as treasurer

GENERATION OF MATTER

The Reports Analysis Division referred this matter to the Office of the General Counsel on July 25, 1985. The referral was subsequently updated on October 18, 1985.

SUMMARY OF ALLEGATIONS

It is alleged that the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated:

- 2 U.S.C. § 434(a)(4)(A)(i) by failing to file their 1984 April Quarterly, July Quarterly, October Quarterly, and Year End reports in a timely manner; and

- 2 U.S.C. § 434(a)(4)(A)(iii) by failing to file their 1984 post-general election report in a timely manner.

Information disclosed in the referral and on the public record raises the additional issue of whether:

- the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(c) by failing to report a change in information previously submitted in their statement of organization.

FACTUAL AND LEGAL ANALYSIS

A. The Law

Section 433(c) of Title 2, United States Code, requires a political committee to report any change in information previously submitted in a statement of organization no later than 10 days after the date of the change.

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Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), the treasurer of a political committee is required to file either quarterly or monthly reports. During an election year, quarterly reports must be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the final calendar quarter of the year (i.e. the Year End Report) must be filed no later than January 31 of the following calendar year. See also, 11 C.F.R. § 104.5(c)(1)(i).

Section 434(a)(4)(A)(iii) of Title 2, United States Code, requires the treasurer of a political committee to file a post general election report no later than the 30th day after the general election. See also, 11 C.F.R. § 104.5(c)(1)(iii).

B. The Facts

The D.C. Democratic State Committee Federal Campaign Fund ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4) and Richard R. Clark is its treasurer. 1/

During the 1983-84 election cycle, the Committee filed quarterly reports with the Commission. The Committee's 1984 April, July and October Quarterly reports were required to be filed by April 15, July 15, and October 15, 1984, respectively. In addition, the Committee was required to file a post-general election report by December 6, 1984, and a Year End report by January 31, 1985.

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1/ Walter E. Beach was the treasurer of record from May 18, 1983, to June 7, 1984. On June 7, 1984, Richard Clark assumed the responsibilities as treasurer.

General notices advising the Committee of the due dates for all of the above-referenced reports were mailed to the Committee on the dates listed below:

1984 Report Type	Prior Notification
April Quarterly	March 22, 1984
July Quarterly	June 21, 1984
October Quarterly	September 21, 1984
30 Day Post- General	October 1, 1984
Year End	January 7, 1985

The Committee failed to file all of the above-referenced reports by their due dates. Accordingly, on April 11, 1985, the Reports Analysis Division sent a letter notifying the Committee of its failure to file the reports.

On May 9, 1985, the Committee filed its 1984 April, July and October Quarterly reports. The reports filed on May 9, 1985, were accompanied by a cover letter attributing the Committee's late filings to the fact that the three original quarterly reports were "filed away by mistake". The three quarterly reports bore the signature of Richard R. Clark. At the time he began signing the reports on April 13, 1984, Mr. Clark was not listed as either the treasurer or designated treasurer of record. Rather, the Committee's statement of organization listed Mr. Walter Beach as treasurer. It was not until August 26, 1985 that the Committee finally informed the Commission, in writing that Mr. Clark had replaced Mr. Beach as treasurer on June 7, 1984.

The Committee's 1984 post-general election and Year End reports were due on December 6, 1984 and January 31, 1985, respectively. It was not until September 23, 1985, that the Committee ultimately filed a report disclosing the combined activity of these reports.

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C. Application of the Law to the Facts

The record in this case reveals that the Respondents failed to file their 1984 April, July and October Quarterly reports within the time-frame required by 2 U.S.C. § 434(a)(4)(A)(i). Failure to file reports within the time-frame required is a violation of this section.

The record further reveals that the Respondents did not file their 1984 post-general election report which was due on December 6, 1984 until September 23, 1985. In addition, the Respondents did not file their 1984 Year End report which was due January 31, 1985 until September 23, 1985. The Respondents' failure to file their 1984 post-general election report in a timely manner violates 2 U.S.C. § 434(a)(4)(A)(iii). The Respondents' failure to file their 1984 Year End report in a timely manner violates 2 U.S.C. § 434(a)(4)(A)(i).

The record also discloses that the Committee's treasurer of record was replaced on June 7, 1984 and that the Committee failed to amend its statement of organization reflecting this change until August 26, 1985. The Respondents failure to amend their statement of organization within ten days of the change in treasurers violates 2 U.S.C. § 433(c).

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DESCRIPTION OF PRELIMINARY PROCEDURES FOR PROCESSING POSSIBLE VIOLATIONS DISCOVERED BY THE FEDERAL ELECTION COMMISSION

Possible violations discovered during the normal course of the Commission's supervisory responsibilities shall be referred to the Enforcement Division of the Office of General Counsel where they are assigned a MUR (Matter Under Review) number, and assigned to a staff member.

Following review of the information which generated the MUR, a recommendation on how to proceed on the matter, which shall include preliminary legal and factual analysis, and any information compiled from materials available to the Commission shall be submitted to the Commission. This initial report shall recommend either: (a) that the Commission find reason to believe that a possible violation of the Federal Election Campaign Act (FECA) may have occurred or is about to occur and that the Commission conduct an investigation of the matter; or (b) that the Commission find no reason to believe that a possible violation of the FECA has occurred and that the Commission close the file on the matter.

Thereafter, if the Commission decides by an affirmative vote of four (4) Commissioners that there is reason to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed, the Office of the General Counsel shall open an investigation into the matter. Upon notification of the Commission's finding(s), within 15 days a respondent(s) may submit any factual or legal materials relevant to the allegations. During the investigation, the Commission shall have the power to subpoena documents, to subpoena individuals to appear for depositions, and to order answers to interrogatories. The respondent(s) may be contacted more than once by the Commission in its investigation.

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If, during this period of investigation, the respondent(s) indicate a desire to enter into conciliation, the Office of General Counsel staff may begin the conciliation process prior to a finding of probable cause to believe a violation has been committed. Conciliation is an informal method of conference and persuasion to endeavor to correct or prevent a violation of the Federal Election Campaign Act (FECA). Most often, the result of conciliation is an agreement signed by the Commission and the respondent(s). The Conciliation Agreement must be adopted by four votes of the Commission before it becomes final. After signature by the Commission and the respondent(s), the Commission shall make public the Conciliation Agreement.

[If the investigation warrants], and no conciliation agreement is entered into prior to a probable cause to believe finding, the General Counsel must notify the respondent(s) of his intent to proceed to a vote on probable cause to believe that a violation of the Federal Election Campaign Act (FECA) has been committed or is about to be committed. Included with the notification to the respondent(s) shall be a brief setting forth the position of the General Counsel on the legal and factual issues of the case. Within 15 days of receipt of such brief, the respondent(s) may submit a brief posing the position of respondent(s) and replying to the brief of the General Counsel. Both briefs will then be filed with the Commission Secretary and will be considered by the Commission. Thereafter, if the Commission determines by an affirmative vote of four (4) Commissioners, that there is probable cause to believe that a violation of the FECA has been committed or is about to be committed conciliation must be undertaken for a period of at least 30 days but not more than 90 days. If the Commission is unable to correct or prevent any violation of the FECA through conciliation the Office of General Counsel may recommend that the Commission file a civil suit against the respondent(s) to enforce the Federal Election Campaign Act (FECA). Thereafter, the Commission may, upon an affirmative vote of four (4) Commissioners, institute civil action for relief in the District Court of the United States.

See 2 U.S.C. § 437g, 11 C.F.R. Part 111.

November 1980

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STATEMENT OF DESIGNATION OF COUNSEL

MUR _____

NAME OF COUNSEL: _____

ADDRESS: _____

_____

_____

TELEPHONE: _____

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

_____ _____

Date Signature

RESPONDENT'S NAME: _____

ADDRESS: _____

_____

_____

HOME PHONE: _____

BUSINESS PHONE: _____

3 2 0 4 0 7 3 0 2 5 4

GCC 9289
Kramer

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1119 Vermont Avenue NW, Suite 340, Washington, DC 20005 (202) 347-5670

RECEIVED
FEDERAL ELECTION COMMISSION
GENERAL COUNSEL
DEC 27 A 9:48

December 18, 1985

RE: MUR 2106

Mr. John Warren McGarry
Chairman
Federal Election Commission
Washington, D.C. 20463

Dear Mr. McGarry:

We are offering the following information for your consideration regarding the District of Columbia Democratic State Committee's possible violations of provisions of the Federal Election Campaign Act:

(1) Regarding our failure to file reports in a timely manner

The Executive Director of the District of Columbia Democratic State Committee resigned in June of 1984 immediately after the election of new officers, including the treasurer. The new treasurer was not familiar with the filing requirements of the Commission. Also, until November 1, 1984, we had an acting Executive Director who was also unfamiliar with the filing requirements.

On receiving notices of outstanding reports, the new Executive Director scheduled several meetings with Mr. Walter Moore at the Commission for assistance. At that time, we believed that the reports had not been done and were attempting to file nearly a year of overdue reports. Unfortunately, those meetings were cancelled by Mr. Moore because of unexpected scheduling conflicts.

After we found the reports in files, we sent them to the Commission with an explanation that they had been filed away by mistake by the former staffperson.

Problems caused by our staff transition were exacerbated by a reduction in staff from two full time staffpersons and a consultant to one full time staffperson. This resulted in a tremendous work overload which, coupled with inexperience, meant that reports were not done in a timely manner.

In sum, the reports were not filed in a timely manner because of a staff transition causing reports to be misplaced, an inexperienced new staffperson, and an uninformed treasurer.

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(2) Regarding our failure to report a change in our statement of organization

We did not file a change of information because we did not know that one was required.

Mr. Richard Clark was elected treasurer on June 7, 1984, and, again, on June 6, 1985. At the time that the late quarterly reports were submitted, Mr. Clark as treasurer signed them. However, this was a mistake because he was not the treasurer during the time covered by the reports.

When the Commission called this to our attention, we immediately sent a written clarification dated August 26, 1985. We again sent a written clarification, as requested by telephone, on October 8 and October 11, 1985. We were not asked during any of those telephone conversations to submit a change in our statement of organization.

In sum, we did not intentionally fail to submit a change in our statement of organization, and Mr. Clark's signature on the reports was an inadvertent error.

We are also requesting pre-probable cause conciliation.

Thank you for your consideration of this information.

Sincerely,

Phyllis Jones

Phyllis Jones
Executive Director

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FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, D.C. 20463

RECEIVED
OFFICE OF THE FE
COMMISSION SECRETA

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

85 JAN 7 A8:58

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION_____

RAD REFERRAL # 84NF-135
STAFF MEMBER
Beverly Kramer

SOURCE: Internally Generated

RESPONDENTS: D.C. Democratic State Committee
Federal Campaign Fund
Richard R. Clark, as treasurer

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

INTERNAL REPORTS CHECKED: Public Record
MUR 2106

FEDERAL AGENCIES CHECKED: None

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GENERATION OF MATTER

The Reports Analysis Division referred this matter to the Office of General Counsel on December 5, 1985. See Attachment 1 at 1-9.

SUMMARY OF ALLEGATIONS

It is alleged that the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv) by failing to file their 1985 Mid-Year Report in a timely manner.

FACTUAL AND LEGAL ANALYSIS

1. The Law

Section 434(a)(4)(A)(iv) of Title 2, United States Code, requires that during a non-election year the treasurer of a political committee must file a report of receipts and disbursements covering the period beginning January 1 and ending

June 30, which must be filed no later than July 31. See also, 11 C.F.R. § 104.5(c)(2)(i)(A).

2. The Facts

The D.C. Democratic State Committee Federal Campaign Fund ("the Committee") is a political committee within the meaning of 2 U.S.C. § 431(4) and Richard R. Clark is its treasurer.

During the non-election year of 1985 the Committee was required to file its 1985 Mid-Year Report no later than July 31, 1985. A general notice advising the Committee of the due date of its Mid-Year Report was mailed to the Committee on June 21, 1985. See Attachment 1 at 5 and 6.

The Committee failed to file its 1985 Mid-Year Report by July 31, 1985. Accordingly, on August 22, 1985, the Reports Analysis Division sent a letter notifying the Committee that they may be in violation of 2 U.S.C. § 434(a) for failing to file their report. See Attachment 1 at 7. On September 23, 1985, the Committee filed its 1985 Mid-Year Report 54 days late. See Attachment 1 at 9.

3. Application of the Law to the Facts

The record in this case reveals that the Committee failed to file its 1985 Mid-Year Report within the time-frame required by 2 U.S.C. § 434(a)(4)(A)(iv). Accordingly, the Office of General Counsel recommends that the Commission find reason to believe the Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

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It is the further recommendation of this Office that the Commission merge this matter with Matter Under Review ("MUR") 2106. The Committee and Richard R. Clark are respondents in MUR 2106 which involves violations of § 434(a) for failure to file four reports in a timely manner during the 1983-84 election cycle.

RECOMMENDATIONS

1. Find reason to believe the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

2. Merge this matter with MUR 2106.

3. Approve and send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steele
General Counsel

1/3/84
Date

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

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

8204073025 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
D.C. Democratic State Committee	)	RAD 84NF-135 (M2106)
Federal Campaign Fund	)	
Richard R. Clark, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 10, 1986, the Commission decided by a vote of 6-0 to take the followings actions in RAD 84NF-135:

1. Find reason to believe the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

2. Merge this matter with MUR 2106.

3. Approve and send the letter and General Counsel's Factual and Legal Analysis attached to the First General Counsel's Report signed January 3, 1986.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

1-10-86
Date

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

Received in Office of Commission Secretary: Tues., 1-7-86, 8:58
Circulated on 48 hour tally basis: Wed., 1-8-86, 11:00
Deadline for vote: Fri., 1-10-86, 11:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

January 21, 1986

Richard R. Clark, treasurer
D.C. Democratic State Committee
Federal Campaign Fund
1110 Vermont Avenue, N.W.
Washington, D.C. 20005

RE: MUR 2106
D.C. Democratic State Committee Federal Campaign Fund
Richard R. Clark, as treasurer

Dear Mr. Clark:

On January 10, 1986, the Federal Election Commission determined that there is reason to believe the D.C. Democratic State Committee Federal Campaign Fund and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv), 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 fifteen 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.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent will not be entertained.

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Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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.

If you have any questions, please contact Beverly Kramer, the staff member assigned to this matter at (202) 376-8200.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

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

2004073062

DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE
1110 Vermont Avenue NW, Suite 840, Washington, DC 20005 (202) 347-5670

RECEIVED THE FEC
GCC#9867

February 26, 1986

86 MAR 3 A 9:37

Ms. Beverly Cramer
Federal Elections Commission
999 E Street NW
Washington, D C. 20468

RE: MUR 2106

Dear Ms. Cramer:

We are responding to the Commission notice of January 21, 1986 that there is reason to believe that the District of Columbia Democratic State Committee failed to file its 1985 mid year report in a timely manner in violation of the Act.

We hereby request with respect to this matter and the previous matters which we addressed in our letter of December 18, 1985 to enter into pre-probable cause conciliation.

Sincerely,

Richard R. Clark

Richard Clark
Treasurer

9204073022653

BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)
)
D.C. Democratic State Committee) MUR 2106
Federal Campaign Fund)
Richard R. Clark, as treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

This matter arose based on a referral from the Reports Analysis Division ("RAD") on July 25, 1985. The referral was subsequently updated on October 18, 1985. Based on information contained in the referral and information ascertained by the General Counsel's Office in the course of its review, the Commission, on November 20, 1985, found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund ("the Commmittee") and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (iii) by failing to file four quarterly reports and a post-general election report in a timely manner during the 1984 election year. In addition, the Commission found reason to believe that the Committee and its treasurer violated 2 U.S.C. § 433(c) by failing to report a change in treasurers in a timely manner. Responding to notice of the above determination by the Commission, the Respondents, on January 9, 1986, requested to enter into pre-probable cause conciliation with the Commission (Attachment 1).

Approximately one month prior to receiving the Respondent's reply, the General Counsel's Office received an additional referral from RAD regarding the Committee's failure to file its 1985 Mid-Year Report in a timely manner pursuant to 2 U.S.C. § 434(a)(4)(A)(iv). On January 10, 1986, the Commission

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determined to merge these two matters and found reason to believe that the Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv) . Responding on March 3, 1986, to the Commission's notice of an additional finding, Respondents requested to enter into conciliation with the Commission with respect to all matters addressed in MUR 2106 (Attachment 2).

II. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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1/ The Respondents filed one report disclosing the combined activity of its 1984 Post-General Election and Year End reports. Hence, these amounts reflect one-half of the amount disclosed for the combined reporting periods.

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2/ Because the Committee is an unauthorized committee, the factor in the guideline concerning reports due the calendar quarter prior to a primary election is not considered applicable.

III. RECOMMENDATIONS

1. Enter into conciliation with the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, prior to a finding of probable cause to believe.

2. Approve the attached proposed conciliation agreement for the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer.

3. Approve and send the attached letter.

Charles N. Steele
General Counsel

May 30, 1986
Date

BY: _____
Kenneth A. Gross
Associate General Counsel

Attachments
1. Response received January 9, 1986
2. Response received March 3, 1986
3. Proposed conciliation agreement
4. Proposed letter

8904073002567

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2106
D.C. Democratic State Committee	)	
Federal Campaign Fund	)	
Richard R. Clark, as treasurer	)	

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 4, 1986, the Commission decided by a vote of 6-0 to take the following actions in MUR 2106:

1. Enter into conciliation with the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, prior to a finding of probable cause to believe.

2. Approve the proposed conciliation agreement for the D.C. Democratic State Committee Federal Campaign Fund and Richard R. Clark, as treasurer, as recommended in the General Counsel's Report signed May 30, 1986.

3. Approve and send the letter attached to the General Counsel's Report signed May 30, 1986.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

6-4-86
Date

Mary W. Dove for
Marjorie W. Emmons
Secretary of the Commission

Received in Office of Commission Secretary: Fri., 5-30-86, 3:53
Circulated on 48 hour tally basis: Mon., 6-2-86, 11:00
Deadline for vote: Wed., 6-4-86, 11:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 10, 1986

Richard R. Clark, Treasurer
D.C. Democratic State Committee
Federal Campaign Fund
1110 Vermont Avenue, N.W.
Washington, D.C. 20015

RE: MUR 2106
D.C. Democratic State
Committee Federal
Campaign Fund
Richard R. Clark, as treasurer

Dear Mr. Clark:

On November 20, 1985, the Commission found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund ("the Committee") and you, as treasurer, violated 2 U.S.C. § 433(c) and §§ 434(a)(4)(A)(i) and (iii). On January 10, 1986, the Commission found reason to believe that, in addition, the Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv). At your request, the Commission determined on June 4, 1986, 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 Beverly Kramer, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Charles N. Steele
General Counsel

By: Lawrence M. Noble
Deputy General Counsel

Enclosure

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86NF-13

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

25 June 1986

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE DCDSC FEDERAL CAMPAIGN FUND

This is a referral of the DCDSC Federal Campaign Fund ("the Fund") for failing to file the 1986 April Quarterly Report within thirty (30) calendar days from the date of the Non-Filer Notice. According to the 1985-1986 RAD Review and Referral Procedures for Unauthorized Committees (Standard 3), further examination is required by your office.

For your information, the Fund was referred to your office on July 25, 1985 for matters relating to the 1983-1984 election cycle (see 85NF-124 now MUR 2106).

(see 85NF-135). This matter was merged into MUR 2106.

If you have any questions, please contact Brian J. Hancock at 376-2480.

Attachment

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REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 25 June 1986

ANALYST: Brian J. Hancock

I. **COMMITTEE:** DCDSC Federal Campaign Fund
(C00167312)
Richard Clark, Treasurer
(June 6, 1985 to Present)
Walter Beach, Treasurer
(January 1, 1985 to June 6, 1985)
1110 Vermont Avenue, NW, Suite 840
Washington, DC 20005

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

III. **BACKGROUND:**

Failure to Timely File the 1986 April Quarterly Report

The DCDSC Federal Campaign Fund ("the Fund") failed to file the 1986 April Quarterly Report of Receipts and Disbursements covering the period from January 1, 1986 through March 31, 1986 in a timely manner. The Fund was notified on March 21, 1986 that the report was due on April 15, 1986 (Attachment 2). A Non-Filer Notice was mailed to the Fund on May 7, 1986 (Attachment 3).

On June 3, 1986, the Reports Analysis Division ("RAD") analyst contacted the Fund concerning the non-filing of the April Quarterly Report. The RAD analyst informed the Controller for the Fund, Ms. Barbara Garnet, that the April Quarterly Report had not been filed. Ms. Garnet assured the RAD analyst that the delinquent report would be filed no later than June 6, 1986 (Attachment 4).

On June 6, 1986, the RAD analyst once again found it necessary to call the Fund, since the report had yet to be filed. Because Ms. Garnet was out of the office at that time, the RAD analyst was referred to Mr. James Christian, the Chairman for the Fund. Mr. Christian stated that he did not realize that the report had been promised for that date, but would contact Barbara Garnet and make inquiries as to why the report had not been filed.

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Later in the day, the RAD analyst was contacted by Ms. Garnet who stated that the report was not finished, but that she was working on it and would make the filing as soon as possible. The RAD analyst replied that the report needed to be filed by close-of-business today, or the matter would be transferred to the Commission's Office of General Counsel. Ms. Garnet stated that it would be highly unlikely that she could complete the report by the prescribed time, but promised to work all weekend if necessary to have the report delivered Monday morning (Attachment 5).

The Fund's 1986 April Quarterly Report was filed on June 9, 1986 (Attachment 6).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

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PARTY RELATED

COMMITTEE / DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER / COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND					PARTY QUALIFIED		ID #C00167312
1983 STATEMENT OF ORGANIZATION					18MAY83	2	83FEC/272/0835
MID-YEAR REPORT	8,125		7,649		1MAY83 -30JUN83	22	83FEC/278/0533
REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/372/0020
REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	6	85FEC/373/3222
REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/385/1012
REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	11	85FEC/386/5412
YEAR-END	12,173		12,647		1JUL83 -31DEC83	7	84FEC/308/3764
REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/372/0017
REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/373/3966
REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/385/1009
REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/386/5423
1984 STATEMENT OF ORGANIZATION - AMENDMENT					13APR84	2	84FEC/308/3762
APRIL QUARTERLY	5,356		3,116		1JAN84 -31MAR84	6	85FEC/373/0853
NOTICE OF FAILURE TO FILE					1JAN84 -31MAR84	1	85FEC/370/1182
REQUEST FOR ADDITIONAL INFORMATION					1JAN84 -31MAR84	1	85FEC/385/1007
REQUEST FOR ADDITIONAL INFORMATION 2ND					1JAN84 -31MAR84	1	85FEC/386/5425
JULY QUARTERLY	21,889		22,873		1APR84 -30JUN84	8	85FEC/373/0844
NOTICE OF FAILURE TO FILE					1APR84 -30JUN84	1	85FEC/370/2150
REQUEST FOR ADDITIONAL INFORMATION					1APR84 -30JUN84	2	85FEC/385/1004
REQUEST FOR ADDITIONAL INFORMATION 2ND					1APR84 -30JUN84	1	85FEC/386/5426
OCTOBER QUARTERLY	17,979		17,790		1JUL84 -30SEP84	8	85FEC/373/0835
NOTICE OF FAILURE TO FILE					1JUL84 -30SEP84	1	85FEC/370/2149
REQUEST FOR ADDITIONAL INFORMATION					1JUL84 -30SEP84	2	85FEC/385/1001
REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL84 -30SEP84	1	85FEC/386/5424
NOTICE OF FAILURE TO FILE					10CT84 -17OCT84	1	85FEC/370/2147
NOTICE OF FAILURE TO FILE					18OCT84 -26NOV84	1	85FEC/370/2148
YEAR-END	39,179		35,043		1OCT84 -31JAN85	10	85FEC/388/1232
NOTICE OF FAILURE TO FILE					27NOV84 -31DEC84	1	85FEC/370/2146
1'ST LETTER INFORMATIONAL NOTICE					1OCT84 -31DEC84	1	85FEC/390/2412
1985 MISCELLANEOUS REPORT					21OCT85 TO FEC	2	85FEC/390/1276
TOTAL	104,701	0	99,118	0		111	TOTAL PAGES

Ending cash-on-hand as of 1/31/85: $6,345.23
Debts and Obligations owed to the Committee as of 1/31/85: $0
Debts and Obligations owed by the Committee as of 1/31/85: $0

ATTACHMENT 1
(1 of 2)

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

DATE 11JUN86
PAGE 1

PARTY RELATED

COMMITTEE / DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER / COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND					PARTY QUALIFIED		ID #C00167312
1985 STATEMENT OF ORGANIZATION - AMENDMENT					23AUG85	2	85FEC/386/3990
STATEMENT OF ORGANIZATION - AMENDMENT					26AUG85	2	85FEC/386/4808
MID-YEAR REPORT	0		6,332		1FEB85 -31JUL85	4	85FEC/388/1389
MID-YEAR REPORT - AMENDMENT	0		6,332		1FEB85 -31JUL85	4	86FEC/406/4477
NOTICE OF FAILURE TO FILE					1JAN85 -30JUN85	1	85FEC/386/3147
REQUEST FOR ADDITIONAL INFORMATION					1FEB85 -31JUL85	1	86FEC/402/4721
REQUEST FOR ADDITIONAL INFORMATION 2ND					1FEB85 -31JUL85	2	86FEC/404/5279
YEAR-END	0		0		1AUG85 -31DEC85	2	86FEC/404/4207
NOTICE OF FAILURE TO FILE					1JUL85 -31DEC85	1	86FEC/403/3694
1986 MISCELLANEOUS NOTICE FROM FEC					29APR86	1	86FEC/413/0057
APRIL QUARTERLY	7,191		7,165		1JAN86 -30MAR86	6	86FEC/416/2496
NOTICE OF FAILURE TO FILE					1JAN86 -31MAR86	1	86FEC/413/3076
TOTAL	7,191	0	13,497	0		27	TOTAL PAGES

Ending cash on hand as of 3/30/86: $26.46

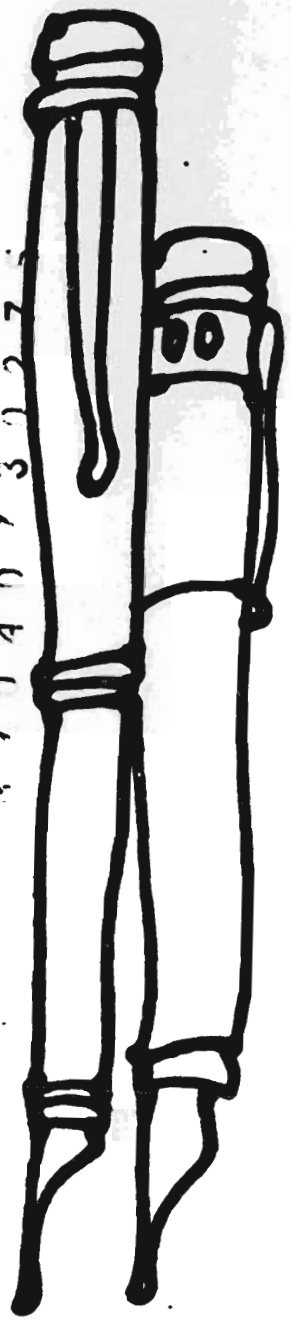
Debts and Obligations owed by the committee as of 3/30/86: $0

Debts and Obligations owed to the committee as of 3/30/86: $0

ATTACHMENT 1
(2 of 2)

QUARTERLY
REPORT NOTICE

FEDERAL ELECTION COMMISSION



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PARTIES AND PACS March 21, 1986

WHO MUST FILE
ALL Party Committees, Non-connected Committees and Separate Segregated Funds, except those filing monthly (see below), must file a quarterly report by April 15, 1986.

