



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2382

DATE FILMED 2/17/88 CAMERA NO. 3

CAMERAMAN GRC

88040572577

PUBLIC RECORD INDEX - MUR 2382

1. Memo, 18 Feb 87, John D. Gibson (Reports Analysis Division) to Charles N. Steele (General Counsel), subj: Referral of the Personal Injury Compensation Political Action Committee (PICPAC, w/atch (RAD Referral Pkg)).
2. First General Counsel's Report, 25 Mar. 87.
3. Certification of Commission action, 30 Mar 87.
4. Ltr, dtd 1 Apr 87, Scott E. Thomas to David M. Higgins (Treas, PICPAC).
5. Ltr, dtd 7 Apr 87, D.M. Higgins (Counsel to PICPAC to FEC.
6. Ltr, dtd 28 Apr 87, Lynne Lagoy (Secr. to D.M. Higgins) to FEC.
7. General Counsel's Report, 4 June 87.
8. Certification of Commission action, 10 Jun 87.
9. Ltr, 11 June 87, Lawrence M. Noble (Acting General Counsel) to D.M. Higgins.
10. Ltr, dtd 10 July 87, L.M. Noble to D.M. Higgins.
11. Ltr, dtd 12 Aug 87, Lois G. Lerner (Assoc. General Counsel) to D.M. Higgins.
12. Ltr, dtd 30 Sept 87, D.M. Higgins to FEC w/atch (civil/penalty check).
13. General Counsel's Report, 29 Oct 87.
14. Certification of Commission action, 3 Nov. 87.
15. Chg. ltr, dtd 5 Nov. 87, L.M. Noble to D.M. Higgins, w/atch (conciliation agreement).

-END-

NOTE: In preparing its file for the public record, O.G.C. routinely removes those documents in which it perceives little or no public interest, and those documents, or portions thereof, which are exempt from disclosure under the Freedom of Information Act.

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

18 February 1987

MEMORANDUM

TO: CHARLES N. STEELE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

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

SUBJECT: REFERRAL OF THE PERSONAL INJURY COMPENSATION
POLITICAL ACTION COMMITTEE (PICPAC)

This is a referral of the Personal Injury Compensation Political Action Committee (PICPAC) ("the Committee"). The Committee has failed to file three (3) reports in a timely manner during the 1985-1986 election cycle.

If you have any questions concerning this matter, please contact Christopher L. Nuland at 376-2480.

Attachment

33040672579

REPORTS ANALYSIS REFERRAL

TO

OFFICE OF GENERAL COUNSEL

DATE: 18 February 1987

ANALYST: Christopher Nuland

I. COMMITTEE: Personal Injury Compensation Political
Action Committee (PICPAC)
(C00196436)
David M. Higgins, Treasurer
550 South Flower Street, 6th Floor^{1/}
Los Angeles, CA 90071

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

III. BACKGROUND:

Failure to Timely File Reports

The Personal Injury Compensation Political Action Committee (PICPAC) ("the Committee") failed to file three (3) Reports of Receipts and Disbursements in a timely manner for the 1985-1986 election cycle (see Chart). The reports were filed between nine (9) and fifty (50) calendar days late.

On June 13, 1986, a Chronic Late Filing Notice was sent to the Committee for failing to file the 1985 Mid-Year and 1986 April Quarterly Reports in a timely manner (Attachment 7). The Notice advised the Committee that any additional late filing of reports may result in legal enforcement action. Subsequent to sending the Chronic Late Filing Notice, the Committee filed the 1986 Year End Report late (Attachment 9).

IV. OTHER PENDING MATTERS INITIATED BY RAD:

None.

^{1/} The Commission was notified of an address change on July 31, 1986.

93040672580

8 8 0 4 0 5 7 2 5 8 1

LATE FILING HISTORY

REPORT TYPE	PRIOR NOTICE	DATE DUE	NON-FILER NOTICE	DATE FILED
1985 Mid-Year (1/1/85-6/30/85)	6/21/85 (Attachment 2)	7/31/85	N/A	8/12/85 (Attachment 3)
1986 April Quarterly (1/1/86-3/31/86)	3/21/86 (Attachment 4)	4/15/86	5/7/86 (Attachment 5)	6/4/86 (Attachment 6)
1986 Year End (11/25/86-12/31/86)	12/26/86 (Attachment 8)	1/31/87	N/A	2/9/87 (Attachment 9)

