



FEDERAL ELECTION COMMISSION

1325 K STREET N.W.
WASHINGTON, D.C. 20463

THIS IS THE END OF FILM # 2200

Date Filmed 11/14/86 Camera No. --- 2

Cameraman A.S.

86040320789

routing slips, 12 day report, comment sheet

The above-described material was removed from this file pursuant to the following exemptions provided in the Freedom of Information Act, 5 U.S.C. Section 552(b):

X

(1) Classified Information

(6) Personal privacy

X

(2) Internal rules and practices

(7) Investigatory files

(3) Exempted by other statute

(8) Banking information

(4) Trade secrets and commercial or financial information

(9) Well information (geographic or geophysical)

X

(5) Internal Documents

Signed

Charles W. Wynde

Date

November 5, 1986

REC 9-21-77

[Handwritten signature]
11/6/86

86040620790



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 9, 1986

Lee Swartz, Esquire
Hepford, Swartz, Menaker & Morgan
P.O. Box 889
Harrisburg, PA 17108

RE: MUR 2200
Lee Swartz

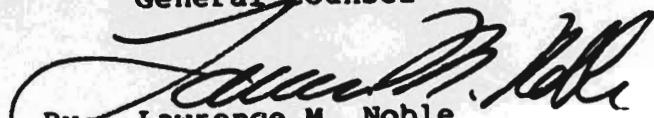
Dear Mr. Swartz:

On July 21, 1986, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on September 30, 1986, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel


By: Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

86040520791



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 9, 1986

Cynthia Redmond, Treasurer
Lindsay for Congress Committee
P.O. Box 238
Freeport, PA 16229

RE: MUR 2200
Lindsay for Congress Committee
and Cynthia Redmond, as
Treasurer

Dear Ms. Redmond:

On September 30, 1986, the Commission found reason to believe that the Lindsay for Congress Committee and you, as treasurer, had violated 11 C.F.R. § 104.5(f), a provision of the Commission's regulations, in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The Commission also found no reason to believe your committee, and you as treasurer, violated 2 U.S.C. §§ 433 and 441a(f), provisions of the Federal Election Campaign Act of 1971, as amended.

The file in this matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failure to file 48 hour notifications within 48 hours of receipt of a \$1,000 contribution between 20 days and 48 hours before an election, and failure to include thereon the occupations and employers of the contributors, nevertheless appears to be a violation of 11 C.F.R. § 104.5(f). You should take immediate steps to insure that this oversight does not occur in the future.

If you have any questions, please direct them to Charles Snyder, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Joan D. Aikens
Joan D. Aikens
Chairman

Enclosure
General Counsel's Report

86040520792



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 9, 1986

William Greer
3007 Old Pittsburgh Road
New Castle, PA 16101

Re: MUR 2200

Dear Mr. Greer:

The Federal Election Commission has reviewed the allegations of your complaint dated July 8, 1986, and determined on September 30, 1986, that on the basis of the information provided in your complaint and information provided by the Respondents there is no reason to believe that a violation of 2 U.S.C. §§ 433 and 441a, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. The Commission found reason to believe a violation of 11 C.F.R. § 104.5(f) occurred, but determined to take no further action. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

By


Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

86040520793



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

Lee Swartz, Esquire
Hepford, Swartz, Menaker & Morgan
P.O. Box 889
Harrisburg, PA 17108

RE: MUR 2200
Lee Swartz

Dear Mr. Swartz:

On July 21, 1986, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on , 198 , determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

By: Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

William Greer
3007 Old Pittsburgh Road
New Castle, PA 16101

Re: MUR 2200

Dear Mr. Greer:

8 6 0 4 0 5 2 0 7 9 5
The Federal Election Commission has reviewed the allegations of your complaint dated July 8, 1986, and determined on , 198 , that on the basis of the information provided in your complaint and information provided by the Respondents there is no reason to believe that a violation of 2 U.S.C. §§ 433 and 441a, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. The Commission found reason to believe a violation of 11 C.F.R. § 104.5(f) occurred, but determined to take no further action. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

By Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

cmf 10/6



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Cynthia Redmond, Treasurer
Lindsay for Congress Committee
P.O. Box 238
Freeport, PA 16229

RE: MUR 2200
Lindsay for Congress Committee
and Cynthia Redmond, as
Treasurer

Dear Ms. Redmond:

On September 30, 1986, the Commission found reason to believe that the Lindsay for Congress Committee and you, as treasurer, had violated 11 C.F.R. § 104.5(f), a provision of the Commission's regulations, in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The Commission also found no reason to believe your committee, and you as treasurer, violated 2 U.S.C. §§ 433 and 441a(f), provisions of the Federal Election Campaign Act of 1971, as amended.

The file in this matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failure to file 48 hour notifications within 48 hours of receipt of an \$1,000 contribution between 20 days and 48 hours before an election, and failure to include thereon the occupations and employers of the contributors, nevertheless appears to be a violation of 11 C.F.R. § 104.5(f). You should take immediate steps to insure that this oversight does not occur in the future.

If you have any questions, please direct them to Charles Snyder, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Joan D. Aikens
Chairman

Enclosure
General Counsel's Report

call 10/6
Taw 10/6

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Lindsay for Congress Committee
and Cynthia Redmond, as Treasurer
Lee Swartz

)
)
)
)
)

MUR 2200

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of September 30, 1986, do hereby certify that the Commission decided by a vote of 5-1 to take the following actions in MUR 2200:

1. Find no reason to believe the Lindsay for Congress Committee and Cynthia Redmond, as treasurer, violated 2 U.S.C. § 433 and § 441a(f).
2. Find reason to believe the Lindsay for Congress Committee and Cynthia Redmond, as treasurer, violated 11 C.F.R. § 104.5(f), and take no further action.
3. Find no reason to believe that Lee Swartz violated 2 U.S.C. § 441a.
4. Approve and send the letters attached to the General Counsel's report dated September 22, 1986.
5. Close the file.

Commissioners Aikens, Elliott, Josefiak, McDonald, and McGarry voted affirmatively for the decision; Commissioner Harris dissented.

Attest:

10-1-86

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

86040620797



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM TO: CHARLES STEELE, GENERAL COUNSEL
FROM: MARJORIE W. EMMONS/CHERYL A. FLEMING *CAF*
DATE: SEPTEMBER 24, 1986
SUBJECT: OBJECTION TO MUR 2200: FIRST GENERAL COUNSEL'S
SIGNED SEPTEMBER 22, 1986

The above-named document was circulated to the
Commission on Tuesday, September 23, 1986 at 4:00 P.M.

Objections have been received from the Commissioners
as indicated by the name(s) checked:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner Harris	_____ X _____
Commissioner Josefiak	_____
Commissioner McDonald	_____
Commissioner McGarry	_____

This matter will be placed on the Executive Session
agenda for Tuesday, September 30, 1986.

86040520798



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: Office of the Commission Secretary
FROM: Office of General Counsel *rd*
DATE: September 23, 1986
SUBJECT: MUR 2200 - First General Counsel's Report

The attached is submitted as an Agenda document
for the Commission Meeting of _____

Open Session _____

Closed Session _____

CIRCULATIONS

48 Hour Tally Vote [X]
Sensitive [X]
Non-Sensitive []

24 Hour No Objection []
Sensitive []
Non-Sensitive []

Information []
Sensitive []
Non-Sensitive []

Other []

DISTRIBUTION

Compliance [X]
Audit Matters []

Litigation []
Closed MUR Letters []

Status Sheets []
Advisory Opinions []

Other (see distribution below) []

85040520799

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

RECEIVED
OFFICE OF THE FEC
COMMISSION SECRETARY

SENSITIVE

FIRST GENERAL COUNSEL'S REPORT

SEP 23 AIO: 15

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION:

MUR #2200
DATE COMPLAINT RECEIVED
BY OGC: July 11, 1986
DATE OF NOTIFICATION TO
RESPONDENT: July 16, 1986
STAFF MEMBER: Snyder

COMPLAINANT'S NAME: William Greer
RESPONDENTS' NAMES: Lindsay for Congress Committee and
Cynthia Redmond as Treasurer
Lee Swartz
RELEVANT STATUTES: 2 U.S.C. §§ 433, 431(8), 441a, 441a(f),
434(b), 432(b) 11 C.F.R.
§§ 100.12, 104.5, 102.8, 102.2,
110.1(a)(1) and 104.13
INTERNAL REPORTS
CHECKED: Lindsay for Congress Committee reports
FEDERAL AGENCIES
CHECKED: None

SUMMARY OF ALLEGATIONS

William J. Greer, the complainant in this case, sent a series of letters to this office, sworn and subscribed on July 8, 1986, making the following allegations against the respondents:

1. That the Lindsay for Congress Committee ("LCC") and its treasurer failed to file a Statement of Organization, in violation of 2 U.S.C. § 433;
2. That LCC and its treasurer failed to include the contributors' occupations and employers on its 48 hour notification report, in violation of 11 C.F.R. § 104.5(f);

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3. That LCC and its treasurer failed to report receipt of a \$1,000 contribution at least 48 hours prior to election day, in violation of 11 C.F.R. § 104.5(f); and

4. That LCC and its treasurer reported paying \$165.50 to attorney Lee Swartz for legal services worth approximately \$3,000. Complainant alleges in effect that LCC violated 2 U.S.C. § 441(a)(f) by accepting an individual in-kind contribution in excess of \$1,000, and 2 U.S.C. § 434(b) by failing to report that contribution. Attorney Swartz would also have violated 2 U.S.C. § 441a by making a contribution to an authorized political committee of a candidate for Federal office in excess of \$1,000.

FACTUAL AND LEGAL ANALYSIS

1. The allegation of a failure to file a Statement of Organization is unfounded. The record shows that LCC filed its Statement of Organization on April 2, 1986, which appears to have been timely (See Attachment 1). Thus, no violation of 2 U.S.C. § 433 occurred.

2. A review of LCC's reports shows that its 48 hour notification reports did fail to state the occupations and employers of certain contributors. Thus there appears to have been a violation of 11 C.F.R. § 104.5(f). (See Attachment 2). The information required was provided, however, in LCC's July Quarterly Report. (See Attachment 3).

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3. Respondent LCC acknowledges that it was late in filing its 48 hour contribution notice. (See Attachments 2 and 4). The 48 hour notice must be filed within 48 hours of receipt of any \$1,000 contribution between 20 days and 48 hours before an election under 11 C.F.R. § 104.5(f). The contributions in question were dated May 16, 1986, but were not reported until May 20 (reports received by F.E.C. on May 21), the primary being held also on May 20. While the regulation cited therefore appears to have been violated, in the view of the circumstances, this Office recommends that the Commission find reason to believe, and take no further action.^{*/}

4. Finally, complainant alleges that LCC received an in-kind contribution in the form of legal services from attorney Lee Swartz. Under the Act,

The term "contribution" does not include - (i) the value of services provided without compensation by any individual who volunteers on behalf of a candidate or political committee.