WHAT MUST BE REPORTED
The report must disclose all financial activity that occurred from the close of books for last report filed through March 31, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through March 31, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE
Reports sent by registered or certified mail must be postmarked no later than midnight April 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business April 15, 1986.

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees that file on a monthly schedule must file their next report by April 20, 1986, and disclose all financial activity of their committee from March 1 through March 31, 1986. (See the schedule of monthly reports on the reverse side.)

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

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*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-

REMINDERS

QUARTERLY FILERS
Committees that make contributions or expenditures (including independent expenditures) in connection with an election, must file a pre-election report if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary election filing requirements.

MONTHLY FILERS
Committees that file monthly must follow the schedule below. Pre-general election reports sent by registered or certified mail must be postmarked no later than midnight October 20, 1986. All other reports sent by registered or certified mail must be postmarked no later than midnight on the filing date in order to be timely. Reports hand delivered or mailed first class must be received by close of business on the filing date.

REPORT	PERIOD COVERED			FILING DATE
February	01/01	-	01/31	02/20/86
March	02/01	-	02/28	03/20/86
April	03/01	-	03/31	04/20/86
May	04/01	-	04/30	05/20/86
June	05/01	-	05/31	06/20/86
July	06/01	-	06/30	07/20/86
August	07/01	-	07/31	08/20/86
September	08/01	-	08/31	09/20/86
October	09/01	-	09/30	10/20/86
Pre-election	10/01	-	10/15	10/23/86
Post-election	10/16	-	11/24	12/04/86
Year-End	11/25	-	12/31	01/31/87

INDEPENDENT EXPENDITURES
Any independent expenditure aggregating $1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c)(2) and (3) for information concerning where to file.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

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ATTACHMENT 3

FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

RQ-7

May 7, 1986

Richard Clark, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Avenue, N.W., Suite 840
Washington, D.C. 20005

Identification Number: C00167312

Reference: April Quarterly Report (1/1/86-3/31/86)

Dear Mr. Clark:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

ATTACHMENT 4

MEMORANDUM TO THE FILES:

COMMITTEE: Disrict of Columbia Democratic State Committee (DCDSC)

I.D. NUMBER: C00167312

CONTACT: Ms. Barbara Garnet, Controller

DATE: June 3, 1986

ANALYST: Brian J. Hancock

SUBJECT: April Quarterly Non-Filer

The analyst made contact with Ms. Barbara Garnett, the Controller of the DCDSC in an attempt to clarify the status of the 1986 April Quarterly Report, which had yet to be filed with the Commission. Ms. Garnet assured me that the DCDSC had not been ignoring the Non-Filer Notice sent to them and , in spite of some accounting problems, the report would be delivered to the Commission by Friday June 6th.

8900730278

ATTACHMENT 5

MEMORANDUM TO THE FILES:

COMMITTEE: District of Columbia Democratic State Committee (DCDSC)

I.D. NUMBER: C00167312

CONTACT: Ms. Barbara Garnet, Controller

DATE: June 6, 1986

ANALYST: Brian J. Hancock

SUBJECT: April Quarterly Non-Filer

Because the delinquent report had still not been submitted, the analyst once again contacted the DCDSC. Ms. Garnet was not available when the analyst called, but the secretary advised the analyst to contact Mr. James Christian, the Chairman of the DCDSC. When reached, Mr. Christian stated that he did not realize that the report was promised for this date, but said he would immediately contact Barbara Garnet and find out what problem had prevented her from completeing the report.

Later in the day, the analyst was contacted by Ms. Garnet. Ms. Garnet explained that the report was not finished, but that she was working on it and would make the filing as soon as possible. The analyst stated that the report needed to be filed by close-of-business today, or the matter would be taken out of the analysts hands and turned over to the Office of General Counsel. Ms. Garnet replied that since it was already well into the afternoon, she did not feel that there was any way of filing the report by the prescribed time. Ms. Garnet promised to work all weekend if necessary, and said that the report would be hand delivered to the Commission on Monday.

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ATTACHMENT 6

RECEIVED - FEC MAIL

For a Political Committee Other Than an Authorized Committee

(Summary Page)

ALION AREA

86 JUN 9 AM 9:42

1. Name of Committee (In Full)
District of Columbia
Democratic State Committee

Address (Number and Street)
1110 Vermont Avenue, N.W.
#840
Washington, D.C. 20005

City, State and ZIP Code

☐ Check here if address is different than previously reported.

2. FEC Identification Number
C00167312

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT

(a) ☒ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☒ NO

SUMMARY

	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period Jan. 1, 1986 through March 30, 1986		
6. (a) Cash on hand January 1, 19 86		$ 0.00
(b) Cash on Hand at Beginning of Reporting Period	$ 0.00	
(c) Total Receipts (from Line 18)	$ 7,191.61	$ 7,191.61
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 7,191.61	$ 7,191.61
7. Total Disbursements (from Line 28)	$ 7,165.15	$ 7,165.15
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 26.46	$ 26.46
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ 0.00	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ 0.00	

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

Richard Clark
Type or Print Name of Treasurer

Richard K. Clark
SIGNATURE OF TREASURER

June 6, 1986
Date

For further information contact:
Federal Election Commission
Toll Free 800-424-9530
Local 202-523-4068

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

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

FEC FORM 3X (3-80)

36734162495

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, Treasurer	)	MUR 2106 and RAD Referral #86NF-13

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

MUR 2106 arose based on a referral from the Reports Analysis Division ("RAD") on July 25, 1985. The referral was subsequently updated on October 18, 1985. Based on information contained in the referral, the Commission, on November 20, 1985, found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund ("the Committee") and Richard R. Clark, then treasurer, 1/ violated 2 U.S.C. § 434(a)(4)(A)(i) and (iii) by failing to file four quarterly reports and a post-general election report in a timely manner during the 1984 election year. In addition, the Commission found reason to believe that the Committee and its treasurer violated 2 U.S.C. § 433(c) by failing to report a change in treasurers in a timely manner. Responding to notice of the above determination by the Commission, the Respondents, on January 9, 1986, requested to enter into pre-probable cause conciliation with the Commission.

Approximately one month prior to receiving the Respondent's reply, the General Counsel's Office received an additional referral from RAD regarding the Committee's failure to file its

1/ On July 15, 1986, the Committee filed an amended Statement of Organization listing James E. Mercer as its new treasurer.

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1985 Mid-Year Report in a timely manner pursuant to 2 U.S.C. § 434(a)(4)(A)(iv). On January 10, 1986, the Commission determined to merge these two matters and found reason to believe that the Committee and Richard R. Clark, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv). Responding on March 3, 1986, to the Commission's notice of an additional finding, Respondents requested to enter into conciliation with the Commission with respect to all matters addressed in MUR 2106.

On June 4, 1986, the Commission determined to enter into conciliation with the Committee prior to a finding of probable cause to believe and approved a proposed conciliation agreement. Notice of the Commission's determination and the proposed agreement were mailed to the Committee on June 10, 1986, at the address listed in its most recent amendment to its Statement of Organization.

On June 25, 1986, the Office of the General Counsel received an additional referral from RAD (numbered #86NF-13) regarding the Committee's failure to file its 1986 April Quarterly report in a timely manner. The referral further noted that the Committee's 1985 Year End report had also been filed late. See Attachment 1.

On July 10, 1986, the Committee informed this Office that it did not receive the Commission's notice and proposed conciliation agreement in MUR 2106 until June 20, 1986 due to the fact that they had recently moved their headquarters to another location. Thus, the Committee requested that the 30-day conciliation period

9204073028 2

be extended from the date of receipt, or until July 20, 1986. See Attachment 2.

On July 14, 1986, a member of the General Counsel's staff met with three Committee representatives to discuss conciliation. Those present on behalf of the Committee were: James Christian, Chairman; Richard Clark; former Treasurer; and James Mercer, Treasurer as of July 10, 1986. During the course of conciliation discussions, it was discovered that the Committee's filings which were the subject of the proposed agreement and the recent RAD referral were wrong as to the amounts and activity reported. The Committee representatives noted that the reports covered not only "federal" account/committee activity but local activity as well.

By letter of July 16, 1986, Committee Chairman James Christian confirmed that the filings which were the basis of the proposed conciliation agreement were incorrect and requested that conciliation negotiations be extended until August 11, 1986 to permit the Committee to audit its accounts and records, reconcile expenditures and prepare amendments in order that a proper conciliation agreement based on the actual state of affairs can be prepared, negotiated and executed. See Attachment 3.

II. DISCUSSION

The proposed conciliation agreement approved by the Commission on June 4, 1986 sets forth facts pertinent to the Commission's finding of reason to believe that the Committee and

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its treasurer violated 2 U.S.C. § 433(c) and §§ 434(a)(4)(A)(i), (iii) and (iv). The agreement specifically addresses the Committee's failure to timely amend their statement of organization to reflect a change in treasurers. It also addresses their failure to timely file five (5) required reports during election year 1984 and their mid-year report for calendar year 1985.

8204073028 4

The Committee representatives stated that the Committee intends to

2/The Committee recently filed their 1986 July Quarterly report and disclosed outstanding debts owed of $2,609.50.

remain active but that fundraising efforts will focus on the 1988 elections and will not begin until around that time.

At the meeting, the Committee representatives acknowledged that all of the reports and statements referenced in the proposed conciliation agreement were filed in an untimely manner. They also acknowledged that their 1985 Year End and 1986 April Quarterly reports, which are the subject of RAD referral # 86NF-13, were filed late. The Committee representatives attributed the late filings to administrative problems and, in particular, a large turnover in employees who are assigned the task of preparing FEC reports. The representatives stated that FEC reports are prepared by their executive director who serves as the custodian of their records. They confided that the executive director's work is virtually unsupervised and that the treasurers have generally signed the reports without reviewing them first to assure their accuracy. The representatives claimed that their former executive director failed to inform them of various communications received from the Commission concerning their reporting problems.

During the meeting, the reports which are the basis of the conciliation agreement and RAD Referral #86NF-13 were shown to the representatives. It was at that time that both the chairman and the former treasurer discovered that their reports disclosed not only "federal" account/committee activity but the activity of a separate account maintained for local election activities. They also suggested that certain reports may only reflect the

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activity of their state account and not their federal account activity.

In view of the foregoing circumstances, the Office of the General Counsel recommends that the Commission take the following actions:

1. Withdraw the proposed conciliation agreement approved by the Commission on June 4, 1986.

2. Merge RAD Referral # 86NF-13 into MUR 2106 and find reason to believe the Committee and James E. Mercer, as treasurer, violated 2 U.S.C. § 434.

Moreover, due to the complexity and disorganized condition of the Committee's records, this Office recommends that the Commission refer this matter to the Audit Division for an audit of the Committee pursuant to 2 U.S.C. § 437g(a)(2). Although the Committee has offered to conduct its own audit, it is our judgment that such an audit may not be feasible in view of the Committee's limited knowledge of FECA requirements and their current financial situation.

III. RECOMMENDATIONS

1. Withdraw the Commission's proposed conciliation agreement of June 4, 1986.

2. Merge RAD Referral #86NF-13 into MUR 2106.

3. Find reason to believe that the D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, as treasurer, violated 2 U.S.C. § 434.

4. Refer this matter to the Audit Division for an audit of the D.C. Democratic State Committee Federal Campaign Fund pursuant to 2 U.S.C. § 437g(a)(2).

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5. Approve and send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steel
General Counsel

6/1/86
Date

BY: Lawrence M. Noble
Deputy General Counsel

Attachments
1. RAD Referral #86NF-13
2. Respondents' letter of July 14, 1986
3. Respondents' letter of July 16, 1986
4. Proposed letter and General Counsel's Factual and Legal Analysis

8904073028 7

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	MUR 2106 and
D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, Treasurer	)	RAD Referral #86NF-13

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 6, 1986, the Commission decided by a vote of 6-0 to take the following actions in MUR 2106 and RAD Ref. 86NF-13:

1. Withdraw the Commission's proposed conciliation agreement of June 4, 1986, as recommended in the General Counsel's Report signed August 1, 1986.

2. Merge RAD Referral 86NF-13 into MUR 2106.

3. Find reason to believe that the D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, as treasurer, violated 2 U.S.C. § 434.

4. Refer this matter to the Audit Division for an audit of the D.C. Democratic State Committee Federal Campaign Fund pursuant to 2 U.S.C. § 437g(a)(2).

5. Approve and send the letter and General Counsel's Factual and Legal Analysis, as recommended in the General Counsel's Report signed August 1, 1986.

Commissioners Aikens, Elliott, Harris, Josefiak, McDonald and McGarry voted affirmatively for this decision.

Attest:

8/6/86
Date

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

9204073028 8

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 8, 1986

James M. Christian, Sr., Chairman
James E. Mercer, Treasurer
D.C. Democratic State Committee
Federal Campaign Fund
1300 19th Street, N.W. Suite 240
Washington, D.C. 20036

Re: MUR 2106
D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, as treasurer

Dear Mr. Christian and Mr. Mercer:

We acknowledge receipt of your letter dated July 16, 1986, in furtherance of discussions held on July 14, 1986 between you and a member of the General Counsel's staff regarding the Commission's proposed conciliation agreement in the above-captioned matter. Your letter observes that in the course of that discussion it was discovered that the Committee's filings which are the subject of the proposed conciliation agreement approved by the Commission on June 4, 1986 were in all likelihood wrong as to the amounts and activity reported in that they appear to cover not only "federal" account/committee activity but local activity as well. The 30 day period for informal conciliation in this matter expired on July 20, 1986. However, in view of the circumstances, you request that the Commission approve an extension for conciliation negotiations until August 11, 1986, to permit your committee to audit its accounts and records, reconcile expenditures and prepare amendments to previous reports for the period in question in order that a proper conciliation agreement based on the actual state of affairs can be prepared, negotiated and executed.

The conciliation agreement approved by the Commission on June 4, 1986 sets forth facts pertinent to the Commission's findings on November 20, 1985 and January 10, 1986 that there is reason to believe your committee and its treasurer violated 2 U.S.C. § 433(c) and §§ 434(a)(4)(A)(i),(iii) and (iv) by failing to timely file an amendment to its statement of organization and six reports covering the period beginning January 1, 1984 and ending June 30, 1985. Since that time information obtained in the ordinary course of review indicates

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that your committee may have also failed to timely file its 1985 Year End and 1986 April Quarterly reports. Thus, the Commission, on August 6,1986, determined to find reason to believe your Committee and James E. Mercer, as treasurer, violated 2 U.S.C. § 434 and merged the matter into the instant matter numbered MUR 2106. 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 your committee. You may submit any factual and legal materials which you believe are relevant to the Commission's consideration of this matter. Please submit such materials within 15 days of your receipt of this notification.

In view of the circumstances, the Commission, on August 6 , 1986, declined to extend the period for conciliation prior to a finding of probable cause to believe and determined instead to withdraw its proposed conciliation agreement of June 4, 1986.

Moreover, because of the complexity of the records involved, the Commission, on August 6 , 1986, determined to refer this matter to its Audit Division for an audit pursuant to 2 U.S.C. § 437g(a)(2).

A member of the Commission's audit staff will contact you to arrange a mutually agreeable date to begin the audit and to discuss the materials that you will need to make available for the audit.

If you have any questions, please direct them to Beverly Kramer, the staff member assigned to this matter, at 376-5690.

Sincerely,

Joan D. Aikens

Joan D. Aikens
Chairman

Enclosure
General Counsel's Factual and Legal Analysis

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 11, 1986

MEMORANDUM

TO: Bob Costa
Assistant Staff Director
Audit Division

THROUGH: John C. Surina
Staff Director

FROM: Charles N. Steele
General Counsel

By: Lawrence M. Noble
Deputy General Counsel

SUBJECT: MUR 2106
Respondents: D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, as treasurer

This is to inform you that on August 6, 1986, the Commission determined to refer the above-referenced matter to the Audit Division for an audit of the D.C. Democratic State Committee Federal Campaign Fund pursuant to 2 U.S.C. § 437g(a)(2). Attached is a copy of the certification and the General Counsel's Report which formed a basis for the Commission's determination in this matter.

If you have any questions, please contact Beverly Kramer, the OGC staff member assigned to this matter, at 376-5690.

Attachments
General Counsel's Report in MUR 2106
Certification

2004073029 1

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 19 December 1986

ANALYST: Brian J.Hancock

I. COMMITTEE: District of Columbia Democratic State[1]/ Committee (C00167312)
Larry Weston, Treasurer[2]/
(December 15, 1986 - present)
James Edward Mercer, Treasurer
(July 15, 1986 - December 14, 1986)
Richard Clark, Treasurer[3]/
(June 7, 1984 - July 15, 1986)
1300 19th Street, NW, Suite 240
Washington, DC 20036

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

III. BACKGROUND:

Chronic Late Filing of Reports and Failure to File the 1986 October Quarterly Report by Election Day

The District of Columbia Democratic State Committee ("the DCDSC") failed to file four (4) Reports of Receipts and Disbursements in a timely manner for the 1985-1986 election cycle (see Chart and Attachments). The reports were filed between thirty-nine (39) and fifty-five (55) calendar days late. In addition, the DCDSC failed to file the 1986 October Quarterly Report by Election Day, November 4, 1986.

1/ On July 15, 1986 the DCDSC changed its name and address to the above from DCDSC Federal Campaign Fund, 1110 Vermont Avenue, NW, Suite 840, Washington, DC 20005.

2/ The Reports Analysis Division ("RAD") has used the date of receipt for the date of the treasurer change, because the DCDSC's December 15, 1986 statement does not state the date of the change.

3/ RAD was not notified of this treasurer change until August 26, 1985; therefore, the Non-Filer Notice for the 1985 Mid-Year Report was sent to the previous treasurer.

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On September 17, 1985, the RAD analyst called the DCDSC in an attempt to have the DCDSC file the delinquent 1985 Mid-Year Report. Ms. Phyllis Jones, the DCDSC's Executive Director, explained that the report in question was nearly complete, and that it would be filed with the Commission by Friday, September 20, 1985 (Attachment 4).

On April 29, 1986, a Chronic Late Filing Notice was sent to the DCDSC For failing to file the 1985 Mid-Year and Year End Reports and the 1986 April Quarterly Report in a timely manner (Attachment 10). The Notice advised the DCDSC that any additional late filing of reports could result in legal enforcement action.

On June 3 1986, the RAD analyst contacted the DCDSC concerning the non-filing of the 1986 April Quarterly Report. The RAD analyst informed the Controller for the DCDSC, Ms. Barbara Garnet, that the April Quarterly Report had not been filed. Ms. Garnet assured the RAD analyst that the delinquent report would be filed no later than June 6, 1986 (Attachment 12).

On June 6, 1986, the RAD analyst once again found it necessary to call the DCDSC, since the 1986 April Quarterly Report had yet to be filed. Because Ms. Garnet was out of the office at that time, the RAD analyst was referred to Mr. James Christian, the Chairman of the DCDSC. Mr. Christian stated that he did not realize that the report had been promised for that date, but would contact Barbara Garnet and make inquiries as to why the report had not been filed. Later in the day, the RAD analyst was contacted by Ms. Garnet who stated that the report was not finished, but that she was working on it and would make the filing as soon as possible. The RAD analyst replied that the report needed to be filed by close-of-business today, or the matter would be transferred to the Commission's Office of General Counsel. Ms. Garnet stated that it would be highly unlikely that she could complete the report by the prescribed time, but promised to work all weekend if necessary to have the report delivered Monday morning (Attachment 13).

Subsequent to the sending of the Chronic Late Filing Notice, the DCDSC failed to file the 1986 October Quarterly Report in a timely manner. The RAD analyst contacted the DCDSC on December 9, 1986 in an attempt to ascertain the status of the October Quarterly Report (Attachment 17). Ms. Barbara Garnet, a spokesperson for the DCDSC, stated that the report in question had not been filed due to the unexpected resignation of their treasurer, James E. Mercer,

9204073029 3

during the process of the recent FEC Audit. Ms. Garnet further stated that a new treasurer had been elected on December 4, 1986. The RAD analyst advised Ms. Garnet to immediately inform the Commission, in writing, of the change in treasurers, and to have the new treasurer file the missing report with the Commission as soon as possible.

On December 15, 1986, the Commission received a response from Ms. Garnet (Attachment 18). The response indicated that the DCDSC had been without an active treasurer since September of 1986. In addition, the response stated that the DCDSC's "new elected treasurer, Larry Weston, will file a report which will indicate an outstanding debt from 1984, but no current federal activity."

As of this date, the 1986 October Quarterly Report has not been filed with the Commission.

