



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

THIS IS THE BEGINNING OF MUR # 2348

DATE FILMED 3/30/88 CAMERA NO. 4

CAMERAMAN GPE

88040340582



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

15 December 1986

MEMORANDUM

TO: CHARLES N. STERLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE LIBERTARIAN NATIONAL COMMITTEE

This is a combined Non-Filer/Chronic Late Filer referral of the Libertarian National Committee ("the Committee"). During the 1985-1986 election cycle, the Committee filed three (3) late Reports of Receipts and Disbursements. One of these submissions, the 1986 October Quarterly Report, was not filed by Election Day, November 4, 1986. According to the RAD Review and Referral Procedures for Unauthorized Committees (Standard 3 and 4), further examination is required by your office.

For your information, the Committee was referred for late filing of the 1985 Year End Report on April 18, 1986 (see 86NF-3, now MUR 2183).

If you have any questions regarding this matter, please contact Ed Ryan at 376-2480.

Attachment

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 15 December 1986

ANALYST: Edward Ryan

I. COMMITTEE: Libertarian National Committee
(C00042275)
George S. Treynor, Treasurer
(March 25, 1986 to Present)
David K. Walter, Treasurer
(January 1, 1985 to March 24, 1986)
301 West 21st
Houston, TX 77008¹/₁

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

III. BACKGROUND:

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

The Libertarian National Committee ("the Committee") failed to file three (3) Reports of Receipts and Disbursements in a timely manner for the 1985-1986 election cycle (see Chart on Page 3). The reports were filed between twenty-one (21) and eighty-seven (87) calendar days late. One of these reports, the 1986 October Quarterly Report, was not filed by Election Day, November 4, 1986.

On March 20, 1986, a Reports Analysis Division ("RAD") analyst contacted the treasurer, Mr. G. S. Treynor, and advised him to file a Year End Report as soon as possible. Mr. Treynor stated that he would try to submit the report as quickly as possible (Attachment 4).

On June 13, 1986 a Chronic Late Filing Notice was sent to the Committee for failing to file the 1985 Year End and 1986 April Quarterly Reports in a timely manner (Attachment 9). The Notice advised the Committee that any additional late filing of reports may result in legal enforcement action.

¹/₁ The Commission was notified of an address change on April 28, 1986.

83040390584

**LIBERTARIAN NATIONAL COMMITTEE
REPORTS ANALYSIS OGC REFERRAL
PAGE 2**

Subsequent to the sending of the Chronic Late Filing Notice, the Committee failed to file the 1986 October Quarterly Report in a timely manner. On November 5, 1986 the Committee filed the 1986 October Quarterly Report (Attachment 12).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

88040590585

8 3 0 4 0 5 9 0 5 8 6

LATE FILING HISTORY

REPORT TYPE	PRIOR NOTICE	DATE DUE	NON-FILER NOTICE	DATE FILED
1985 Year End (7/1/85-12/31/85)	12/20/85 (Attachment 2)	1/31/86	2/25/86 (Attachment 3)	4/28/86 (Attachment 6)
1986 April Quarterly (1/1/86-3/31/86)	3/21/86 (Attachment 5)	4/15/86	5/7/86 (Attachment 7)	6/5/86 (Attachment 8)
1986 October Quarterly (7/1/86-9/30/86)	9/19/86 (Attachment 10)	10/15/86	11/4/86 (Attachment 11)	11/5/86 (Attachment 12)

8 3 0 4 0 6 8 0 5 8 7
FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)

DATE 12DEC86
PAGE 1

PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
LIBERTARIAN NATIONAL COMMITTEE				PARTY NON-QUALIFIED		ID #C00042275
1985	MID-YEAR REPORT	198,000	198,564	1JAN85 -30JUN85	3	85FEC/384/2796
	MID-YEAR REPORT - AMENDMENT	194,373	193,239	1JAN85 -30JUN85	46	86FEC/413/2213
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN85 -30JUN85	5	86FEC/419/1552
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN85 -30JUN85	2	86FEC/426/4577
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	2	86FEC/406/4901
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN85 -30JUN85	3	86FEC/412/2240
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	1	86FEC/418/2420
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN85 -30JUN85	1	86FEC/423/0391
	YEAR-END	165,865	157,224	1JUL85 -31DEC85	60	86FEC/413/0171
	YEAR-END - AMENDMENT	-	-	1JUL85 -31DEC85	1	86FEC/419/2740
	YEAR-END - AMENDMENT	-	-	1JUL85 -31DEC85	2	86FEC/426/2204
	NOTICE OF FAILURE TO FILE			1JUL85 -31DEC85	1	86FEC/403/3690
	REQUEST FOR ADDITIONAL INFORMATION			1JUL85 -31DEC85	1	86FEC/418/2416
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL85 -31DEC85	3	86FEC/423/0387
1986	STATEMENT OF ORGANIZATION - AMENDMENT			24MAR86	2	86FEC/406/2434
	MISCELLANEOUS NOTICE FROM FEC			13JUN86	1	86FEC/416/4164
	APRIL QUARTERLY	84,405	85,808	1JAN86 -31MAR86	20	86FEC/416/1383
	NOTICE OF FAILURE TO FILE			1JAN86 -31MAR86	1	86FEC/413/3066
	JULY QUARTERLY	62,312	67,858	1APR86 -30JUN86	19	86FEC/423/3612
	OCTOBER QUARTERLY	71,818	72,169	1JUL86 -30SEP86	52	86FEC/443/4784
	NOTICE OF FAILURE TO FILE			30SEP86	1	86FEC/443/3937
	POST-GENERAL	37,495	35,349	1OCT86 -24NOV86	19	86FEC/450/0621
	TOTAL	616,268	0 611,647	0	246	TOTAL PAGES