8 8 0 4 0 6 7 2 5 8 2

FEDERAL ELECTION COMMISSION
COMMITTEE INDEX OF DISCLOSURE DOCUMENTS - (C) (85-86)DATE 12FEB87
PAGE 1

NON-PARTY RELATED

COMMITTEE	DOCUMENT	RECEIPTS	DISBURSEMENTS	TYPE OF FILER COVERAGE DATES	# OF PAGES	MICROFILM LOCATION
PERSONAL INJURY COMPENSATION POLITICAL ACTION COMMITTEE (PICPAC)				NON-PARTY QUALIFIED		ID #C00196436
CONNECTED ORGANIZATION: NONE						
1985	STATEMENT OF ORGANIZATION			11JUL85	2	85FEC/378/1212
	MID-YEAR REPORT	30,638	7,500	1JAN85 -30JUN85	10	85FEC/385/2669
	MID-YEAR REPORT - AMENDMENT	-	-	1JAN85 -30JUN85	5	86FEC/397/3529
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	3	85FEC/393/3019
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN85 -30JUN85	4	86FEC/395/1231
	REQUEST FOR ADDITIONAL INFORMATION			1JAN85 -30JUN85	2	86FEC/417/1266
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN85 -30JUN85	3	86FEC/419/3990
	YEAR-END	47,106	9,500	1JUL85 -31DEC85	18	86FEC/401/2640
	YEAR-END - AMENDMENT	-	-	1JUL85 -31DEC85	2	86FEC/402/4417
	REQUEST FOR ADDITIONAL INFORMATION			1JUL85 -31DEC85	1	86FEC/417/1268
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JUL85 -31DEC85	1	86FEC/419/3993
1986	MISCELLANEOUS NOTICE FROM FEC			13JUN86	1	86FEC/416/4181
	STATEMENT OF ORGANIZATION - AMENDMENT			21JUL86	1	87FEC/454/3073
	APRIL QUARTERLY	2,600	5,100	1JAN86 -31MAR86	6	86FEC/416/0671
	NOTICE OF FAILURE TO FILE			1JAN86 -31MAR86	1	86FEC/413/2966
	REQUEST FOR ADDITIONAL INFORMATION			1JAN86 -31MAR86	1	86FEC/417/1269
	REQUEST FOR ADDITIONAL INFORMATION 2ND			1JAN86 -31MAR86	1	86FEC/419/3994
	JULY QUARTERLY	9,917	23,885	1APR86 -30JUN86	7	86FEC/422/0787
	JULY QUARTERLY - AMENDMENT	9,917	23,885	1APR86 -30JUN86	10	86FEC/426/1485
	JULY QUARTERLY - AMENDMENT	9,917	23,885	1APR86 -30JUN86	8	86FEC/427/0185
	REQUEST FOR ADDITIONAL INFORMATION			1APR86 -30JUN86	2	86FEC/426/1073
	REQUEST FOR ADDITIONAL INFORMATION			1APR86 -30JUN86	1	86FEC/426/2915
	1'ST LETTER INFORMATIONAL NOTICE			1APR86 -30JUN86	3	86FEC/428/4665
	OCTOBER QUARTERLY	1,100	18,231	1JUL86 -30SEP86	7	86FEC/436/3021
	PRE-GENERAL	-	1,000	1OCT86 -15OCT86	3	86FEC/440/4697
	POST-GENERAL	-	3,075	16OCT86 -24NOV86	4	86FEC/451/0822
	YEAR-END	5,456	2,032	25NOV86 -31DEC86	4	87FEC/460/1782
	TOTAL	96,817	0	70,323	0	111 TOTAL PAGES

All reports have been reviewed.

Cash on hand as of 12/31/86: \$29,459.23 *

Debts owed to the Committee as of 12/31/86: \$0

Debts owed by the Committee as of 12/31/86: \$0

*This figure was calculated by the RAD analyst: the Committee's report discloses a blank on Line 8.

ATTACHMENT 1



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

ATTACHMENT 2
(Page 1 of 2)

June 21, 1985

**SEMIANNUAL REPORT NOTICE
FOR UNAUTHORIZED COMMITTEES**

WHO MUST FILE

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

WHAT MUST BE REPORTED

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

WHEN TO FILE

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

WHERE AND HOW TO FILE

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

MONTHLY FILERS

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

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

- over -

COMPLIANCE

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

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

83040672584

1

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

85 AUG 12 AM: 13

(Summary Page)

ALIGN AREA 1. Name of Committee (In Full) Personal Injury Compensation Political Action Committee (PICPAC) Address (Number and Street) 333 South Grand Avenue, Suite 3930 City, State and ZIP Code Los Angeles, CA 90071 ☐ Check here if address is different than previously reported. 2. FEC Identification Number C00196436 3. ☐ The committee qualified as a multicandidate committee during the Reporting Period on _____ date	ALIGN AREA 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 _____ Year of Election election on _____ in the State of _____ ☐ Thirtieth day report following the General Election on _____ in the State of _____ ☐ Termination Report (b) Is the Report an Amendment? ☐ YES ☒ NO
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SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
5 Covering Period <u>1-1-85</u> through <u>6-30-85</u>			
6 (a) Cash on hand January 1, 1985			\$ -0-
(b) Cash on Hand at Beginning of Reporting Period		\$ -0-	
(c) Total Receipts (from Line 18)		\$30,638.39	\$30,638.39
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(b) and 6(c) for Column B)		\$30,638.39	\$30,638.39
7 Total Disbursements (from Line 28)		\$ 7,500.00	\$ 7,500.00
8 Cash on Hand at Close of Reporting Period (subtract Line 7 from Line 6(d))		\$23,138.39	\$23,138.39
9 Debts and Obligations Owed TO The Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ -0-	

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

David M. Higgins
President or Principal Officer

David M. Higgins
SIGNATURE OF TREASURER

Aug 8, 1985
Date

For further information contact:

Federal Election Commission

Washington, D.C. 20543-4830

Local 202 673-4888

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

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)

QUARTERLY REPORT NOTICE

ATTACHMENT 4
(Page 1 of 2)

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

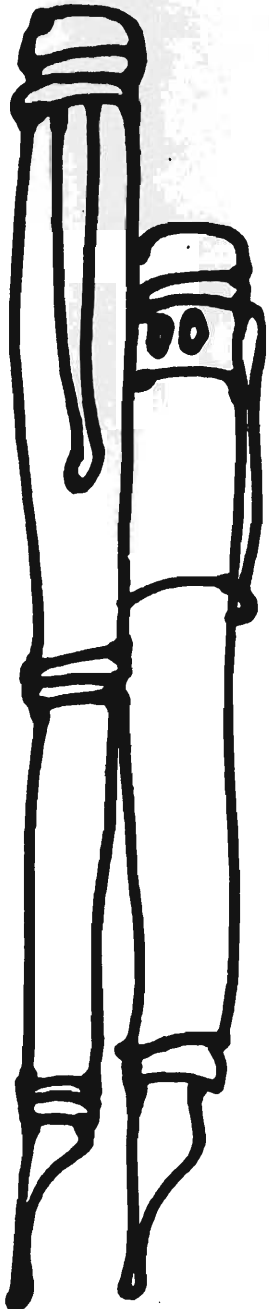
Committees that file on a monthly schedule must file their next report by April 20, 1986, and disclose all financial activity of their committee from March 1 through March 31, 1986. (See the schedule of monthly reports on the reverse side.)