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

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LATE FILING HISTORY

REPORT TYPE	PRIOR NOTICE	DATE DUE	NON-FILER NOTICE	DATE FILED
1985 Mid-Year (1/1/85-6/30/85)	6/21/85 (Attachment 2)	7/31/85	8/22/85 (Attachment 3)	9/23/85 (Attachment 5)
1985 Year End (7/1/85-12/31/85)	12/20/85 (Attachment 6)	1/31/86	2/25/86 (Attachment 7)	3/11/86 (Attachment 8)
1986 April Quarterly (1/1/86-3/31/86)	3/21/86 (Attachment 9)	4/15/86	5/7/86 (Attachment 11)	6/9/86 (Attachment 14)
1986 October Quarterly (7/1/86-9/30/86)	9/19/86 (Attachment 15)	10/15/86	11/4/86 (Attachment 16)	Not Filed

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DISTRICT OF COLUMBIA DEMOCRATIC STATE COMMITTEE						PARTY QUALIFIED		ID #C00167312
1985	STATEMENT OF ORGANIZATION - AMENDMENT					23AUG85	2	85FEC/386/3990
	STATEMENT OF ORGANIZATION - AMENDMENT					26AUG85	2	85FEC/386/4808
	MID-YEAR REPORT	0		6,332		1FEB85 -31JUL85	4	85FEC/388/1389
	MID-YEAR REPORT - AMENDMENT	0		6,332		1FEB85 -31JUL85	4	86FEC/406/4477
	NOTICE OF FAILURE TO FILE					1JAN85 -30JUN85	1	85FEC/386/3147
	REQUEST FOR ADDITIONAL INFORMATION					1FEB85 -31JUL85	1	86FEC/402/4721
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1FEB85 -31JUL85	2	86FEC/404/5275
	YEAR-END	0		0		1AUG85 -31DEC85	2	86FEC/404/4207
	NOTICE OF FAILURE TO FILE					1JUL85 -31DEC85	1	86FEC/403/3694
1986	MISCELLANEOUS NOTICE FROM FEC					29APR86	1	86FEC/413/0057
	STATEMENT OF ORGANIZATION - AMENDMENT					15JUL86	1	86FEC/421/2149
	MISCELLANEOUS REPORT					15DEC86 TO FEC	2	86FEC/451/2243
	APRIL QUARTERLY	7,191		7,165		1JAN86 -30MAR86	6	86FEC/416/2496
	REQUEST FOR ADDITIONAL INFORMATION					1JAN86 -30MAR86	3	86FEC/421/2544
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JAN86 -30MAR86	4	86FEC/426/3448
	NOTICE OF FAILURE TO FILE					1JAN86 -31MAR86	1	86FEC/413/3076
	JULY QUARTERLY	0		0		1APR86 -30JUN86	4	86FEC/421/2151
	REQUEST FOR ADDITIONAL INFORMATION					1APR86 -30JUN86	1	86FEC/430/1719
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1APR86 -30JUN86	2	86FEC/432/3842
	NOTICE OF FAILURE TO FILE					30SEP86	1	86FEC/443/3945
	TOTAL	7,191	0	13,497	0		45	TOTAL PAGES

All reports have been reviewed.
Cash-on-hand as of 6/9/86: $26.46
Debts owed to the Committee as of 6/9/86: $0
Debts owed by the Committee as of 6/9/86: $0

ATTACHMENT 1
Page 1 of 2

8 9 0 4 0 7 3 0 2 9 7

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

DATE 9DEC86
PAGE 1

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS		DISBURSEMENTS		TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
DCDSC FEDERAL CAMPAIGN FUND						PARTY QUALIFIED		ID #C00167312
1983	STATEMENT OF ORGANIZATION					18MAY83	2	83FEC/272/0835
	MID-YEAR REPORT	8,125		7,649		1MAY83 -30JUN83	22	83FEC/278/0533
	REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/372/0020
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	6	85FEC/373/3222
	REQUEST FOR ADDITIONAL INFORMATION					1MAY83 -30JUN83	3	85FEC/385/1012
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1MAY83 -30JUN83	11	85FEC/386/5412
	YEAR-END	12,173		12,647		1JUL83 -31DEC83	7	84FEC/388/3764
	REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/372/0017
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/373/3966
	REQUEST FOR ADDITIONAL INFORMATION					1JUL83 -31DEC83	2	85FEC/385/1009
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL83 -31DEC83	1	85FEC/386/5423
1984	STATEMENT OF ORGANIZATION - AMENDMENT					13APR84	2	84FEC/388/3762
	APRIL QUARTERLY	5,356		3,116		1JAN84 -31MAR84	6	85FEC/373/0853
	NOTICE OF FAILURE TO FILE					1JAN84 -31MAR84	1	85FEC/370/1182
	REQUEST FOR ADDITIONAL INFORMATION					1JAN84 -31MAR84	1	85FEC/385/1007
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JAN84 -31MAR84	1	85FEC/386/5425
	JULY QUARTERLY	21,889		22,873		1APR84 -30JUN84	8	85FEC/373/0844
	NOTICE OF FAILURE TO FILE					1APR84 -30JUN84	1	85FEC/370/2150
	REQUEST FOR ADDITIONAL INFORMATION					1APR84 -30JUN84	2	85FEC/385/1004
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1APR84 -30JUN84	1	85FEC/386/5426
	OCTOBER QUARTERLY	17,979		17,790		1JUL84 -30SEP84	8	85FEC/373/0835
	NOTICE OF FAILURE TO FILE					1JUL84 -30SEP84	1	85FEC/370/2149
	REQUEST FOR ADDITIONAL INFORMATION					1JUL84 -30SEP84	2	85FEC/385/1001
	REQUEST FOR ADDITIONAL INFORMATION 2ND					1JUL84 -30SEP84	1	85FEC/386/5424
	NOTICE OF FAILURE TO FILE					10CT84 -17OCT84	1	85FEC/370/2147
	NOTICE OF FAILURE TO FILE					18OCT84 -26NOV84	1	85FEC/370/2148
	YEAR-END	39,179		35,043		10CT84 -31JAN85	10	85FEC/388/1232
	NOTICE OF FAILURE TO FILE					27NOV84 -31DEC84	1	85FEC/370/2146
	1'ST LETTER INFORMATIONAL NOTICE					10CT84 -31DEC84	1	85FEC/390/2413
1985	MISCELLANEOUS REPORT					210CT85 TO FEC	2	85FEC/390/1276
	TOTAL	104,701	0	99,118	0		111	TOTAL PAGES

All reports have been reviewed.

Cash on hand as of 12/31/84: $6,345.23

Debts owed to the committee as of 12/31/84: $0

Debts owed by the committee as of 12/31/84: $0

ATTACHMENT 1 Page 2 of 2

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 21, 1985

SEMIANNUAL REPORT NOTICE
FOR UNAUTHORIZED COMMITTEES

WHO MUST FILE
ALL POLITICAL COMMITTEES currently registered with the Commission (except committees filing monthly) must file a semiannual report by July 31, 1985.

WHAT MUST BE REPORTED
All financial activity must be disclosed from the last report filed through June 30, 1985. Unauthorized political committees that have not previously filed a financial disclosure report should report all financial activity from date of registration, through June 30, 1985.*

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

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees filing on a monthly schedule need not file a semiannual report. Monthly reports are due by the twentieth of each month and should cover all financial activity of the previous month. The next monthly report must be filed by July 20, 1985, and should disclose all financial activity of the committee from June 1 through June 30, 1985.

*The first report filed by a committee shall include all amounts received or disbursed prior to becoming a political committee; even if such amounts were not received during the current reporting period. See 11 CFR 101.3; 104.3(a) and (b). Activity which occurred prior to 1985 should be reported separately.

- over -

2204073028

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: Information Services Division
202/523-4068
800/424-9530

9204073029 9

ATTACHMENT 3

FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

RQ-7

August 22, 1985

Walter E. Beach, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Ave., N.W. 0840
Washington, DC 20005

Identification Number: C00167312

Reference: Mid-Year Report (1/1/85-6/30/85)

Dear Mr. Beach:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously 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 the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

If the report in question was filed, please submit documentation for the public record. Although the Commission may take further legal steps concerning this matter, your prompt response will be taken into consideration.

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

Sincerely,

John D. Gibson

John D. Gibson
Assistant Staff Director
Reports Analysis Division

ATTACHMENT 4

TELECON

ANALYST: Hancock

CONVERSATION WITH: Phyllis Jones, Executive Director

COMMITTEE: DCDSC Federal Campaign Fund (C00167312)

DATE: September 17, 1985

SUBJECT(S): Non-Filing of the 1985 Mid-Year Report

I contacted Ms. Phyllis Jones, Executive Director of the DCDSC and inquired about the status of the Fund's Mid-Year Report.

Ms. Jones stated that she was in the process of completing the report, and said she would have it hand delivered to the Commission by Friday, September 20, 1985.

9204073030.1

ATTACHMENT 5

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

(Summary Page)

1 Name of Committee (In Full)

District of Columbia
Democratic State Committee

Address (Number and Street)

1110 Vermont Avenue NW Suite 840

City, State and ZIP Code

Washington, D.C. 20005

☐ Check here if address is different than previously reported

2 FEC Identification Number
C00167312

3 ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ Date

4 TYPE OF REPORT (Check appropriate boxes)

(a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☒ July 31 Mid Year Report (Non Election Year Only)
☐ Monthly Report for
☐ Twelfth day report preceding election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

5 Is this a Report an Amendment?
☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year to Date
6 Covering Period February 1, 1985 through July 31, 1985		
7 Cash on Hand January 1, 1985		$ 8,345.23
8 Cash on Hand at Beginning of Reporting Period	$ 6,345.23	
9 Total Receipts (from Line 16, Column A and Line 16, Column B)	$ 0	$
10 Total Disbursements (from Line 28, Column A and Line 28, Column B)	$ 6,345.23	$ 8,345.23
11 Cash on Hand at Close of Reporting Period	$ 6,332.16	$
12 Debts and Obligations Owed by the Committee (Itemize on Schedule D)	$ 13.07	$
13 Debts and Obligations Owed to the Committee (Itemize on Schedule D)	$	
14 Expenditures to Support or Oppose Others (Itemize on Schedule E)	$	

For further information contact:

Richard R. Clarke September 20, 1985

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

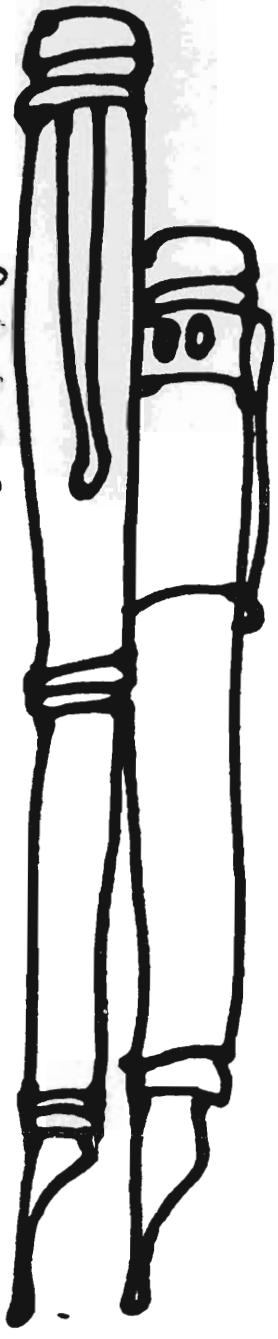
8200407303702

ATTACHMENT 6

YEAR-END
REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS **December 20, 1985**



WHO MUST FILE
ALL PARTY COMMITTEES, NON-CONNECTED COMMITTEES, AND SEPARATE SEGREGATED FUNDS must file a year-end report by January 31, 1986.

WHAT MUST BE REPORTED
The report must disclose all financial activity that occurred from the close of books for the last report through December 31, 1985. Political committees which have not previously filed a financial disclosure report should report all financial activity from the date of registration* through December 31, 1985. For more detailed instructions, consult your campaign guide.

FILING DATE
Reports sent by registered or certified mail must be postmarked no later than midnight January 31, 1986. Reports hand delivered or mailed first class must be received no later than close of business January 31, 1986.

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

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

1986 FILING REQUIREMENTS
See the January 1986 issue of the FEC Record for filing requirements during 1986. A committee that wishes to change its reporting schedule (e.g. from semiannually in 1985 to monthly--rather than quarterly in 1986) must notify the Commission by submitting a letter with the next report due under its current reporting schedule.

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

FOR INFORMATION CALL: Information Services Division
202/523-4068 or 800/424-9530

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-7

February 25, 1986

Richard Clark, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Ave., N.W. #840
Washington, DC 20005

Identification Number: C00167312

Reference: Year-End Report (7/1/85-12/31/85)

Dear Mr. Clark:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E 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 the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

8204073093 04

ATTACHMENT 8

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

(Summary Page)

RECEIVED AT FEC
HAND DELIVERED
86 MAR 11 PM 2:32

ALIGN AREA | | ALIGN AREA

1. Name of Committee (In Full)
District of Columbia Democratic State Committee

Address (Number and Street)
1110 Vermont Avenue NW Suite 840

City, State and ZIP Code
Washington, D.C. 20005

☐ Check here if address is different than previously reported.

2. FEC Identification Number

3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check appropriate box(es))

(a)
☐ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☒ January 31 Year End Report
☐ July 31 Mid Year Report (Non-Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____
☐ Thirtieth day report following the General Election on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period Aug. 1, 1985 through December 31, 1985		
6 (a) Cash on hand January 1, 19 85		$ 8,345.23
(b) Cash on Hand at Beginning of Reporting Period	$ 13.07	
(c) Total Receipts (from Line 19)	$ 0	$ 8,345.23
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 0	$
7 Total Disbursements (from Line 28)	$ 0	$
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 0	$
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ 0	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ 0	

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

Richard R. Clark
Type or Print Name of Treasurer

Richard R. Clark
SIGNATURE OF TREASURER

January 30, 1986
Date

For further information contact:
Federal Election Commission
Toll Free 800/424-9530
Local 202/376-3120

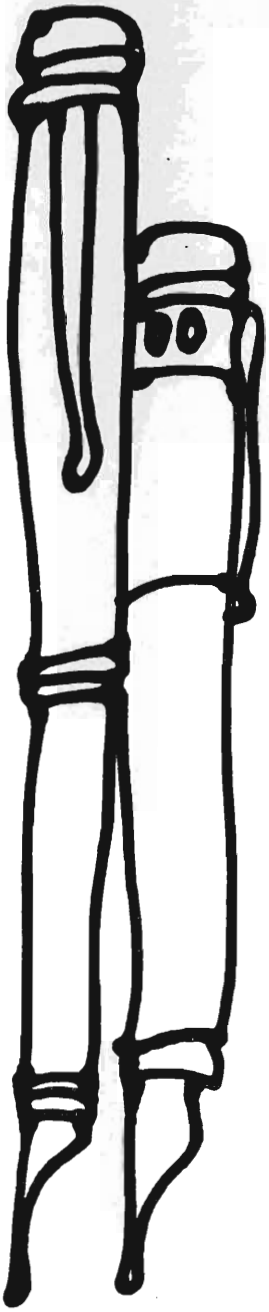
All previous versions of FEC FORM 3 and FEC FORM 3a are obsolete and should no longer be used

FEC FORM 3X (3/80)

QUARTERLY
REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS March 21, 1986



32040730306

WHO MUST FILE
ALL Party Committees, Non-connected Committees and Separate Segregated Funds, except those filing monthly (see below), must file a quarterly report by April 15, 1986.

WHAT MUST BE REPORTED
The report must disclose all financial activity that occurred from the close of books for last report filed through March 31, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through March 31, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE
Reports sent by registered or certified mail must be postmarked no later than midnight April 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business April 15, 1986.

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees that file on a monthly schedule must file their next report by April 20, 1986, and disclose all financial activity of their committee from March 1 through March 31, 1986. (See the schedule of monthly reports on the reverse side.)

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

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*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 or disbursed during the current reporting period. See 11 CFR 104.3(a) and (b).

-over-

REMINDERS

QUARTERLY FILERS
Committees that make contributions or expenditures (including independent expenditures) in connection with an election, must file a pre-election report if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary election filing requirements.

MONTHLY FILERS
Committees that file monthly must follow the schedule below. Pre-general election reports sent by registered or certified mail must be postmarked no later than midnight October 20, 1986. All other reports sent by registered or certified mail must be postmarked no later than midnight on the filing date in order to be timely. Reports hand delivered or mailed first class must be received by close of business on the filing date.

REPORT	PERIOD COVERED			FILING DATE
February	01/01	-	01/31	02/20/86
March	02/01	-	02/28	03/20/86
April	03/01	-	03/31	04/20/86
May	04/01	-	04/30	05/20/86
June	05/01	-	05/31	06/20/86
July	06/01	-	06/30	07/20/86
August	07/01	-	07/31	08/20/86
September	08/01	-	08/31	09/20/86
October	09/01	-	09/30	10/20/86
Pre-election	10/01	-	10/15	10/23/86
Post-election	10/16	-	11/24	12/04/86
Year-End	11/25	-	12/31	01/31/87

INDEPENDENT EXPENDITURES
Any independent expenditure aggregating $1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c)(2) and (3) for information concerning where to file.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

8904073037

ATTACHMENT 10

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Richard Clark, Treasurer
SCSEC Federal Campaign Fund
1110 Vermont Avenue, N.W., Suite 900
Washington, D.C. 20005

Identification Number: C00167312

Reference: 1985-1986 Election Cycle Reports

Dear Mr. Clark:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may have violated 2 U.S.C. §434(a), by failing to timely file Reports of Receipts and Disbursements. The following is a list of the reports in question.

Report Type	Due Date	Date Filed
Mid-Year Report (1/1/85-6/30/85)	7/31/85	9/23/85
Year End Report (7/1/85-12/31/85)	1/31/86	3/11/86
April Quarterly Report (1/1/86-3/31/86)	4/15/86	not filed

Timely filing is a specific requirement of the Federal Election Campaign Act ("the Act") and is essential to fulfilling the public disclosure concept embodied in that law. The Commission views the untimely filing of reports as a serious violation of the Act. This communication is to advise you that, notwithstanding any matters which may be pending before the Commission, any additional report which is not submitted in a timely manner by your committee may result in the Commission initiating legal enforcement or audit action.

You may submit a letter of explanation in response to this notification. If, however, you have any questions, please feel free to contact Brian Hancock on our toll-free number, (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

Lisa J. Stolarek
Chief, Party/Non-Party Branch
Reports Analysis Division

8613130057

ATTACHMENT 11

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RG-7

May 7, 1986

Richard Clark, Treasurer
DCDSC Federal Campaign Fund
1110 Vermont Avenue, N.W., Suite 840
Washington, D.C. 20005

Identification Number: C00167312

Reference: April Quarterly Report (1/1/86-3/31/86)

Dear Mr. Clark:

It has come to the attention of the Federal Election Commission ("the Commission") that you may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463 (or with the Clerk of the House or the Secretary of the Senate, as appropriate). A copy of the report or the relevant portions should also be filed with the Secretary of State or equivalent state officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

8603413076

ATTACHMENT 12

MEMORANDUM TO THE FILES:

COMMITTEE: Disrict of Columbia Democratic State Committee (DCDSC)

I.D. NUMBER: C00167312

CONTACT: Ms. Barbara Garnet, Controller

DATE: June 3, 1986

ANALYST: Brian J. Hancock

SUBJECT: April Quarterly Non-Filer

The analyst made contact with Ms. Barbara Garnett, the Controller of the DCDSC in an attempt to clarify the status of the 1986 April Quarterly Report, which had yet to be filed with the Commission. Ms. Garnet assured me that the DCDSC had not been ignoring the Non-Filer Notice sent to them and , in spite of some accounting problems, the report would be delivered to the Commission by Friday June 6th.

9904073010

ATTACHMENT 13

MEMORANDUM TO THE FILES:

COMMITTEE: District of Columbia Democratic State Committee (DCDSC)

I.D. NUMBER: C00167312

CONTACT: Ms. Barbara Garnet, Controller

DATE: June 6, 1986

ANALYST: Brian J. Hancock

SUBJECT: April Quarterly Non-Filer

Because the delinquent report had still not been submitted, the analyst once again contacted the DCDSC. Ms. Garnet was not available when the analyst called, but the secretary advised the analyst to contact Mr. James Christian, the Chairman of the DCDSC. When reached, Mr. Christian stated that he did not realize that the report was promised for this date, but said he would immediately contact Barbara Garnet and find out what problem had prevented her from completeing the report.

Later in the day, the analyst was contacted by Ms. Garnet. Ms. Garnet explained that the report was not finished, but that she was working on it and would make the filing as soon as possible. The analyst stated that the report needed to be filed by close-of-business today, or the matter would be taken out of the analysts hands and turned over to the Office of General Counsel. Ms. Garnet replied that since it was already well into the afternoon, she did not feel that there was any way of filing the report by the prescribed time. Ms. Garnet promised to work all weekend if necessary, and said that the report would be hand delivered to the Commission on Monday.

2204073011

ATTACHMENT 14

RECEIVED AT THE FEC

96 JUN 3 AM 8:13

(Summary Page)

ALIGN AREA

1 Name of Committee (In Full)
District of Columbia
Democratic State Committee

Address (Number and Street)
1111 Vermont Avenue, N.W.
#840

City, State and ZIP Code
Washington, D.C. 20005

☐ Check here if address is different than previously reported

2 FEC Identification Number
C00167312

3 ☐ This committee qualified as a multicandidate committee during the Reporting Period on _____ (Date)

4. TYPE OF REPORT (Check all boxes that apply)

(a) ☒ April 15 Quarterly Report ☐ October 15 Quarterly Report
☐ July 15 Quarterly Report ☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-Election Year Only)
☐ Monthly Report for _____
☐ Twelfth day report preceding _____ (Type of Election)
election on _____ in the State of _____
☐ Thirtieth day report following the General Election
on _____ in the State of _____
☐ Termination Report

(b) Is this Report an Amendment?
☐ YES ☒ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period Jan. 1, 1996 through March 30, 1996		
6 (a) Cash on hand January 1, 19 96		$ 0.00
(b) Cash on Hand at Beginning of Reporting Period	$ 0.00	
(c) Total Receipts (from Line 18)	$ 7,191.61	$ 7,191.61
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 7,191.61	$ 7,191.61
7 Total Disbursements (from Line 28)	$ 7,[illegible]5.15	$ 7,[illegible]5.15
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ [illegible]	$ [illegible]
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)	$ 0.00	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)	$ 0.00	

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

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

Date March 1996

For further information contact:
Federal Election Commission
Toll Free 800/424-9530
Local 202/219-3420

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

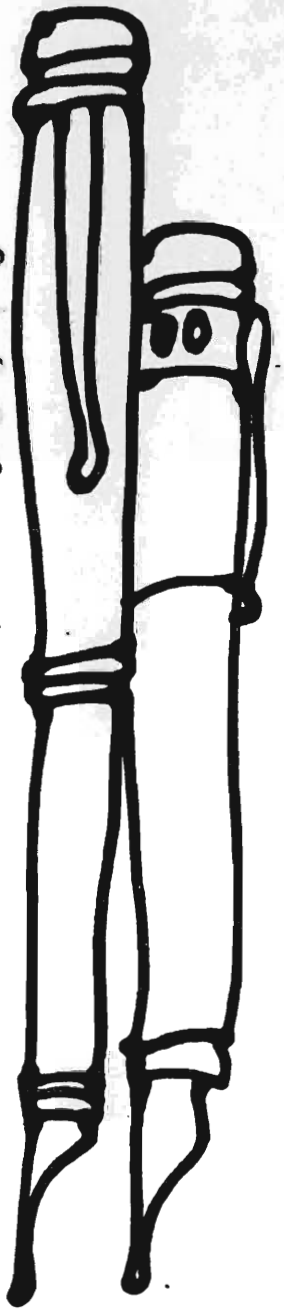
FEC FORM 3X (1/95)

C00167312 96030749116 3 2

QUARTERLY
REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS **September 19, 1986**



2 2 0 4 0 7 3 0 3 1 3

WHO MUST FILE
ALL Party Committees, Nonconnected Committees and Separate Segregated Funds, except those that file monthly (see below), must file a quarterly report by October 15, 1986.

WHAT MUST BE REPORTED
The report must disclose all financial activity that occurred from the close of books for the last report filed through September 30, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through September 30, 1986.* For more detailed instructions, consult your campaign guide.

WHEN TO FILE
Reports sent by registered or certified mail must be postmarked no later than midnight October 15, 1986. Reports hand delivered or mailed first class must be received no later than close of business October 15, 1986.

WHERE AND HOW TO FILE
Committees should consult the instructions on the enclosed FEC Form 3X for details.

MONTHLY FILERS
Committees that file on a monthly schedule must file their next report by October 20, 1986, and disclose all financial activity from September 1 through September 30, 1986. (See Monthly Filers on the reverse side.)

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

---

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

-over-

REMINDERS

QUARTERLY FILERS
Committees that make contributions or expenditures (including independent expenditures) in connection with an election, and coordinated party expenditures in connection with a general election, must file a pre-election report if this activity has not been previously disclosed. See the January 1986 issue of the Federal Election Commission Record for primary and general election filing requirements.

MONTHLY FILERS
Committees that are filing monthly must file a pre-general election report due on October 23, a post-general election report due on December 24, and a year-end report due January 31, 1987, instead of monthly reports on November 20, December 20 and January 20, 1987. See the schedule below.

REPORT	PERIOD COVERED	REG./CERT. MAILING DATE	FILING DATE
Pre-general	10/01 - 10/15	10/20/86	10/23/86
Post-general	10/16 - 11/24	12/24/86	12/24/86
Year-end	11/25 - 12/31	01/31/87	01/31/87

See General Election Notice

INDEPENDENT EXPENDITURES
Any independent expenditure aggregating $1,000 or more and made between 2 and 20 days before an election must be reported within 24 hours after the expenditure is made. See 11 CFR 104.4(c)(2) and (3) for information concerning where to file.

A notice explaining general election filing requirements will be sent to you before the general election.