All reports have been reviewed with the exception of the 30 Day Post-General Report.

Cash on hand as of 11/12/86: \$3,501

Debts owed to the Committee as of 11/24/86: \$0

Debts owed by the Committee as of 11/24/86: \$52,204

YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 20, 1985

WHO MUST FILE

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

WHAT MUST BE REPORTED

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

FILING DATE

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

WHERE TO FILE

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

COMPLIANCE

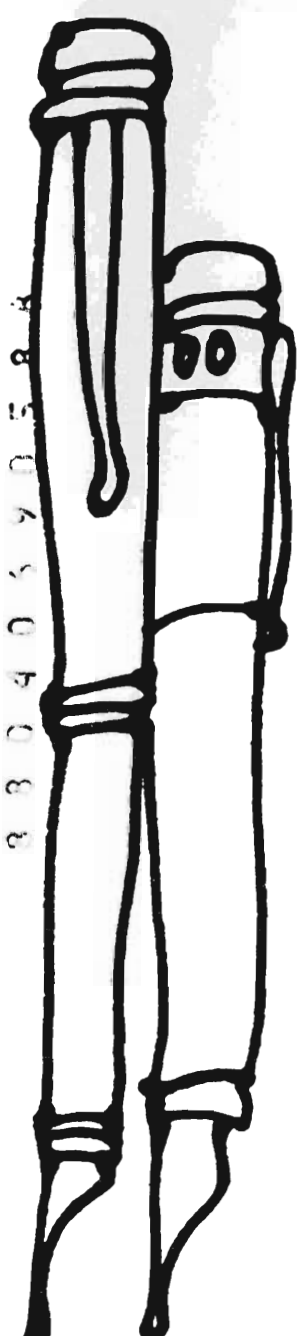
Political committees are fully liable for failure to file any report required under the Act. Failure to file in a timely fashion is also a serious violation. Offending committees are subject to enforcement action. Committees must also submit legible reports which can be clearly reproduced. Illegible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

1986 FILING REQUIREMENTS

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

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

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





FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20541

RQ-7

February 25, 1986

David Walter, Treasurer
Libertarian National Committee
7887 Katy Freeway, Suite 385
Houston, TX 77024

Identification Number: C00042275

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

Dear Mr. Walter:

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

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

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

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

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

ANALYST: Ed Ryan**CONVERSATION WITH:** David Kelley and G.S. Treynor**COMMITTEE:** LIBERTARIAN NATIONAL COMMITTEE**DATE:** 3/20/86**SUBJECT(S):** Failure to file the Year End Report

I placed a call to the national headquarters in Houston, Texas to talk to someone about their failure to file the Year End Report. I was connected to David K. Kelley, the Manager of Accounting Operations. He told me that a Mr. G.S. Treynor had become the new treasurer and could be reached in Los Angeles, California at (213) 518-5770. He said he would notify the Commission in writing of this change as soon as he finished talking to me.

I placed a call to Mr. Treynor and informed him that as of this date we had not received their Year End Report. I told him we were trying to contact all Year End non-filers to get them to file voluntarily. I went on to say that if this proved to be unsuccessful the only alternative would be to refer these cmtes to the Office of General Counsel. He said he understood this and certainly did not want the cmte referred. He said he would try and get this report in as quickly as possible. I advised him to send the report in certified or registered mail so they would have a record of it being mailed. Also, it should be in by March 27, 1986.

I changed the subject of the phone conversation to inform Mr. Treynor that while reviewing the Mid Year Report I had found some irregularities. The most evident of which was the lack of supporting schedules for all financial categories. I told him that a cmte with their activity (\$198,000 in receipts and disbursements) had to have some information that should be itemized. He agreed and explained that the old treasurer was still trying to compile the information and would amend the report when that was done. I informed him that he would be receiving a letter requesting this information and that an amendment would be required. He understood and said he would wait for the letter.