2 U.S.C. § 431(8)(B). According to respondent LCC, attorneys Lee Swartz and Dennis Sheaffer volunteered their time to work on behalf of the Lindsay campaign. The \$165 LCC paid to Swartz's firm was not for attorney's fees, but for witness fees, copying, typing, and similar costs. LCC denies that attorney Swartz

^{*/} Although it appears that there are discrepancies between the dates three contributions were reported received on the 48 hour notification report and the dates they were reported received on the July Quarterly report, those discrepancies were only 7, 5, and 2 days, respectively.

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appeared in court for two days on behalf of the campaign. (See Attachment 4).

Dennis R. Sheaffer, law partner of Mr. Swartz, has also filed a response to the complaint on behalf of Mr. Swartz. Mr. Sheaffer states that he and Mr. Swartz made a single appearance in the Commonwealth Court of Pennsylvania in Harrisburg in defense to a challenge to Mr. Lindsay's nomination papers. He also states that the attorneys donated their time as volunteers. LCC reimbursed the firm for actual expenses, such as copying, telephone, subpoena, and expert fee charges, in the amount of \$165. (See Attachment 5). Mr. Sheaffer's statement substantially corroborates the LCC response.

Since a donation of services without compensation by one who volunteers on behalf of a candidate does not result in a contribution to that candidate under 2 U.S.C. § 431(8)(B), it appears that there is no reason to believe LCC or Lee Swartz violated 2 U.S.C. § 441a.

RECOMMENDATIONS

1. Find no reason to believe the Lindsay for Congress Committee and Cynthia Redmond as treasurer violated 2 U.S.C. § 433 and 441a(f).
2. Find reason to believe the Lindsay for Congress Committee and Cynthia Redmond as treasurer violated 11 C.F.R. § 104.5(f), and take no further action.
3. Find no reason to believe that Lee Swartz violated 2 U.S.C. § 441a.
4. Approve and send the attached letters.

86040520803

5. Close the file.

Charles N. Steele
General Counsel

Date 9/22/86

BY Lawrence M. Noble (767)
Lawrence M. Noble
Deputy General Counsel

Attachments

1. Statement of Organization
2. 48 Hour Notification
3. Excerpt from July Quarterly Report
4. Response of Lindsay for Congress Committee
5. Letter from Dennis R. Sheaffer
6. Letters to respondents
7. Letter to complainant

86040520804

SOLAR MAIL

APR 2 1986

119020
Attachment 1

1. (a) Name of Committee (in Full) LINDSAY FOR CANDIDACY
 (b) Address (Street and Room) PO Box 238
 (c) City, State and ZIP Code Freeport PA 16129
 2. Date MARCH 31 1986
 3. For term(s) of office 2
 4. Is this an ongoing committee? YES If so, for how long?

5. Type of committee (check one)
☒ (a) This committee is a political campaign committee. (Complete the candidate information below.)
☐ (b) This committee is an authorized committee, and is NOT a political campaign committee. (Complete the committee information below.)
 [AL LINDSAY REPUBLICAN U.S. House Rep PA 109]
 Name of Candidate Candidate Party Affiliation Office Sought District Number
☐ (c) This committee supports/backs only one candidate AL LINDSAY and is NOT an authorized committee.
 Name of candidate
☐ (d) This committee is a Political, State or subordinate committee of the Republican Party.
 (Congress, President, etc.)
☐ (e) This committee is a general purpose fund.
☐ (f) This committee supports/backs more than one Federal candidate and is NOT a general purpose fund nor a party committee.

Name of Any Committee	Mailing Address and ZIP Code	Relationship

If the reporting political committee has identified a "connected organization" above, please indicate type of organization:

☐ Corporation ☐ Corporation with Capital Stock ☐ Labor Organization ☐ Membership Organization ☐ Trade Association ☐ Charitable

7. Completion of Records Identity by name, address (phone number - optional) and position, the person in possession of committee books and records.

Full Name	Mailing Address and ZIP Code	Title or Position
<u>TREASURER - 412-295-2820</u>		
<u>CYNTHIA A REDMOND</u>	<u>524 HIGH ST FREEPORT PA 16229</u>	<u>TREASURER</u>
<u>KATHLEEN ANN LENZ</u>	<u>660 FREEPORT RD FREEPORT PA 16229</u>	<u>Asst. TREASURER</u>

8. Banks or Other Depositories: List all banks or other depositories in which the committee deposits funds, holds accounts, holds safety deposit boxes or maintains funds.

Name of Bank, Depository, etc.	Address
<u>VALLEY NATIONAL BANK</u>	<u>237 FIFTH ST FREEPORT PA 16229</u>

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

CYNTHIA A REDMOND Cynthia A. Redmond 3/31/86
 Type or Print Name of Treasurer SIGNATURE OF TREASURER Date

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

For further information contact: Federal Election Commission, Toll Free 800-434-6238, Local 202-632-4000

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FEC FORM 1 3 801

86040320805

Attachment
4th Congressional District of Pennsylvania

Box 236 • Prospect, PA 16229 • (412) 298-2316

Chairman
Art Rensch

Treasurer
Cynthia A. Redmond

May 20, 1986

Re: \$1000 - 40 for notification

Candidate - Al Lindsay U.S. House of Representatives
4th Congressional District

(119)

\$1000.00 - S W Jark
P.O. Box 697
Indiana, Pa 15701

May 16, 1986

\$1000.00 John M. Stilling
301 East Broad St.
Butler, Pa 16001

May 16, 1986

\$1000.00 H G. Schneider
2080 Edman Rd.
Lisano City, Pa. 16033

May 16, 1986

Paid for by the Lindsay For Congress Committee

Attachment 3

This form is to be used for the purpose of reporting contributions to the General Assembly.

Page 1 of 1

(Contributions for other than political purposes)

This form is to be used for the purpose of reporting contributions to the General Assembly.

Lindsay for Congress 119024

A. Full Name, Mailing Address and ZIP Code	Name of Employer	Date (month, day, year)	Amount of Cash Receipt this Period
Thomas Kavounas 127 Sherman Ave. Vandergrift, Pa. 15688	self-employed Occupation gas & oil production	5/11/86	\$500.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$500.00	
B. Full Name, Mailing Address and ZIP Code Helen J. Davis 145 Greenview Dr. Indiana, Pa. 15701	Name of Employer Occupation retired	5/15/86	\$250.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$250.00	
C. Full Name, Mailing Address and ZIP Code Thomas S. Barber 106 N. Ninth St. Indiana, Pa. 15701	Name of Employer self-employed Occupation attorney	5/15/86	\$250.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$250.00	
D. Full Name, Mailing Address and ZIP Code S. W. Jack P.O. Box 697 Indiana, Pa. 15701	Name of Employer S. W. Jack Drilling self-employed Occupation oil drilling	5/15/86	\$1000.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$1000.00	
E. Full Name, Mailing Address and ZIP Code John M. Stilley 301 East Brewster Rd. Butler, Pa. 16001	Name of Employer Amerikohl Occupation President	5/12/86	\$1000.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$1000.00	
F. Full Name, Mailing Address and ZIP Code H. J. Schneider 2000 E. Evans Rd. Evans City, Pa. 16033	Name of Employer H. J. Schneider Const. Occupation self-employed-owner	5/9/86	\$1000.00
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$1000.00	
G. Full Name, Mailing Address and ZIP Code C. J. Potter 130 North Carpenter Ave. Indiana, Pa. 15701	Name of Employer Rochester & Pittsburgh Coal Company Occupation executive	5/14/86 5/10/86	\$369.78 \$142.50 (in-kind)
Receipt For: ☒ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > 8	\$996.00	

TOTAL of Receipts This Page (optional)

\$4512.28

TOTAL This Period (last page this line number only)

Attachment 4

6/11/86

FEC



Lindsay For Congress



3 AUG 13 AM 10:07

4th Congressional District of Pennsylvania

P.O. Box 238 • Freeport, PA 16229 • (412) 295-2316

Smiley

Manager
John Greenbaum

Chairman
Art Rauchenberger

Treasurer
Cynthia A. Redmond

August 11, 1986

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
999 E. Street, N.W.
Washington, DC 20463

Re: MUR 2200

Dear Mr. Steele:

The Lindsay for Congress Committee submits the following in response to the complaint filed against it and its treasurer, Cynthia Redmond, and denominated Matter Under Review 2200. For the reasons set forth herein, the Federal Election Commission should find no reason to believe that we have violated the Federal Election Campaign Act of 1971, as amended (the "Act").

The complaint, brought by a supporter of my Democratic opponent, makes three charges; (A) violation of the "48-hour" reporting rule; (B) the alleged failure to report a contribution; and (C) the alleged failure to file a Statement of Organization.

36 AUG 13 P 3:59

RECEIVED
GENERAL COUNSEL

Charles N. Steele, Esq.
Page 2
August 11, 1986

Unfortunately, the Lindsay for Congress Committee did fail to report within 48 hours of receipt contributions of greater than \$1,000 received within 20 days of the Pennsylvania primary. This was an unintentional oversight on our part due to the fact that this is our first federal campaign and we were not familiar with this rule. I can assure you this mistake was unintentional and will not happen during the 20 days prior to the November election. Obviously, there was no intent to not report these contributions, since they appear on our pre-primary report.

The allegation that the Lindsay for Congress Committee failed to report a contribution from a law firm is false. The attorneys in question, Lee Swartz and Dennis Sheaffer, volunteered their time to the campaign. As such, their "time" was not a contribution and did not have to be reported. 2 U.S.C. 431 (8)(B)(i). Their law firm did provide some services and goods to the campaign, such as copying, typing services and advancing witness fees. Accordingly, these expenses could have been provided as in-kind contributions by the firm, or reimbursed by the campaign. The campaign decided to pay directly for these services and goods, and reported it as a Schedule B disbursement. Furthermore, the allegation that Attorneys Lee Swartz and Dennis Sheaffer appeared in court on

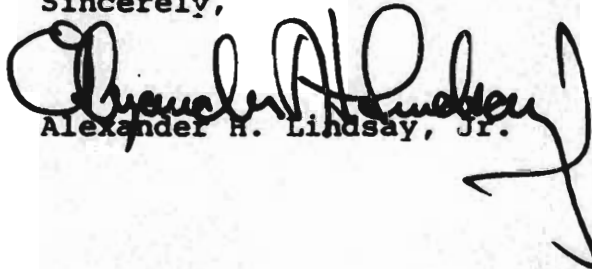
Charles N. Steele, Esq.
Page 3
August 11, 1986

two straight days representing the candidacy of Alexander H. Lindsay, Jr. in two separate actions before the Commonwealth Court, is simply false. In the action on April 1, 1986, the candidate represented himself.

As for the charge that the Lindsay for Congress Committee failed to file a Statement of Organization, it is typical of this politically motivated "complaint". FEC Form 2 was received by the Clerk of the House on April 7, 1986 (see copy attached). This complaint is obvious harassment since "Mr. Greer" reports the Lindsay campaign's FEC identification number, which can only be obtained by filing a Statement of Organization.

In the future, I would hope that Joe Kolter and "William J. Greer" would do a little checking before leveling baseless charges that tie up the public resources of the Federal Election Commission.