FOR INFORMATION CALL: Information Services Division
800/424-9530 or 202/376-3120

9204073014

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

AO-7

November 4, 1986

James Edward Mercer, Esquire, Treasurer
District of Columbia Democratic
State Committee
1300 19th Street, N.W.
Washington, DC 20036

Identification Number: C00167312

Reference: October Quarterly Report (through 9/30/86)

Dear Mr. Mercer:

It has come to the attention of the Federal Election Commission ("the Commission") that your committee may be in violation of 2 U.S.C. §434(a) for failing to file the above referenced Report of Receipts and Disbursements. You were notified previously of the due date for this report.

It is important that you file this report immediately with the Federal Election Commission, 999 E 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 the relevant portions should also be filed with the Secretary of State or equivalent State officer. See 2 U.S.C. §439.

Although the Commission may initiate an audit or legal enforcement action concerning this matter, your prompt response and a letter of explanation will be taken into consideration.

If you have any questions, please contact Brian J. Hancock on our toll-free number (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

John D. Gibson
Assistant Staff Director
Reports Analysis Division

ATTACHMENT 17

MEMORANDUM TO THE FILES:

COMMITTEE: D.C. Democratic State Central Committee

I.D. NUMBER: C00167312

CONTACT: Barbara Garnet

DATE: 12/4/86- 12/9/86

ANALYST: Brian J. Hancock

SUBJECT: Delinquent Q3 Report

On 12/4, I attempted to contact the DCDSC regarding the delinquent October Quarterly Report but could not get through because the phone line was busy.

I finally contacted Barbara Garnet, a spokesperson for the DCDSC on 12/9. When asked about the status of the October Quarterly Report, Ms. Garnet replied that the report in question had not been filed because the DCDSC Treasurer, James E. Mercer, had resigned unexpectedly during the process of a recent FEC Audit, and that consequently the DCDSC had nobody to compile or sign their reports. Ms. Garnet also stated that a new treasurer was elected on December 4, 1986.

I told Ms. Garnet to immediately inform the Commission , in writing, of this change, and to have the new treasurer file the missing report with the Commission as soon as possible.

9204073016

ATTACHMENT 18

RECEIVED AT THE FEC

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1118 Vermont Avenue NW, Suite [illegible], Washington, DC [illegible] (202) 347-[illegible]

[illegible]
National Committeewoman
John W. Hechinger
National Committeeman

James H. Gladstone
Chair
Doris P. Weber
Vice Chair
William H. Simons
Recording Secretary
Jeanette Holmes Hawks
Corresponding Secretary
Richard Clark
Treasurer

Gail Anderson
Robert Artisst
Johnny Barnes
Walter Booth
Edward Brown
Bobbi Bush
Stanley A. Brownie
Marilyn T. Brown
Robert Bush
Daniel Butler
Joseph Carter
Barbara Bell Clark
James E. Coates
Vincent H. Cohen
Jerry Cooper
Andrew P. Corley
Howard Croft
Christopher Curtis
John Daniels
Bernard Demczuk
Peggy Foster
Alma Freeman
Winifred Freeman
Theodis "Ted" Gay
Linda Greenlee
Linda Gregory
[illegible] Hay
Cynthia Johnson
Phinis Jones
Ellen Jordan
Aurelia Corbett King
Paul Kostelec
Hyla Lee
Helen W. Mayo
Betty McCormick
Diane Evans Mellon
James Mercer
James Nathanson
Duke Nichols
James Parks
Lynn J. Pelsen
Florence Pendleton
Wynne Perella-Gutierrez
Mark L. Plotkin
Steven Ramirez
Daniel Robinson
Mattie Robinson
William Rumsey
Arvel Saleem
Donna S. Snowden
Barbara Lott Simmons
Harry Thomas
Romaine Thomas
Francis D. Throckmorton, Jr.
Erica Tolliver
Debra Thomas Truscott
Larry F. Weston
Lorraine H. Whitlock
Jocelyn Williams
Frank Zellnegger

Barbara W. Garnett
Executive Director

December 11, 1986

Brian Hancock
Federal Election Commission
Washington, D.C. 20463

Dear Mr. Hancock,

Pursuant to our conversation on Tuesday, December 9, 1986, please accept this letter as confirmation of our reporting situation. Since September of 1986, the State Committee has been without an active treasurer. FEC Auditors who were working with me at that time and the FEC General Counsel were aware of the problems that had developed. We had no treasurer to sign off on any reports that were due since that time. We however, have not been engaged in any federal election activities since 1984.

As soon as possible our new elected treasurer, Larry Weston will file a report which will indicate an outstanding debt from 1984, but no current federal activity.

Thank you for your time, attention, and assistance in handling this matter.

Most Sincerely,

Barbara W. Garnett

Barbara W. Garnett

SENSITIVE

FEDERAL ELECTION COMMISSION
999 E Street, N.W.
Washington, DC 20463

FIRST GENERAL COUNSEL'S REPORT

DATE AND TIME OF TRANSMITTAL BY OGC TO THE COMMISSION:

RAD Referral #86NF-46
STAFF MEMBER: L. Tobey

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

RESPONDENTS' NAMES: District of Columbia Democratic State Committee, and Larry Weston, as treasurer

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

INTERNAL REPORTS CHECKED: MUR 2106
Committee Reports

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter arose as a referral from the Reports Analysis Division (hereinafter, "RAD").

SUMMARY OF ALLEGATIONS

The District of Columbia Democratic State Committee, and Larry Weston, as treasurer (hereinafter, "Respondents" or "DCDSC") violated 2 U.S.C. § 434(a)(4)(A)(iv) by failing to file their 1985 Year End Report in a timely manner. DCDSC also violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file their 1986 October Quarterly Report by Election Day, 1986.

FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended (hereinafter, "the Act") requires that political committees which elect to file quarterly reports shall file their reports no later than the fifteenth day after the last day of each calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i). The Act also provides that

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in calendar years in which there is no regularly scheduled general election, such committees must file a report covering the period beginning July 1 and ending December 31, which shall be filed no later than January 31 of the following year. 2 U.S.C. § 434(a)(4)(A)(iv).

Thus, a 1985 Year End Report, covering the period July 1, 1985 through December 31, 1985 was due on January 31, 1986. Further, a 1986 October Quarterly Report, covering the period July 1, 1986 through September 30, 1986 was due on October 15, 1986.

The District of Columbia Democratic State Committee is a political committee registered with the Commission. RAD reported that DCDSC failed to file the following reports in a timely manner:[1/]

Report	Date Due	Date Filed	Days Late
1985 Year End[2/] Report	January 31, 1986	March 11, 1986	39
1986 October Quarterly Report	October 15, 1986	Not filed	Not filed

1/ DCDSC has been the subject of three prior referrals: 85 NF-124, for matters related to the 1983-84 election cycle; 85NF-135, for late filing of the 1985 Mid-Year Report; and 86NF-13, for late filing of the 1986 April Quarterly Report. All three referrals have been consolidated into MUR 2106, which is open at this time. DCDSC is the subject of an ongoing audit as part of MUR 2106.

2/ This report was not referred previously because it did not meet the threshold for referrals. It was referred at this time as a part of a chronic late filer referral pertaining to four reports. See Attachment I.

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Therefore, the Office of General Counsel recommends that the Commission find reason to believe that the District of Columbia Democratic State Committee, and Larry Weston, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv).

Respondent DCDSC is currently the subject of an ongoing matter, MUR 2106, which is based on prior referrals for untimely filing. For administrative convenience, this Office recommends that the Commission merge the present referral into MUR 2106.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the District of Columbia Democratic State Committee, and Larry Weston, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).
3. Find reason to believe that the District of Columbia Democratic State Committee, and Larry Weston, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).
4. Merge this matter into MUR 2106.
5. Approve and send the attached Factual and Legal Analysis.
6. Approve and send the attached letter.

Charles N. Steele
General Counsel

Date 1/23/97

BY: _____
Lawrence M. Noble
Deputy General Counsel

Attachments:
1. RAD Referral
2. Proposed Factual and Legal Analysis
3. Proposed Letter to Respondents (1)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
District of Columbia Democratic State) RAD Ref. 86NF-46 (MUR 2106)
Committee, and Larry Weston, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 2, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 86NF-46.

1. Open a MUR.

2. Find reason to believe that the District of Columbia Democratic State Committee, and Larry Weston, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).

3. Find reason to believe that the District of Columbia Democratic State Committee, and Larry Weston, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(iv).

4. Merge this matter into MUR 2106, as recommended in the First General Counsel's Report signed January 28, 1987.

5. Approve and send the Factual and Legal Analysis, as recommended in the First General Counsel's Report signed January 28, 1987.

(continued)

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6. Approve and send the letter, as recommended in the First General Counsel's Report signed January 28, 1987.

Commissioners Aikens, Elliott, Josefiak, McDonald

McGarry and Thomas voted affirmatively for this decision.

Attest:

2/4/87
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 6, 1987

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Larry Weston, Treasurer
District of Columbia Democratic
State Committee
1300 19th Street, N.W. #240
Washington, DC 20036

RE: MUR 2106
(additional findings)

Dear Mr. Weston:

On February 2 ,1987, the Federal Election Commission determined that there is reason to believe that the District of Columbia Democratic State Committee, and you, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv), 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.

This matter has been merged with MUR 2106 and will henceforth bear that designation.

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 fifteen 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.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or

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recommending declining that pre-probable cause conciliation be pursued. The Office of General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, requests for pre-probable cause conciliation will not be entertained after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of General Counsel is not authorized to give extensions beyond 20 days.

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 Beverly Kramer, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Scott E. Thomas
Chairman

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

MARCH 16, 1987

TO: LAWRENCE M. NOBLE
ACTING GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: ROBERT J. COSTA
ASSISTANT STAFF DIRECTOR
AUDIT DIVISION

SUBJECT: AUDIT OF THE D.C. DEMOCRATIC STATE COMMITTEE
FEDERAL CAMPAIGN FUND (MUR 2106)

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I. Background

Attached for your information are the findings of the audit of the D.C. Democratic State Committee Federal Campaign Fund ("the Committee"). On August 6, 1986, the Commission voted to undertake an audit of the Committee. Prior to the Commission's vote, a meeting was held on July 14, 1986 between a staff member of the Office of General Counsel ("OGC") and the following Committee representatives: James Christian, Chairman; Richard Clark, former Treasurer; and James E. Mercer, Treasurer as of July 15, 1986. The purpose of the meeting was to discuss a proposed conciliation agreement which had been approved by the Commission on June 4, 1986, regarding MUR 2106. Additionally, this meeting addressed RAD Referral #86NF-13 which was received by OGC on June 25, 1986. At that meeting, Committee officials stated that the reports in question covered not only federal activity, but non-federal activity as well. Based on the above, OGC made the following recommendations:

- o withdraw the Commission's proposed conciliation agreement of June 4, 1986;
- o merge RAD Referral #86NF-13 into MUR 2106;
- o find reason to believe that the D.C. Democratic State Committee Federal Campaign Fund and James E. Mercer, as treasurer, violated 2 U.S.C. § 434;
- o refer this matter to the Audit Division for an audit of the D.C. Democratic State Committee Federal Campaign Fund pursuant to 2 U.S.C. § 437g(a)(2); and

- o approve and send an attached letter and General Counsel's Factual and Legal Analysis.

On August 6, 1986, the Commission approved all of the above OGC recommendations.

The Committee registered with the Federal Election Commission on May 18, 1983, and maintains its headquarters in Washington, D.C.

The audit was conducted in accordance with 2 U.S.C. § 437g(a)(2) which provides that, when the Commission determines, by an affirmative vote of 4 of its members, that it has reason to believe that a person has committed a violation of the Federal Election Campaign Act of 1971, as amended ("the Act"), the Commission shall make an investigation of such alleged violation, which may include an audit.

The audit covered the period from January 1, 1984 to June 30, 1986, the last day covered by the most recent report filed by the Committee at the time of the audit. The Committee reported a beginning cash balance of $122.78, total receipts of $91,596.01, total disbursements of $92,321.73, and a closing cash balance on June 30, 1986 of $-0-. 1/ At the request of OGC, an exit conference to discuss the findings detailed below was not held.

This report is based on documentation and workpapers supporting each of its factual statements. They form part of the record upon which the Audit Division based its conclusions on the matters in this report and are available to Commissioners and appropriate staff for review.

The treasurers of the Committee during the period covered by the audit were Walter Beach (January 1, 1984 through June 6, 1984), and Richard Clark2/ (June 7, 1984 through June 30, 1986). James E. Mercer, Esq., became the treasurer on July 15, 1986 and was the treasurer of record during the audit fieldwork.

1/ The closing cash balance does not foot due to mathematical errors on the reports. Furthermore, the closing cash balance at December 31, 1983 does not agree with the opening cash balance at January 1, 1984. Committee representatives could offer no explanation for this discrepancy as the former Executive Director, who prepared the reports, was not available during fieldwork for comment.

2/ Amendment to Statement of Organization reflecting a change in the Committee's treasurer was not received at the FEC until August 26, 1985.

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On December 15, 1986, the FEC received an amendment to the Committee's Statement of Organization which states that Larry Weston was elected treasurer.

II. Scope

The audit included such tests as verification of total reported receipts, disbursements and individual transactions; review of required supporting documentation; analysis of debts and obligations; review of contribution and expenditure limitations; and such other audit procedures as deemed necessary under the circumstances. In addition, the receipt records were not maintained in a manner which allowed testing by the auditors for correct aggregate contribution totals, proper itemization, and contribution limitations.

III. Summary of Findings

The Committee provided the Audit staff with bank records, supporting documentation, cancelled checks, and check registers for both its separately maintained federal and non-federal bank accounts. The Audit staff reviewed those records and verified that for the period January 1, 1984 through December 31, 1985 the Committee reported only federal activity. The Committee closed its federal account on September 30, 1985. It should be noted that the report filed by the Committee for the period August 1, 1985 through December 31, 1985 did not disclose any activity (federal or non-federal) other than apparent miscellaneous bank charges. Further, the last financial transaction relative to the federal account occurred on August 30, 1985.

For the period January 1, 1986 through June 30, 1986, the Committee reported a beginning cash balance of $-0-; total receipts of $7,191.61; total disbursements of $7,165.15; and a closing cash balance at June 30, 1986 of $-0-.[3/] This activity represents receipts and disbursements of the non-federal account. From our review of the non-federal check register, it is our opinion that the disbursements were for non-federal activity. Committee representatives stated that all activity reported in 1986 was non-federal related, and that the disclosure reports filed with the Commission were copied from their District of Columbia reporting forms.

All findings noted below, other than a separately identified finding for Misstatement of Financial Activity (see Finding III.A.), pertain to federal activity for the period January 1, 1984 through September 30, 1985.

3/ The reported totals do not crossfoot due to Committee errors and math discrepancies.

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A. Misstatement of Financial Activity

Section 434(b)(1), (2) and (4) of Title 2 of the United States Code states, in part, that each report shall disclose the amount of cash on hand at the beginning of the reporting period and the total amount of all receipts and disbursements for the reporting period and the calendar year.

A reconciliation between the Committee's bank activity and disclosure reports by calendar year revealed the following:

1/1/84 through 12/31/84	Beginning Cash on Hand	Receipts	Disbursements	Ending Cash on Hand
Per Committee Reports	$ 122.78	$84,104.40	$76,824.42	$8,045.23 4/
Correct Reportable Activity	78.49	86,210.40	78,208.66	8,080.23 5/
Differences	$ 44.29	($ 2,106.00)	($ 1,384.24)	($ 35.00)
1/1/86 through 6/30/86				
Per Committee Reports	$ -0-	$ 7,191.61	$ 7,165.15	$ -0- 4/
Correct Reportable Activity	-0-	-0-	-0-	-0- 5/
Differences	$ -0-	$ 7,191.61	$ 7,165.15	$ -0-

4/ The reported totals do not crossfoot due to Committee errors and math discrepancies.

5/ As determined by the Audit staff's review of the Committee bank records.

The $44.29 overstatement for beginning cash resulted from the Committee's apparent failure to disclose 1983 bank charges. The $2,106 understatement in receipts resulted from the Committee's failure to disclose contributions from 6 individuals ($2,066) and 1 unknown source ($40). The $1,384.24 understatement in disbursements resulted from the following:

° misstatement of total disbursements on summary page	$ (209.51)
° reported void check and NSF disbursement	(200.00)
° bank charges not reported	70.00
° overreporting of two disbursements	(86.00)
° underreporting of two disbursements	1,376.15
° four disbursements not reported	423.60
° unexplained	10.00
Total	$1,384.24

There was no material discrepancy noted with respect to the reports filed for the calendar year 1985. Based on the above it is our opinion that the correct amount of federal activity for the audit period is $86,510.40 in receipts and $86,588.89 in disbursements. Committee officials provided no explanation for the above discrepancies.

B. Apparent Prohibitive Contributions Received

Section 102.5(a)(1)(i) of Title 11, Code of Federal Regulations, provides, in relevant part, that a political committee which finances political activity in connection with both federal and non-federal elections and establishes separate federal and non-federal accounts shall make no transfers to such federal account from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections.

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The Committee maintained separate accounts for federal and non-federal activity in 1984. The federal account received 2 transfers from the non-federal account in the amounts of $6,000 and $1,000 on June 14, 1984 and July 5, 1984, respectively. The $6,000 transfer was reported as being received on May 25, 1984 from Dollars for Democrats. However, it was received by the federal account via a transfer from the non-federal account which originally received the funds from Dollars for Democrats on May 30, 1984.

It should be noted that the federal account received 6 transfers from Dollars for Democrats, totaling $10,974.18, and the non-federal account received 8 transfers from Dollars for Democrats, totaling $27,013.76, during the audit period. In addition, our review of the Committee's non-federal check register indicated that the receipt of and subsequent transfer-out of the $6,000 referred to above was never recorded, and the non-federal account did not need these funds ($6,000) to maintain a positive balance for the period of time during which these funds were on deposit.

The $1,000 transfer on July 5, 1984, appears to represent a straight transfer of funds from the non-federal to the federal account. Notably, corporate and labor union funds are permissible for use in local elections in the District of Columbia.

Committee representatives stated that they felt the funds could be deposited in either account due to their permissable nature,6/ and if money was needed in the federal account they would transfer the funds.

It is the opinion of the Audit staff that the above transfers are in violation of 11 C.F.R. § 102.5(a)(1)(i).

C. Itemization of Receipts

Section 434(b)(3)(A) of Title 2 of the United States Code requires disclosure of the identification of each person (other than a political committee) who makes a contribution to the reporting committee during the reporting period, whose contribution or contributions have an aggregate amount or value in excess of $200 within the calendar year, or in any lesser amount if the reporting committee should so elect, together with the date and amount of any such contribution.

6/ Dollars for Democrats is a registered political committee.

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Section 431(13)(A) of Title 2 of the United States Code states that the term "identification" means - in the case of an individual, the name, the mailing address, and the occupation of such individual, as well as the name of his or her employer.

A 100% review of the Committee's receipts was performed. It was determined that the Committee had 32 receipts totaling $18,333.32 which required itemization. The following discrepancies were noted with respect to these contributions:

- 24 items, totaling $14,076 (75% of the number and 76.78% of the dollar value) were not itemized;
- 4 items totaling $2,445.32 (12.50% of the number and 13.34% of the dollar value) lacked disclosure of the aggregate year to date total. Additionally, two of the four items ($1,600) did not adequately disclose occupation and/or name of employer; and
- for one item ($250) the Committee failed to disclose the amount.

Committee officials did not provide an explanation for the above discrepancies.

In our opinion, the Committee appears to have violated 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A) by failing to adequately disclose contributions as required by the Act.

D. Disclosure of Joint Fundraising Receipts

Section 102.17(c)(8)(i)(B) of Title 11 of the Code of Federal Regulations states for all joint fundraising activity that after distribution of net proceeds, each participating political committee shall report its share of net proceeds received as a transfer-in from the fundraising representative. Each participating political committee shall also file a memo Schedule A itemizing its share of gross receipts as contributions from original contributors to the extent required under 11 C.F.R. § 104.3(a).

Section 102.9(c) of Title 11 of the Code of Federal Regulations states that the treasurer shall preserve all records and accounts required to be kept under 11 C.F.R. §102.9 for 3 years after the report to which such records and accounts relate is filed. Section 104.3(a)(4)(i) of Title 11 of the Code of Federal Regulations states, in relevant part, that the identification (as defined at 11 C.F.R. § 100.12), of each contributor and the aggregate year-to-date total for such contributor shall be reported. Each person, other than any

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committee, who makes a contribution to the reporting committee during the reporting period, whose contribution or contributions aggregate in excess of $200 per calendar year, together with the date of receipt and amount of any such contributions.

The Audit staff noted that the Committee received 2 transfers totaling $31,097 from Democrats Vote. The transfers represented the Committee's share of proceeds from a joint fundraiser. The Committee reported these transfers on Schedule A as being received from Democrats Vote (Democratic National Committee) with no accompanying memo Schedule A itemizing the contributions from original contributors to the extent required under 11 C.F.R. § 102.17(c)(8)(i)(B).

The former Executive Director recalled that such information was provided to each participant, although the whereabouts of same was not currently known, nor could an explanation of why this information was not reported be given by past or current Committee officials. As a result, the Audit staff was not able to determine the amount and number of contributions requiring itemization, if any.

It is our opinion that the Committee appears to have violated 11 C.F.R. § 102.17(c)(8)(i)(B) by not disclosing any itemizable contributions on a memo Schedule A and 11 C.F.R. § 102.9(c) by not maintaining the necessary records to support such contributions.

E. Recordkeeping of Contributions

Section 432(c)(2) of Title 2 of the United States Code states that the treasurer of a political committee shall keep an account of the name and address of any person who makes any contribution in excess of $50, together with the date and amount of such contribution by any person.

Section 102.9(d) of Title 11 of the Code of Federal Regulations states, in relevant part, that when performing recordkeeping duties, the treasurer or his or her authorized agent shall use his or her best efforts to obtain, maintain and submit the required information and shall keep a complete record of such efforts. If there is a showing that best efforts have been made, any records of a committee shall be deemed to be in compliance with this Act.

Section 432(d) of Title 2 of the United States Code, states that the treasurer shall preserve all records required to be kept by this section and copies of all reports required to be filed by this subchapter for 3 years after the report is filed.

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Committee records indicated that the Committee had received 76 contributions totaling $59,793.50, for which the contributors name and address was required to be maintained. The Audit staff noted 11 items totaling $5,065 for which there was no record of the contributors addresses.8/ This represents 14.47% of the number and 8.47% of the dollar value. Our review of Committee solicitation material indicated that only 2 of 8 fundraising appeals requested the contributor to provide their address.

It is the opinion of the Audit staff that the Committee appears to have violated 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d) by failing to obtain and maintain contribution records relative to these cites.

F. Disclosure of Disbursements

Section 434(b)(5)(A) of Title 2 of the United States Code states that each report under this section shall disclose the name and address of each person to whom an expenditure in an aggregate amount or value in excess of $200 within the calendar year is made by the reporting committee to meet a candidate or committee operating expense, together with the date, amount, and purpose of such operating expenditure.

The Committee made 112 itemizable disbursements totaling $83,412.17 during the audit period. A 100% review of these items revealed the following discrepancies:

- 23 items totaling $10,142 did not disclose the payee correctly;
- 4 items totaling $4,263.77 did not disclose the amount correctly;
- 5 items totaling $7,285.62 did not disclose payees' address;

It is our opinion that the Committee appears to have violated 2 U.S.C. § 434(b)(5)(A) by failing to adequately disclose disbursements as required by this section.

8/ It should be noted that of these 11 items, 7 items, totaling $3,700, are included as part of Finding III.C.

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

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In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106

GENERAL COUNSEL'S REPORT

I. BACKGROUND

MUR 2106 originally arose from the Reports Analysis Division ("RAD") referral on July 25, 1985 (85NF-124). The referral was subsequently updated on October 18, 1985. Based on information contained in the referral, on November 20, 1985, the Commission found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund (the "Committee") and Richard R. Clark, then treasurer, 1/ had violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file four quarterly reports and a post-general election report in a timely manner during the 1983-1984 election cycle. The Commission also found reason to believe that the Committee and its treasurer had violated 2 U.S.C. § 433(c) by failing to report a change in treasurers in a timely manner. Responding to notice of the above determinations by the Commission, on January 9, 1986, the Respondents requested to enter into pre-probable cause conciliation with the Commission.

Approximately one month prior to receiving the Respondents' reply, the General Counsel's Office received an additional referral from RAD (85NF-135) regarding the Committee's failure

1/ On July 15, 1986, the Committee filed an amended Statement of Organization listing James E. Mercer as its new treasurer. The Committee also changed its name to District of Columbia Democratic State Committee.