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

March 21, 1986

WHO MUST FILE

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

WHAT MUST BE REPORTED

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

WHEN TO FILE

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

WHERE AND HOW TO FILE

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

MONTHLY FILERS

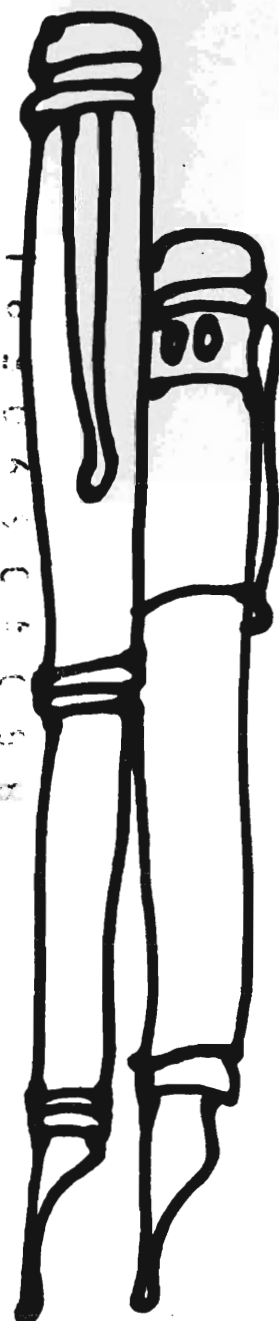
Committees that file on a monthly schedule must file their next report by April 20, 1986, and disclose all financial activity of their committee from March 1 through March 31, 1986. (See the schedule of monthly reports on the reverse side.)

COMPLIANCE

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

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

-over-



REMINDERS

QUARTERLY FILERS

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

MONTHLY FILERS

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

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

INDEPENDENT EXPENDITURES

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

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

88040590592

RECEIVED BY THE FEC

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

86 APR 30 AM 10:05

(Summary Page)

ALIGN AREA

ALIGN AREA

1. Name of Committee (in Full)

Libertarian National Committee

Address (Number and Street)

301 W. 21st

City, State and ZIP Code

Houston, TX 77008

☒ Check here if address is different than previously reported.

2. FEC Identification Number

C 00042275

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

4. TYPE OF REPORT (Check appropriate boxes)

(a) ☐ April 15 Quarterly Report ☐ October 15 Quarterly Report☐ July 15 Quarterly Report ☒ January 31 Year End Report☐ July 31 Mid Year Report (Non-Election Year Only)☐ Monthly Report for _____☐ Twelfth day report preceding _____

Election of _____

election on _____ in the State of _____

☐ Thirtieth day report following the General Election

on _____ in the State of _____

☐ Termination Report

(b) Is this Report an Amendment?

☐ YES☒ NO

SUMMARY

5. Covering Period 7/1/85 through 12/31/856. (a) Cash on hand January 1, 19 85

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 18)

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

7. Total Disbursements (from Line 28)

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

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

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

George S. Treyner

Type or Print Name of Treasurer

SIGNATURE OF TREASURER

Date

4/25/86

NOTE: Submission of false or misleading information may subject the person signing this report to the penalties of 2 U.S.C. § 4371.

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

FEC FORM 3X (3/80)

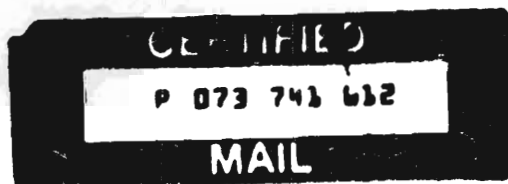
HOUSTON, TX 77008
(713) 880-1776

8 6 0 3 4 1 3 0 2 3 0

8 6 0 3 4 1 3 0 2 3 0



Federal Election Commission
1325 K St, NW
Washington, DC 20463





FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

RG-7

May 7, 1986

G. S. Treynor, Treasurer
Libertarian National Committee
301 West 21st
Houston, TX 77008

Identification Number: C00042275

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

Dear Mr. Treynor:

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

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

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

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

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

96734133065

(Summary Page)

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6. Covering Period <u>1/1/86</u> through <u>3/31/86</u>			
6 (a) Cash on hand January 1, 19 <u>86</u>			8,655.22
(b) Cash on Hand at Beginning of Reporting Period		8,655.22	
(c) Total Receipts (from Line 18)		84,405.58	84,405.58
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		93,060.80	93,060.80
7 Total Disbursements (from Line 28)		85,808.96	85,808.96
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		7,251.84	7,251.84
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)			
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		55,095.67	

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

ਸ਼੍ਰੀਮਤੀ ਜਸਮੀਤ ਕੌਰ

804

For further information contact

Public Sector Commission
505 E Street N.W.
Washington, D.C. 20003
Tel. 202 476 6822
Fax 202 476 3120

SECRET

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED EXCEPT WHERE SHOWN OTHERWISE