Sincerely,


Alexander H. Lindsay, Jr.

86040520810

Attachment 5

500 # 1303

REC
Snyder
AUG 22 9:18

LAW OFFICES
HEFFORD, SWARTZ, MENAKER & MORGAN
111 NORTH FRONT STREET
P.O. BOX 888
HARRISBURG, PENNSYLVANIA 17108-0888

TELEPHONE
(717) 234-4121

36 AUG 22 P 3: 57

COPIES
10/1/86

H. JOSEPH HEFFORD, R.C.
LEE C. SWARTZ
BONNIE D. MENAKER
JAMES G. MORGAN, JR.
CHRISTOPHER M. CICCONI
SANDRA L. MEILTON
STEPHEN M. GREECHER, JR.
RICHARD R. MISLITSKY
MARY B. SEIVERLING
DENNIS R. SHEAFFER

August 18, 1986

Charles N. Steele, Esquire
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 10463

Re: MUR 2200

Dear Mr. Steele:

By this letter I am responding to the complaint filed against the Lindsay for Congress Committee and its treasurer, Cynthia Redmond, under MUR 2200. This response will be directed specifically to those alleged violations involving Lee C. Swartz and myself.

As a factual clarification, it should be noted that Mr. Swartz and myself made a single appearance on behalf of the candidate, Alexander Lindsay. That appearance was made before the Commonwealth Court of Pennsylvania in Harrisburg, Pennsylvania on March 31, 1986 in defense of a challenge to Mr. Lindsay's nomination petition. There was some minor preparation done prior to the hearing, but there was no extensive preparation as we are familiar with these types of proceedings and have handled many similar nomination petition challenges. Regardless of the amount of time spent, Mr. Swartz and myself had volunteered to work on this matter for Mr. Lindsay. It is not a matter of donation of billed costs and services; rather, we expended our time and efforts in support of Mr. Lindsay's campaign as volunteers. The amount paid to our firm represented actual costs and expenses incurred in defense of the nomination petition challenge. The costs incurred were for telephone expenses, copying charges, subpoena charges and expert fee charges. None of the \$165.50 that was paid by Mr. Lindsay's campaign committee had to do with the time expended by the attorneys or any fee involved for the attorneys' time.

35040520811

Charles N. Steele, Esquire
Page 2
August 18, 1986

Any allegation that Mr. Swartz allegedly stated he would "donate" his firm's services is completely inaccurate or, at the very least, misinterpreted. If there is any mention as to a donation, it would have been with regard to the \$165.50 for the costs which had been advanced in the Commonwealth Court matter and which was expended for Mr. Lindsay's benefit. As such, the determination was made that Mr. Lindsay and his campaign committee would reimburse our firm for those expenses; consequently, no donation by the firm was made.

Thank you for your attention to this matter and if we can be of any further assistance, please do not hesitate to contact us.

Very truly yours,

HEPFORD, SWARTZ, MENAKER & MORGAN


Dennis R. Sheaffer

DRS:pjg

85040620812

attachment 6
(part 1)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Cynthia Redmond, Treasurer
Lindsay for Congress Committee
P.O. Box 238
Freeport, PA 16229

RE: MUR 2200
Lindsay for Congress Committee
and Cynthia Redmond, as
Treasurer

Dear Ms. Redmond:

On , 198, the Commission found reason to believe that the Lindsay for Congress Committee and you, as treasurer, had violated 11 C.F.R. § 104.5(f), a provision of the Commission's regulations, in connection with the above referenced MUR. However, after considering the circumstances of this matter, the Commission has determined to take no further action and close its file. The Commission also found no reason to believe your committee, and you as treasurer, violated 2 U.S.C. §§ 433 and 441a(f), provisions of the Federal Election Campaign Act of 1971, as amended.

The file in this matter will be made part of the public record within 30 days. Should you wish to submit any materials to appear on the public record, please do so within 10 days.

The Commission reminds you that failure to file 48 hour notifications within 48 hours of receipt of an \$1,000 contribution between 20 days and 48 hours before an election, and failure to include thereon the occupations and employers of the contributors, nevertheless appears to be a violation of 11 C.F.R. § 104.5(f). You should take immediate steps to insure that this oversight does not occur in the future.

If you have any questions, please direct them to Charles Snyder, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Joan D. Aikens
Chairman

Enclosure
General Counsel's Report

8 5 0 4 0 5 2 0 8 1 3

Attachment 6
(part 2)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Lee Swartz, Esquire
Hepford, Swartz, Menaker & Morgan
P.O. Box 889
Harrisburg, PA 17108

RE: MUR 2200
Lee Swartz

Dear Mr. Swartz:

On July 21, 1986, the Commission notified you of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

The Commission, on _____, 1986, determined that on the basis of the information in the complaint, and information provided by you, there is no reason to believe that a violation of any statute within its jurisdiction has been committed. Accordingly, the Commission closed its file in this matter. This matter will become a part of the public record within 30 days.

Sincerely,

Charles N. Steele
General Counsel

By: Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

86040320814

attachment 77



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

William Greer
3007 Old Pittsburgh Road
New Castle, PA 16101

Re: MUR 2200

Dear Mr. Greer:

8 6 0 4 0 5 2 0 8 1 5
The Federal Election Commission has reviewed the allegations of your complaint dated July 8, 1986, and determined on , 198 , that on the basis of the information provided in your complaint and information provided by the Respondents there is no reason to believe that a violation of 2 U.S.C. §§ 433 and 441a, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act") has been committed. The Commission found reason to believe a violation of 11 C.F.R. § 104.5(f) occurred, but determined to take no further action. Accordingly, the Commission has decided to close the file in this matter. The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Should additional information come to your attention which you believe establishes a violation of the Act, you may file a complaint pursuant to the requirements set forth in 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4.

Sincerely,

Charles N. Steele
General Counsel

By Lawrence M. Noble
Deputy General Counsel

Enclosure
General Counsel's Report

6CC#1303

RECEIVED AT THE FEC

LAW OFFICES

HEPFORD, SWARTZ, MENAKER & MORGAN

III NORTH FRONT STREET

P.O. BOX 889

HARRISBURG, PENNSYLVANIA 17108-0889

86 AUG 22 49:18

TELEPHONE (717) 234-4121

86 AUG 22 P 3: 57

RECEIVED
GENERAL COUNSEL

H. JOSEPH HEPFORD, R.C.
LEE C. SWARTZ
BONNIE D. MENAKER
JAMES G. MORGAN, JR.
CHRISTOPHER M. CICCONI
SANDRA L. MEILTON
STEPHEN M. GREECHER, JR.
RICHARD P. MISLITSKY
MARY B. SEIVERLING
DENNIS R. SHEAFFER

August 18, 1986

Charles N. Steele, Esquire
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 10463

Re: MUR 2200

Dear Mr. Steele:

By this letter I am responding to the complaint filed against the Lindsay for Congress Committee and its treasurer, Cynthia Redmond, under MUR 2200. This response will be directed specifically to those alleged violations involving Lee C. Swartz and myself.

As a factual clarification, it should be noted that Mr. Swartz and myself made a single appearance on behalf of the candidate, Alexander Lindsay. That appearance was made before the Commonwealth Court of Pennsylvania in Harrisburg, Pennsylvania on March 31, 1986 in defense of a challenge to Mr. Lindsay's nomination petition. There was some minor preparation done prior to the hearing, but there was no extensive preparation as we are familiar with these types of proceedings and have handled many similar nomination petition challenges. Regardless of the amount of time spent, Mr. Swartz and myself had volunteered to work on this matter for Mr. Lindsay. It is not a matter of donation of billed costs and services; rather, we expended our time and efforts in support of Mr. Lindsay's campaign as volunteers. The amount paid to our firm represented actual costs and expenses incurred in defense of the nomination petition challenge. The costs incurred were for telephone expenses, copying charges, subpoena charges and expert fee charges. None of the \$165.50 that was paid by Mr. Lindsay's campaign committee had to do with the time expended by the attorneys or any fee involved for the attorneys' time.

9180250008

Charles N. Steele, Esquire
Page 2
August 18, 1986

Any allegation that Mr. Swartz allegedly stated he would "donate" his firm's services is completely inaccurate or, at the very least, misinterpreted. If there is any mention as to a donation, it would have been with regard to the \$165.50 for the costs which had been advanced in the Commonwealth Court matter and which was expended for Mr. Lindsay's benefit. As such, the determination was made that Mr. Lindsay and his campaign committee would reimburse our firm for those expenses; consequently, no donation by the firm was made.

Thank you for your attention to this matter and if we can be of any further assistance, please do not hesitate to contact us.

Very truly yours,

HEPFORD, SWARTZ, MENAKER & MORGAN


Dennis R. Sheaffer

DRS:pjg

96040620817

QCC #1211
RECEIVED AT THE FEC



Lindsay For Congress



8 AUG 13 AM 10:07

4th Congressional District of Pennsylvania

P.O. Box 238 • Freeport, PA 16229 • (412) 295-2316

Chairman
Art Rauschenberger

Manager
John Greenbaum

Treasurer
Cynthia A. Redmond

August 11, 1986

Charles N. Steele, Esq.
General Counsel
Federal Election Commission
999 E. Street, N.W.
Washington, DC 20463

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

86 AUG 13 4:35 PM

Re: MUR 2200

Dear Mr. Steele:

The Lindsay for Congress Committee submits the following in response to the complaint filed against it and its treasurer, Cynthia Redmond, and denominated Matter Under Review 2200. For the reasons set forth herein, the Federal Election Commission should find no reason to believe that we have violated the Federal Election Campaign Act of 1971, as amended (the "Act").

The complaint, brought by a supporter of my Democratic opponent, makes three charges; (A) violation of the "48-hour" reporting rule; (B) the alleged failure to report a contribution; and (C) the alleged failure to file a Statement of Organization.

Charles N. Steele, Esq.
Page 2
August 11, 1986

Unfortunately, the Lindsay for Congress Committee did fail to report within 48 hours of receipt contributions of greater than \$1,000 received within 20 days of the Pennsylvania primary. This was an unintentional oversight on our part due to the fact that this is our first federal campaign and we were not familiar with this rule. I can assure you this mistake was unintentional and will not happen during the 20 days prior to the November election. Obviously, there was no intent to not report these contributions, since they appear on our pre-primary report.

The allegation that the Lindsay for Congress Committee failed to report a contribution from a law firm is false. The attorneys in question, Lee Swartz and Dennis Sheaffer, volunteered their time to the campaign. As such, their "time" was not a contribution and did not have to be reported. 2 U.S.C. 431 (8)(B)(i). Their law firm did provide some services and goods to the campaign, such as copying, typing services and advancing witness fees. Accordingly, these expenses could have been provided as in-kind contributions by the firm, or reimbursed by the campaign. The campaign decided to pay directly for these services and goods, and reported it as a Schedule B disbursement. Furthermore, the allegation that Attorneys Lee Swartz and Dennis Sheaffer appeared in court on

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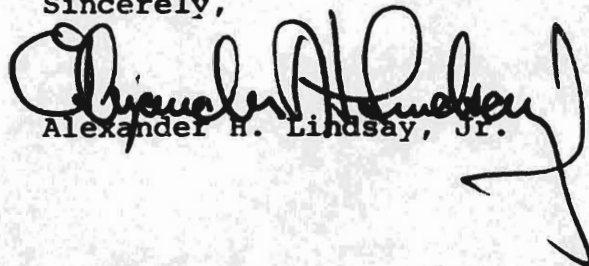
Charles N. Steele, Esq.
Page 3
August 11, 1986

two straight days representing the candidacy of Alexander H. Lindsay, Jr. in two separate actions before the Commonwealth Court, is simply false. In the action on April 1, 1986, the candidate represented himself.