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to file its 1985 Mid-Year Report in a timely manner pursuant to 2 U.S.C. § 434(a)(4)(A)(iv). On January 10, 1986, the Commission determined to merge these two matters and found reason to believe that the Committee and Richard R. Clark, then treasurer, had violated 2 U.S.C. § 434(a)(4)(A)(iv). Responding on March 3, 1986, to the Commission's notice of an additional finding, Respondents requested pre-probable cause conciliation with the Commission with respect to all matters addressed in MUR 2106.

On June 4, 1986, the Commission determined to enter into conciliation with the Committee prior to a finding of probable cause to believe and approved a proposed conciliation agreement. Notice of the Commission's determination and the proposed agreement were mailed to the Committee on June 10, 1986, at the address listed in its most recent amendment to its Statement of Organization.

On June 25, 1986, the Office of the General Counsel received another referral from RAD (86NF-13) regarding the Committee's failure to file its 1986 April Quarterly report in a timely manner.

On July 10, 1986, the Committee informed this Office that it had not received the Commission's notice and proposed conciliation agreement in MUR 2106 until June 20, 1986, because it had recently relocated its headquarters. The Committee then requested that the 30-day conciliation period be extended from the date of receipt, or until July 20, 1986.

On July 14, 1986, a member of the General Counsel's staff met with three Committee representatives to discuss the proposed conciliation. Those present on behalf of the Committee were:

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James Christian, Chairman; Richard Clark, former Treasurer; and James Mercer, Treasurer as of July 10, 1986. During the conciliation discussions, it was discovered that the Committee's filings which were the subject of the proposed agreement and RAD referral 86NF-13 were wrong as to both the amounts and activity reported. The Committee representatives noted that the reports covered not only "federal" account/committee activity but local activity as well.

By letter of July 16, 1986, Committee Chairman James Christian confirmed that the filings which were the bases of the proposed conciliation agreement were incorrect. He requested that conciliation negotiations be extended until August 11, 1986 to permit the Committee to audit its accounts and records, reconcile expenditures and prepare amendments so that a conciliation agreement based on the actual state of affairs could be prepared, negotiated and executed.

On August 6, 1986, the Commission voted to withdraw its proposed conciliation agreement and to undertake an audit of the Committee pursuant to 2 U.S.C. § 437g(a)(2). Additionally, the Commission voted to merge RAD referral 86NF-13 into MUR 2106 and to find reason to believe that the Committee and James E. Mercer, then treasurer, had violated 2 U.S.C. § 434.

On December 19, 1986, the Office of the General Counsel received an additional referral from RAD (86NF-46) regarding the Committee's failure to timely file its 1985 Year End and 1986 October Quarterly reports. On February 2, 1987, the Commission determined to merge this referral into MUR 2106 and found reason

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to believe that the Committee and Larry Weston, as treasurer, 2/ violated 2 U.S.C. SS 434(a)(4)(A)(i) and (iv). Notification of the Commission's findings was mailed to the Committee on February 6, 1987. The Committee responded to the Commission's notice on April 9, 1987 (Attachment 1).

On March 16, 1987, the Office of the General Counsel received a report from the Audit Division discussing the findings of its audit of the Committee (Attachment 2). A summary of this Office's recommendations with regard to the audit findings are presented below.

II. FACTUAL AND LEGAL ANALYSIS

The audit covered the period from January 1, 1984 to June 30, 1986, the last day covered by the most recent report filed by the Committee prior to the audit. The audit staff reviewed the records and bank statements for the Committee's federal and non-federal accounts, and confirmed that for the period January 1, '984 through December 31, 1985, the Committee had reported only federal activity. The last financial transaction relating to the federal account occurred on August 30, 1985. The audit staff have determined that all activity reported for 1986 calendar months represented receipts and disbursements for non-federal activity. Committee representatives also stated that all activity reported in 1986 was related to non-federal activities and that the disclosure reports filed with the Commission were copied from reports filed with the District of Columbia.

2/ On December 15, 1986, the Commission received an amendment to the Committee's Statement of Organization stating that Larry Weston had been elected treasurer.

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During the period from January 1, 1984 through June 30, 1986, the Committee reported a beginning cash balance of $122.78, total receipts of $91,596.01, total disbursements of $92,321.73, and a zero closing cash balance. The closing cash balance does not foot due to arithmetic errors in the reports. For the period January 1 through June 30, 1986, the Committee reported a zero beginning cash balance, total receipts of $7,191.61, total disbursements of $7,165.15, and a zero closing cash balance. Again, arithmetic errors prevented cross-footing of the totals as reported.

The findings of the Audit Division are presented in a memorandum to this Office dated March 16, 1987, incorporated herein as Attachment 2.

Based on information presented in the Audit Division's memorandum, reports filed by the Committee and investigations by this Office, the Office of the General Counsel makes the following recommendations.

A. Apparent Receipt of Prohibited Contributions

Under 11 C.F.R. § 102.5(a)(1)(i), a political committee which finances political activity in connection with both federal and non-federal elections and maintains separate federal and non-federal accounts shall not transfer to such federal account funds from any other account maintained by such organization to finance non-federal election activities. Further only those funds subject to the prohibitions and limitations of the Federal Election Campaign Act of 1971, as amended (the "Act"), may be deposited in such federal account. 11 C.F.R. § 102.5(a)(1)(i).

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Additionally all funds deposited in the federal account must conform to the provisions of 11 C.F.R. § 102.5(a)(2). The contributions must (a) be designated for the federal account, (b) result from solicitations which state that the funds will be used for federal political activity, and (c) be made by contributors who are informed that the contributions are subject to the limitations and prohibitions of the Act. Id. Political committees are also prohibited by 2 U.S.C. § 441b(a) from knowingly accepting or receiving contributions from corporations or labor unions. See also 2 U.S.C. § 441a(f).

During 1984 the Committee maintained separate accounts for federal and non-federal activity. The federal account received two transfers from the non-federal account in the amounts of $6,000 and $1,000 on June 14, 1984 and July 5, 1984, respectively. The $6,000 transfer was reported as being received on May 25, 1984, from Dollars for Democrats. However, the federal account received this sum via a transfer from the non-federal account which had originally received the funds from Dollars for Democrats on May 30, 1984.

During the audit period, the federal account received six transfers from Dollars for Democrats, 3/ totaling $10,974.18; the non-federal account received eight transfers from Dollars for Democrats, totaling $27,013.76. The review of the Committee's non-federal check register indicated that the receipt and subsequent transfer-out of the $6,000 referred to above was never recorded, and the non-federal account did not need these funds

3/ Dollars for Democrats is a registered political committee.

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($6,000) to maintain a positive balance during the period that these funds were on deposit.

The $1,000 transfer on July 5, 1984, appears to represent a straight transfer of funds from the non-federal to the federal account. It should also be noted that corporate and labor union funds are permissible for use in local elections in the District of Columbia. Accepting and using corporate and labor union contributions in connection with federal political activity is proscribed by 2 U.S.C. § 441b.

Committee representatives stated that they felt the funds could be deposited in either account due to their permissible nature, and if money was needed in the federal account they would transfer the funds.

It is the recommendation, therefore, of this Office that the Commission find reason to believe that the Committee and its treasurer violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2) by acceptance and deposit of funds transferred from its non-federal account which transfer may have contained corporate or union funds.

B. Itemization of Receipts

Disclosure of the identification of each person (other than a political committee) who makes a contribution to the reporting committee during the reporting period, in an aggregate amount or value in excess of $200 within the calendar year, or in any lesser amount if the reporting committee should so elect, together with the date and amount of any such contribution must be made under 2 U.S.C. § 434(b)(3)(A).

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The term "identification" in the case of an individual under 2 U.S.C. § 431(13)(A) means the name, the mailing address, and the occupation of such individual, as well as the name of his or her employer.

In the review of the Committee's receipts, it was determined that the Committee had 32 receipts totaling $18,333.32 which required itemization. The following discrepancies were noted with respect to these contributions:

- 24 items, totaling $14,076 (75% of the number and 76.78% of the dollar value), were not itemized;
- 4 items, totaling $2,445.32 (12.50% of the number and 13.34% of the dollar value), lacked disclosure of the aggregate year-to-date total. Additionally, two of the four items ($1,600) did not adequately disclose the occupation and/or name of employer; and
- for one item ($250) the Committee failed to disclose the amount.

Committee officials did not provide an explanation for any of the above discrepancies. Therefore, this Office recommends that the Commission find reason to believe the Committee and its treasurer violated 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A) by failing to adequately disclose contributions as required by the Act.

C. Disclosure of Joint Fundraising Receipts

Under 11 C.F.R. § 102.17(c)(8)(i)(B), each participating political committee shall report its share of net proceeds from

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joint fundraising activities as a transfer-in from the fundraising representative. Each participating political committee shall also file a memo Schedule A itemizing its share of the gross receipts as contributions from original contributors to the extent required under 11 C.F.R. § 104.3(a).

Pursuant to 11 C.F.R. § 102.9(c), the treasurer shall preserve all records and accounts required to be kept under 11 C.F.R. § 102.9 for three (3) years after the report to which such records and accounts relate is filed. The identification (as defined in 11 C.F.R. § 100.12) of each contributor and the aggregate year-to-date total contributions for such contributor shall be reported. The name of each person, other than any committee, who makes a contribution to the reporting committee during the reporting period which contribution aggregates in excess of $200 per calendar year, together with the date of receipt and amount of any such contributions, shall be itemized in the report. 11 C.F.R. § 104.3(a)(4)(i).

The Committee received two transfers totaling $31,097 from Democrats Vote. These transfers represented the Committee's share of proceeds from a joint fundraiser. The Committee reported these transfers on Schedule A as being received from Democrats Vote (Democratic National Committee) without an accompanying memo Schedule A itemizing the contributions from original contributors as required by 11 C.F.R. § 102.17(c)(8)(i)(B).

The former Executive Director recalled that such information was provided to each participant, although the whereabouts of the

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information was not currently known, nor could an explanation of why this information was not reported be given by past or current Committee officials. As a result, the audit staff were unable to determine the amount and number of contributions requiring itemization, if any.

Accordingly, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated 11 C.F.R. § 102.17(c)(8)(i)(B) by not disclosing any itemizable contributions on a memo Schedule A, and 11 C.F.R. § 102.9(c) by not maintaining the necessary records to support such contributions.

D. Recordkeeping of Contributions

Under 2 U.S.C. § 432(c)(2), the treasurer of a political committee shall keep an account of the name and address of any person who makes a contribution in excess of $50, together with the date and amount of such contribution.

Section 102.9(d) of the Commission's Regulations provides that when performing recordkeeping duties, the treasurer (or an authorized agent) shall use his or her best efforts to obtain, maintain and submit the required information and shall keep a complete record of such efforts. If there is a showing that best efforts have been made, any records of a committee shall be deemed to be in compliance with the Act.

The treasurer is required by 2 U.S.C. § 432(d) to preserve all records required to be kept by this section and copies of all reports required to be filed by this subchapter for three (3) years after the report is filed.

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Committee records indicated that the Committee had received 76 contributions, totaling $59,793.50, for which the name and address of each contributor were required to be maintained. In eleven instances, totaling $5,065, there was no record of the contributors' addresses. 4/ This represents 14.47% of the number and 8.47% of the dollar value. The Committee's solicitation materials indicated that only two of eight fundraising appeals requested the contributor to provide an address.

Therefore, this Office recommends that the Commission find reason to believe the Committee and its treasurer violated 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d) by failing to obtain required information and maintain adequate contribution records.

E. Disclosure of Disbursements

Each report filed under 2 U.S.C. § 434(b)(5)(A) must disclose the name and address of each person to whom an expenditure in an aggregate amount or value in excess of $200 within the calendar year is made by the reporting committee to meet a candidate or committee operating expense, together with the date, amount, and purpose of such operating expenditure.

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4/ It should be noted that seven (7) of these items, totaling $3,700, are included as part of Recommendation B, concerning the failure to adequately disclose contributions as required by the Act.

The Committee made 112 itemizable disbursements, totaling $83,412.17, during the audit period. A review of these items revealed the following discrepancies:

- o 23 items, totaling $10,142, did not disclose the payee correctly;
- o 4 items, totaling $4,263.77, did not disclose the amount correctly; and
- o 5 items, totaling $7,285.62, did not disclose the payee's address.

Therefore, this Office recommends that the Commission find reason to believe the Committee and its treasurer violated 2 U.S.C. § 434(b)(5)(A) by failing to adequately disclose disbursements as required.

F. Misstatement of Financial Activity

Each report of receipts and disbursements filed must disclose the amount of cash on hand at the beginning of the reporting period and the total amount of all receipts and disbursements for the reporting period and the calendar year in accordance with 2 U.S.C. §§ 434(b)(1), (2) and (4).

The audit report revealed (a) a $44.29 overstatement for beginning cash resulting from the Committee's apparent failure to disclose 1983 bank charges; (b) a $2,106 understatement in receipts resulting from failure to disclose contributions from six individuals ($2,066) and one unknown source ($40); and,

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(c) a $1,384.24 understatement in disbursements resulting from the following:

o	misstatement of total disbursements on summary page	$ (209.51)
o	reported void check and NSF disbursement	(200.00)
o	bank charges not reported	70.00
o	overreporting of two disbursements	(86.00)
o	underreporting of two disbursements	1,376.15
o	four disbursements not reported	423.60
o	unexplained	10.00
	Total	$1,384.24

No material discrepancy was noted by the audit staff with respect to the reports filed for the calendar year 1985. Based on the audit the correct amount of federal activity during the audit period is $86,510.40 in receipts and $86,588.89 in disbursements. Committee officials provided no explanation for the above discrepancies. Therefore, this Office recommends that the Commission find reason to believe that the Committee and its treasurer violated 2 U.S.C. §§ 434(b)(1), (2) and (4) for its failure to accurately report its financial activity.

G. Failure to Report Changes in Treasurer

Section 433(c) of Title 2 of the United States Code requires that any change in information previously reported in a statement of organization for a political committee be reported within ten days after the date of such change. Among the information which

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must be reported is the name of the treasurer for the political committee. The treasurers of the Committee were Walter Beach (May 18, 1983 through June 6, 1984); Richard Clark (June 7, 1984 through July 10, 1986); James E. Mercer (July 10, 1986 through December 4, 1986); and Larry Weston (December 4, 1986 until present). The notification of change from Mr. Beach to Mr. Clark as treasurer of the Committee was received by the Federal Election Commission (the "Commission") on August 26, 1985, substantially more than ten days after the date of change. An Amendment to the Statement of Organization, filed on July 15, 1986, evidenced the change in treasurer to Mr. Mercer, which amendment was timely filed. On December 15, 1986, the FEC received an amendment to the Committee's Statement of Organization which stated that Larry Weston had been elected treasurer as of December 4th. Again, this filing appears timely. Accordingly, there is reason to believe that the Committee and its treasurer violated 2 U.S.C. § 433(c) by failing to report a change in its treasurer in a timely manner. This Office notes that on November 20, 1985, the Commission found reason to believe on this issue.

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H. Failure to Timely File Reports

Section 434(a) of Title 2, United States Code prescribes certain reporting and filing requirements for political committees. Failure to file reports within the time frame required is a violation of this section of the Act. During

calendar years 1984 through 1986, the Committee failed to timely file nine (9) reports, as indicated on the chart below. In each instance, the Commission found reason to believe that the Committee and its treasurer had violated several subsections of 2 U.S.C. § 434(a) by the failure to timely file the required reports.

Report	Referral	Due Date	Date Filed	Days Late	RTB Found
1984 April	85NF-124	4-15-84	5-9-85	389	11/20/85
1984 July	85NF-124	7-15-84	5-9-85	298	11/20/85
1984 October	85NF-124	10-15-84	5-9-85	206	11/20/85
1984 Post-General	85NF-124	12-06-84	9-23-85	291	11/20/85
1984 Year End	85NF-124	1-31-85	9-23-85	235	11/20/85
1985 Mid-Year	85NF-135	7-31-85	9-23-85	54	01/10/86
1985 Year End 5/	86NF-13	1-31-86	3-11-86	39	08/06/86
1986 April	86NF-13	4-15-86	6-9-86	54	08/06/86
1985 Year End 5/	86NF-46	1-31-86	3-11-86	39	02/02/87
1986 October	86NF-46	10-15-86	4-9-87	176	02/02/87

This Office notes that, in determinations dated November 20, 1985; January 10, 1986; August 6, 1986; and February 2, 1987, the Commission has found reason to believe that the Committee and its treasurer violated 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv) by failing to timely file the above specified reports.

5/ 1985 Year End Report was referred twice.

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III. RECOMMENDATIONS

1. Find reason to believe that the District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2).

2. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A).

3. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c).

4. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d).

5. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 434(b)(5)(A).

6. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 434(b)(1), (2) and (4).

7. Approve and send the attached letter and Factual and Legal Analysis.

6/29/87
Date

Lawrence M. Noble
Acting General Counsel

Attachments
1. Letter from Committee
2. Audit Memorandum
3. Proposed Factual and Legal Analysis
4. Proposed Letter to Respondents

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on July 1, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2106:

1. Find reason to believe that the District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2).

2. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A).

3. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c).

4. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d).

5. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 434(b)(5)(A).

(continued)

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6. Find reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. §§ 434(b)(1), (2) and (4).

7. Approve and send the letter and Factual and Legal Analysis, as recommended in the General Counsel's Report signed June 29, 1987.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

7-2-87
Date

Mary W. Dove for
Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Mon., 6-29-87, 11:35
Circulated on 48 hour tally basis: Mon., 6-29-87, 4:00
Deadline for vote: Wed., 7-01-87, 4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 8, 1987

Larry Weston, Treasurer
District of Columbia Democratic
State Committee
1900 Vermont Avenue, N.W.
Suite 1200
Washington, D.C. 20005

RE: MUR 2106
District of Columbia
Democratic State
Committee

Dear Mr. Weston:

On July 1 , 1987, the Federal Election Commission found that there is reason to believe District of Columbia Democratic ("Committee") and you, as treasurer, violated various provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") and of the Commission's regulations. The 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 the Committee and you, as treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against the Committee and you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or

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recommending declining that pre-probable cause conciliation be pursued. The Office of the General Counsel may recommend that pre-probable cause conciliation not be entered into at this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel will not ordinarily give extensions beyond 20 days.

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 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 Celia L. Jacoby, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Scott E. Thomas
Chairman

Enclosures
Factual and Legal Analysis
Procedures
Designation of Counsel Form

2204073035

MCC# 925

Kramer

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1110 Vermont Avenue NW, Suite 840, Washington, DC 20005 (202) 347-5670

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National Committeewoman
John W. Hechinger
National Committeeman

James M. Christian
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Daria P. Winter
Vice Chair
William H. Simons
Recording Secretary
Janette Hoston Harris
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Richard Clark
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Erica Tollett
Debra Thomas Truhart
Larry F. Weston
Lorraine H. Whitlock
Joslyn Williams
Frank Zampatori

Barbara W. Garnett
Executive Director

July 14, 1986

26 JUL 14 P2:32

Mr. Lawrence M. Noble
Deputy General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MVR2106 D.C. Democratic State Committee

Dear Mr. Noble:

This will serve as confirmation of my verbal discussion with Ms. Beverly Kramer of the Commission's staff on July 10, 1986 wherein Ms. Kramer indicated that an extension of the conciliation period in the above referenced matter would be possible based on our representation that though the correspondence received by the District of Columbia Democratic State Committee conveying a proposed conciliation agreement was dated June 10, 1986, the Committee did not receive it until June 20, 1986.

We therefore respectfully request that the 30-day conciliation period be extended from the date of receipt. We also feel this request is reasonable given the Committee's effort on two occasions to meet with representatives of the Commission.

Sincerely,

James M. Christian
Chairman

OCC# 952

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1110 Vermont Avenue NW, Suite 840, Washington, DC 20005 (202) 347-5670

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National Committeewoman
John W. Hechinger
National Committeeman

James M. Christian
Chair
Darla P. Winter
Vice Chair
William H. Simons
Recording Secretary
Janette Hoston Harris
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Romaine Thomas
Francis D. Threadgill, Jr.
Erica Tollett
Debra Thomas Truhart
Larry F. Weston
Lorraine H. Whitlock
Joslyn Williams
Frank Zampatori

Barbara W. Garnett
Executive Director

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GENERAL

July 16, 1986

Mr. Lawrence M. Noble
Deputy General Counsel
Federal Election Commission
999 E Street, NW, 6th Floor
Washington, D.C. 20463

Re: MUR 2106 - Proposed Conciliation Agreement

Dear Mr. Noble:

This correspondence is submitted in furtherance of discussions held on July 15, 1986 between representatives of the District of Columbia Democratic State Committee and Ms. Beverly Kramer of the Federal Elections Commission staff wherein the above-referenced proposed conciliation agreement was discussed. During the course of that discussion it was discovered that the Committee filings which were the source antecedent for the proposed conciliation agreement were in all likelihood wrong as to amounts and activity reported. We came to this conclusion after it was noted that the reports in question covered not only "federal" account/committee activity but local activity as well.

In view of the foregoing, the Committee respectfully requests that conciliation negotiations be extended to August 11, 1986 to permit the Committee to audit its accounts and records, reconcile expenditures and prepare amendments to previous reports for the period in question in order that a proper conciliation agreement based on the actual state of affairs can be prepared, negotiated and executed. The present state of affairs cannot, in our judgment, serve as the appropriate basis for a conciliation agreement. Indicative of the problem is the fact that the reports filed for the last quarter of 1985 and first quarter of 1986 indicate sums collected and expended as federal activity when in fact the amounts represent local activity thus resulting in a zero amount reportable.

As we put in place a new Executive Director and Treasurer we can assure the Commission that we will diligently comply with applicable election laws. It is our hope that the Commission in a spirit of cooperation and looking forward will see fit to extend the period for conciliation agreement negotiations.

Sincerely,

JAMES M. CHRISTIAN, SR.
Chairman

cc: State Committee Members

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★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

3636 Sixteenth Street, NW, Suite AG-65 • Washington, DC 20010 • (202) 289-4061

James M. Christian, Sr.
Chairman

August 5, 1987

87 AUG 7 A10:14
RECEIVED
FEDERAL ELECTION COMMISSION

Celia Jacoby, Attorney
Federal Election Commission
999 E Street, N.W.
6th Floor
Washington, D.C. 20493

Dear Ms. Jacoby:

I am writing to acknowledge receipt of the Federal Election Commission (FEC) Findings in MUR 2106 District of Columbia Democratic State Committee which we obtained by messenger from your office. Apparently, the mailed copy went awry somewhere in the mail.

In follow-up to our discussion of the Findings, as Chairman of the District of Columbia Democratic State Committee I am requesting that the "concilia" process attendant to MUR 2106 now be reactivated and continued. Continuation of the process will afford us an opportunity to review the Findings and meet with you and the Commission's auditors at a time and place decided by you. We at the State Committee will make ourselves available at your earliest convenience.

May I express the State Committee's appreciation for your very professional handling of this matter and the cooperative attitude that you have exhibited on behalf of the Commission. We look forward to a definitive and certainly amicable resolution of the items cited in MUR 2106.

Sincerely,

JAMES M. CHRISTIAN, SR.
Chairman

cc: Mr. Larry Weston

87 AUG 7 A8:54
RECEIVED
FEC

2204073057

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106

GENERAL COUNSEL'S REPORT

I. BACKGROUND

MUR 2106 originally arose from the Reports Analysis Division ("RAD") referral on July 25, 1985 (85NF-124). The referral was subsequently updated on October 18, 1985. Based on information contained in the referral, on November 20, 1985, the Commission found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund (the "Committee") and Richard R. Clark, then treasurer,1/ had violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file four quarterly reports and a post-general election report in a timely manner during the 1983-1984 election cycle. The Commission also found reason to believe that the Committee and its treasurer (the "Respondents") had violated 2 U.S.C. § 433(c) by failing to report a change in treasurers in a timely manner. Responding to notice of the above determinations by the Commission, on January 9, 1986, the Respondents requested to enter into pre-probable cause conciliation with the Commission.

Approximately one month prior to receiving the Respondents' reply, the General Counsel's Office received an additional referral from RAD (85NF-135) regarding the Committee's failure

1/ On July 15, 1986, the Committee filed an amended Statement of Organization listing James E. Mercer as its new treasurer. The Committee also changed its name to District of Columbia Democratic State Committee.

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to file its 1985 Mid-Year Report in a timely manner pursuant to 2 U.S.C. § 434(a)(4)(A)(iv). On January 10, 1986, the Commission determined to merge these two matters and found reason to believe that the Committee and Richard R. Clark, then treasurer, had violated 2 U.S.C. § 434(a)(4)(A)(iv). Responding on March 3, 1986, to the Commission's notice of an additional finding, Respondents requested pre-probable cause conciliation with the Commission with respect to all matters addressed in MUR 2106.

On June 4, 1986, the Commission determined to enter into conciliation with the Committee prior to a finding of probable cause to believe and approved a proposed conciliation agreement. Notice of the Commission's determination and the proposed agreement were mailed to the Committee on June 10, 1986, at the address listed in its most recent amendment to its Statement of Organization.