SECRET



FEDERAL ELECTION COMMISSION

WASHINGTON DC 20463

MS-L

JAN 13 1986

G. S. Treynor, Treasurer
 Libertarian National Committee
 301 West 21st
 Houston, TX 77008

Identification Number: C00042275

Reference: 1985-1986 Election Cycle Reports

Dear Mr. Treynor:

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

<u>Report Type</u>	<u>Due Date</u>	<u>Date Filed</u>
Year End Report (7/1/85-12/31/85)	1/31/86	4/28/86
April Quarterly Report (1/1/86-3/31/86)	4/15/86	6/5/86

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

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

Sincerely,

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

3673405905151

QUARTERLY REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

September 19, 1986

WHO MUST FILE

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

WHAT MUST BE REPORTED

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

WHEN TO FILE

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

WHERE AND HOW TO FILE

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

MONTHLY FILERS

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

COMPLIANCE

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

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

REMINDERS**QUARTERLY FILERS**

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

MONTHLY FILERS

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

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

*See General
Election Notice*

INDEPENDENT EXPENDITURES

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

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

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

88040690599



FEDERAL ELECTION COMMISSION

HQ-7

WASHINGTON, DC 20463

November 4, 1986

G. S. Treynor, Treasurer
Libertarian National Committee
301 W. 21st Street
Houston, TX 77008

Identification Number: C00042275

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

Dear Treasurer:

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

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

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

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

Sincerely,

A handwritten signature in cursive script, reading "John D. Gibson".

John D. Gibson
Assistant Staff Director
Reports Analysis Division

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

(Summary Page)

36 NOV 7 1986

THE FEC
12:33

1. Name of Committee (in Full) Libertarian National Committee	4. TYPE OF REPORT (Check appropriate boxes) (a) ☐ April 15 Quarterly Report ☒ October 15 Quarterly Report ☐ July 15 Quarterly Report ☐ January 31 Year End Report ☐ July 31 Mid Year Report (Non-Election Year Only) ☐ Monthly Report for _____ ☐ Twelfth day report preceding _____ (Type of Election) election on _____ in the State of _____ ☐ Thirtieth day report following the General Election on _____ in the State of _____ ☐ Termination Report (b) Is this Report an Amendment? ☐ YES ☒ NO
Address (Number and Street) 301 W. 21st	
City, State and ZIP Code Houston, TX 77008	
☐ Check here if address is different than previously reported.	
2. FEC Identification Number C 00042275	
3. ☐ This committee qualified as a multicandidate committee during this Reporting Period on _____ (Date)	

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5. Covering Period <u>7/1/86</u> through <u>9/30/86</u>			
6. (a) Cash on hand January 1, 19 <u>86</u>			\$ 8,655.22
(b) Cash on Hand at Beginning of Reporting Period		\$ 1,706.38	
(c) Total Receipts (from Line 18)		\$ 71,818.71	\$ 218,537.02
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 73,525.09	\$ 227,192.24
7. Total Disbursements (from Line 28)		\$ 72,169.35	\$ 225,836.50
8. Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$ 1,355.74	\$ 1,355.74
9. Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$ 0	
10. Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ 54,906.94	

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

George S. Treyner
Type or Print Name of Treasurer
[Signature]
SIGNATURE OF TREASURER

10/15/86
Date

For further information contact:

Federal Election Commission
800 E Street, N.W.
Washington, D.C. 20543
Tel. (202) 456-6500
Local 282-376-3120

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

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

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FEC FORM 3X (3/80)

8 6 0 3 4 4 4 8 3 5



Federal Election Commission
999 E St., NW
Washington, DC 20463



ATTACHMENT 12
2 of 2
FEC
06 NOV 7 12:33

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

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

DATE AND TIME OF TRANSMITTAL
BY OGC TO THE COMMISSION _____

MUR
STAFF MEMBER:
Anne Weissenborn

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

RESPONDENTS' NAMES: The Libertarian National Committee
George S. Treynor, as treasurer

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

INTERNAL REPORTS CHECKED: Respondents'

FEDERAL AGENCIES CHECKED: None

GENERATION OF MATTER

This matter was generated as a result of a referral by the Reports Analysis Division ("RAD") concerning the failure of the Libertarian National Committee (the "Committee") to file reports in a timely manner. (See Attachment 1.)

SUMMARY OF ALLEGATIONS

Three reports are involved in the present referral, the 1985 Year-End which was due on January 31, 1986, but filed on April 2, 1986; the 1986 April Quarterly which was due on April 15, 1986, but filed on June 5, 1986; and the 1986 October Quarterly which was due on October 15, 1986, but filed on November 5, 1986.

FACTUAL AND LEGAL ANALYSIS

The late filing of the first of the three reports cited above has already been addressed in MUR 2183 which is now in conciliation. Therefore, the following analysis will address only the 1986 April Quarterly Report and the 1986 October Quarterly Report.