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

83040672587



FEDERAL ELECTION COMMISSION
WASHINGTON DC 20463

EQ-7

May 7, 1986

David M. Higgins, Treasurer
Personal Injury Compensation
Political Action Committee
(PICPAC)
333 South Grand, Suite 3930
Los Angeles, CA 90071

Identification Number: C00196436

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

Dear Mr. Higgins:

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, 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 Christopher Nuland 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

ATTACHMENT 6
(Page 1 of 2)

RECEIVED THE REC
HAND DELIVERED
6 JUN 4 411:32

Plautz & Joseph
333 South Grand Avenue
Los Angeles, California 90071

TELEPHONE 213 617-6000
TELESCOPE 213 617-6000
TELEX 65747

FEDERAL RESERVE BANK BUILDING
R. O. BOX 607
RICHMOND, VIRGINIA 22304
TELEPHONE 804 785-1000
TELESCOPE 804 785-1000

3 6 7 3 4 1 6 0 6 7 1
2 2 2 4 3 5 7 2 5 8 9
Enclosed is a copy of the April 1986
Quarterly Report that was sent in
April. If you have any questions,
please give me a call. Thank you

sincerely
Gregory Petersen
Gregory L. Petersen

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

RECEIVED AT THE PSC
HAND DELIVERED
26 JUN 91 11:32

Summary Page

ALIGN AREA

ALIGN AREA

1. Name of Committee On Page

Personal Injury Compensation
Political Action Committee

Address (Number and Street)

333 South Grand Ave
Suite 3910

City, State and ZIP Code

Los Angeles, California 90071

☐ Check here if address is different than previously reported.

2. PSC Identification Number

C00198136

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

4. TYPE OF REPORT (Check appropriate boxes)

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

5. Covering Period 1/1/86 through 3/31/86

6. (a) Cash on hand January 1, 19 86

(b) Cash on Hand at Beginning of Reporting Period

(c) Total Receipts (from Line 1b)

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

7. Total Disbursements (from Line 2b)

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

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

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

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

David M. Higgins

David M. Higgins by Ray Palmer April 15, 1986

NOTE: Submission of false information or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 557a.

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

For further information contact:

Federal Election Commission

Toll Free 800-426-6922

Local 202-556-4822

PSC FORM 3a (5/85)

①



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20543

MB-2

JAN 13 1986

David M. Higgins, Treasurer
Personal Injury Compensation
Political Action Committee (PICPAC)
333 South Grand, Suite 3930
Los Angeles, CA 90071

Identification Number: C00196436

Reference: 1985-1986 Election Cycle Reports

Dear Mr. Higgins:

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>
Mid-Year Report (1/1/85-6/30/85)	7/31/85	8/12/85
April Quarterly Report (1/1/86-3/31/86)	4/15/86	6/4/86

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 Christopher Muland on our toll-free number, (800) 424-9530. Our local number is (202) 376-2480.

Sincerely,

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

332437-2591
134131

YEAR-END REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

December 26, 1986

WHO MUST FILE

ALL PARTY COMMITTEES, NONCONNECTED COMMITTEES, AND SEPARATE SEGREGATED FUNDS must file a year-end report by January 31, 1987.

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, 1986. Political committees that have not previously filed a financial disclosure report should report all financial activity through December 31, 1986.* 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, 1987. Reports hand delivered or mailed first class must be received no later than close of business January 31, 1987.

WHERE TO FILE

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

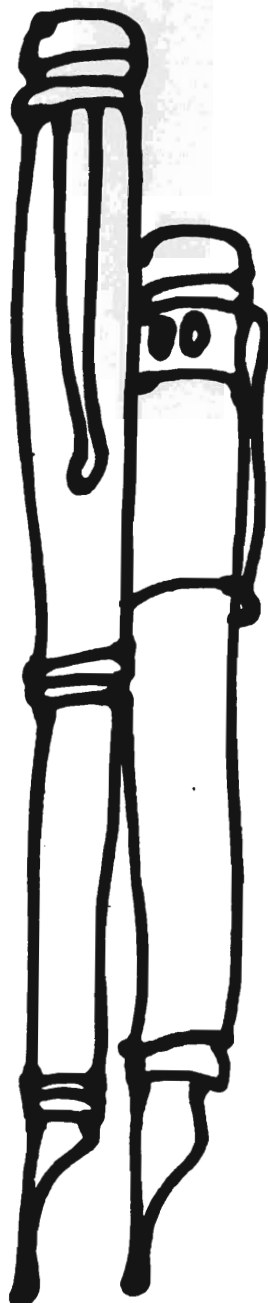
COMPLIANCE

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.

*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
202/376-3120 or 800/424-9530

(over)



202/376-3120

1987 FILING SCHEDULE FOR PARTIES AND PACS

Committees may file reports on a semiannual or a monthly schedule during 1987. Committees that choose to file reports on a monthly schedule must file reports no later than the 20th day of the month. Each report must include all financial activity that occurred during the previous month. Committees that choose to file reports on a semiannual schedule must file a mid-year report by July 31, 1987, and a year-end report by January 31, 1988. The July 31 mid-year report should include all activity from January 1 through June 30, 1987. The year-end report should include all activity from July 1 through December 31, 1987. See the charts below.