On June 25, 1986, the Office of the General Counsel received another referral from RAD (86NF-13) regarding the Committee's failure to file its 1986 April Quarterly report in a timely manner.

On July 10, 1986, the Committee informed this Office that it had not received the Commission's notice and the proposed conciliation agreement in MUR 2106 until June 20, 1986, because it had recently relocated its headquarters. The Committee then requested that the 30-day conciliation period be extended from the date of receipt, or until July 20, 1986.

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On July 14, 1986, a member of the General Counsel's staff met with three Committee representatives to discuss the proposed conciliation. Those present on behalf of the Committee were: James Christian, Chairman; Richard Clark, former Treasurer; and James Mercer, Treasurer as of July 10, 1986. During the conciliation discussions, it was discovered that the Committee's filings which were the subject of the proposed agreement and RAD referral 86NF-13 were wrong as to both the amounts and activity reported. The Committee representatives noted that the reports covered not only "federal" account/committee activity but local activity as well.

By letter of July 16, 1986, Committee Chairman James Christian confirmed that the filings which were the bases of the proposed conciliation agreement were incorrect. He requested that conciliation negotiations be extended until August 11, 1986, to permit the Committee to audit its accounts and records, reconcile expenditures and prepare amendments so that a conciliation agreement based on the actual state of affairs could be prepared, negotiated and executed.

On August 6, 1986, the Commission voted to withdraw its proposed conciliation agreement and to undertake an audit of the Committee pursuant to 2 U.S.C. § 437g(a)(2). Additionally, the Commission voted to merge RAD referral 86NF-13 into MUR 2106 and to find reason to believe that the Committee and James E. Mercer, then treasurer, had violated 2 U.S.C. § 434.

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On December 19, 1986, the Office of the General Counsel received an additional referral from RAD (86NF-46) regarding the Committee's failure to timely file its 1985 Year End and 1986 October Quarterly reports. On February 2, 1987, the Commission determined to merge this referral into MUR 2106 and found reason to believe that the Committee and Larry Weston, as treasurer, 2/ violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv). Notification of the Commission's findings was mailed to the Committee on February 6, 1987. The Committee responded to the Commission's notice on April 9, 1987 .

On March 16, 1987, the Office of the General Counsel received a report from the Audit Division discussing the findings of its audit of the Committee. Based on this Office's recommendations and the audit results, on July 1, 1987, the Commission found reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 2 U.S.C. §§ 434(b)(3)(A) and 431(13)(A); 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c); 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d); 2 U.S.C. § 434(b)(5)(A); and 2 U.S.C. §§ 434(b)(1), (2) and (4).

By letter dated August 5, 1987, the Committee reiterated its request that the Commission enter negotiations to resolve this matter prior to a finding of probable cause to believe (Attachment 1).

2/ On December 15, 1986, the Commission received an amendment to the Committee's Statement of Organization stating that Larry Weston had been elected treasurer.

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3/ The 1984 Year End Report covering the period from October 1 through December 31, 1984, contained the 1984 Post-General Election Report. Receipts and disbursements were calculated by allocating itemized amounts according to the reported date, and pro-rating unitemized amounts according to the number of days in the respective reporting periods.

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4/ The Audit Division confirmed that from January 1, 1984 to December 31, 1985, the Committee reported only federal activity. On September 30, 1985, the Committee closed its federal account. All receipts and disbursements reported in 1986 to the Commission were for non-federal activity.

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III. RECOMMENDATIONS

1. Enter into conciliation with District of Columbia Democratic State Committee and Larry Weston, as treasurer, prior to a finding of probable cause to believe.

2. Approve the attached proposed conciliation agreement and letter.

9/16/87
Date

Lawrence M. Noble
Acting General Counsel

Attachments
1. Request for conciliation dated August 5, 1987
2. Proposed conciliation agreement and letter
3. Responses received from Committee

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 24, 1987

Larry Weston, Treasurer
District of Columbia Democratic
State Committee
3636 Sixteenth Street, N.W.
Suite AG-65
Washington, D.C. 20010

RE: MUR 2106
District of Columbia
Democratic State
Committee and
Larry Weston, as
treasurer

Dear Mr. Weston:

On November 25, 1985, January 10, 1986, August 6, 1986, February 2, 1987 and July 1, 1987, the Federal Election commission found reason to believe that District of Columbia Democratic State Committee and its treasurer, violated various provisions of the Federal Election Campaign Act of 1971, as amended. At your request, on September 21, 1987, the Commission determined 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

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a mutually satisfactory conciliation agreement, please contact Celia L. Jacoby, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia	)	MUR 2106
Democratic State Committee	)	
and Larry Weston, as treasurer	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

Following an audit of the records of the District of Columbia Democratic State Committee (the "Committee"), the Commission found reason to believe on July 1, 1987, that the Committee and Larry Weston, as treasurer (the "Respondents"), violated various reporting and recordkeeping provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"). The Commission had previously found reason to believe on November 25, 1985, January 10, 1986, August 6, 1986, and February 2, 1987, that the Respondents had violated the timely reporting provisions of the Act.

At the Respondents' request, the Commission determined to enter into conciliation prior to a finding of probable cause to believe. An agreement in settlement of this matter was directed to the Respondents on September 24th. Mr. Christian, the Chairman of the Committee, has requested a meeting with members of the Audit and General Counsel staffs. Because of the request, we will extend negotiations until after the meeting and will submit a further report with appropriate recommendations to the Commission.

Lawrence M. Noble
General Counsel

10/27/87
Date

By: Lois G. Lerner
Associate General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
District of Columbia)
Democratic State Committee)
and Larry Weston, as treasurer)

MUR 2106

SENSITIVE

GENERAL COUNSEL'S REPORT

Following an audit of the records of the District of Columbia Democratic State Committee (the "Committee"), the Commission found reason to believe on July 1, 1987, that the Committee and Larry Weston, as treasurer (the "Respondents"), violated various reporting and recordkeeping provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"). The Commission had previously found reason to believe on November 25, 1985, January 10, 1986, August 6, 1986, and February 2, 1987, that the Respondents had violated the timely reporting provisions of the Act.

At the Respondents' request, the Commission determined to enter into conciliation prior to a finding of probable cause to believe. An agreement in settlement of this matter was directed to the Respondents on September 24th. That proposal was returned by the postal service and then re-directed to the Respondents who received it on November 10th.

At the Respondents' request, members of the Audit and General Counsel staffs met with Mr. Christian, Chairman of the Committee, on December 2nd. Messrs. Watts and Stoltz of the Audit staff clarified several points in the audit for Mr. Christian and explained how proper disclosure to correct the filed reports could be made.

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Mr. Christian stated that he would confer with the Respondents' Executive Committee that will prepare a report and proposal for the Committee's consideration at its next meeting on January 7, 1988. He anticipates that a response will be submitted to the Commission immediately following that meeting. We will extend the negotiation period to accommodate the Respondents' procedural requirements to take actions and will submit a further report with appropriate recommendations to the Commission.

Lawrence M. Noble
General Counsel

12/7/87

By: _____
Lois G. Lerner
Associate General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

February 18, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James Christian, Esquire
Laxalt, Washington, Perrito & Dubuc
1120 Connecticut Avenue, N.W.
Washington, D.C. 20036

RE: MUR 2106
District of Columbia
Democratic State
Committee and
Larry Weston, as
treasurer

Dear Mr. Christian:

On September 24, 1987, you were notified that at your request, the Federal Election Commission had determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to 30 days. We have extended this period to accommodate the organizational constraints you raised with us. You assured us at a meeting on December 2, 1987, and again in telephone conversations in January 1988, that a written response would be received no later than January 11th. Later you stated that the response would be delivered on January 21st. No response has been received. Unless we receive a response from you within five (5) days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

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Should you have any questions, please direct them to Celia L. Jacoby, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

cc: Larry Weston

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
District of Columbia Democratic) MUR 2106
State Committee and Larry Weston,)
as treasurer

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GENERAL COUNSEL'S REPORT

On April 5, 1988, the Federal Election Commission (the "Commission") approved a conciliation agreement to resolve an outstanding matter with District of Columbia Democratic State Committee and Larry Weston, as treasurer (the "Respondents"). On April 13th the Respondents received the conciliation agreement. During a conversation on the 18th of April, Mr. Christian indicated that due to the Respondents' administrative procedures, a decision on the conciliation agreement could not be made until April 19th. On that date the Respondents' executive board would meet. Although the letter to the Respondents had indicated that the next stage of enforcement would commence if a response were not received within five days, this Office remains hopeful that an agreement can be reached. Therefore, this Office will extend the conciliation period until May 1st to facilitate that agreement. Should an agreement not be reached at that time, this Office will circulate a brief on the issues to the Commission.

4/21/88
Date

Lawrence M. Noble
General Counsel

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 22, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James Christian, Esquire
Laxalt, Washington, Perrito & Dubuc
1120 Connecticut Avenue, N.W.
Washington, D.C. 20036

RE: MUR 2106
District of Columbia
Democratic State
Committee and
Larry Weston, as
treasurer

Dear Mr. Christian:

During a telephone conversation with Ms. Jacoby of my staff, you indicated that you were unable to respond to the Commission's conciliation agreement in MUR 2106 in a timely fashion. You stated that the executive committee must vote on the conciliation agreement at its April 19th meeting.

The Commission is still hopeful that this matter can be settled through a conciliation agreement. Although the 30-day period for pre-probable cause conciliation has elapsed, the period has been extended until May 1, 1988, to accommodate the organizational constraints of the respondent committee. However, if an agreement is not achieved by that date, this matter will proceed to the next stage of enforcement.

Should you have any questions, please contact Ms. Jacoby, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106
	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to District of Columbia Democratic State Committee and Larry Weston, as treasurer, based on the assessment of the information presently available.

5/24/88
Date

Lawrence M. Noble
General Counsel

Staff Person: C.L. Jacoby

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

June 7, 1988

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

SUBJECT: MUR 2106

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on June 6 , 1988. Following receipt of the respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments
1-Brief
2-Letter to respondent

Staff Person: C.L. Jacoby

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 6, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

James Christian, Esquire
Laxalt, Washington, Perrito & Dubuc
1120 Connecticut Avenue, N.W.
Washington, D. C. 20036

RE: MUR 2106
District of Columbia
Democratic State
Committee and Larry
Weston, as treasurer

Dear Mr. Christian:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, and information supplied by you, the Federal Election Commission, on November 25, 1985, January 10, 1986, August 6, 1986, February 2, 1987 and July 1, 1987, found reason to believe that your clients, District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated various provisions of the Federal Election Campaign Act of 1971, as amended, and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that violations have occurred.

The Commission may or may not approve the General Counsel's recommendation. Submitted for your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible. The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote on whether there is probable cause to believe violations have occurred.

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If you are unable to file a responsive brief within 15 days, you may submit a written request to the Commission for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90, days to settle this matter through a conciliation agreement.

Should you have any questions, please contact Celia Jacoby, the attorney assigned to handle this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Brief

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106
	)	
	)	

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

MUR 2106 originally arose from four separate referrals by the Reports Analysis Division. Based on information contained in the first referral, on November 20, 1985, the Federal Election Commission (the "Commission") found reason to believe that the D.C. Democratic State Committee Federal Campaign Fund (the "Committee") and Richard R. Clark, then treasurer, 1/ had violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iii) by failing to file four quarterly reports and a post-general election report in a timely manner during the 1983-1984 election cycle. The Commission also found reason to believe that the Committee and its treasurer had violated 2 U.S.C. § 433(c) by failing to report a change in treasurers in a timely manner.

On January 10, 1986, the Commission determined to merge the first two referrals and found reason to believe that the Committee and Richard R. Clark, then treasurer, had violated 2 U.S.C. § 434(a)(4)(A)(iv) by failing to file the 1985 Mid-Year Report in a timely manner. On June 4, the Commission agreed to enter into conciliation with the Committee prior to a finding of probable cause to believe.

1/ On July 15, 1986, the Committee filed an amended Statement of Organization listing James E. Mercer as its new treasurer. The Committee also changed its name to District of Columbia Democratic State Committee.

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After a period of unproductive settlement negotiations, on August 6, 1986, the Commission voted to withdraw its proposed conciliation agreement and to undertake an audit of the Committee pursuant to 2 U.S.C. § 437g(a)(2). Additionally, the Commission voted to merge the third referral into MUR 2106 and to find reason to believe that the Committee and James E. Mercer, then treasurer, had violated 2 U.S.C. § 434 for failing to timely file the 1986 April Quarterly Report.

On February 2, 1987, the Commission determined to merge the fourth referral into MUR 2106 and found reason to believe that the Committee and Larry Weston, as treasurer, 2/ violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv). The basis for these findings was the Committee's failure to file the 1985 Year End and 1986 October Quarterly Reports in a timely fashion.

On March 16, 1987, the Office of the General Counsel received a report from the Audit Division discussing the findings of its audit of the Committee. Based on this Office's recommendations and the audit results, on July 1, 1987, the Commission found reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, had violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c); 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R.

2/ On December 15, 1986, the Committee received an amendment to the Committee's Statement of Organization stating that Larry Weston had been elected treasurer.

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§ 102.9(d); 2 U.S.C. § 434(b)(5)(A); and 2 U.S.C. § 434(b)(1), (2), and (4).

Despite continuous efforts in response to the Respondents' requests for conciliation prior to a finding of probable cause to believe, no agreement in conciliation of this matter has been achieved.

II. ANALYSIS

The principal issues are repeated failures by the Respondents to make timely filings and to maintain proper and accurate records.

A. Apparent Receipt of Prohibited Contributions

Under 11 C.F.R. § 102.5(a)(1)(i), a political committee which finances political activity in connection with both federal and non-federal elections and maintains separate federal and non-federal accounts shall not transfer to such federal account funds from any other account maintained by such organization to finance non-federal election activities. Further only those funds subject to the prohibitions and limitations of the Federal Election Campaign Act of 1971, as amended (the "Act"), may be deposited in such federal account. 11 C.F.R. § 102.5(a)(1)(i). Additionally all funds deposited in the federal account must conform to the provisions of 11 C.F.R. § 102.5(a)(2). The contributions must (a) be designated for the federal account, (b) result from solicitations which state that the funds will be used for federal political activity, and (c) be made by

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contributors who are informed that the contributions are subject to the limitations and prohibitions of the Act. Id. Political committees are also prohibited by 2 U.S.C. § 441b(a) from knowingly accepting or receiving contributions from corporations or labor unions. See also 2 U.S.C. § 441a(f).

During 1984 the Committee maintained separate accounts for federal and non-federal activity. The federal account received two transfers from the non-federal account in the amounts of $6,000 and $1,000 on June 14, 1984 and July 5, 1984, respectively. The $6,000 transfer was reported as being received on May 25, 1984, from Dollars for Democrats. However, the federal account received this sum via a transfer from the non-federal account which had originally received the funds from Dollars for Democrats on May 30, 1984.

During the audit period, the federal account received six transfers from Dollars for Democrats, 3/ totaling $10,974.18; the non-federal account received eight transfers from Dollars for Democrats, totaling $27,013.76. The review of the Committee's non-federal check register indicated that the receipt and subsequent transfer-out of the $6,000 referred to above was never recorded, and the non-federal account did not need these funds ($6,000) to maintain a positive balance during the period that

3/ Dollars for Democrats is a registered political committee.

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these funds were on deposit.

The $1,000 transfer on July 5, 1984, appears to represent a straight transfer of funds from the non-federal to the federal account. It should also be noted that corporate and labor union funds are permissible for use in local elections in the District of Columbia. Accepting and using corporate and labor union contributions in connection with federal political activity is proscribed by 2 U.S.C. § 441b.

Committee representatives stated that they believed the funds could be deposited in either account due to their permissible nature, and if money was needed in the federal account they would transfer the funds.

It is the recommendation, therefore, of this Office that the Commission find probable cause to believe that the Committee and its treasurer violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2) by acceptance and deposit of funds transferred from its non-federal account which transfer may have contained corporate or union funds.

B. Itemization of Receipts

Disclosure of the identification of each person (other than a political committee) who makes a contribution to the reporting committee during the reporting period, in an aggregate amount or value in excess of $200 within the calendar year, or in any lesser amount if the reporting committee should so elect, together with the date and amount of any such contribution must be made under 2 U.S.C. § 434(b)(3)(A).

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The term "identification" in the case of an individual under 2 U.S.C. § 431(13)(A) means the name, the mailing address, and the occupation of such individual, as well as the name of his or her employer.

In the review of the Committee's receipts, it was determined that the Committee had 32 receipts totaling $18,333.32 which required itemization. The following discrepancies were noted with respect to these contributions:

- o 24 items, totaling $14,076 (75% of the number and 76.78% of the dollar value), were not itemized;
- o 4 items, totaling $2,445.32 (12.50% of the number and 13.34% of the dollar value), lacked disclosure of the aggregate year-to-date total. Additionally, two of the four items ($1,600) did not adequately disclose the occupation and/or name of employer; and
- o for one item ($250) the Committee failed to disclose the amount.

Committee officials did not provide an explanation for any of the above discrepancies. Therefore, this Office recommends that the Commission find probable cause to believe the Committee and its treasurer violated 2 U.S.C. § 434(b)(3)(A) by failing to adequately disclose contributions as required by the Act.

C. Disclosure of Joint Fundraising Receipts

Under 11 C.F.R. § 102.17(c)(8)(i)(B), each participating political committee shall report its share of net proceeds from

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joint fundraising activities as a transfer-in from the fundraising representative. Each participating political committee shall also file a memo Schedule A itemizing its share of the gross receipts as contributions from original contributors to the extent required under 11 C.F.R. § 104.3(a).

Pursuant to 11 C.F.R. § 102.9(c), the treasurer shall preserve all records and accounts required to be kept under 11 C.F.R. § 102.9 for three (3) years after the report to which such records and accounts relate is filed. The identification (as defined in 11 C.F.R. § 100.12) of each contributor and the aggregate year-to-date total contributions for such contributor shall be reported. The name of each person, other than any committee, who makes a contribution to the reporting committee during the reporting period which contribution aggregates in excess of $200 per calendar year, together with the date of receipt and amount of any such contributions, shall be itemized in the report. 11 C.F.R. § 104.3(a)(4)(i).

The Committee received two transfers totaling $31,097 from Democrats Vote. These transfers represented the Committee's share of proceeds from a joint fundraiser. The Committee reported these transfers on Schedule A as being received from Democrats Vote (Democratic National Committee) without an accompanying memo Schedule A itemizing the contributions from original contributors as required by 11 C.F.R. § 102.17(c)(8)(i)(B).

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The former Executive Director recalled that such information was provided to each participant, although the whereabouts of the information was not currently known, nor could an explanation of why this information was not reported be given by past or current Committee officials. As a result, the audit staff were unable to determine the amount and number of contributions requiring itemization, if any.

Accordingly, this Office recommends that the Commission find probable cause to believe that the Committee and its treasurer violated 11 C.F.R. § 102.17(c)(8)(i)(B) by not disclosing any itemizable contributions on a memo Schedule A, and 11 C.F.R. § 102.9(c) by not maintaining the necessary records to support such contributions.

D. Recordkeeping of Contributions

Under 2 U.S.C. § 432(c)(2), the treasurer of a political committee shall keep an account of the name and address of any person who makes a contribution in excess of $50, together with the date and amount of such contribution.

Section 102.9(d) of the Commission's Regulations provides that when performing recordkeeping duties, the treasurer (or an authorized agent) shall use his or her best efforts to obtain, maintain and submit the required information and shall keep a complete record of such efforts. If there is a showing that best efforts have been made, any records of a committee shall be deemed to be in compliance with the Act.

The treasurer is required by 2 U.S.C. § 432(d) to preserve

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all records required to be kept by this section and copies of all reports required to be filed by this subchapter for three (3) years after the report is filed.

Committee records indicated that the Committee had received 76 contributions, totaling $59,793.50, for which the name and address of each contributor were required to be maintained. In eleven instances, totaling $5,065, there was no record of the contributors' addresses. 4/ This represents 14.47% of the number and 8.47% of the dollar value. The Committee's solicitation materials indicated that only two of eight fundraising appeals requested the contributor to provide an address.

Therefore, this Office recommends that the Commission find probable cause to believe the Committee and its treasurer violated 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d) by failing to obtain required information and maintain adequate contribution records.

E. Disclosure of Disbursements

Each report filed under 2 U.S.C. § 434(b)(5)(A) must disclose the name and address of each person to whom an expenditure in an aggregate amount or value in excess of $200 within the calendar year is made by the reporting committee to meet a candidate or committee operating expense, together with the date, amount, and purpose of such operating expenditure.

4/ It should be noted that seven (7) of these items, totaling $3,700, are included as part of Recommendation B, concerning the failure to adequately disclose contributions as required by the Act.

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The Committee made 112 itemizable disbursements, totaling $83,412.17, during the audit period. A review of these items revealed the following discrepancies:

- o 23 items, totaling $10,142, did not disclose the payee correctly;
- o 4 items, totaling $4,263.77, did not disclose the amount correctly; and
- o 5 items, totaling $7,285.62, did not disclose the payee's address.

Therefore, this Office recommends that the Commission find probable cause to believe the Committee and its treasurer violated 2 U.S.C. § 434(b)(5)(A) by failing to adequately disclose disbursements as required.

F. Misstatement of Financial Activity

Each report of receipts and disbursements filed must disclose the amount of cash on hand at the beginning of the reporting period and the total amount of all receipts and disbursements for the reporting period and the calendar year in accordance with 2 U.S.C. §§ 434(b)(1), (2) and (4).

The audit report revealed (a) a $44.29 overstatement for beginning cash resulting from the Committee's apparent failure to disclose 1983 bank charges; (b) a $2,106 understatement in receipts resulting from failure to disclose contributions from six individuals ($2,066) and one unknown source ($40); and,

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(c) a $1,384.24 understatement in disbursements resulting from the following:

o	misstatement of total disbursements on summary page	$ (209.51)
o	reported void check and NSF disbursement	(200.00)
o	bank charges not reported	70.00
o	overreporting of two disbursements	(86.00)
o	underreporting of two disbursements	1,376.15
o	four disbursements not reported	423.60
o	unexplained	10.00
	Total	$1,384.24

No material discrepancy was noted by the audit staff with respect to the reports filed for the calendar year 1985. Based on the audit the correct amount of federal activity during the audit period is $86,510.40 in receipts and $86,588.89 in disbursements. Committee officials provided no explanation for the above discrepancies. Therefore, this Office recommends that the Commission find probable cause to believe that the Committee and its treasurer violated 2 U.S.C. §§ 434(b)(1), (2) and (4) for its failure to accurately report its financial activity.

G. Failure to Report Changes in Treasurer

Section 433(c) of Title 2 of the United States Code requires that any change in information previously reported in a statement of organization for a political committee be reported within ten

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days after the date of such change. Among the information which must be reported is the name of the treasurer for the political committee. The treasurers of the Committee were Walter Beach (May 18, 1983 through June 6, 1984); Richard Clark (June 7, 1984 through July 10, 1986); James E. Mercer (July 10, 1986 through December 4, 1986); and Larry Weston (December 4, 1986 until present). The notification of change from Mr. Beach to Mr. Clark as treasurer of the Committee was received by the Commission on August 26, 1985, substantially more than ten days after the date of change. An Amendment to the Statement of Organization, filed on July 15, 1986, evidenced the change in treasurer to Mr. Mercer, which amendment was timely filed. On December 15, 1986, the Commission received an amendment to the Committee's Statement of Organization which stated that Larry Weston had been elected treasurer as of December 4th. Again, this filing appears timely. Accordingly, there is probable cause to believe that the Committee and its treasurer violated 2 U.S.C. § 433(c) by failing to report a change in its treasurer in a timely manner.

H. Failure to Timely File Reports

Section 434(a) of Title 2, United States Code prescribes certain reporting and filing requirements for political committees. Failure to file reports within the time frame required is a violation of this section of the Act. During calendar years 1984 through 1986,

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the Committee failed to timely file nine (9) reports, as indicated on the chart below.

Report	Referral	Due Date	Date Filed	Days Late	RTB Found
1984 April	85NF-124	4-15-84	5-9-85	389	11/20/85
1984 July	85NF-124	7-15-84	5-9-85	298	11/20/85
1984 October	85NF-124	10-15-84	5-9-85	206	11/20/85
1984 Post-General	85NF-124	12-06-84	9-23-85	291	11/20/85
1984 Year End	85NF-124	1-31-85	9-23-85	235	11/20/85
1985 Mid-Year	85NF-135	7-31-85	9-23-85	54	01/10/86
1985 Year End	86NF-13 86NF-46	1-31-86	3-11-86	39	08/06/86 02/02/87
1985 April	86NF-13	4-15-86	6-9-86	54	08/06/86
1986 October	86NF-46	10-15-86	4-9-87	176	02/02/87

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Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), during an election year, the treasurer of a political committee is required to file either quarterly or monthly reports. Quarterly reports must be filed no later than the 15th day after the last day of each calendar quarter, except the report for the final calendar quarter must be filed no later than January 31st of the following calendar year. Section 434(a)(4)(A)(iii) of Title 2, United States Code further requires the treasurer of a political committee to file a post-general election report no later than the 30th day after the general election. During calendar years in which no regularly scheduled general election is held, the

treasurer must file a report covering the period January 1 through June 30, inclusive, no later than July 31st, and a report covering the period July 1 through December 31, inclusive, no later than January 31 of the next year. 2 U.S.C. § 434(a)(4)(A)(iv).