98040690600

During calendar years in which a general election is held, all political committees which are not the authorized committees of candidates are required to file quarterly reports no later than the 15th day after the last day of each calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i). In the present instance the Committee did not file its 1986 April Quarterly Report until June 5, 1986 or 51 days late and its 1986 October Quarterly Report until November 5, 1986, or 21 days late. Because the Committee had failed to file its 1985 Year End Report in a timely fashion, it was sent a chronic late filing notice on June 13, 1986.

This Office recommends that the Commission find reason to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) by failing to file the 1986 April Quarterly Report and the 1986 October Quarterly Report in a timely manner.

RECOMMENDATIONS

1. Open a MUR.
2. Find reason to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).

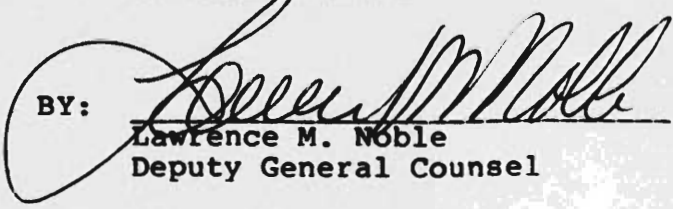
3. Approve and send the attached letter and General Counsel's Factual and Legal Analysis.

Charles N. Steele
General Counsel

Date

2/10/87

BY:


Lawrence M. Noble
Deputy General Counsel

Attachments

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

88040540605

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

The Libertarian National Committee)
George S. Treynor, as treasurer)

RAD Ref. 86NF-42

(MUR
2348)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 13, 1987, the Commission decided by a vote of 6-0 to take the following actions in RAD Ref. 86NF-42:

1. Open a MUR.
2. Find reason to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434 (a) (4) (A) (i).
3. Approve and send the letter and General Counsel's Factual and Legal Analysis, as recommended in the First General Counsel's Report signed February 10, 1987.

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

Attest:

2-17-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Wed.,	2-11-87,	10:35
Circulated on 48 hour tally basis:	Wed.,	2-11-87,	4:00
Deadline for vote:	Fri.,	2-13-87,	4:00



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20463

February 24, 1987

George S. Treynor
Libertarian National Committee
301 West 21st
Houston, Texas 77008

RE: MUR 2348

Dear Mr. Treynor:

On February 13, 1987, the Federal Election Commission found reason to believe that the Libertarian National Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

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

Letter to George S. Treynor
Page 2

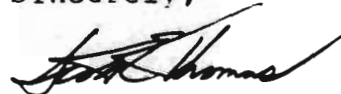
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel is not authorized to give extensions beyond 20 days.

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

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact Anne Weissenborn, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,



Scott E. Thomas
Chairman

Enclosures

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

880040608

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

The Libertarian National Committee)
and George S. Treynor, as)
treasurer)

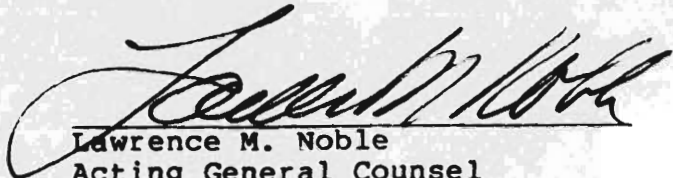
MUR 2348

GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to the Libertarian National Committee and George S. Treynor, as treasurer, based on the assessment of the information presently available.

Date

4/27/87


Lawrence M. Noble
Acting General Counsel

97 APR 27 P12:43

RECEIVED
FEDERAL ELECTION COMMISSION
GENERAL COUNSEL'S OFFICE

93040609



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

May 13, 1987

87 MAY 13 4:07
COMM. REG. DIV.

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble *LMN*
Acting General Counsel

SUBJECT: MUR #2348

Attached for the Commission's review is a brief stating the position of the General Counsel on the legal and factual issues of the above-captioned matter. A copy of this brief and a letter notifying the respondent of the General Counsel's intent to recommend to the Commission a finding of probable cause to believe was mailed on May 13, 1987. Following receipt of the respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to respondent

88040690610



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

May 13, 1987

George S. Treynor
Libertarian National Committee
301 West 21st
Houston, Texas 77008.

Re: MUR 2348

Dear Mr. Treynor:

Based on information ascertained in the normal course of carrying out its supervisory responsibilities, the Federal Election Commission, on February 15, 1987, found reason to believe that the Libertarian National Committee and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), and instituted an investigation in this matter.

After considering all the evidence available to the Commission, the Office of the General Counsel is prepared to recommend that the Commission find probable cause to believe that a violation has occurred.

The Commission may or may not approve the General Counsel's recommendation submitted. For your review is a brief stating the position of the General Counsel on the legal and factual issues of the case. Within 15 days of your receipt of this notice, you may file with the Secretary of the Commission a brief (10 copies if possible) stating your position on the issues and replying to the brief of the General Counsel. (Three copies of such brief should also be forwarded to the Office of the General Counsel, if possible.) The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe a violation has occurred.