As for the charge that the Lindsay for Congress Committee failed to file a Statement of Organization, it is typical of this politically motivated "complaint". FEC Form 2 was received by the Clerk of the House on April 7, 1986 (see copy attached). This complaint is obvious harassment since "Mr. Greer" reports the Lindsay campaign's FEC identification number, which can only be obtained by filing a Statement of Organization.

In the future, I would hope that Joe Kolter and "William J. Greer" would do a little checking before leveling baseless charges that tie up the public resources of the Federal Election Commission.

Sincerely,


Alexander H. Lindsay, Jr.

86040520930



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 8, 1986

MEMORANDUM

TO: CHARLES STEELE
GENERAL COUNSEL

FROM: LEE GARRITY /
COMPLIANCE ANALYST
COMPLIANCE BRANCH, REPORTS ANALYSIS DIVISION

SUBJECT: MUR 2200

Please review the attached Request for Additional Information which is to be sent to Lindsay for Congress for the July Quarterly Report. If no response or an inadequate response is received, a Second Notice will be sent.

Any comments which you may have should be forwarded to RAD by 3:00 p.m. on Tuesday, August 12, 1986. Thank you.

COMMENTS:

Attachment

86040520821



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RQ-2

Cynthia A. Redmond, Treasurer
Lindsay for Congress
P.O. Box 238
Freeport, PA 16229

Identification Number: C00204875

Reference: July Quarterly Report (5/1/86-6/30/86)

Dear Ms. Redmond:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Column B figures for the Summary and Detailed Summary Pages should equal the sum of the Column B figures of your previous report and the Column A figures of this report. Please amend your report to correct the Column B discrepancies for Line(s) 7(a) and 7(c) and any subsequent report(s) which may be affected by this correction. Note that Column B should reflect the year-to-date totals for calendar year 1986 only.

An amendment to your original report(s) correcting the above problem(s) should be filed with the Clerk of the House of Representatives, 1036 Longworth House Office Building, Washington, DC 20515 within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 376-2480.

Sincerely,

A handwritten signature in black ink, reading "Thomas R. White". The signature is written in a cursive style with a large, stylized "T" and "W".

Thomas R. White
Reports Analyst
Reports Analysis Division

85040520822

QCC#1108

RECEIVED AT THE FEC



Lindsay For Congress



AUG 4

P12: 10

4th Congressional District of Pennsylvania**P.O. Box 238 • Freeport, PA 16229 • (412) 295-2316****Chairman**
Art Rauschenberger**Manager**
John Greenbaum**Treasurer**
Cynthia A. Redmond**August 1, 1986**

Charles Snyder
Office of General Counsel
Federal Elections Commission
999 East Street, NW
Washington, DC 20463

Re: MUR 2200

Dear Mr. Snyder:

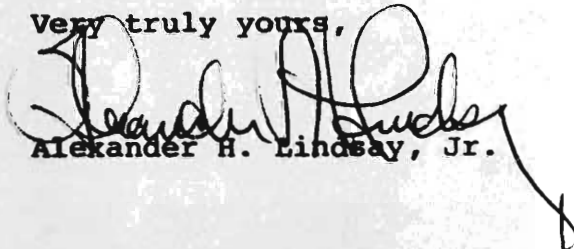
This letter is to confirm our conversation of July 31, 1986 wherein I requested a 15-day extension to file a response to the Complaint filed at the above number.

As I indicated to you in my telephone conversation, the extension is necessary because I am, at this time, awaiting a copy of a draft response from counsel in Washington, DC. I am informed by counsel in Washington that a 15-day extension is necessary so that he may properly investigate the matter and prepare an appropriate response.

Unless I hear otherwise from you immediately, I will assume that the 15-day extension has been granted.

Your kind cooperation in this matter is appreciated.

Very truly yours,


Alexander H. Lindsay, Jr.

CERTIFIED MAIL

36 AUG 4 P4:00

RECEIVED
OFFICE OF THE
GENERAL COUNSEL

95040520823

permanent



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 16, 1986

Mr. William Greer
3007 Old Pittsburgh Road
New Castle, PA 16101

Dear Mr. Greer:

This letter will acknowledge receipt of a complaint filed by you which we received on July 14, 1986, which alleges possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Lindsay for Congress Committee. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to this office. We suggest that this information be sworn to in the same manner as your original complaint. For your information, we have attached a brief description of the Commission's procedures for handling complaints. We have numbered this matter under review MUR 2200. Please refer to this number in all future correspondence. If you have any questions, please contact Lorraine F. Ramos at (202) 376-3110.

Sincerely,

Charles N. Steele
General Counsel

A handwritten signature in dark ink, appearing to read "Lawrence M. Noble", is written over the typed name.

By: Lawrence M. Noble
Deputy General Counsel

Enclosure

86040520824



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 16, 1986

Cynthia Redmond, Treasurer
Lindsay for Congress Committee
P.O. Box 238
Freeport, PA 16229

Re: MUR 2200

Dear Ms. Redmond:

This letter is to notify you that the Federal Election Commission received a complaint which alleges that you, as treasurer, and your committee, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2200. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain 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 matter to be made public. 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.

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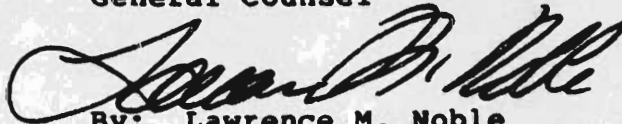
permanent

- 2 -

If you have any questions, please contact Charles Snyder, the attorney assigned to this matter, at (202) 376-5690. For your information, we have attached a brief description of the Commissions's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lawrence M. Noble
Deputy General Counsel

Enclosures
Complaints
Procedures
Designation of Counsel Statement

cc: Alexander H. Lindsay, Jr.
186 Iron Bridge Road
Sarver, PA 16055

86040320826



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 16, 1986

To Alexander H. Lindsay, Jr.
Cynthia Redmond, Treasurer
Lindsay for Congress Committee
P.O. Box 238
Freeport, PA 16229

Re: MUR 2200

Dear Ms. Redmond:

This letter is to notify you that the Federal Election Commission received a complaint which alleges that you, as treasurer, and your committee, may have violated certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2200. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain 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 matter to be made public. 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.

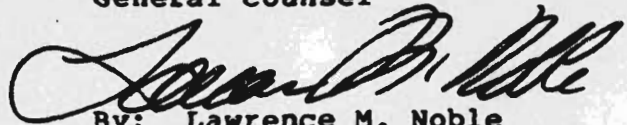
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- 2 -

If you have any questions, please contact Charles Snyder, the attorney assigned to this matter, at (202) 376-5690. For your information, we have attached a brief description of the Commissions's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lawrence M. Noble
Deputy General Counsel

Enclosures
Complaints
Procedures
Designation of Counsel Statement

cc: Alexander H. Lindsay, Jr.
186 Iron Bridge Road
Sarver, PA 16055

86040320828



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 21, 1986

Lee Swartz, Esq.
Hetford, Swartz, Meneker and Morgan
P.O. Box 889
Harrisburg, PA 17108

Re: MUR 2200

Dear Mr. Swartz:

This letter is to notify you that the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2200. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. Your response must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath.

This matter will remain 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 matter to be made public. 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.

86040520829

If you have any questions, please contact Charles Snyder, the attorney assigned to this matter, at (202) 376-5690. For your information, we have attached a brief description of the Commission's procedure for handling complaints.

Sincerely,

Charles N. Steele
General Counsel



By: Lawrence M. Noble
Deputy General Counsel

Enclosures
Complaints
Procedures
Designation of Counsel Statement

86040520830

Complaint
MUR 2200

William Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101
July 8, 1986

Mr. Charles N. Steele
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

SENSITIVE

65 JUL 14 P3:15

Dear Mr. Steele:

Please examine the "twelfth day preceding the primary" report of the Lindsay for Congress Committee (F.E.C. I.D. No. 119024), Cynthia Redmond, Treasurer. You will notice on page 1 of 1 for line number 17, operating expenditures, a disbursement of \$165.50 for a "challenge legal petition" to the law firm of Hetford, Swartz, Meneker & Morgan, P.O. Box 889, Harrisburg, PA, 17108.

This expenditure was to cover the expenses of Attorney Lee Swartz, who appeared in court on two straight days (March 31, 1986 and April 1, 1986) representing the candidacy of Alexander Lindsay (4th Dist. PA) in two separate actions before the Commonwealth Court. Attorney Swartz also had present and assisting him, at least one other associate of the law firm. Needless to say, many hours of legal preparation were required for both these cases.

I am sure that if you checked average billings in the area, or if you inquired into the hourly rates at Hetford, Swartz, Meneker & Morgan, you would find that the true value of this legal work done for candidate Lindsay was closer to \$3,000.00 rather than the \$165.50 reported. Certain witnesses in the court on March 31st have reported that Mr. Swartz said he would "donate" his firm's services.

Candidate Lindsay has violated federal election law by not reporting this contribution (2 U.S.C. 432(b)). As an in-kind contribution, this must also be reported as a disbursement (11 CFR 102.9) as failure to do so violates federal law. Mr. Swartz's contribution of his time is clearly in excess of the \$1,000.00 limit on individual contributions (11 CFR 110.1 (a)(1)).

Regarding documentation, the appearance in court by the named attorney is a matter of public record. His average billing per hour is easily obtainable.

Sincerely,

Sworn to and subscribed before
me this 8th day of July,
1986.

Janet L. Kalajainen
Recorder

William J. Greer
William J. Greer
JANET L. KALAJAINEN
Register & Recorder
Notary for Monday in Jan. 1990

86040520831

Commission
MUR 2200

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

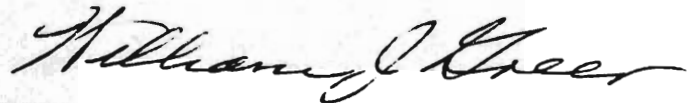
Dear Mr. Steele:

During my examination of the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements, FEC I.D. no. 119024, I noticed that there are three \$1,000 contributions which were to be filed 48 hours before election day. The date of this report is May 20, 1986.

According to the Code of Federal Elections, Title 11, Chapter One, it is required as part of each contributor's "identification" that the occupation and employer be included. This is stated under sections 104.5 and 102.8. Identification is defined in section 100.12. I have enclosed copies of said documentation, for your convenience.