As indicated above, the Respondents failed to timely file reports in violation of 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv). Therefore, this Office recommends that the Commission find probable cause to believe that violations occurred on these grounds.

III. GENERAL COUNSEL'S RECOMMENDATION

1. Find probable cause to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c); 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d); 2 U.S.C. § 434(b)(5)(A); 2 U.S.C. §§ 434(b)(1), and (4); 2 U.S.C. § 433(c); and 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv).

6/5/98
Date

Lawrence M. Noble
General Counsel

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GCC#9515

James M. Christian, Jr.
Attorney at Law
1120 Connecticut Avenue, N.W.
Washington, D.C. 20036

June 13, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
88 JUN 14 A11:10:25

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
6th Floor
Washington, D.C. 20463

Re: MUR 2106, District of Columbia Democratic State Committee

Dear Mr. Noble:

Effective immediately please transmit all further correspondence regarding the above-referenced matter to either of the following:

Joslyn N. Williams, Chairman
District of Columbia Democratic State Committee
1012 - 14th Street, N.W.
Suite 704
Washington, D.C. 20005

or

Larry F. Weston, Treasurer
District of Columbia Democratic State Committee
3501 - 14th Street, N.W.
Washington, D.C. 20010

As of June 3, 1988 I no longer had official responsibility for the proceedings relating to MUR 2106. I am not to be regarded as counsel of record or to be representing the District of Columbia Democratic State Committee in any capacity.

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I have forwarded your correspondence dated June 6, 1988 and addressed to me to Chairman Williams with a copy to Mr. Weston.

Sincerely,

JAMES M. CHRISTIAN, SR.

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106
	)	
	)	
	)	

SENSITIVE
EXECUTIVE SESSION
JUL 06 1988

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On November 20, 1985, January 10, 1986, August 6, 1986, February 2, 1987 and July 1, 1987, the Federal Election Commission (the "Commission") found reason to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer (the "Respondents"), violated various provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"). As part of the investigation in this matter, the Commission audited the Respondents' financial records. On two occasions the Commission entered into conciliation with the Respondents. Despite efforts to resolve this matter through conciliation, no agreement was achieved.

II. ANALYSIS

This Office relies on the legal analysis contained in the General Counsel's Brief which was circulated to the Commission on June 7, 1988.

As indicated in the brief the apparent violations by the Respondents include (1) deficient reporting of statutorily required information and failure to maintain proper records, (2) failure to timely file reports, and (3) improper transfer of

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funds from the non-federal account which funds may have included corporate or labor funds and failure to satisfy the prerequisites for using contributions in federal election activity.

The General Counsel's Brief was mailed to the Respondents on June 6. Although more than 15 days have elapsed since the Respondents received that brief, no response has been received. Therefore, this Office recommends that the Commission determine that there is probable cause to believe that the District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated the specified provisions of the Act and the Commission's regulations.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

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1/ The 1984 Year End Report, covering the period from October 1 through December 31, 1984, contained the 1984 Post-General Election Report. Receipts and disbursements were calculated by allocating itemized amounts according to the reported date, and pro-rating unitemized amounts according to the number of days in the respective reporting periods.

2/ The Audit Division confirmed that from January 1, 1984 to December 31, 1985, the Committee reported only federal activity. On September 30, 1985, the Committee closed its federal account. All receipts and disbursements reported in 1986 to the Commission were for non-federal activity.

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The Respondents' counsel has stated that the improper filings resulted from "staff transitions

causing reports to be misplaced, an inexperienced new staff person, and an uninformed treasurer." Other factors which appear to have contributed to these delinquencies by the Respondents are large employee turnovers since 1983; the resignation or discharge of three executive directors who had been principally responsible for maintaining books and records and filing reports; and relocation of the committee offices two or three times.

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IV. RECOMMENDATIONS

1. Find probable cause to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c); 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. §102.9(d); 2 U.S.C. § 434(b)(5)(A); 2 U.S.C. §§ 434(b)(1),(2) and (4); 2 U.S.C. §433(c); and 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv).

2. Approve the attached conciliation agreement and letter.

6/27/88
Date

Lawrence M. Noble
General Counsel

Attachments
1. Conciliation Agreement
2. Letter

Staff Assigned: C.L. Jacoby

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106
	)	

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of July 6, 1988, do hereby certify that the Commission decided by a vote of 5-0 to take the following actions in MUR 2106:

1. Find probable cause to believe that District of Columbia Democratic State Committee and Larry Weston, as treasurer, violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 2 U.S.C. § 434(b)(3)(A); 11 C.F.R. §§ 102.17(c)(8)(i)(B) and 102.9(c); 2 U.S.C. §§ 432(c)(2) and (d) and 11 C.F.R. § 102.9(d); 2 U.S.C. 434(b)(5)(A); 2 U.S.C. §§ 434(b)(1), (2) and (4); 2 U.S.C. § 433(c) and 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv).

2. Approve the conciliation agreement and letter attached to the General Counsel's report dated June 27, 1988.

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

Attest:

7-6-88
Date

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

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 11, 1988

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Larry F. Weston, Treasurer
District of Columbia Democratic State
Committee
3501 14th Street, N.W.
Washington, D.C. 20010

RE: MUR 2106
District of Columbia Democratic
State Committee and
Larry Weston, as treasurer

Dear Mr. Weston:

On July 6, 1988, the Federal Election Commission found that there is probable cause to believe District of Columbia Democratic State Committee and you, as treasurer, violated 2 U.S.C. §§ 433(c); 434(a)(4)(A)(i), (iii) and (iv); 441b(a); 434(b)(3)(A); 432(c)(2) and (d); 434(b)(5)(A); and 434(b)(1), (2) and (4), provisions of the Federal Election Campaign Act of 1971, as amended, and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2); 102.17(c)(8)(i)(B); 102.9(c); and 102.9(d) of the Commission's Regulations, in connection with various reporting and filing requirements.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

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 within ten days. I will then recommend that the Commission accept the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

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If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Celia Jacoby, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 11, 1988

Larry F. Weston, Treasurer
District of Columbia Democratic
State Committee
3501 14th Street, N.W.
Washington, D.C. 20010

RE: MUR 2106
District of Columbia
Democratic State
Committee and Larry F.
Weston, as treasurer

Dear Mr. Weston:

On July 6, 1988, you were notified that the Federal Election Commission found probable cause to believe that District of Columbia Democratic State Committee (the "Committee") and you, as treasurer, violated various sections of the Federal Election Campaign Act of 1971, as amended. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days, but may cease after 30 days. Insofar as more than 30 days have elapsed without a response from you, a recommendation concerning the filing of a civil suit will be made to the Commission by the Office of the General Counsel unless we receive a response from you before September 1, 1988.

Should you have any questions, please contact Celia L. Jacoby, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

cc: Joslyn Williams

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MCC#563

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

Mur 2106

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

3636 Sixteenth Street, NW, Suite AG-65 • Washington, DC 20010 • (202) 265-5450

OFFICERS
James M. Christian, Sr.
Chair
Daria P. Winter
Vice-Chair
William H. Simons
Recording Secretary
Janette Hoston Harris
Corresponding Secretary
Francis D. Threadgill, Jr.
Corresponding Secretary
Larry F. Weston
Treasurer

MEMBERS
Sharon Pratt Dixon
National Committeewoman
John W. Hechinger
National Committeeman
Joseph Carter
Alternate National Committeeman

Stanley Allen
Robert Artisst
Johnny Barnes
Edward Black
Bobbi Blok
Stanley A. Boucree
Marilyn T. Brown
Nathaniel Bush
Daniel Butler
Barbara Bell Clark
Richard R. Clark
James E. Coates
Vincent H. Cohen
Jerry Cooper
John Daniels
Bernard Demczuk
Donald Dinan
Yvette Downs
Patricia Elwood
Elona Evans-McNeil
Kathy Foster
Alexa Freeman
Kimberly Gantt
Theodis "Ted" Gay
Linda Greenan
Linda Grigsby
Andrea Irby
Concha Johnson
Phinis Jones
Ruth Jordan
Aurelia Corbett King
Richard Landis
Norm Linsky
Helen W. Mays
Dusty McClintock
James Mercer
Ronald Moyer
Paula Nickens
James Parks
Florence Pendleton
Myrna Peralta-Guevara
Mark L. Plotkin
Mary Pranikoski
Christine Riddiough
Daniel Robinson
Mattie Robinson
William Rumsey
Donna Scheeder
Barbara Lett Simmons
Wallacetine Taliaferro-Curtis
Romaine Thomas
Erica Tollett
Robert L. White
Lorraine H. Whitlock
Joslyn Williams
Robert Yeldell

Shirley F. Hopkins
Executive Secretary

88 OCT -3 PM 1:10
FEDERAL ELECTION COMMISSION

September 30, 1988

Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Enclosed are amended copies of the D.C. Democratic State Committee's year-end and quarterly reports for the periods:

July 1, 1987 - December 31, 1987
January 1, 1988 - March 31, 1988
April 1, 1988 - June 30, 1988

Please note that the reports do not include either itemized receipts or disbursement. We are submitting the reports based on the Committee's records, but need check copies and other information from our bank to itemize the reports properly. A request has been made for the necessary information from the bank; as soon as it is available, a subsequent amendment will be filed that includes them.

Also, note that on the April 1, 1988 - June 30, 1988, Report line 8 (Cash on Hand) lines vary by $239.10 from Column A to Column B. This total may also require adjustment following further review of bank records.

Thank you for your consideration in this matter.

Sincerely yours,

Larry F. Weston

By: _____
Joslyn N. Williams

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)	
D.C. Democratic State Committee	
ADDRESS (number and street) ☐ Check if different than previously reported	2. FEC IDENTIFICATION NUMBER
3636 16th Street, N.W. #AG-65	C00167312
CITY, STATE and ZIP CODE	3. ☐ This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date).
Washington, D.C. 20010	

4. TYPE OF REPORT

(a)
- ☐ April 15 Quarterly Report
- ☐ July 15 Quarterly Report
- ☐ October 15 Quarterly Report
- ☒ January 31 Year End Report
- ☐ July 31 Mid Year Report (Non-election Year Only)
- ☐ Termination Report

Monthly Report Due On:

☒ February 20	☐ June 20	☐ October 20
☐ March 20	☐ July 20	☐ November 20
☐ April 20	☐ August 20	☐ December 20
☐ May 20	☐ September 20	☐ January 31

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? ☒ YES ☐ NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period July 1, 1987 through Dec. 31, 1987		
6. (a)	Cash on Hand January 1, 19 87		$ 772.82
(b)	Cash on Hand at Beginning of Reporting Period	$ 536.34	
(c)	Total Receipts (from Line 18)	$ 8412.00	$ 72,713.97
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 8948.34	$ 73,486.79
7.	Total Disbursements (from Line 28)	$ 7036.71	$ 67,627.68
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1911.63	$ 5859.11
9.	Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$ -0-	
10.	Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 12,821.00	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Larry F. Weston

Signature of Treasurer
Larry F. Weston

Date
Sept. 30, 1988

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

FEC FORM 3X
(revised 4/87)

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DETAILED SUMMARY PAGE

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

Name of Committee (in full): D.C. Democratic State Committee

Report Covering the Period From: July 1, 1987 To: Dec. 31, 1987

	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			
(i) Itemized (use Schedule A)			11(a)(i)
(ii) Unitemized	4712.00	4782.00	11(a)(ii)
(iii) Total of contributions from individuals			11(a)(iii)
(b) Political Party Committees			11(b)
(c) Other Political Committees (such as PACs)			11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	4712.00	4782.00	11(d)
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	3500.00	6691.97	12
13. ALL LOANS RECEIVED		17500.00	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.) Special Events	200.00	43,740.00	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	8412.00	72,713.97	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	7036.71	59,032.68	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			21
22. INDEPENDENT EXPENDITURES (use Schedule E)			22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)			23
24. LOAN REPAYMENTS MADE		8595.00	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 (such as PACs)			26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))			26(d)
27. OTHER DISBURSEMENTS			27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	7036.71	67,627.68	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	4712.00	4,782.00	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))			30
31. NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	4712.00	4,782.00	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	7036.71	72,713.97	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)			33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	7036.71	72,713.97	34

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SCHEDULE C
(Revised 3/80)

LOANS

Page 1 of 1 for
LINE NUMBER 13
(Use separate schedules for each numbered line)

Name of Committee (in Full)
D.C. Democratic State Committee

A. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period
Vesharn N. Scales 6029 Dix Street, N.E. Wash., D.C. 20019 Election: ☐ Primary ☐ General ☒ Other (specify): Operating	$17,500	$8595	$8905

Terms: Date Incurred 4/7/87 Date Due 5/7/88 Interest Rate 9½ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item A

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $

B. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period
Election: ☐ Primary ☐ General ☐ Other (specify):			

Terms: Date Incurred _____ Date Due _____ Interest Rate _____ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item B

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $

SUBTOTALS This Period This Page (optional)	
TOTALS This Period (last page in this line only)	

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

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SCHEDULE D
(Revised 3/80)

DEBTS AND OBLIGATIONS
Excluding Loans

Page 1 of 1 for
LINE NUMBER 10
(Use separate schedules for each numbered line)

Name of Committee (in Full) D.C. Democratic State Comm.	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor Washington Convention Center 9th & H St., N.W. Washington, D.C. 20001	$2,599.00			$2599.00
Nature of Debt (Purpose): Space rental				
B. Full Name, Mailing Address and Zip Code of Debtor or Creditor KCR Copy Service	$1317.93			$1317.93
Nature of Debt (Purpose): Duplicating expense				
C. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				

1) SUBTOTALS This Period This Page (optional)	3916.00
2) TOTAL This Period (last page this line only)	3916.00
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)	8905.00
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)	$12,821.00

8204073018

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)
D.C. Democratic State Committee

ADDRESS (number and street) ☐ Check if different than previously reported
3636 16th Street, N.W. #AG-65

CITY, STATE and ZIP CODE
Washington, D.C. 20010

2. FEC IDENTIFICATION NUMBER
C00167312

3. ☐ This committee qualified as a multicandidate committee **DURING THIS** Reporting Period on _____ (date).

4. TYPE OF REPORT

(a) ☒ April 15 Quarterly Report
☐ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report (Non-election Year Only)
☐ Termination Report

Monthly Report Due On:
☐ February 20 ☐ June 20 ☐ October 20
☐ March 20 ☐ July 20 ☐ November 20
☐ April 20 ☐ August 20 ☐ December 20
☐ May 20 ☐ September 20 ☐ January 31

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? ☒ YES ☐ NO

SUMMARY

		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5.	Covering Period Jan. 1, 1988 through March 31, 1988		
6. (a)	Cash on Hand January 1, 19 88		$ 5859.11
(b)	Cash on Hand at Beginning of Reporting Period	$ 5859.11	
(c)	Total Receipts (from Line 18)	$ 5,888.00	$ 5,888.00
(d)	Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 11,747.11	$ 11,747.11
7.	Total Disbursements (from Line 28)	$ 9,853.38	$ 9,853.38
8.	Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 1,893.73	$ 1,893.73
9.	Debts and Obligations Owed **TO** the Committee (Itemize all on Schedule C and/or Schedule D)	$	
10.	Debts and Obligations Owed **BY** the Committee (Itemize all on Schedule C and/or Schedule D) [$12,421.93]	$ 13,424.83	

For further information contact:
Federal Election Commission
999 E Street, NW
Washington, DC 20463
Toll Free 800-424-9530
Local 202-376-3120

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

Type or Print Name of Treasurer
Larry F. Weston

Signature of Treasurer
Larry F. Weston

Date
Sept. 30, 1988

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

FEC FORM 3X
(revised 4/87)

92040730409

DETAILED SUMMARY PAGE

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

Name of Committee (in full)	Report Covering the Period From:	To:	
I. RECEIPTS	**COLUMN A Total This Period**	**COLUMN B Calendar Year-To-Date**	
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)	~~329.00~~	~~329.00~~	11(a)(i)
(ii) Unitemized	329.00	329.00	11(a)(ii)
(iii) Total of contributions from individuals			11(a)(iii)
(b) Political Party Committees			11(b)
(c) Other Political Committees (such as PACs)			11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))	329.00	329.00	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.) Special events	5559.00	5559.00	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	5888.00	5888.00	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	9853.38	9853.38	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			21
22. INDEPENDENT EXPENDITURES (use Schedule E)			22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(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 (such as PACs)			26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))			26(d)
27. OTHER DISBURSEMENTS			27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	9853.38	9853.38	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))	329.00	329.00	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))			30
31. NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)	329.00	329.00	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	9853.38	9853.38	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)			33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	9853.38	9853.38	34

22040730410

SCHEDULE C
(Revised 3/80)

LOANS

Page 1 of 1 for
LINE NUMBER 13
(Use separate schedules for each numbered line)

Name of Committee (in Full)
D.C. Democratic State Committee

A. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period
Vestarn N. Scales 6029 Dix Street, N.E. Washington, D.C. 20019	$17,500	8595	8905

Election: ☐ Primary ☐ General ☐ Other (specify): Operating

Terms: Date Incurred 4/7/87 Date Due 5/7/88 Interest Rate ____ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item A

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	[redacted]
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	

B. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period

Election: ☐ Primary ☐ General ☐ Other (specify):

Terms: Date Incurred ____ Date Due ____ Interest Rate ____ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item B

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	[redacted]
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	

SUBTOTALS This Period This Page (optional)	
TOTALS This Period (last page in this line only)	

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

8224073041 11

SCHEDULE D
(Revised 3/80)

DEBTS AND OBLIGATIONS
Excluding Loans

Page 1 of 1 for
LINE NUMBER 10
(Use separate schedules for each numbered line)

Name of Committee (In Full) D.C. Democratic State Comm.	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor Washington Convention Center 9th & H St., N.W. Washington, D.C. 20001	2,599.00	1700.00	1700.00	2599.00
Nature of Debt (Purpose): Rental of space				
B. Full Name, Mailing Address and Zip Code of Debtor or Creditor KCR Copy Service	1,317.93		400.00	917.93
Nature of Debt (Purpose): Duplicating expense				
C. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				

1) SUBTOTALS This Period This Page (optional)	$1700
2) TOTAL This Period (last page this line only)	$3516.93
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)	$9905
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)	$12,421.93

[12,421.93]

9204073041 2

REPORT OF RECEIPTS AND DISBURSEMENTS

For Other Than An Authorized Committee

(Summary Page)

USE FEC MAILING LABEL OR TYPE OR PRINT

1. NAME OF COMMITTEE (in full)

D.C. Democratic State Committee

ADDRESS (number and street) ☐ Check if different than previously reported

3636 16th Street, N.W. #AG-65

2. FEC IDENTIFICATION NUMBER

C00167312

CITY, STATE and ZIP CODE

Washington, D.C. 20010

3. ☐ This committee qualified as a multicandidate committee DURING THIS Reporting Period on _____ (date).

4. TYPE OF REPORT

(a) ☐ April 15 Quarterly Report

☒ July 15 Quarterly Report

☐ October 15 Quarterly Report

☐ January 31 Year End Report

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

☐ Termination Report

Monthly Report Due On:

☐ February 20 ☐ June 20 ☐ October 20
☐ March 20 ☐ July 20 ☐ November 20
☐ April 20 ☐ August 20 ☐ December 20
☐ May 20 ☐ September 20 ☐ January 31

☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____

☐ Thirtieth day report following the General Election on _____ in the State of _____

(b) Is this Report an Amendment? ☒ YES ☐ NO

SUMMARY	COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period April 1, 1988 through June 30, 1988		
6. (a) Cash on Hand January 1, 1988		$ 5859.11
(b) Cash on Hand at Beginning of Reporting Period	$ 1,893.73	
(c) Total Receipts (from Line 18)	$ 62,576.80	$ 68,135.80
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)	$ 64,470.63	$ 73,994.91
7. Total Disbursements (from Line 28)	$ 56,788.46	$ 66,591.84
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))	$ 7,682.17	$ 7,403.07
9. Debts and Obligations Owed TO the Committee (Itemize all on Schedule C and/or Schedule D)	$	For further information contact: Federal Election Commission 999 E Street, NW Washington, DC 20463 Toll Free 800-424-9530 Local 202-376-3120
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C and/or Schedule D)	$ 3116.93	

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

Type or Print Name of Treasurer

Harry F. Weston

Signature of Treasurer

Harry F. Weston

Date

Sept 30, 1988

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

FEC FORM 3X (revised 4/87)

8900730413

DETAILED SUMMARY PAGE

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

Name of Committee (in full)	Report Covering the Period From:	To:
D.C. Democratic State Committee	April 1, 1988	June 30, 1988

I. RECEIPTS	COLUMN A Total This Period	COLUMN B Calendar Year-To-Date	
11. CONTRIBUTIONS (other than loans) FROM:			
(a) Individuals/Persons Other Than Political Committees			
(i) Itemized (use Schedule A)			11(a)(i)
(ii) Unitemized		329.00	11(a)(ii)
(iii) Total of contributions from individuals			11(a)(iii)
(b) Political Party Committees			11(b)
(c) Other Political Committees (such as PACs)			11(c)
(d) TOTAL CONTRIBUTIONS (add 11(a)(iii), (b), and (c))		329.00	11(d)
12. TRANSFERS FROM AFFILIATED/OTHER PARTY COMMITTEES	5396.80	5396.80	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.) special events	57,180.00	62,739.00	17
18. TOTAL RECEIPTS (add 11(d), 12, 13, 14, 15, 16 and 17)	62,576.80	68,135.80	18
II. DISBURSEMENTS			
19. OPERATING EXPENDITURES	47,833.46	57,686.84	19
20. TRANSFERS TO AFFILIATED/OTHER PARTY COMMITTEES			20
21. CONTRIBUTIONS TO FEDERAL CANDIDATES AND OTHER POLITICAL COMMITTEES			21
22. INDEPENDENT EXPENDITURES (use Schedule E)			22
23. COORDINATED EXPENDITURES MADE BY PARTY COMMITTEES (2 U.S.C. 441a(d)) (use Schedule F)			23
24. LOAN REPAYMENTS MADE	8905.00	8905.00	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 (such as PACs)			26(c)
(d) TOTAL CONTRIBUTION REFUNDS (add 26(a), (b), and (c))			26(d)
27. OTHER DISBURSEMENTS			27
28. TOTAL DISBURSEMENTS (add 19, 20, 21, 22, 23, 24, 25, 26(d) and 27)	56,738.46	66,591.84	28
III. NET CONTRIBUTIONS/OPERATING EXPENDITURES			
29. TOTAL CONTRIBUTIONS (other than loans)(from Line 11(d))		329.00	29
30. TOTAL CONTRIBUTION REFUNDS (from Line 26(d))			30
31. NET CONTRIBUTIONS (other than loans)(subtract Line 30 from 29)		329.00	31
32. TOTAL OPERATING EXPENDITURES (from Line 19)	47,833.46	66,591.84	32
33. OFFSETS TO OPERATING EXPENDITURES (from Line 15)			33
34. NET OPERATING EXPENDITURES (subtract Line 33 from 32)	47,833.46	66,591.84	34

8 2 0 4 0 7 3 0 4 1 4

SCHEDULE C
*(Revised 3/80)

LOANS

Page 1 of 1 for
LINE NUMBER 13
(Use separate schedules for each numbered line)

Name of Committee (In Full)
D.C. Democratic State Committee

A. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period
Veshaan Scales 4029 Dix Street, N.E. Washington, D.C. 20019 Election: ☐ Primary ☒ General ☐ Other (specify):	17,500	17,500	[redacted] -0-

Terms: Date Incurred _____ Date Due _____ Interest Rate _____ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item A

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	[redacted]
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	

B. Full Name, Mailing Address and ZIP Code of Loan Source	Original Amount of Loan	Cumulative Payment To Date	Balance Outstanding at Close of This Period
Election: ☐ Primary ☐ General ☐ Other (specify):			

Terms: Date Incurred _____ Date Due _____ Interest Rate _____ %(apr) ☐ Secured

List All Endorsers or Guarantors (if any) to Item B

1. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	[redacted]
2. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	
3. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation Amount Guaranteed Outstanding: $	

SUBTOTALS This Period This Page (optional)	
TOTALS This Period (last page in this line only)	

Carry outstanding balance only to LINE 3, Schedule D, for this line. If no Schedule D, carry forward to appropriate line of Summary.