Committees that wish to change their reporting schedule must notify the Commission by sending a letter with the next report due under their current reporting schedule. Committees may change their filing frequency only once a year.

MONTHLY FILERS*

Report	Period Covered**	Reg./Cert.	Filing
		Mailing Date	Date
Year-End	11/25 - 12/31	01/31/87	01/31/87
February	01/01 - 01/31	02/20/87	02/20/87
March	02/01 - 02/28	03/20/87	03/20/87
April	03/01 - 03/31	04/20/87	04/20/87
May	04/01 - 04/30	05/20/87	05/20/87
June	05/01 - 05/31	06/20/87	06/20/87
July	06/01 - 06/30	07/20/87	07/20/87
August	07/01 - 07/31	08/20/87	08/20/87
September	08/01 - 08/31	09/20/87	09/20/87
October	09/01 - 09/30	10/20/87	10/20/87
November	10/01 - 10/31	11/20/87	11/20/87
December	11/01 - 11/30	12/20/87	12/20/87
Year-End	12/01 - 12/31	01/31/88	01/31/88

SEMIANNUAL FILERS*

Report	Period Covered**	Reg./Cert.	Filing
		Mailing Date	Date
Year-End	11/25 - 12/31	01/31/87	01/31/87
July 31 Mid-Year	01/01 - 06/30	07/31/87	07/31/87
Year-End	07/01 - 12/31	01/31/88	01/31/88

*Be sure to retain this Report Notice for future reference. The next Notice will be sent July 7, 1987. See also the January 1987 issue of the FEC Record.

**Each report must disclose all financial activity that occurred from the close of books for the last report filed through the end of the reporting period. Political committees that have not previously filed a financial disclosure report should report all financial activity through the end of the reporting period. See the footnote on page 1.

3040672593

REPORT OF RECEIPTS AND DISBURSEMENTS

For a Political Committee Other Than an Authorized Committee

(Summary Page)

RECEIVED AT THE FEC
HAND DELIVERED
87 FEB 9 PM: 37

1. Name of Committee (In Full)
Personal Injury Compensation
Political Action Committee

Address (Number and Street)
550 S Flower, 4th Floor

City, State and ZIP Code
Los Angeles, CA. 90071

☐ Check here if address is different than previously reported

2. FEC Identification Number
00196436

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

4. TYPE OF REPORT (Check appropriate boxes)

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

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

SUMMARY		COLUMN A This Period	COLUMN B Calendar Year-to-Date
6 Covering Period <u>11/29/86</u> through <u>12/31/86</u>			
6 (a) Cash on hand January 1, 19 <u>86</u>			\$ 60,744.49
(b) Cash on Hand at Beginning of Reporting Period		\$ 26,146.01	
(c) Total Receipts (from Line 18)		\$ 5496.94	\$ 19,074.78
(d) Subtotal (add Lines 6(b) and 6(c) for Column A and Lines 6(a) and 6(c) for Column B)		\$ 31,492.01	\$ 79,709.33
7 Total Disbursements (from Line 28)		\$ 2,032.78	\$
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)		\$ 0	
10 Debts and Obligations Owed BY the Committee (Itemize all on Schedule C or Schedule D)		\$ 0	

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

DAVID M Higgins


SIGNATURE OF TREASURER

2-7-86

For further information contact

Federal Election Commission
550 E Street, N.W.
Washington, D.C. 20463
Toll Free 800-424-9520
Local 202-556-3120

Ref: 1. Submission of false, erroneous or incomplete information may subject the person signing this report to the penalties of 2 U.S.C. § 437e

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

						FEC FORM 3X (3/80)
--	--	--	--	--	--	--------------------

SENSITIVE

SENSITIVE

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

87 MAR 25 10:37

FIRST GENERAL COUNSEL'S REPORT

Date and Time of Transmittal by
OGC to the Commission _____

RAD: #87NF-47
Staff: Futter

RESPONDENTS NAMES: Personal Injury Compensation Political Action
Committee (PICPAC) and David M. Higgins, as
treasurer

RELEVANT STATUTES: 2 U.S.C. § 433(a)
2 U.S.C. § 434(a)(4)(A)(i) and (iv)
2 U.S.C. § 441b

INTERNAL REPORTS
CHECKS: Public Records

FEDERAL AGENCIES
CHECKED: None

GENERATION OF MATTER

The Report Analysis Division ("RAD") referred the Personal Injury Compensation Political Action Committee (PICPAC) and David M. Higgins, as treasurer, to the Office of General Counsel on February 18, 1987. The basis of the attached referral is PICPAC's failure to file its 1985 Mid-Year, 1986 April Quarterly, and 1986 Year-End Reports in a timely manner.

FACTUAL AND LEGAL ANALYSIS

1. Late Filing

The Act requires all political committees other than authorized committees of a candidate to file on either a quarterly or on a monthly basis. Those opting to file quarterly must file quarterly reports in a calendar year in which a regularly scheduled general election is held. 2 U.S.C. § 434(a)(4)(A)(i). Such quarterly reports shall be filed no

later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending on December 31st shall be due no later than January 31st of the following year. Id. Those opting to file on a quarterly basis are also required to file semi-annual reports "in any other calendar year." 2 U.S.C. § 434(a)(4)(A)(iv). The report covering the period ending June 30th shall be filed no later than July 31st.