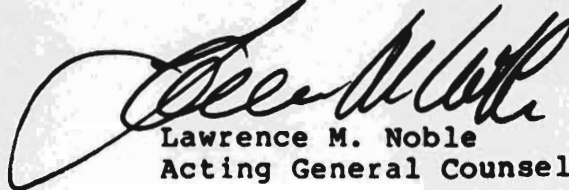
If you are unable to file a response brief within 15 days, you may submit a written request to the Commission for an extension of time in which to file a brief. The Commission will not grant any extensions beyond 20 days. All requests for extension of time must be submitted in writing five days prior to the due date. Further, good cause must be shown.

Letter to George S. Treynor
Page 2

A finding of probable cause to believe requires that the Office of the General Counsel attempt for a period of not less than 30, but not more than 90 days, to settle this matter through a conciliation agreement.

Should you have any questions, please contact Delanie D. Painter, the attorney assigned to handle this matter, at (202) 376-5690.

Sincerely,



Lawrence M. Noble
Acting General Counsel

Enclosure
Brief

38040590612

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
The Libertarian National Committee) MUR 2348
George S. Treynor, as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

The Libertarian National Committee ("the Committee") failed to file two 1986 Quarterly Reports in a timely manner. This matter was generated as a referral from the Reports Analysis Division.

The two reports involved in this matter were the 1986 April Quarterly Report, which was due on April 15, 1986, and filed on June 5, 1986, and the 1986 October Quarterly Report, which was due on October 15, 1986, but filed on November 5, 1986. Because the Committee had failed to file its 1985 Year End Report (See MUR 2183 which has since been closed) in a timely fashion, a chronic late filing notice was sent on June 15, 1986. In addition, the Committee received Non-Filer Notices for the April and October Quarterly Reports.

On February 15, 1987, the Commission found reason to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), by failing to file the 1986 April and October Quarterly Reports in a timely manner. Notification of the Commission's finding was mailed to the Committee on February 24, 1987. The notice advised the Committee to submit, within 15 days, any factual or legal

materials to demonstrate that no action should be taken in this matter. The Office of General Counsel has not received a response from the Committee.

II. LEGAL ANALYSIS

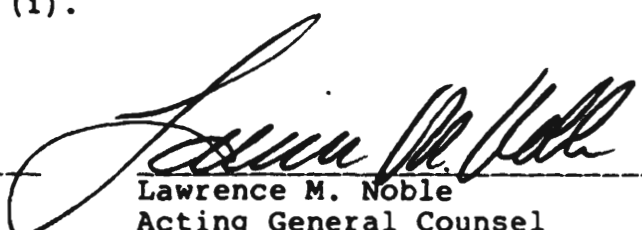
During calendar years in which a general election is held, all political committees which are not the authorized committees of candidates are required to file quarterly reports no later than the 15th day after the last day of each calendar quarter. 2 U.S.C. § 434(a)(4)(A)(i). In this instance, the Committee did not file its 1986 April Quarterly Report until June 5, 1986, 51 days late, and its 1986 October Quarterly Report until November 5, 1986, 21 days late. Thus, the Committee failed to file the 1986 April and October Quarterly Reports within the time frame required by 2 U.S.C. § 434(a)(4)(A)(i). Failure to file a report within the allotted time is a violation of this section of the Act. Moreover, the Committee has not submitted any factual and legal materials to demonstrate that no action should be taken. Therefore, the Office of the General Counsel recommends that the Commission find probable cause to believe that the Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).

III. GENERAL COUNSEL'S RECOMMENDATION.

Find probable cause to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).

Date

5/12/87


Lawrence M. Noble
Acting General Counsel

The Libertarian Party

See you in Seattle in September!

Libertarian Presidential Nominating Convention
Seattle Sheraton Hotel • September 2, 3, 4, 5, 6, 1987

RECEIVED AT THE FEC

87 JUN 1 P12:13

May 29, 1987

Federal Election Commission
Washington D.C. 20463

RE: MUR 2348

Gentlemen:

Your facts are substantially correct. It is true that our April, 1986 and October, 1986 reports were filed late, by seven and three weeks, respectively.

The April late filing was prior to your disciplinary action for late filing of the December, 1985 report. In fact, the April report was already late by the time the December, 1985 report was filed. In other words, the late filing of April and December are the same offense. We, therefore, request that we not be punished twice.

An additional mitigating circumstance is that it was my impression, subsequently corrected, that the December, 1985 report, which begins with the June, 1985 ending balance, could not be completed until you had accepted the June, 1985 report. As of April, 1986 you were still questioning the June, 1985 report.

It is also true that all of these reports relate to the 1984 presidential campaign. It does not seem that the public interest is substantially damaged by our late filing of information which is at best of historical import only.

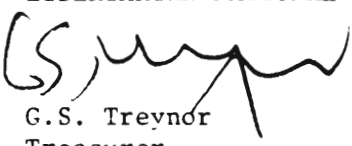
For these reasons we request clemency regarding the April, 1986 report.