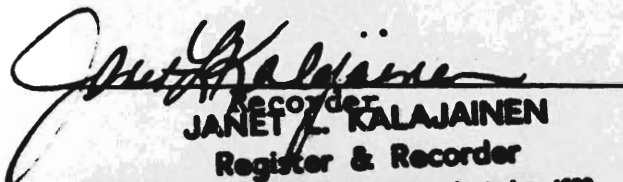
I know that we both understand the reasoning behind this requirement, as well as the importance of its adherence. This is why I would appreciate it if you would investigate this matter thoroughly.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder
JANET L. KALAJAINEN
Register & Recorder

85040320832

Commission
MUR 2200

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

In looking over the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I found that there are three \$1,000 contributions which were to be reported at least 48 hours prior to election day. The date of the report is May 20, 1986. As you will see, it appears that the deadline was not met.

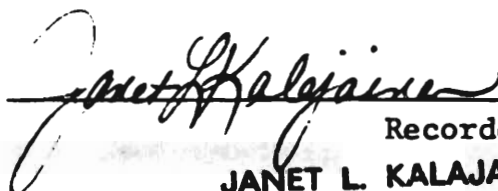
I used as my source of information the Code of Federal Regulations, Title 11, Chapter One, the Federal Elections Commission. The pertinent information is under section 104.5 (f). I have enclosed a copy of the said section for your convenience.

I ask that you please investigate this matter, for I believe it may be a violation of FEC regulations.

Sincerely,


William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.


Recorder
JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040620833

Commission
MUR 2200

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

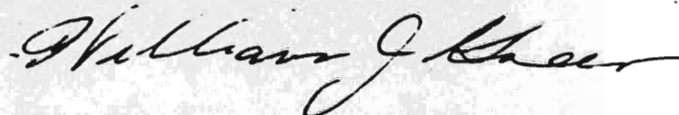
Dear Mr. Steele:

In reading the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I noticed that a "Statement of Organization" was not included. This report is dated May 5, 1986.

Under the Code of Federal Elections, Title 11, Chapter One, a "Statement of Organization" (Section 102.2), is required to be filed. Enclosed please find a copy of said documentation which supports my claim.

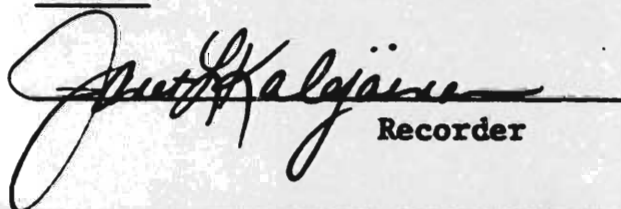
I ask that you please investigate this matter, which I believe to be a violation of FEC regulations.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.


Recorder

JANET L. KALAJAINEN

Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040520834

mittee within the meaning of 11 CFR 100.5. Such statement(s) shall be filed at the place of filing specified at 11 CFR Part 105.

§ 102.2 Statement of organization: Forms and committee identification number (2 U.S.C. 433(b), (c)).

(a) **Forms.** (1) The Statement of Organization shall be filed in accordance with 11 CFR Part 105 on Federal Election Commission Form 1, which may be obtained from the Federal Election Commission, 999 E Street, NW., Washington, DC 20463. The Statement shall be signed by the treasurer and shall include the following information:

(i) The name, address, and type of committee;

(ii) The name, address, relationship, and type of any connected organization or affiliated committee in accordance with 11 CFR 102.2(b);

(iii) The name, address, and committee position of the custodian of books and accounts of the committee;

(iv) The name and address of the treasurer of the committee;

(v) If the committee is authorized by a candidate, the name, office sought (including State and Congressional district, when applicable) and party affiliation of the candidate; and the address to which communications should be sent;

(vi) A listing of all banks, safe deposit boxes, or other depositories used by the committee.

(2) Any change or correction in the information previously filed in the Statement of Organization shall be reported no later than 10 days following the date of the change or correction by filing an amended Statement of Organization or by filing a letter noting the change(s). The amendment need list only the name of such committee and the change or correction.

(b) For purposes of 11 CFR 102.2(a)(1)(ii), political committees shall disclose the names of any connected organization(s) or affiliated committee(s) in accordance with 11 CFR 102.2(b)(1) and (2).

(1) "Affiliated committee" includes any committee defined in 11 CFR 100.5(g).

Federal Election Commission

(i) A principal campaign committee is required to disclose the names and addresses of all other authorized committees which have been authorized by its candidate. Authorized committees need only disclose the name of their principal campaign committee.

(ii)(A) Political committees established by a single parent corporation, a single national or international union, a single organization or federation of national or international unions, a single national membership organization or trade association, or any other similar group of persons (other than political party organizations) are required to disclose the names and addresses of all political committees established by any subsidiary, or by any State, local, or other subordinate unit of a national or international union or federation thereof, or by any subordinate units of a national membership organization, trade association, or other group of persons (other than political party organizations).

(B) Political committees established by subsidiaries, or by State, local, or other subordinate units are only required to disclose the name and address of each political committee established by their parent or superior body, e.g., parent corporation, national or international union or organization or federation of such unions, or national organization or trade association.

(2) "Connected organization" includes any organization defined at 11 CFR 100.6.

(c) **Committee identification number.** Upon receipt of a Statement of Organization under 11 CFR Part 102 by the Commission, an identification number shall be assigned to the committee, receipt shall be acknowledged, and the political committee shall be notified of the number assigned. This identification number shall be entered by the political committee on all subsequent reports or statements filed under the Act, as well as on all communications concerning reports and statements.

[45 FR 15104, Mar. 7, 1980, as amended at 50 FR 50778, Dec. 12, 1985]

§ 102.3 Termination of registration U.S.C. 433(d)(1)).

(a) A political committee (other than a principal campaign committee) may terminate only upon filing a termination report on the appropriate Form or upon filing a written statement containing the same information at the place of filing specified at 11 CFR Part 105. Except as provided in 11 CFR 102.4(c), only a committee which will no longer receive contributions or make any disbursement that would otherwise qualify for a political committee may be provided that such committee's outstanding debts and obligations are paid. In addition, the committee shall also provide a final receipt and disbursements report shall include a statement of the purpose for which such funds will be used, including whether such funds will be used to defray expenses incurred in connection with the committee's duties as a holder of office.

(b) Except as provided at 102.4, a principal campaign committee may not terminate until it has met the requirements of 11 CFR 102.4 until all debts of any other authorized committee(s) of the candidate have been extinguished.

[45 FR 15104, Mar. 7, 1980, as amended at 45 FR 21209, Apr. 1, 1980]

§ 102.4 Administrative termination U.S.C. 433(d)(2)).

(a) The Commission, on its own initiative or upon the request of the political committee itself, may administratively terminate a political committee's reporting obligation on the basis of the following factors:

(1) The committee's aggregated reported financial activity in one year is less than \$5000;

(2) The committee's report is late or no receipt of contributions for the previous year;

(3) The committee's last reported minimal expenditures;

(4) The committee's primary purpose for filing its reports has been to disclose outstanding debts and liabilities.

86040320836

OGC Docket



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM TO:

THE COMMISSION

FROM:

MARJORIE W. EMMONS/CHERYL A. FLEMING

DATE:

JULY 14, 1986

SUBJECT:

MUR 2200 - Complaint

The attached has been circulated for your
information.

86040620837

Attachment

Continued from
MUR 2200

William Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101
July 8, 1986

Mr. Charles N. Steele
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

SENSITIVE

Dear Mr. Steele:

Please examine the "twelfth day preceding the primary" report of the Lindsay for Congress Committee (F.E.C. I.D. No. 119024), Cynthia Redmond, Treasurer. You will notice on page 1 of 1 for line number 17, operating expenditures, a disbursement of \$165.50 for a "challenge legal petition" to the law firm of Hetford, Swartz, Meneker & Morgan, P.O. Box 889, Harrisburg, PA, 17108.

This expenditure was to cover the expenses of Attorney Lee Swartz, who appeared in court on two straight days (March 31, 1986 and April 1, 1986) representing the candidacy of Alexander Lindsay (4th Dist. PA) in two separate actions before the Commonwealth Court. Attorney Swartz also had present and assisting him, at least one other associate of the law firm. Needless to say, many hours of legal preparation were required for both these cases.

I am sure that if you checked average billings in the area, or if you inquired into the hourly rates at Hetford, Swartz, Meneker & Morgan, you would find that the true value of this legal work done for candidate Lindsay was closer to \$3,000.00 rather than the \$165.50 reported. Certain witnesses in the court on March 31st have reported that Mr. Swartz said he would "donate" his firm's services.

Candidate Lindsay has violated federal election law by not reporting this contribution (2 U.S.C. 432(b)). As an in-kind contribution, this must also be reported as a disbursement (11 CFR 102.9) as failure to do so violates federal law. Mr. Swartz's contribution of his time is clearly in excess of the \$1,000.00 limit on individual contributions (11 CFR 110.1 (a)(1)).

Regarding documentation, the appearance in court by the named attorney is a matter of public record. His average billing per hour is easily obtainable.

Sincerely,

Sworn to and subscribed before
me this 8th day of July,
1986.

Janet L. Kalajainen
Recorder

William J. Greer
William J. Greer
JANET L. KALAJAINEN
Register & Recorder
Notary for Monday in Jan. 1990

Commission

MUR 2200

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

In looking over the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I found that there are three \$1,000 contributions which were to be reported at least 48 hours prior to election day. The date of the report is May 20, 1986. As you will see, it appears that the deadline was not met.

I used as my source of information the Code of Federal Regulations, Title 11, Chapter One, the Federal Elections Commission. The pertinent information is under section 104.5 (f). I have enclosed a copy of the said section for your convenience.

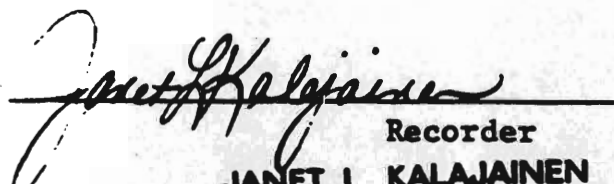
I ask that you please investigate this matter, for I believe it may be a violation of FEC regulations.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder
JANET L. KALAJAINEN
Register & Recorder

86049620839

Commission
MUR 2200

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

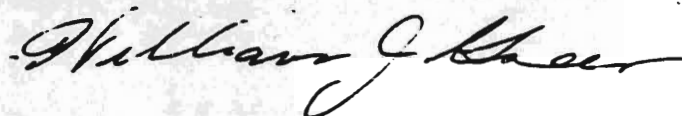
Dear Mr. Steele:

In reading the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I noticed that a "Statement of Organization" was not included. This report is dated May 5, 1986.

Under the Code of Federal Elections, Title 11, Chapter One, a "Statement of Organization" (Section 102.2), is required to be filed. Enclosed please find a copy of said documentation which supports my claim.

I ask that you please investigate this matter, which I believe to be a violation of FEC regulations.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder

JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

96040520340

MUR # 2200

DATE RECEIVED: 7/11/86

COMPLAINANT: William J. Green

RESPONDENT: Lindsay for Congress Committee
Cynthia Redmond, Treasurer

TRACK ASSIGNED: _____

FINAL REVIEW BY: A.G.C. G.C.