PICPAC registered with the Commission as an unauthorized political committee on July 11, 1985. Thus, it did not receive the June 21, 1985 notice. Nevertheless, it did not file its 1985 Mid-Year Report until August 12, 1985, 12 days late. This report disclosed \$30,500 in itemized contributions received in June 1985. PICPAC was notified on March 21, 1986 that its 1986 April Quarterly Report was due April 15, 1986. On May 7, 1986, a late filing notice was sent to PICPAC for failing to file the 1986 April Quarterly Report in a timely manner. The notice also informed PICPAC that late filing of the report may result in legal enforcement action, but that a prompt response would be taken into consideration. PICPAC did not file this report until June 4, 1986, 50 days late. On June 13, 1986, PICPAC was sent a chronic late filing notice which advised PICPAC that any additional late filing of reports may result in legal enforcement action.^{1/} PICPAC was notified on December 26, 1986 that its 1986

^{1/} In July 1986, PICPAC notified the Commission of a change of address.

Year-End Report was due on January 31, 1987. It did not file this report until February 9, 1987, 9 days late.

Therefore, this Office recommends that the Commission open a Matter Under Review and find reason to believe the Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer, violated 2 U.S.C. § 434(a)(4)(A)(i) and (iv).

2. Late Registration

PICPAC's Mid-Year Report, covering January 1 through June 30, 1985, disclosed that it had received two \$1,000 contributions on June 4, 1986. See Attachment 2, p. 2. Thus, on that day, PICPAC satisfied the statutory requirements for becoming a political committee since it had received contributions in excess of \$1,000. See 2 U.S.C. § 431(4)(A). Accordingly, PICPAC was required to file its statement of organization with the Commission within 10 days, or no later than June 14, 1986. See 2 U.S.C. § 433(a). PICPAC did not file this statement until July 11, 1986, 27 days late. See Attachment 3, p. 1.

Therefore, this Office further recommends that the Commission find reason to believe the Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer, violated 2 U.S.C. § 433(a).^{2/}

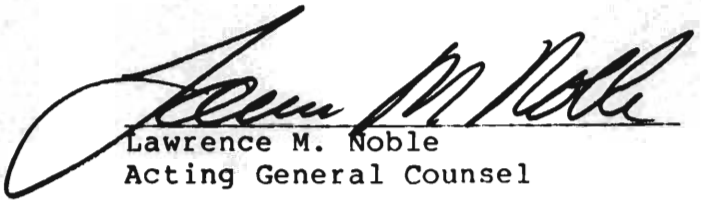
^{2/} This Office also notes that on June 18, 1986, RAD questioned PICPAC about its failure to report any of its administrative expenses in its previous reports. In response to this inquiry, David M. Higgins stated that PICPAC's administrative activities were being performed by the Law Offices of David M. Higgins and "will be billed and paid annually." See Attachment 4, p. 1. (Footnote continued)

RECOMMENDATIONS

1. Open a Matter Under Review.
2. Find reason to believe the Personal Injury Compensation Political Action Committee (PICPAC) and David M. Higgins, as treasurer, violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)(i) and (iv).
3. Approve the attached letter and General Counsel's Factual and Legal Analysis.

Date

3/25/87


Lawrence M. Noble
Acting General Counsel

Attachments

1. RAD Referral
2. 1985 Mid-Year Report
3. Statement of Organization
4. Letter from David M. Higgins, dated July 3, 1986
5. Amended 1986 July Quarterly Report and 1986 October Quarterly Report
6. General Counsel's Factual and Legal Analysis
7. Proposed Letter

(Footnote 2 continued)

PICPAC amended its July 1986 Quarterly Report to show a debt of \$2,500 to the law office and reported the payment of that debt in its October 1986 Quarterly Report. See Attachment 5, pp. 1-4. The Law Offices of David M. Higgins is apparently a professional corporation. This raises a question whether a corporation's billing and receipt of annual payments for services rendered to a political committee constitutes the extension of credit beyond a reasonable period of time, see 11 C.F.R. §§ 100.7(a)(4) and 114.10(a), and would be the making of a prohibited contribution by the corporation and the knowing acceptance of a prohibited contribution by the political committee. See 2 U.S.C. § 441b(a). This Office makes no recommendation at this time regarding this potential violation by PICPAC and the Law Office of David M. Higgins.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Attachments to First
General Counsel's Report
have been removed from this
position in the Public Record
File either because they duplicate
documents located elsewhere in
this file, or because they reflect
exempt information.

For Attachment 1 see 1
7 4

88040672599

BEFORE THE FEDERAL ELECTION COMMISSION

(*mk*
2382)

In the Matter of)

Personal Injury Compensation Political Action)
Committee (PICPAC) and David M. Higgins, as)
treasurer)

RAD Ref 87NF-47

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on March 30,
1987, the Commission decided by a vote of 6-0 to take
the following actions in RAD Ref. 87NF-47:

1. Open a Matter Under Review.
2. Find reason to believe the Personal Injury
Compensation Political Action Committee
(PICPAC) and David M. Higgins, as treasurer,
violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)
(i) and (iv).
3. Approve the letter and General Counsel's
Factual and Legal Analysis, as recommended
in the First General Counsel's Report signed
March 25, 1987.

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

Attest:

3-30-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Wed., 3-25-87, 3:37
Circulated on 48 hour tally basis: Thurs., 3-26-87, 11:00
Deadline for vote: Mon., 3-30-87, 11:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 1, 1987

David M. Higgins, Treasurer
Personal Injury Compensation Political
Action Committee
550 South Flower Street, 6th Floor
Los Angeles, CA 90071

Re: MUR 2382
Personal Injury Compensation
Political Action Committee and
David M. Higgins, as treasurer

Dear Mr. Higgins:

On March 30, 1987, the Federal Election Commission determined that there is reason to believe the Personal Injury Compensation Political Action Committee and you as treasurer, violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)(i) and (iv), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). The General Counsel's Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

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

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

Letter to David M. Higgins
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 authorizing such counsel to receive any notifications and other communications from the Commission.