You will note that our June, 1986 report was filed on time, indicating our having corrected our procedures to conform to your requirements.

Due to a confusion in our office, the October, 1986 was inadvertently filed three weeks late. We hope you can find this a minor enough offense to avoid a financial penalty.

Yours truly,

LIBERTARIAN NATIONAL COMMITTEE


G.S. Treyner
Treasurer

GST:mmm

Enclosures

87 JUN 1 P3:24
RECEIVED
GENERAL COUNSEL

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Libertarian National Committee,) MUR 2348
George S. Treynor, as treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On May 13, 1987, a General Counsel's Brief was mailed to respondents, The Libertarian National Committee and George S. Treynor, as treasurer (the "Committee"). The brief recommended that the Commission find probable cause to believe that respondents violated 2 U.S.C. § 434(a)(4)(A)(i). The Committee responded to the brief in a letter dated May 29, 1987. (Attachment 1)

II. LEGAL ANALYSIS

The Committee's arguments attempting to excuse the violations are wholly without merit, and do not alter this Office's legal analysis and recommendations in this matter. Therefore, please refer to the General Counsel's Brief for a discussion of the issues involved here.

Respondents contend that they should be excused for the late filing of the 1986 April Quarterly Report because the April Quarterly Report was already late by the time the 1985 Year-End Report was filed. From this fact they draw the conclusion that "the late filing of April and December are the same offense." Reporting obligations, however, are not suspended merely because a prior report has not been filed. The late filing of each required report is an additional violation of the Act.

87 JUL 20 11:08

EXECUTIVE SESSION
JUL 28 1987

83040670616

Respondents' second assertion is equally unacceptable. Their mistaken belief that the 1985 Year-End Report could not be filed until the Commission had accepted the June 1985 report, which was still being questioned as of April 1986, is completely irrelevant to the late filing of the 1986 April and October Quarterly reports. Moreover, it is not even a viable defense to the late filing of the 1985 Year-End Report, which is not at issue here. */

Respondents hope that the late filing of the 1986 October Quarterly Report will be considered a "minor enough offense to avoid a financial penalty." They state that "due to a confusion in our office, the October, 1986 was inadvertently filed three weeks late." This excuse, however, does not turn the non-filing into a minor offense.

Finally, Respondents argue that "it does not seem that the public interest is substantially damaged by our late filing of information which is at best of historical import only." This argument is totally devoid of merit and contradicts the letter and intent of the Federal Election Campaign Act of 1971, as amended.

III. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTY

*/ The late filing of the 1985 Year-End Report was addressed in MUR 2183 which is now closed.

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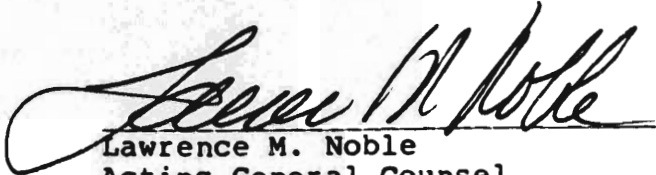
93040590619

III. RECOMMENDATIONS

1. Find probable cause to believe that the Libertarian National Committee and George S. Treynor, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i).
2. Approve the attached proposed conciliation agreement and letter.

Date

7/17/87


Lawrence M. Noble
Acting General Counsel

Attachments

1. Response to General Counsel's Brief
2. Proposed Agreement and Letter

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Libertarian National Committee,
George S. Treynor, as treasurer

)
)
)
)

MUR 2348

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of July 28,
1987, do hereby certify that the Commission decided by a
vote of 6-0 to take the following actions in MUR 2348:

1. Find probable cause to believe that the
Libertarian National Committee and
George S. Treynor, as treasurer, violated
2 U.S.C. § 434(a)(4)(A)(i).
2. Approve the proposed conciliation agreement
and letter attached to the General Counsel's
report dated July 17, 1987.

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

Attest:

July 29, 1987
Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

89040590620



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 31, 1987

George S. Treynor
Libertarian National Committee
301 West 21st
Houston, Texas, 77008

RE: MUR 2348
Libertarian National
Committee and George S.
Treynor, as treasurer

Dear Mr. Treynor:

On July 28, 1987, the Federal Election Commission found that there is probable cause to believe the Libertarian National Committee, and you, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended, in connection with the late filing of the 1986 April and October Quarterly Reports.

The Commission has a duty to attempt to correct such violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute a civil suit in United States District Court and seek payment of a civil penalty.

Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission within 10 days. I will then recommend that the Commission approve the agreement. Please make your check for the civil penalty payable to the Federal Election Commission.