STAFF ASSIGNED: Snyder / Whittier

DATE: 7-14-86

DATE OF FIRST G.C. REPORT: to Aug - due 8/25
12 days - due 7/28

[Signature]
Signature of G.C.

7/11/86
Date

Please return to Docket after assignment.

ASSIGNMENT SHEET

While there were four separate letters,
handle as one MUR.

86040520841

86 JUL 11 A9:27

GCC #914

36 JUL 11 A10:19

FEDERAL ELECTIONS COMMISSION

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

During my examination of the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements, FEC I.D. no. 119024, I noticed that there are three \$1,000 contributions which were to be filed 48 hours before election day. The date of this report is May 20, 1986.

According to the Code of Federal Elections, Title 11, Chapter One, it is required as part of each contributor's "identification" that the occupation and employer be included. This is stated under sections 104.5 and 102.8. Identification is defined in section 100.12. I have enclosed copies of said documentation, for your convenience.

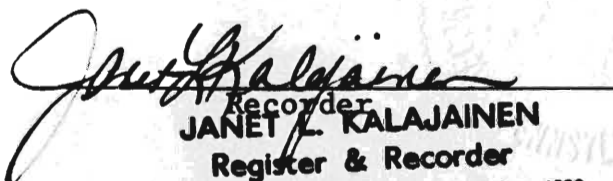
I know that we both understand the reasoning behind this requirement, as well as the importance of its adherence. This is why I would appreciate it if you would investigate this matter thoroughly.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.


Recorder
JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040520842

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

During my examination of the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements, FEC I.D. no. 119024, I noticed that there are three \$1,000 contributions which were to be filed 48 hours before election day. The date of this report is May 20, 1986.

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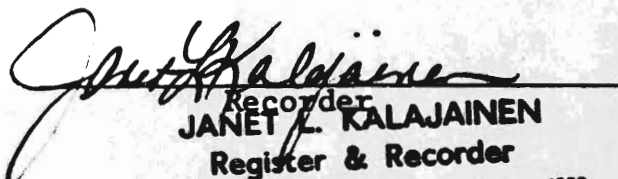
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Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder
JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040520843

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

During my examination of the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements, FEC I.D. no. 119024, I noticed that there are three \$1,000 contributions which were to be filed 48 hours before election day. The date of this report is May 20, 1986.

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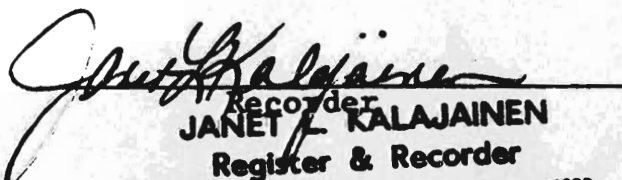
I know that we both understand the reasoning behind this requirement, as well as the importance of its adherence. This is why I would appreciate it if you would investigate this matter thoroughly.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder
JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040320844

86 JUL 11 49:26

William Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101
July 8, 1986

GCC #916

Mr. Charles N. Steele
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

Dear Mr. Steele:

Please examine the "twelfth day preceding the primary" report of the Lindsay for Congress Committee (F.E.C. I.D. No. 119024), Cynthia Redmond, Treasurer. You will notice on page 1 of 1 ~~for~~ line number 17, operating expenditures, a disbursement of \$165.50 for a "challenge legal petition" to the law firm of Hetford, Swartz, Meneker & Morgan, P.O. Box 889, Harrisburg, PA, 17108.

This expenditure was to cover the expenses of Attorney Lee Swartz, who appeared in court on two straight days (March 31, 1986 and April 1, 1986) representing the candidacy of Alexander Lindsay (4th Dist. PA) in two separate actions before the Commonwealth Court. Attorney Swartz also had present and assisting him, at least one other associate of the law firm. Needless to say, many hours of legal preparation were required for both these cases.

I am sure that if you checked average billings in the area, or if you inquired into the hourly rates at Hetford, Swartz, Meneker & Morgan, you would find that the true value of this legal work done for candidate Lindsay was closer to \$3,000.00 rather than the \$165.50 reported. Certain witnesses in the court on March 31st have reported that Mr. Swartz said he would "donate" his firm's services.

Candidate Lindsay has violated federal election law by not reporting this contribution (2 U.S.C. 432(b)). As an in-kind contribution, this must also be reported as a disbursement (11 CFR 102.9) as failure to do so violates federal law. Mr. Swartz's contribution of his time is clearly in excess of the \$1,000.00 limit on individual contributions (11 CFR 110.1 (a)(1)).

Regarding documentation, the appearance in court by the named attorney is a matter of public record. His average billing per hour is easily obtainable.

Sincerely,

Sworn to and subscribed before
me this 8th day of July,
1986.

Janet L. Kalajainen
Recorder

William J. Greer
William J. Greer
JANET L. KALAJAINEN
Register & Recorder
My Commission Expires 1st Monday in Jan. 1990

86040320845

William Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101
July 8, 1986

Mr. Charles N. Steele
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

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Sworn to and subscribed before
me this 8th day of July,
1986.

Janet L. Kalajainen
Recorder

William J. Greer
William J. Greer
JANET L. KALAJAINEN
Register & Recorder
Notary Public for Monday Jan. 1990

William Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101
July 8, 1986

Mr. Charles N. Steele
General Counsel
Federal Election Commission
999 E Street NW
Washington, DC 20463

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1986.

Janet L. Kalajainen
Recorder

William J. Greer
William J. Greer
JANET L. KALAJAINEN
Register & Recorder
Expires 1st Monday in Jan. 1990

86 JUL 11 A9:26

GCC #915

Charles N. Steele
 General Counsel, Federal
 Elections Commission
 999 E Street, N.W.
 Washington, D.C. 20463

Dear Mr. Steele:

In looking over the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I found that there are three \$1,000 contributions which were to be reported at least 48 hours prior to election day. The date of the report is May 20, 1986. As you will see, it appears that the deadline was not met.

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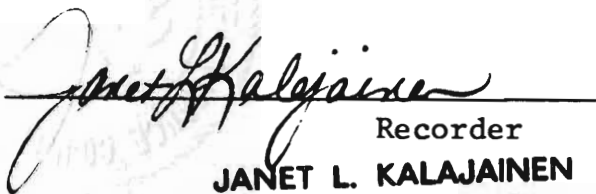
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Sincerely,



William J. Greer
 3007 Old Pittsburgh Road
 New Castle, Pennsylvania 16101

Sworn to and subscribed before
 me this 8th day of July
1986.



Recorder
 JANET L. KALAJAINEN

Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

86 JUL 11 A10:19

GENERAL COUNSEL

860403208848

86040520849

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

In looking over the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I found that there are three \$1,000 contributions which were to be reported at least 48 hours prior to election day. The date of the report is May 20, 1986. As you will see, it appears that the deadline was not met.

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Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder
JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

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I ask that you please investigate this matter, for I believe it may be a violation of FEC regulations.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.



Recorder

JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

86040320850

bed at 11 CFR 104.5(a)(1)(i), a general election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(ii), and a year-end report shall be filed no later than January 31 of the following calendar year.

(i) If on January 1 of the election year, the committee does not anticipate receiving or has not received contributions aggregating \$100,000 or does not anticipate making or has not made expenditures aggregating \$100,000, the committee shall file a general election report or reports, a post-election report and, quarterly reports, as prescribed in 11 CFR 104.5(a)(1).

(ii) If during the election year, a committee filing under 11 CFR 104.5(b)(1)(ii) receives contributions aggregating \$100,000 or makes expenditures aggregating \$100,000, the treasurer shall begin filing monthly reports the next reporting period.

(2) *Non-election year reports.* During a non-election year, the treasurer shall file either (i) monthly reports as prescribed at 11 CFR 104.5(b)(1)(i); or (ii) quarterly reports as prescribed at 11 CFR 104.5(a)(1).

(3) *Committees other than authorized committees of candidates.* Each political committee which is not the authorized committee of a candidate shall file either: election year and non-election year reports as prescribed at 11 CFR 104.5(c)(1) and (2); or monthly reports as prescribed at 11 CFR 104.5(c)(3). A political committee reporting under 11 CFR 104.5(c) may not change the frequency of its reporting from monthly to quarterly or semi-annually or vice versa. A committee may change its filing frequency only after notifying the Commission in writing of its intention at the time it files a required report under its current filing frequency. Each committee will then be required to file the next required report under its new filing frequency. A committee may change its filing frequency no more than once per calendar year.

(4) *Election year reports—(i) Quarterly reports.* (A) Quarterly reports shall be filed no later than the 15th day following the close of the immediately preceding calendar quarter, (on April 15, July 15, and October 15),

except that the report for the final calendar quarter of the year shall be filed on January 31 of the following calendar year.

(B) The reports shall be complete as of the last day of the calendar quarter for which the report is filed.

(C) The requirement for a quarterly report shall be waived if under 11 CFR 104.5(c)(1)(ii) a pre-election report is required to be filed during the period beginning on the fifth day after the close of the calendar quarter and ending on the fifteenth day after the close of the calendar quarter.

(ii) *Pre-election reports.* (A) Pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. Pre-election reports shall be filed no later than 12 days before any primary or general election. If sent by registered or certified mail, the report shall be mailed no later than the 15th day before any election.

(B) The report shall disclose all receipts and disbursements as of the 20th day before a primary or general election.

(iii) *Post-general election reports.* (A) A post-general election report shall be filed no later than 30 days after any general election.

(B) The report shall be complete as of the 20th day after the general election.

(2) *Non-election year reports—(i) Semi-annual reports.* (A) The first report shall cover January 1 through June 30, and shall be filed no later than July 31.

(B) The second report shall cover July 1 through December 31, and shall be filed no later than January 31 of the following year.

(3) *Monthly reports.* (i) Except as provided at 11 CFR 104.5(c)(3)(ii), monthly reports shall be filed no later than 20 days after the last day of the month.

(ii) In lieu of the monthly reports due in November and December, in any year in which a regularly scheduled general election is held, a pre-election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(i), a post-

general election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(ii), and a year-end report shall be filed no later than January 31 of the following calendar year.

(d) *Committees supporting Vice Presidential candidates.* The treasurer of a committee supporting a candidate for the office of Vice President (other than a nominee of a political party) shall file reports on the same basis that the principal campaign committee of a Presidential candidate must file reports under 11 CFR 104.5(b).

(e) *U.S. post mark.* A designation, report or statement sent by registered or certified mail shall be considered filed on the date of the U.S. post mark except that a twelve day pre-election report sent by certified or registered mail shall be mailed no later than the 15th day before any election. Designations, reports or statements sent by first class mail must be received by the close of business of the prescribed filing date to be timely filed.

(f) *48 hour notification of contributions.* If any contribution of \$1,000 or more is received by any authorized committee of a candidate after the 20th day, but more than 48 hours, before 12:01 A.M. of the day of the election, the principal campaign committee of that candidate shall notify the Commission, the Clerk of the House, the Secretary of the Senate and the Secretary of State, as appropriate, within 48 hours of receipt of the contribution. The notification shall be in writing and shall include the name of the candidate and office sought by the candidate, the identification of the contributor, and the date of receipt and amount of the contribution. The notification shall be in addition to the reporting of these contributions on the post-election report.