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

For your information, we have attached a brief description of the Commission's procedures for handling possible violations of the Act. If you have any questions, please contact David Futter, 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

4

RECEIVED AT THE FEC
HAND DELIVERED
87 APR 29 AM: 58

BROBECK, PHLEGER & HARRISON
ATTORNEYS AT LAW

SAN FRANCISCO OFFICE
SPEAR STREET TOWER
ONE MARKET PLAZA
SAN FRANCISCO, CALIFORNIA 94105
(415) 442-0900

444 SOUTH FLOWER STREET
LOS ANGELES, CALIFORNIA 90017
FACSIMILE GROUP I & II (213) 745-3425 GROUP II & III (213) 745-3345
CABLE: BROBECK TELEX: 181164 BPH LSA
TELEPHONE: (213) 469-4060

PALO ALTO OFFICE
TWO EMBARCADERO PLACE
2200 GENG ROAD
PALO ALTO, CALIFORNIA 94303
(415) 424-0160

April 7, 1987

REGISTERED MAIL

General Counsel
Federal Election Commission
Washington, D. C. 20463

Attn: David Futter, Esq.

MUR 2382

Personal Injury Compensation
Political Action Committee and
David M. Higgins, as Treasurer

Dear Mr. Futter:

This letter refers to the letter dated April 1, 1987, received April 6, 1987, from Scott E. Thomas, Chairman, informing us of a "reason to believe" determination by the Commission with respect to the late filing of three reports (involving delays of 12, 50 and 9 days) and late registration (involving a delay of 27 days).

Please note the change of address of PICPAC to the location set forth in the above letterhead. All correspondence should include the name of the Treasurer in order to maximize the possibility of safe delivery.

The Treasurer and the Committee believe that no action should be taken against the Committee or against the Treasurer. The cause of the late registration and filing is the lack of familiarity of the Committee and the Treasurer with the law and procedures governing the operation of the Committee. The Committee has retained an accounting firm, since 1986, to prepare the required reports, rather than continuing to prepare those reports in the Treasurer's office. That step should prevent future delays in the preparation and transmittal of the reports. If a statement from that accounting firm indicating the reasons for the delay in preparation of the reports for transmittal by

David Futter, Esq.
April 7, 1987
Page 2

the Treasurer would assist the Commission in determining whether further action should be taken in this matter, such a statement can be prepared. Adding to the delays is the relocation of the Treasurer and the Committee twice during the period since organization of the Committee.

If, notwithstanding the reasons cited above for the late filings and late registration, further action is to be taken against the Committee and its Treasurer, then the Committee and its Treasurer request that pre-probable cause conciliation be pursued.

The undersigned swears, under penalty of perjury, that the facts set forth in this letter are true.

Very truly yours,


David M. Higgins

23044272604

000# 3243
RECEIVED AT THE FEC
HAND DELIVERED
87 APR 29 AM : 58

BROBECK, PHLEGER & HARRISON
ATTORNEYS AT LAW

SAN FRANCISCO OFFICE
SPEAR STREET TOWER
ONE MARKET PLAZA
SAN FRANCISCO, CALIFORNIA 94105
(415) 442-0900

SAN DIEGO OFFICE
2100 CENTRAL SAVINGS TOWER
225 BROADWAY
SAN DIEGO, CALIFORNIA 92101
(619) 234-1986

444 SOUTH FLOWER STREET
LOS ANGELES, CALIFORNIA 90017

FACSIMILE: GROUP I & II (213) 745-3425 GROUP II & III (213) 745-3345

CABLE: BROBECK TELEX: 181164 BPH LSA
TELEPHONE: (213) 489-4080

PALO ALTO OFFICE
TWO EMBARCADERO PLACE
2200 GENG ROAD
PALO ALTO, CALIFORNIA 94303
(415) 484-0180

PLEASANTON OFFICE
4309 HACIENDA DRIVE
SUITE 350
PLEASANTON, CA 94566
(415) 483-1991

April 28, 1987

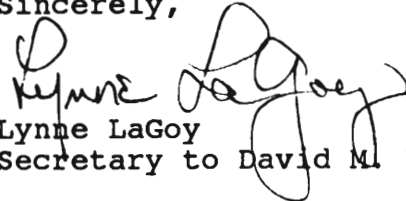
By Federal Express

David Futter, Esq.
General Counsel
Federal Election Commission
999 "E" Street, N.W.
Washington, D.C. 20463

Dear Mr. Futter:

I am enclosing correspondence originally mailed to you on April 7, 1987 which was returned to us because of an incomplete address. I am enclosing the original envelope for your inspection.

Sincerely,


Lynne LaGoy
Secretary to David M. Higgins

Enclosure

87 APR 29 P 2: 55

RECEIVED
GENERAL COUNSEL

38040572605

SENSITIVE

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Personal Injury Compensation) MUR 2382
Political Action Committee)
David M. Higgins, treasurer)

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On March 30, 1987, the Commission determined that there is reason to believe the Personal Injury Compensation Political Action Committee ("PICPAC") and David M. Higgins, as treasurer, violated 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv) by failing to file its 1985 Mid-Year, 1986 April Quarterly and 1986 Year-End Reports in a timely manner. Additionally, the Commission found reason to believe that PICPAC violated 2 U.S.C. § 433(a) by failing to file a Statement of Organization within 10 days after becoming a political committee pursuant to 2 U.S.C. § 431(4). By letter received April 29, 1987, Mr. Higgins requested that this matter be settled prior to a finding of probable cause (Attachment 1).