82040730415

SCHEDULE D
(Revised 3/80)

DEBTS AND OBLIGATIONS
Excluding Loans

Page 1 of 1 for
LINE NUMBER 10
(Use separate schedules for each numbered line)

Name of Committee (in Full) D.C. Democratic State Comm.	Outstanding Balance Beginning This Period	Amount Incurred This Period	Payment This Period	Outstanding Balance at Close of This Period
A. Full Name, Mailing Address and Zip Code of Debtor or Creditor Washington Convention Ctr. 9th & H St., N.W. Wash., D.C. 20001	2,599.00			2599.00
Nature of Debt (Purpose): Rental of Space				
B. Full Name, Mailing Address and Zip Code of Debtor or Creditor KCR Copy Service	917.93		400.00	517.93
Nature of Debt (Purpose): Duplication expense				
C. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
D. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
E. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				
F. Full Name, Mailing Address and Zip Code of Debtor or Creditor				
Nature of Debt (Purpose):				

1) SUBTOTALS This Period This Page (optional)	0
2) TOTAL This Period (last page this line only)	3116.93
3) TOTAL OUTSTANDING LOANS from Schedule C (last page only)	
4) ADD 2) and 3) and carry forward to appropriate line of Summary Page (last page only)	3116.93

22040730416

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
'00 OCT -5 PM 3:21

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106
	)	
	)	

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement submitted by Larry Weston, as the treasurer of the District of Columbia Democratic State Committee (the "Committee"). The Committee and Mr. Weston are referred to as the Respondents.

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8904070304 18

8904073041 9

II. **RECOMMENDATIONS**

1. Approve the attached conciliation agreement with District of Columbia Democratic State Committee and Larry Weston, as treasurer.

2. Approve the attached letter.

10/5/88
Date

Lawrence M. Noble
General Counsel

Attachments
1. Conciliation Agreement submitted by Respondents
2. Conciliation Agreement Approved 7-6-88
3. Conciliation Agreement as Revised with Respondents
4. Letter to Respondents

Staff Assigned: C.L. Jacoby

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 11, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2106:

1. Approve the conciliation agreement with District of Columbia Democratic State Committee and Larry Weston, as treasurer.

2. Approve the letter as recommended in the General Counsel's Report signed October 5, 1988.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

Oct. 11, 1988
Date

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

Received in the Office of Commission Secretary: Wed., 10/5/88 3:21
Circulated on 48 hour tally basis: Thurs., 10/6/88 11:00
Deadline for vote: Tues., 10/11/88 11:00

8204073042O

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT
88 NOV 22 P11 3:30

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of District of Columbia Democratic State Committee and Larry Weston, as treasurer) MUR 2106

SENSITIVE
EXECUTIVE SESSION
DEC 08 1988

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Larry Weston, the treasurer of the District of Columbia Democratic State Committee.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the District of Columbia Democratic State Committee and Larry Weston, as treasurer.

2. Close the file.

3. Approve the attached letter.

11/22/88
Date

Lawrence M. Noble
General Counsel

Attachments
1. Conciliation Agreement
2. Letter to Respondent

Staff Assigned: C.L. Jacoby

8 2 0 4 0 7 3 0 4 2 1

FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/CANDACE M. JONES
COMMISSION SECRETARY

DATE: NOVEMBER 28, 1988

SUBJECT: Objection to MUR 2106 - General Counsel's Report Signed November 22, 1988

The above-captioned document was circulated to the Commission on Wednesday, November 23, 1988 at 11:00 A.M.

Objection(s) have been received from the Commissioner(s) as indicated by the name(s) checked below:

Commissioner Aikens	
Commissioner Elliott	
Commissioner Josefiak	
Commissioner McDonald	
Commissioner McGarry	
Commissioner Thomas	XX

This matter will be placed on the meeting agenda for Tuesday, December 6, 1988.

Please notify us who will represent your Division before the Commission on this matter.

2040730422

FEDERAL ELECTION COMMISSION

88 DEC -1 PM 5:25

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: MARJORIE W. EMMONS
SECRETARY TO THE COMMISSION

FROM: SCOTT E. THOMAS SET
COMMISSIONER

SUBJECT: MUR 2106

DATE: DECEMBER 1, 1988

I hereby withdraw my objection to the above-captioned matter and cast my vote in favor of the General Counsel's Report dated November 22, 1988.

8 9 0 4 0 0 7 3 0 4 2 3

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
District of Columbia Democratic State) MUR 2106
Committee and Larry Weston, as treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on December 1, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2106:

1. Accept the conciliation agreement with the District of Columbia Democratic State Committee and Larry Weston, as treasurer, as recommended in the General Counsel's Report signed November 22, 1988.

2. Close the file.

3. Approve the letter, as recommended in the General Counsel's Report signed November 22, 1988.

Commissioners Aikens, Elliott, Josefiak, McDonald, McGarry, and Thomas voted affirmatively for the decision.

Attest:

12/2/88
Date

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

Received in the Office of Commission Secretary: 11-22-88, 3:30
Circulated on 48 hour tally basis: 11-23-88, 11:00
Objection received placing document on 12/8/88 Agenda: 11-28-88, 9:20
Objection withdrawn: 12-01-88, 5:25

cmj

9204073042 4

FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 7, 1988

Larry F. Weston, Treasurer
District of Columbia Democratic
State Committee
3501 14th Street, N.W.
Washington, D.C. 20010

RE: MUR 2106
District of Columbia
Democratic State Committee
and Larry Weston, as
treasurer

Dear Mr. Weston:

On December 1, 1988, the Federal Election Commission accepted the signed conciliation agreement submitted on behalf of the District of Columbia Democratic State Committee and you, as treasurer, in settlement of violations of 2 U.S.C. §§ 433(c); 434(a)(4)(A)(i), (iii) and (iv); 441b(a); 434(b)(3)(A); 432(c)(2) and (d); 434(b)(5)(A); and 434(b)(1), (2) and (4), provisions of the Federal Election Campaign Act of 1971, as amended, and 11 C.F.R. § 102.5(a)(1)(i) and (a)(2); 102.17(c)(8)(i)(B); 102.9(c); and 102.9(d) of the Commission's Regulations. Accordingly, the file has been closed in this matter. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions,

2204073042 5

please contact Celia Jacoby, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

LMNoble (LGJ

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

9204073042 6

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of	)	
	)	
District of Columbia Democratic State Committee and Larry Weston, as treasurer	)	MUR 2106

CONCILIATION AGREEMENT

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 probable cause to believe that the District of Columbia Democratic State Committee (the "Committee") and Larry Weston, as treasurer, violated provisions of the Federal Election Campaign Act of 1971, as amended (the "Act"). The Committee and Mr. Weston are herein referred to as the "Respondents." These violations include (1) deficient reporting of statutorily required information and failure to maintain proper records, 2 U.S.C. § 433(c); 434(b)(3)(A); 432(c)(2) and (d); 434(b)(5)(A); 434(b)(1), (2) and (4); and 11 C.F.R. §§ 102.17(c)(8)(i)(B); 102.9(c) and (d); (2) failure to file timely reports, 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv); and (3) improper transfer of funds from the non-federal account which transfer may have included corporate or labor funds and failure to satisfy the prerequisites for using contributions in federal election activity, 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2).

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NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i) , do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding.

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

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

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

1. Respondent, District of Columbia Democratic State Committee, is a political committee within the meaning of 2 U.S.C. § 431(4).
2. Respondent, Larry Weston, is the treasurer of the District of Columbia Democratic State Committee. Mr. Weston became the treasurer of record on December 15, 1986.
3. An audit of the accounts and records of the Respondents covering the period January 1, 1984 to June 30, 1986, inclusive, was conducted by the Commission.
4. Section 433(c) of Title 2, United States Code requires a political committee to report any change in information previously submitted in a statement of organization no later than ten (10) days after the change.

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5. On April 23, 1983, the Committee filed a statement of organization with the Commission, listing Walter E. Beach as treasurer.

6. On June 7, 1984, Richard C. Clark assumed the responsibilities of the treasurer, replacing Walter E. Beach.

7. Pursuant to 2 U.S.C. § 433(c), the Committee was required to report the change in treasurers no later than June 17, 1984.

8. The Committee did not report the change in treasurers until August 26, 1985, more than one year after the information was required to be reported.

9. Section 434 (a)(4)(i) of Title 2, United States Code provides that during an election year, the treasurer of a political committee shall file quarterly reports no later than the 15th day after the last day of each calendar quarter, except that the report for the final calendar quarter (i.e., the Year End Report) must be filed no later than January 31st of the following calendar year.

10. Section 434 (a)(4)(A)(iii), Title 2, United States Code provides that the treasurer of a political committee shall file a post-general election report no later than the 30th day after the general election.

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11. Section 434(a)(4)(A)(iv) of Title 2, United States Code requires that during a non-election year the treasurer of a political committee shall file a report of receipts and disbursements, covering the period from January 1 through June 30, inclusive, no later than July 31st of that year (the "Mid-Year Report") and a report covering the period from July 1 through December 31, inclusive, no later than January 31st of the next calendar year (the "Year-End Report").

12. During election year 1984, Respondents were required to file an April Quarterly Report no later than April 15, 1984. Respondents filed their 1984 April Quarterly Report on May 9, 1985, 389 days late.

13. During election year 1984, Respondents were required to file a July Quarterly Report no later than July 15, 1984. Respondents filed their 1984 July Quarterly Report on May 9, 1985, 298 days late.

14. During election year 1984, Respondents were required to file an October Quarterly Report no later than October 15, 1984. Respondents filed their 1984 October Quarterly Report on May 9, 1985, 206 days late.

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15. During election year 1984, Respondents were required to file a post-general election report no later than December 6, 1984, and a fourth quarter report no later than January 31, 1985. Respondents filed a report disclosing the combined activity of the post-general election and fourth quarter periods on September 23, 1985. Accordingly, the post-general election activity was disclosed 291 days late; the fourth quarter activity 235 days late.

16. During non-election year 1985, Respondents were required to file a mid-year report no later than July 31, 1985. Respondents filed their 1985 Mid-Year Report on September 23, 1985, 54 days late.

17. During non-election year 1985, Respondents were required to file a year-end report no later than January 31, 1986. Respondents filed their 1985 Year-End Report on March 11, 1986, 39 days late.

18. During election year 1986, Respondents were required to file an April Quarterly Report no later than April 15, 1986. Respondents filed their 1986 April Quarterly Report on June 9, 1986, 54 days late.

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19. During election year 1986, Respondents were required to file an October Quarterly Report no later than October 15, 1986. Respondents filed their 1986 October Quarterly Report on April 9, 1987, 176 days late.

20. The Respondents contend that their failure to timely file the above specified reports resulted from an on-going sequence of organizational disruptions and personnel changes.

21. Pursuant to 11 § C.F.R. 102.5(a)(1)(i), a political committee which finances political activity in connection with both federal and non-federal elections and maintains separate accounts for such purposes shall not transfer to the federal account funds from any other account maintained by such organization to finance non-federal election activities. Further only those funds subject to the prohibitions and limitations of the Act may be deposited in such account.

22. All contributions deposited in the federal account must, in accordance with 11 C.F.R. § 102.5(a)(2), be designated for the federal account; result from solicitations which state that the funds will be used for federal political activity; and be made by

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contributors who are informed that the contributions are subject to the prohibitions and limitations of the Act.

23. Section 441b(a) of Title 2, United States Code prohibits a political committee from knowingly accepting or receiving contributions from corporations or labor unions.

24. During 1984, the Committee maintained separate accounts for its federal and non-federal political activity.

25. The Committee made two transfers in the amounts of $6,000 and $1,000 on June 14 and July 5, 1984, respectively, from its non-federal account to its federal account in contravention of 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2).

26. The use of corporate and labor union funds in local elections is permissible under the laws of the District of Columbia. Therefore, the funds transferred by the Committee from its non-federal account to its federal account may have included contributions from corporate or labor union sources. The receipt of funds derived from corporate or labor union sources would contravene 2 U.S.C. § 441b(a).

27. Section 434(b)(3)(A) of Title 2, United States Code provides that the identification

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of each person (other than a political committee) who makes a contribution in an aggregate amount or value in excess of $200 within a calendar year, or in any lesser amount if the reporting committee should so elect, together with the date and amount of such contribution, must be disclosed.

28. The term "identification" in the case of an individual under 2 U.S.C. § 431(13)(A) means the name, mailing address, and occupation of the individual, as well as the name of his or her employer.

29. In the audit of Respondents' receipts, it was disclosed that there were 32 receipts from 1984 totalling $18,333.32 which required itemization. However, 24 of those receipts were not itemized; four lacked disclosure of the aggregate year-to-date total; two did not adequately disclose the occupation and/or name of employer; and one receipt did not disclose the amount contributed.

30. Pursuant to 11 C.F.R. § 102.17(c)(8)(i)(B), each political committee that participates in a joint fundraiser shall report its share of the net proceeds from such joint fundraising activities as a transfer-in from the fund-raising representative. Each participating

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political committee shall also file a memo Schedule A itemizing its share of the gross receipts as contributions from the original contributors to the extent required under 11 C.F.R. § 104.3(a).

31. Pursuant to 11 C.F.R. § 102.9(c), the treasurer of a political committee shall preserve all records and accounts required to be kept under 11 C.F.R. § 102.9 for three (3) years after the report to which such records and accounts relate is filed.

32. In filed reports, the Respondents disclosed the receipt of two transfers totalling $31,097 from Democrats Vote Democratic National Committee, which transfers reportedly represented the Respondents' share of proceeds from a joint fundraiser. If these transfers represented the Respondents' share of the net proceeds from a joint fundraiser, they should also have been reported on an accompanying memo Schedule A itemizing the contributions from the original contributors, as required by 11 C.F.R. § 102.17(c)(8)(i)(B). Respondents contend that these transfers were not receipts from a joint fundraiser, but were direct transfers of funds from the Democratic

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National Committee for which an accompanying memo Schedule A was not required.

33. Section 432(c)(2) of Title 2, United States Code provides that the treasurer of a political committee shall keep an account of the name and address of any person who makes a contribution in excess of $50, together with the date and amount of such contribution.

34. 11 C.F.R. § 102.9(d) provides that when performing recordkeeping duties, the treasurer (or an authorized agent) shall use his or her best efforts to obtain, maintain and submit the required information and shall keep a complete record of such reports.

35. Section 432(d) of Title 2, United States Code requires the treasurer to preserve all records required to be kept by this section and copies of all reports required to be filed by this subchapter for three (3) years after the report is filed.

36. The audit of the Respondents' records disclosed that the Respondents had received 76 contributions, totalling $59,793.50, for which the name and address of each contributor were required to be maintained. In eleven instances in 1984 there was no record of the contributors' addresses. The Respondents'

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solicitation materials indicated that only two of eight fundraising appeals in 1984 requested the contributor to provide an address. Respondents have agreed to revise and resubmit the appropriate records to provide the missing data on the eleven contributors noted above as a part of this Agreement.

37. Section 434(b)(5)(A) of Title 2, United States Code requires that the name and address of each person to whom an expenditure in an aggregate amount or value in excess of $200 within a calendar year is made by the reporting committee to meet a candidate or committee operating expense, together with the date, amount, and purpose of such operating expenditure, be disclosed in the reports filed by the committee.

38. The audit of Respondents' records revealed that Respondents made 112 itemizable disbursements, totalling $83,412.17. Of disbursements made in 1984, 23 did not disclose the payee correctly; 4 did not disclose the correct amount and 5 did not disclose the payee's address.

39. Sections 434(b)(1), (2) and (4) of Title 2, United States Code provide that each report of receipts and disbursements filed must disclose

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the amount of cash on hand at the beginning of the reporting period and the total amount of all receipts and disbursements for the reporting period and the calendar year.

40. The audit of the Respondents' records revealed (a) a $44.29 overstatement in 1984 for beginning cash balance resulting from the Respondents' apparent failure to disclose 1983 bank charges; (b) a $2,106 understatement in 1984 of receipts resulting from the failure to disclose contributions from six individuals and one unknown source; and (c) a $1,384.24 understatement in disbursements in 1984. Respondents agree to amend and resubmit their reports in accordance with these findings and as part of this Agreement.

V. Respondents violated 2 U.S.C. § 433(c) by failing to timely amend their statement of organization.

VI. Respondents violated 2 U.S.C. §§ 434(a)(4)(A)(i), (iii) and (iv) by failing to file nine (9) reports in a timely manner.

VII. Respondents violated 2 U.S.C. § 441b(a) and 11 C.F.R. §§ 102.5(a)(1)(i) and (a)(2) by the acceptance and deposit of funds transferred from their non-federal account which transfer may have contained corporate or union funds.

VIII. Respondents violated 2 U.S.C. § 434(b)(3)(A) by failing to adequately disclose contributions.

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IX. Respondents violated 11 C.F.R. § 102.17(c)(8)(i)(B) by not adequately disclosing itemizable items and by failure to file a memo Schedule A, and 11 C.F.R. § 102.9(c) by not maintaining records relating to a filed report for the requisite period.

X. Respondents violated 2 U.S.C. §§ 432(c)(2) and (d), and 11 C.F.R. § 102.9(d) by failing to obtain information required to be disclosed and to maintain adequate contribution records.

XI. Respondents violated 2 U.S.C. § 434(b)(5)(A) by failing to adequately disclose disbursements.

XII. Respondents violated 2 U.S.C. §§ 434(b)(1), (2) and (4) by failing to report accurately their financial activity.

XIII. Mr. Weston was not the treasurer of record when these violations occurred, and Respondents contend that they did not knowingly and willfully violate any of the statutory provisions referenced in Paragraphs V through XII, supra.

XIV. Respondents will pay a civil penalty to the Federal Election Commission in the amount of five thousand dollars ($5,000.00), pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

1. An initial payment of $2,000 to be paid within thirty (30) days from the date this agreement becomes effective;
2. Thereafter, beginning on the sixth month after the initial payment, three consecutive

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payments at six month intervals of $1,000 each;

3. Each such payment described in subparagraph 2 above shall be paid on the first day of the month in which it becomes due;

4. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to the respondent(s). Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

XV. Respondents will file all appropriate amendments to the reports of receipts and disbursements as indicated in paragraph IV at 36 and 40, and file all outstanding reports of receipts and disbursements. Respondents shall have no more than thirty days from the date this agreement becomes effective to comply with and implement this requirement.

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

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may institute a civil action for relief in the United States District Court for the District of Columbia.

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

XVIII. 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 enforceable.

FOR THE COMMISSION:

LM Noble (GPD) Dec. 6, 1988

Lawrence M. Noble
General Counsel

Date

FOR THE RESPONDENTS:

Larry F. Weston Nov. 10, 1988

Larry Weston
Treasurer

Date

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2106

DATE FILMED 1/6/99 CAMERA NO. 4

CAMERAMAN AS

8 9 0 4 0 0 7 3 0 4 4 2

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

R02-16-89

THE FOLLOWING MATERIAL IS BEING ADDED TO THE FILE IN

MUR 2106

9904073555 68

06C16064

D.C. Democratic State Committee
1012 14th Street, N.W.
#803
Washington, D.C. 20005

January 10, 1989

Mr. Lawrence M. Noble
General Counsel
Federal Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Noble:

Enclosed please find amended reports of the District of Columbia Democratic State Committee for the periods January 1, 1984 through March 31, 1984, April 1, 1984 through June 30, 1984, and July 1, 1984 through September 30, 1984. These reports are being filed pursuant to the conciliation agreement between the Federal Elections Commission and the D.C. Democratic State Committee dated December 7, 1988.

My best efforts have been put forth to meet the Committee's obligations under the agreement. I trust that these submissions will satisfy the reporting requirements of the agreement.

Also enclosed is a payment in the amount of $2,000.00. This is the first installment toward the total of $5,000.00 to be paid by the Committee as part of the December 7 conciliation agreement.

Sincerely,

Larry F. Weston

Larry F. Weston
Treasurer

89 JAN 19 AM 8:23

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CLOSED

D.C. DEMOCRATIC STATE COMMITTEE
FEDERAL ACCOUNT
3636 - 16TH ST., N.W., SUITE AG65
WASHINGTON, D.C. 20010

1074

Jan. 6 1989

PAY TO THE ORDER OF Federal Elections Commission $ 2000.00

Two thousand and no/xx DOLLARS

AMERICAN SECURITY BANK, N.A.
Washington, D.C. 20013

Joseph Williams
Larry F. Hestor

"001074" 1:054000551:01 866 85 385"

2947035570

MEMORANDUM

TO: DEBRA A. TRIMIEW

FROM: CECILIA LIEBER

TO: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1074 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2106 (Jacoby) AND NAME D.C. Democratic State Committee Fed'l Campaign Fund

WAS RECIEVED ON 1/19/89. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/ / BUDGET CLEARING ACCOUNT { 95F3875.16 }

/ ✓ / CIVIL PENALTIES ACCOUNT { 95-1099.160 }

/ / OTHER _____

SIGNATURE Debra A. Trimiew DATE 1/19/89

FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE

PUBLIC RECORD IN (CLOSED) MUR 2106

2 0 0 4 0 7 6 0 3 3

OGC 3239

★★★ DISTRICT OF COLUMBIA

DEMOCRATIC STATE COMMITTEE

1012 14th Street NW, Suite 803 • Washington, DC 20005 • (202) 347-2489

OFFICERS
Joslyn "Josh" Williams
Chair
Dana P. Winter
Vice Chair
Elona Evans McNeil
Recording Secretary
Donna Schneider
Corresponding Secretary
Larry F. Weston
Treasurer

MEMBERS
Sharon Pratt Dixon
National Committeewoman
John W. Hechinger
National Committeeman
Joseph Carter
Alternate National Committeeman

Antonell Aikens
Stanley Allen
Robert Artisst
Johnny Barnes
Max N. Berry
Edward Black
Bobbi Blok
William Blount
Stanley A. Boucree
Mary Eva Candon
Kevin Chavous
James Christian
Barbara Bell Clark
Richard R. Clark
James E. Coates
Jerry Cooper
Yvette Downs
Patricia Elwood
John "Jack" Evans
Isabella Gelletich
Mildred Goodman
Cheshe Graham
Bernard Gray
Janette Heston Harris
James Harvey
Lilian Huff
Concha Johnson
Lorraine Johnson
William Johnson
Phyllis Jones
Ruth Jordan
Aurelia Corbett King
Norm Linsky
Alicia Lowery
Myles Lynk
John "Peter Bag" Matthews
Phil Mendelson
Ronald Meyer
Paula Nickens
Florence Pendleton
Keith Perry
Mark L. Plotkin
Richard Rausch
Marion Raphael
Daniel Robinson
Mattie Robinson
William Ramsey
Barbara Lett Simmons
Gottlieb Simon
William Simons
Newton "Big Newt" Smith
Wallacetine Taliaferro Curtis
Harry Thomas Jr.
Joan Thomas
Romaine Thomas
Loretta Watson
Jane Weeman
Lorraine R. Whitlock
Clyde Williams
Robert Yastell

June 23, 1989

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
89 JUN 28 PM 3:54

Federal Election Commission
999 E. Street, N.W.
Washington, D.C. 20463

Attention: Office of the General Counsel

Re: D.C. Democratic State Committee, MUR - 2106

Dear Sirs:

Enclosed please find a check for $1,000. This covers the installment payment due by the D.C. Democratic State Committee on July 1, 1989 for the civil penalty in MUR - 2106.

Sincerely,

Jack Evans
Treasurer

JKE:cam

FEDERAL ELECTION COMMISSION
89 JUN 27 AM 10:26

CLOSED

D C DEMOCRATIC STATE COMMITTEE
OPERATING ACCOUNT
1012 - 14TH ST., N.W., SUITE 803
WASHINGTON, DC 20005

1907

6/23 19 89

15-120/540 D08

PAY TO THE ORDER OF Federal Election Commission $ 1,000 00/100

One thousand and 00/100 DOLLARS

SOVRAN BANK DC NATIONAL
MAIN OFFICE
1801 K STREET, NW
WASHINGTON, D.C. 20006

FOR Payment - MUR - 2106

Joseph Sutton
Jack Evans

⑈001907⑈ ⑆054001204⑆ 267359 2⑈

CGC 3239

MEMORANDUM

TO: DEBRA A. TRIMIEW

FROM: CHERYL T WILLIAMS

TO: CHERYL T WILLIAMS

FROM: DEBRA A. TRIMIEW

CHECK NO. 1907 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2106 (Bernstein) AND NAME District of Columbia Democratic State Cmte.

WAS RECIEVED ON 6/28/89. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/ / BUDGET CLEARING ACCOUNT { 95F3875.16 }

/ ✓ / CIVIL PENALTIES ACCOUNT { 95-1099.160 }

/ / OTHER _____

SIGNATURE Debra A. Trimiew DATE 6/29/89