(g) *24 hour report of independent expenditures.* Any independent expenditures aggregating \$1,000 or more made after the 20th day, but more than 24 hours, before 12:01 A.M. of the day of the election, shall be reported within 24 hours after such independent expenditure is made. Such report shall be filed with the appropriate officers listed in 11 CFR 104.4(c) and shall contain the information required by 11 CFR 104.3(b)(3)(vii) indicating wheth-

ed at 11 CFR 104.5(a)(1)(i), a general election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(ii), and a year-end report shall be filed no later than January 31 of the following calendar year.

(i) If on January 1 of the election year, the committee does not anticipate receiving or has not received contributions aggregating \$100,000 or does not anticipate making or has not made expenditures aggregating \$100,000, the committee shall file a pre-election report or reports, a post-election report and, quarterly reports, as prescribed in 11 CFR 104.5(a)(1).

(ii) If during the election year, a committee filing under 11 CFR 104.5(b)(1)(ii) receives contributions aggregating \$100,000 or makes expenditures aggregating \$100,000, the treasurer shall begin filing monthly reports the next reporting period.

(i) *Non-election year reports.* During a non-election year, the treasurer shall file either: (i) monthly reports as prescribed at 11 CFR 104.5(b)(1)(i); or (ii) quarterly reports as prescribed at 11 CFR 104.5(a)(1).

(i) *Committees other than authorized committees of candidates.* Each political committee which is not the authorized committee of a candidate shall file either: election year and non-election year reports as prescribed at 11 CFR 104.5(c)(1) and (2); or monthly reports as prescribed at 11 CFR 104.5(c)(3). A political committee reporting under 11 CFR 104.5(c) may change the frequency of its reporting from monthly to quarterly semi-annually or vice versa. A committee may change its filing frequency only after notifying the Commission in writing of its intention at the time it files a required report under its current filing frequency. A committee will then be required to file the next required report under the new filing frequency. A committee may change its filing frequency no more than once per calendar year.

(i) *Election year reports—(i) Quarterly reports.* (A) Quarterly reports shall be filed no later than the 15th day following the close of the immediately preceding calendar quarter, (on April 15, July 15, and October 15),

except that the report for the final calendar quarter of the year shall be filed on January 31 of the following calendar year.

(B) The reports shall be complete as of the last day of the calendar quarter for which the report is filed.

(C) The requirement for a quarterly report shall be waived if under 11 CFR 104.5(c)(1)(ii) a pre-election report is required to be filed during the period beginning on the fifth day after the close of the calendar quarter and ending on the fifteenth day after the close of the calendar quarter.

(ii) *Pre-election reports.* (A) Pre-election reports for the primary and general election shall be filed by a political committee which makes contributions or expenditures in connection with any such election if such disbursements have not been previously disclosed. Pre-election reports shall be filed no later than 12 days before any primary or general election. If sent by registered or certified mail, the report shall be mailed no later than the 15th day before any election.

(B) The report shall disclose all receipts and disbursements as of the 20th day before a primary or general election.

(iii) *Post-general election reports.* (A) A post-general election report shall be filed no later than 30 days after any general election.

(B) The report shall be complete as of the 20th day after the general election.

(2) *Non-election year reports—(i) Semi-annual reports.* (A) The first report shall cover January 1 through June 30, and shall be filed no later than July 31.

(B) The second report shall cover July 1 through December 31, and shall be filed no later than January 31 of the following year.

(3) *Monthly reports.* (i) Except as provided at 11 CFR 104.5(c)(3)(ii), monthly reports shall be filed no later than 20 days after the last day of the month.

(ii) In lieu of the monthly reports due in November and December, in any year in which a regularly scheduled general election is held, a pre-election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(i), a post-

general election report shall be filed as prescribed at 11 CFR 104.5(a)(1)(ii), and a year-end report shall be filed no later than January 31 of the following calendar year.

(d) *Committees supporting Vice Presidential candidates.* The treasurer of a committee supporting a candidate for the office of Vice President (other than a nominee of a political party) shall file reports on the same basis that the principal campaign committee of a Presidential candidate must file reports under 11 CFR 104.5(b).

(e) *U.S. post mark.* A designation, report or statement sent by registered or certified mail shall be considered filed on the date of the U.S. post mark except that a twelve day pre-election report sent by certified or registered mail shall be mailed no later than the 15th day before any election. Designations, reports or statements sent by first class mail must be received by the close of business of the prescribed filing date to be timely filed.

(f) *48 hour notification of contributions.* If any contribution of \$1,000 or more is received by any authorized committee of a candidate after the 20th day, but more than 48 hours, before 12:01 A.M. of the day of the election, the principal campaign committee of that candidate shall notify the Commission, the Clerk of the House, the Secretary of the Senate and the Secretary of State, as appropriate, within 48 hours of receipt of the contribution. The notification shall be in writing and shall include the name of the candidate and office sought by the candidate, the identification of the contributor, and the date of receipt and amount of the contribution. The notification shall be in addition to the reporting of these contributions on the post-election report.

(g) *24 hour report of independent expenditures.* Any independent expenditures aggregating \$1,000 or more made after the 20th day, but more than 24 hours, before 12:01 A.M. of the day of the election, shall be reported within 24 hours after such independent expenditure is made. Such report shall be filed with the appropriate officers listed in 11 CFR 104.4(c) and shall contain the information required by 11 CFR 104.3(b)(3)(vii) indicating wheth-

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RECEIVED
GENERAL COUNSEL

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. Steele:

In reading the "Lindsay for Congress," (Alexander Lindsay, candidate for U.S. Representative of the 4th District of Pennsylvania) Reports of Receipts and Disbursements FEC I.D. no. 119024, I noticed that a "Statement of Organization" was not included. This report is dated May 5, 1986.

Under the Code of Federal Elections, Title 11, Chapter One, a "Statement of Organization" (Section 102.2), is required to be filed. Enclosed please find a copy of said documentation which supports my claim.

I ask that you please investigate this matter, which I believe to be a violation of FEC regulations.

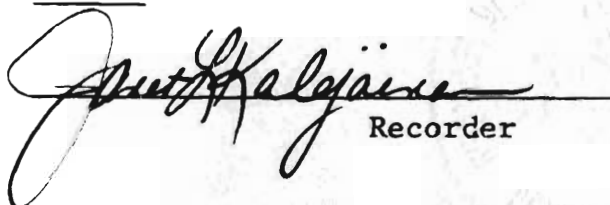
Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July

1986 .


Recorder

JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040520853

Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

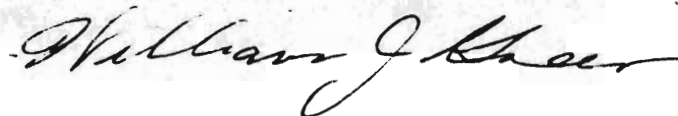
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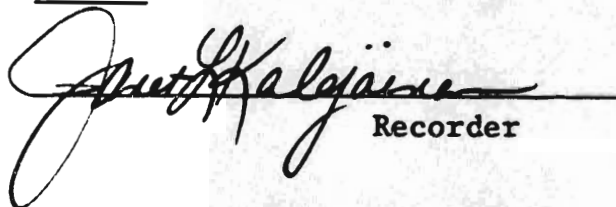
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Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.


Recorder

JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

85040620854

8 5 0 4 0 5 2 0 8 5 5
Charles N. Steele
General Counsel, Federal
Elections Commission
999 E Street, N.W.
Washington, D.C. 20463

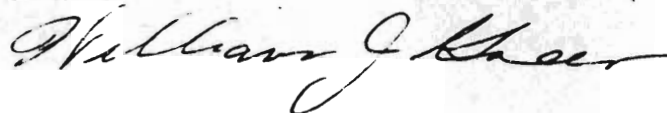
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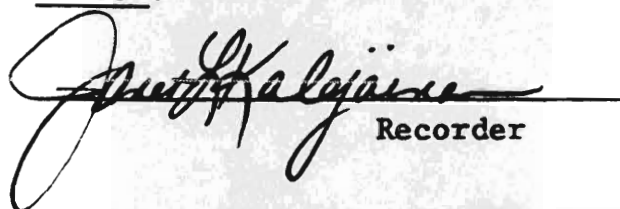
I ask that you please investigate this matter, which I believe to be a violation of FEC regulations.

Sincerely,



William J. Greer
3007 Old Pittsburgh Road
New Castle, Pennsylvania 16101

Sworn to and subscribed before
me this 8th day of July
1986.


Recorder

JANET L. KALAJAINEN
Register & Recorder

My Commission Expires 1st Monday in Jan. 1990

11 CFR Ch. I (1-1-86 Edition)

mittee within the meaning of 11 CFR 100.5. Such statement(s) shall be filed at the place of filing specified at 11 CFR Part 105.

§ 102.2 Statement of organization: Forms and committee identification number
(2 U.S.C. 433(b), (c)).

(a) *Forms.* (1) The Statement of Organization shall be filed in accordance with 11 CFR Part 105 on Federal Election Commission Form 1, which may be obtained from the Federal Election Commission, 999 E Street, NW., Washington, DC 20463. The Statement shall be signed by the treasurer and shall include the following information:

(i) The name, address, and type of committee;

(ii) The name, address, relationship, and type of any connected organization or affiliated committee in accordance with 11 CFR 102.2(b);

(iii) The name, address, and committee position of the custodian of books and accounts of the committee;

(iv) The name and address of the treasurer of the committee;

(v) If the committee is authorized by a candidate, the name, office sought (including State and Congressional district, when applicable) and party affiliation of the candidate; and the address to which communications should be sent;

(vi) A listing of all banks, safe deposit boxes, or other depositories used by the committee.

(2) Any change or correction in the information previously filed in the Statement of Organization shall be reported no later than 10 days following the date of the change or correction by filing an amended Statement of Organization or by filing a letter noting the change(s). The amendment need list only the name of such committee and the change or correction.

(b) For purposes of 11 CFR 102.2(a)(1)(ii), political committees shall disclose the names of any connected organization(s) or affiliated committee(s) in accordance with 11 CFR 102.2(b)(1) and (2).

(1) "Affiliated committee" includes any committee defined in 11 CFR 100.5(g).

Federal Election Commission

(1) A principal campaign committee is required to disclose the names and addresses of all other authorized committees which have been authorized by its candidate. Authorized committees need only disclose the name of their principal campaign committee.

(II)(A) Political committees established by a single parent corporation, a single national or international union, a single organization or federation of national or international unions, a single national membership organization or trade association, or any other similar group of persons (other than political party organizations) are required to disclose the names and addresses of all political committees established by any subsidiary, or by any State, local, or other subordinate unit of a national or international union or federation thereof, or by any subordinate units of a national membership organization, trade association, or other group of persons (other than political party organizations).