97 JUN 5 4:04 PM '87

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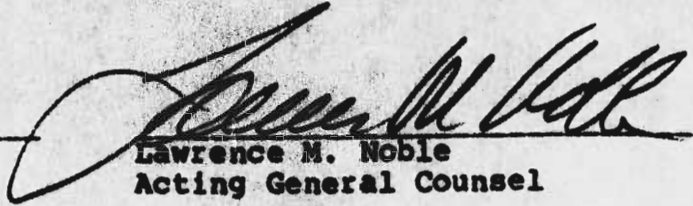
III. RECOMMENDATIONS

1. Enter into conciliation with Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer, prior to a finding of probable cause to believe.

2. Approve the attached proposed conciliation agreement and letter.

Date

6/4/87


Lawrence M. Noble
Acting General Counsel

Attachments

1. Response
2. Proposed agreement and letter

88040572608



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Attachments to General
Counsel's Report

have been removed from this
position in the Public Record
File either because they duplicate
documents located elsewhere in
this file, or because they reflect
exempt information.

For Attachment 1 see 6
2 9

3 3 0 4 0 6 7 2 6 0 9

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Personal Injury Compensation) MUR 2382
Political Action Committee)
David M. Higgins, treasurer)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on June 9, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2382:

1. Enter into conciliation with Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer, prior to finding of probable cause to believe.
2. Approve the proposed conciliation agreement and letter, as recommended in the General Counsel's Report signed June 4, 1987.

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

Attest:

6-10-87

Date

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

Received in the Office of Commission Secretary: Fri., 6-5-87, 11:04
Circulated on 48 hour tally basis: Fri., 6-5-87, 2:00
Deadline for vote: Tue., 6-9-87, 4:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 11, 1987

David M. Higgins, Treasurer
Personal Injury Compensation Political
Action Committee
444 South Flower Street
Los Angeles, CA 90071

Re: MUR 2382
Personal Injury Compensation
Political Action Committee and
David M. Higgins, as treasurer

Dear Mr. Higgins:

On March 30, 1987, the Federal Election Commission found reason to believe that the Personal Injury Compensation Political Action Committee and you, as treasurer, violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)(i) and (iv). At your request, the Commission determined on June 9, 1987, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

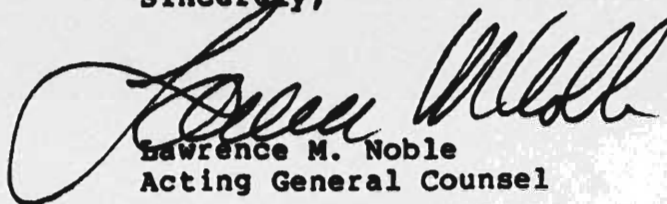
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

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

Letter to David M. Higgins, Treasurer
Page 2

David Futter, the attorney assigned to this matter, at (202)
376-8200.

Sincerely,



Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

23040672612



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

July 10, 1987

David M. Higgins, Treasurer
Personal Injury Compensation Political
Action Committee
c/o Brobeck, Phleger & Harrison
444 South Flower Street
Los Angeles, CA 90017

Re: MUR 2382
Personal Injury Compensation
Political Action Committee and
David M. Higgins, as treasurer

Dear Mr. Higgins:

On March 30, 1987, the Federal Election Commission found reason to believe that the Personal Injury Compensation Political Action Committee and you, as treasurer, violated 2 U.S.C. §§ 433(a) and 434(a)(4)(A)(i) and (iv). At your request, the Commission determined on June 9, 1987, to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

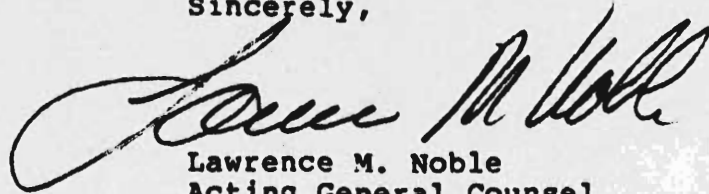
Enclosed is a conciliation agreement that the Commission has approved in settlement of this matter. If you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

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

Letter to David M. Higgins, Treasurer
Page 2

David Futter, the attorney assigned to this matter, at (202)
376-8200.

Sincerely,

A handwritten signature in dark ink, appearing to read "Lawrence M. Noble". The signature is fluid and cursive, with a large initial "L" and "M".

Lawrence M. Noble
Acting General Counsel

Enclosure
Conciliation Agreement

0 3 3 4 0 5 7 2 6 1 4

10



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 12, 1987

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

August 12, 1987

David M. Higgins, Treasurer
Personal Injury Compensation Political
Action Committee
c/o Brobeck, Phleger & Harrison
444 South Flower Street
Los Angeles, CA 90017

Re: MUR 2382
Personal Injury Compensation
Political Action Committee and
David M. Higgins, as treasurer

Dear Mr. Higgins:

On July 10, 1987, you were notified that, at your request, the Federal Election Commission determined to enter into negotiations directed toward reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that conciliation negotiations entered into prior to a finding of probable cause to believe are limited to a maximum of 30 days. To date, you have not responded to the proposed agreement. The 30-day period for negotiations will soon expire. Unless we receive a response from you within 7 days, this Office will consider these negotiations terminated and will proceed to the next stage of the enforcement process.