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation

93040690621

Letter to George S. Treynor
Page 2

agreement, please contact Delanie D. Painter, the attorney
assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble (LH)
Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

88040690622

600#4436

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

87 SEP 24 PM 12:25

- MWN 2348

September 23, 1987

Federal Elections Commission
ATTN: Judy Greene
999 E Street NW
Washington, D.C. 20463

Dear Ms. Greene,

This letter is to introduce myself to you as the new Treasurer of the National Libertarian Party.

I will be contacting you shortly regarding my organization's filing requirements, and petition for forgiveness of penalties regarding past lateness in filing.

Yours truly,


Clifford F. Thies

home address/phone number:

2009 Madison Ave., #1
Baltimore, MD 21217
(301) 825-9248

office address/phone number:

Dept. of Econ. and Finance
Univ. of Baltimore
1420 North Charles St.
Baltimore, MD 21201
(301) 625-3312

88040590623

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARY

88 JAN -7 AM 9:17

In the Matter of)
) MUR 2348
Libertarian National Committee)
Clifford Thies, as treasurer)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by Clifford Thies, the treasurer of the Libertarian National Committee.

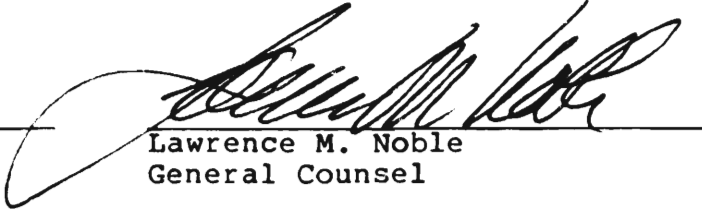
The attached agreement contains no changes from the agreement approved by the Commission on December 1, 1987. The Commission has not yet received the \$2,000 check for the civil penalty.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the Libertarian National Committee and Clifford Thies, as treasurer.
2. Close the file.
3. Approve the attached letter.

Date

1/6/88


Lawrence M. Noble
General Counsel

Attachments

1. Conciliation Agreement
2. Letter to Respondent

Staff Person: Judybeth Greene

980406224

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Libertarian National Committee
Clifford Thies, as treasurer

)
)
)
)
)
)
MUR 2348

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 11, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2348:

1. Accept the conciliation agreement with the Libertarian National Committee and Clifford Thies, as treasurer, as recommended in the General Counsel's report signed January 6, 1988.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed January 6, 1988.

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

Attest:

39740625
1-11-88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Thurs., 01-07-88, 9:17
Circulated on 48 hour tally basis: Thurs., 01-07-88, 11:00
Deadline for vote: Mon., 01-11-88, 11:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 13, 1988

Clifford Thies
2009 Madison Avenue, #1
Baltimore, MD 21217

RE: MUR 2348
Libertarian National
Committee and Clifford
Thies, as treasurer

Dear Mr. Thies:

On January 11, 1988, the Federal Election Commission accepted the signed conciliation agreement submitted on your behalf in regard to a violation of 2 U.S.C. § 434(a)(4)(A)(i), a provision of the Federal Election Campaign Act of 1971, as amended. The Commission anticipates receiving \$2,000 from the Libertarian National Committee within 30 days of your receipt of this letter in settlement of this violation. Accordingly, the file has been closed in this matter. This matter will become a part of the public record within 30 days. If you wish to submit any factual or legal materials to appear on the public record, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of the fully executed conciliation agreement for your files. If you have any questions, please contact Judybeth Greene, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

88040590626

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
The Libertarian National Committee) MUR 2348
Clifford Thies, as treasurer)

CONCILIATION AGREEMENT

9 3 0 4 0 5 9 0 6 2 7
This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found probable cause to believe that the Libertarian National Committee and its treasurer, ("Respondents") violated 2 U.S.C. 434(a)(4)(A)(i).

NOW, THEREFORE, the Commission and the Respondents, having duly entered into conciliation pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding.

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

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

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

1. Respondent Libertarian National Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent Clifford Thies is the treasurer of the Libertarian National Committee.

3. Respondents filed the 1986 April Quarterly Report, which was due on April 15, 1986, on June 5, 1986.

4. Respondents filed the 1986 October Quarterly Report, which was due on October 15, 1986, on November 5, 1986.

V. Respondents, the Libertarian National Committee and Clifford Thies as treasurer, failed to file the 1986 April Quarterly and October Quarterly Reports in a timely manner, in violation of 2 U.S.C. § 434(a)(4)(A)(i).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Two Thousand Dollars (\$2000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

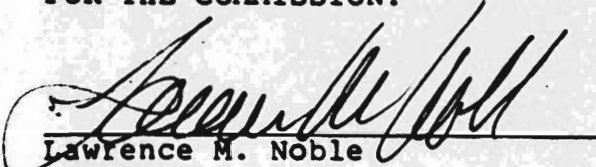
VIII. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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

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

FOR THE COMMISSION:


Lawrence M. Noble
General Counsel

Date

1/13/88

FOR THE RESPONDENTS:


Clifford Thies
Treasurer

Date

12/8/87

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2348
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