(B) Political committees established by subsidiaries, or by State, local, or other subordinate units are only required to disclose the name and address of each political committee established by their parent or superior body, e.g., parent corporation, national or international union or organization or federation of such unions, or national organization or trade association.

(2) "Connected organization" includes any organization defined at 11 CFR 100.6.

(c) *Committee identification number.* Upon receipt of a Statement of Organization under 11 CFR Part 102 by the Commission, an identification number shall be assigned to the committee, receipt shall be acknowledged, and the political committee shall be notified of the number assigned. This identification number shall be entered by the political committee on all subsequent reports or statements filed under the Act, as well as on all communications concerning reports and statements.

[45 FR 15104, Mar. 7, 1980, as amended at 50 FR 50778, Dec. 12, 1985]

§ 102.3 Termination of registration
U.S.C. 433(d)(1)).

(a) A political committee (other than a principal campaign committee) may terminate only upon filing a termination report on the appropriate Form or upon filing a written statement containing the same information at the place of filing specified at 11 CFR Part 105. Except as provided in 11 CFR 102.4(c), only a committee which will no longer receive contributions or make any disbursements that would otherwise qualify it as a political committee may terminate. Provided that such committee has paid its outstanding debts and obligations in full, in addition to the Notice, the committee shall also provide a final report of receipts and disbursements. The termination report shall include a statement of the purpose for which such funds will be used, including a statement as to whether such funds will be used to defray expenses incurred in connection with any individual's duties as a holder of office.

(b) Except as provided at 11 CFR 102.4, a principal campaign committee may not terminate until it has met the requirements of 11 CFR 102.3 until all debts of any other authorized committee(s) of the candidate have been extinguished.

[45 FR 15104, Mar. 7, 1980, as amended at 45 FR 21209, Apr. 1, 1980]

§ 102.4 Administrative termination
U.S.C. 433(d)(2)).

(a) The Commission, on its own initiative or upon the request of the political committee itself, may administratively terminate a political committee's reporting obligation on the basis of the following factors:

(1) The committee's aggregated reported financial activity in one year is less than \$5000;

(2) The committee's reports show no receipt of contributions for one previous year;

(3) The committee's last reported closed minimal expenditures;

(4) The committee's primary purpose for filing its reports has been to disclose outstanding debts and liabilities;

mittee within the meaning of 11 CFR 100.5. Such statement(s) shall be filed at the place of filing specified at 11 CFR Part 105.

§ 102.2 Statement of organization: Forms and committee identification number (2 U.S.C. 433(b), (c)).

(a) **Forms.** (1) The Statement of Organization shall be filed in accordance with 11 CFR Part 105 on Federal Election Commission Form 1, which may be obtained from the Federal Election Commission, 999 E Street, NW., Washington, DC 20463. The Statement shall be signed by the treasurer and shall include the following information:

(i) The name, address, and type of committee;

(ii) The name, address, relationship, and type of any connected organization or affiliated committee in accordance with 11 CFR 102.2(b);

(iii) The name, address, and committee position of the custodian of books and accounts of the committee;

(iv) The name and address of the treasurer of the committee;

(v) If the committee is authorized by a candidate, the name, office sought (including State and Congressional district, when applicable) and party affiliation of the candidate; and the address to which communications should be sent;

(vi) A listing of all banks, safe deposit boxes, or other depositories used by the committee.

(2) Any change or correction in the information previously filed in the Statement of Organization shall be reported no later than 10 days following the date of the change or correction by filing an amended Statement of Organization or by filing a letter noting the change(s). The amendment need list only the name of such committee and the change or correction.

(b) For purposes of 11 CFR 102.2(a)(1)(ii), political committees shall disclose the names of any connected organization(s) or affiliated committee(s) in accordance with 11 CFR 102.2(b) (1) and (2).

(1) "Affiliated committee" includes any committee defined in 11 CFR 100.5(g).

Federal Election Commission

(i) A principal campaign committee is required to disclose the names and addresses of all other authorized committees which have been authorized by its candidate. Authorized committees need only disclose the name of their principal campaign committee.

(ii)(A) Political committees established by a single parent corporation, a single national or international union, a single organization or federation of national or international unions, a single national membership organization or trade association, or any other similar group of persons (other than political party organizations) are required to disclose the names and addresses of all political committees established by any subsidiary, or by any State, local, or other subordinate unit of a national or international union or federation thereof, or by any subordinate units of a national membership organization, trade association, or other group of persons (other than political party organizations).

(B) Political committees established by subsidiaries, or by State, local, or other subordinate units are only required to disclose the name and address of each political committee established by their parent or superior body, e.g., parent corporation, national or international union or organization or federation of such unions, or national organization or trade association.

(2) "Connected organization" includes any organization defined at 11 CFR 100.6.

(c) **Committee identification number.** Upon receipt of a Statement of Organization under 11 CFR Part 102 by the Commission, an identification number shall be assigned to the committee, receipt shall be acknowledged, and the political committee shall be notified of the number assigned. This identification number shall be entered by the political committee on all subsequent reports or statements filed under the Act, as well as on all communications concerning reports and statements.

[45 FR 15104, Mar. 7, 1980, as amended at 50 FR 50778, Dec. 12, 1985]

§ 102.3 Termination of registration (2 U.S.C. 433(d)(1)).

(a) A political committee (other than a principal campaign committee) terminate only upon filing a termination report on the appropriate Form or upon filing a written statement containing the same information at the place of filing specified in 11 CFR Part 105. Except as provided in 11 CFR 102.4(c), only a committee which will no longer receive any contributions or make any disbursements that would otherwise qualify it as a political committee may terminate. Provided that such committee has outstanding debts and obligations in addition to the Notice, the committee shall also provide a final report of receipts and disbursements. The report shall include a statement of the purpose for which such funds will be used, including a statement as to whether such funds will be used to defray expenses incurred in connection with an individual's duties as a holder of office.

(b) Except as provided at 11 CFR 102.4, a principal campaign committee may not terminate until it has met the requirements of 11 CFR 102.3(c) until all debts of any other authorized committee(s) of the candidate have been extinguished.

[45 FR 15104, Mar. 7, 1980, as amended at 45 FR 21209, Apr. 1, 1980]

§ 102.4 Administrative termination (2 U.S.C. 433(d)(2)).

(a) The Commission, on its own initiative or upon the request of the political committee itself, may administratively terminate a political committee's reporting obligation on the basis of the following factors:

(1) The committee's aggregated financial activity in one year is less than \$5000;

(2) The committee's reports are not received for two consecutive years;

(3) The committee's last reported minimal expenditures are less than \$5000;

(4) The committee's primary purpose for filing its reports has been to disclose outstanding debts and liabilities.

mittee within the meaning of 11 CFR 100.5. Such statement(s) shall be filed at the place of filing specified at 11 CFR Part 105.

§ 102.2 Statement of organization: Forms and committee identification number (2 U.S.C. 433(b), (c)).

(a) *Forms.* (1) The Statement of Organization shall be filed in accordance with 11 CFR Part 105 on Federal Election Commission Form 1, which may be obtained from the Federal Election Commission, 999 E Street, NW., Washington, DC 20463. The Statement shall be signed by the treasurer and shall include the following information:

(i) The name, address, and type of committee;

(ii) The name, address, relationship, and type of any connected organization or affiliated committee in accordance with 11 CFR 102.2(b);

(iii) The name, address, and committee position of the custodian of books and accounts of the committee;

(iv) The name and address of the treasurer of the committee;

(v) If the committee is authorized by a candidate, the name, office sought (including State and Congressional district, when applicable) and party affiliation of the candidate; and the address to which communications should be sent;

(vi) A listing of all banks, safe deposit boxes, or other depositories used by the committee.

(2) Any change or correction in the information previously filed in the Statement of Organization shall be reported no later than 10 days following the date of the change or correction by filing an amended Statement of Organization or by filing a letter noting the change(s). The amendment need list only the name of such committee and the change or correction.

(b) For purposes of 11 CFR 102.2(a)(1)(ii), political committees shall disclose the names of any connected organization(s) or affiliated committee(s) in accordance with 11 CFR 102.2(b)(1) and (2).

(1) "Affiliated committee" includes any committee defined in 11 CFR 100.5(g).

Federal Election Commission

(i) A principal campaign committee is required to disclose the names and addresses of all other authorized committees which have been authorized by its candidate. Authorized committees need only disclose the name of their principal campaign committee.

(ii)(A) Political committees established by a single parent corporation, a single national or international union, a single organization or federation of national or international unions, a single national membership organization or trade association, or any other similar group of persons (other than political party organizations) are required to disclose the names and addresses of all political committees established by any subsidiary, or by any State, local, or other subordinate unit of a national or international union or federation thereof, or by any subordinate units of a national membership organization, trade association, or other group of persons (other than political party organizations).

(B) Political committees established by subsidiaries, or by State, local, or other subordinate units are only required to disclose the name and address of each political committee established by their parent or superior body, e.g., parent corporation, national or international union or organization or federation of such unions, or national organization or trade association.

(2) "Connected organization" includes any organization defined at 11 CFR 100.6.

(c) *Committee identification number.* Upon receipt of a Statement of Organization under 11 CFR Part 102 by the Commission, an identification number shall be assigned to the committee, receipt shall be acknowledged, and the political committee shall be notified of the number assigned. This identification number shall be entered by the political committee on all subsequent reports or statements filed under the Act, as well as on all communications concerning reports and statements.

[45 FR 15104, Mar. 7, 1980, as amended at 50 FR 50778, Dec. 12, 1985]

§ 102.3 Termination of registration (2 U.S.C. 433(d)(1)).

(a) A political committee (other than a principal campaign committee) may terminate only upon filing a termination report on the appropriate Form or upon filing a written statement containing the same information at the place of filing specified in 11 CFR Part 105. Except as provided in 11 CFR 102.4(c), only a committee which will no longer receive contributions or make any disbursements that would otherwise qualify for a political committee may terminate. Provided that such committee has no outstanding debts and obligations in addition to the Notice, the committee shall also provide a final report of receipts and disbursements. The report shall include a statement of the purpose for which such receipts and funds will be used, including a statement as to whether such receipts and funds will be used to defray expenses incurred in connection with an individual's duties as a holder of office.

(b) Except as provided at 11 CFR 102.4, a principal campaign committee may not terminate until it has met the requirements of 11 CFR 102.30 until all debts of any other authorized committee(s) of the candidate have been extinguished.

[45 FR 15104, Mar. 7, 1980, as amended at 45 FR 21209, Apr. 1, 1980]

§ 102.4 Administrative termination (2 U.S.C. 433(d)(2)).

(a) The Commission, on its own initiative or upon the request of the political committee itself, may administratively terminate a political committee's reporting obligation on the basis of the following factors:

(1) The committee's aggregated reported financial activity in one year less than \$5000;

(2) The committee's reports contain no receipt of contributions for the previous year;

(3) The committee's last reported closed minimal expenditures;

(4) The committee's primary purpose for filing its reports has been to disclose outstanding debts and liabilities.

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FEDERAL ELECTION COMMISSION

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

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Date Filmed 11/14/86 Camera No. --- 2

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