Should you have any questions, please contact David Futter, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: 
Lois G. Lerner
Associate General Counsel

83040572615

//

COO# 4508

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

BROBECK, PHLEGER & HARRISON

ATTORNEYS AT LAW

444 SOUTH FLOWER STREET

LOS ANGELES, CALIFORNIA 90017

FACSIMILE: GROUP I & II (213) 745-3425 GROUP II & III (213) 745-3345

CABLE: BROBECK TELEX: 181164 BPH LSA

TELEPHONE: (213) 459-4080

SAN FRANCISCO OFFICE
SPEAR STREET TOWER
ONE MARKET PLAZA
SAN FRANCISCO, CALIFORNIA 94105
(415) 442-0900

SAN DIEGO OFFICE
2100 CENTRAL SAVINGS TOWER
225 BROADWAY
SAN DIEGO, CALIFORNIA 92101
(619) 234-1966

87 OCT -5 AM 11:35

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM
TWO EMBARCADERO PLACE
2200 GENG ROAD
PALO ALTO, CALIFORNIA 94303
(415) 424-0160

PLEASANTON OFFICE
4309 HACIENDA DRIVE
SUITE 350
PLEASANTON, CA 94566
(415) 463-1991

September 30, 1987

Judybeth Greene, Esq.
Federal Election Commission
999 "E" Street, N.W.
Washington, D.C. 20463

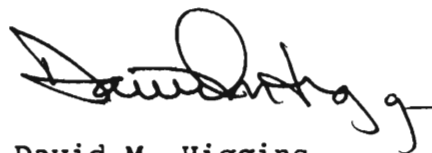
Dear Ms. Greene:

Referring to your letter dated **September 18, 1987**,
enclosed is the executed Conciliation Agreement and the pen-
alty in the amount of \$850.00.

Very truly yours,

BROBECK, PHLEGER & HARRISON

By



David M. Higgins

Enclosure

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 OCT -6 AM 10:23

919272616

PERSONAL INJURY COMPENSATION
POLITICAL ACTION COMMITTEE
444 S. FLOWER ST., 43RD FLOOR
LOS ANGELES, CA 90071

9-30-87 0302

PAY TO THE ORDER OF Federal Election Commission \$ 850
Eight Hundred fifty 9/100 DOLLARS

SECURITY PACIFIC NATIONAL BANK
Sixth & Flower Office #0298
808 West 6th Street, Los Angeles, Ca 90017

MEMO Debra A. Trimiew

⑆ 1 2 2000043 ⑆ 0302 ⑆ 296 ⑆ 0 1 2977 ⑆

CCC #4508

MEMORANDUM

TO: DEBRA A. TRIMIEW TO: CECILIA LIEBER
FROM: CECILIA LIEBER FROM: DEBRA A. TRIMIEW

CHECK NO. 0302 { A COPY OF WHICH IS ATTACHED } RELATING TO

TRUR 2382 AND NAME Personal Injury Compensation PAC ("PICPAC")
(Green)

WAS RECIEVED ON 10/6/87. PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

/ ☒ / BUDGET CLEARING ACCOUNT { 95F3875.16 }
/ / CIVIL PENALTIES ACCOUNT { 95-1099.160 }
/ / OTHER _____

SIGNATURE Debra A. Trimiew DATE 10/7/87

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
87 OCT -6 AM 10:23

BEFORE THE FEDERAL ELECTION COMMISSION

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

87 OCT 29 PM 5:22

In the Matter of)

Personal Injury Compensation)
Political Action Committee and)
David M. Higgins, as treasurer)

MUR 2382

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached is a conciliation agreement which has been signed by David M. Higgins, the treasurer of the Personal Injury Compensation Political Action Committee.

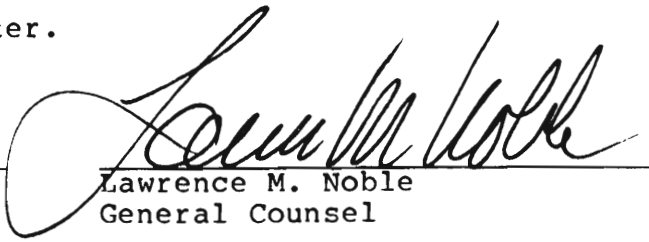
The attached agreement contains no changes from the agreement approved by the Commission on September 18, 1987. The Commission received a \$850 check for the civil penalty on October 6, 1987.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with the Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer
2. Close the file.
3. Approve the attached letter.

Date

10/29/87


Lawrence M. Noble
General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check
3. Letter to Respondent

93040672618



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Attachments to General
Carmel's Report

have been removed from this
position in the Public Record
File either because they duplicate
documents located elsewhere in
this file, or because they reflect
exempt information.

For Attachment	<u>1</u>	see	<u>15</u>
	<u>2</u>		<u>12</u>
	<u>3</u>		<u>15</u>
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93040572619

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Personal Injury Compensation)
Political Action Committee and)
David M. Higgins, as treasurer)

MUR 2382

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on November 3, 1987, the Commission decided by a vote of 6-0 to take the following actions in MUR 2382:

1. Accept the conciliation agreement with the Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer, as recommended in the General Counsel's report signed October 29, 1987.
2. Close the file.
3. Approve the letter, as recommended in the General Counsel's report signed October 29, 1987.

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

Attest:

11-3-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Thurs.,	10-29-87,	5:22
Circulated on 48 hour tally basis:	Fri.,	10-30-87,	12:00
Deadline for vote:	Tues.,	11-03-87,	4:00

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

05 November 1987

David M. Higgins, Treasurer
Personal Injury Compensation Political
Action Committee
c/o Brobeck, Phleger & Harrison
444 South Flower Street
Los Angeles, CA 90017

RE: MUR 2382
Personal Injury
Compensation Political
Action Committee and
David M. Higgins, as
treasurer

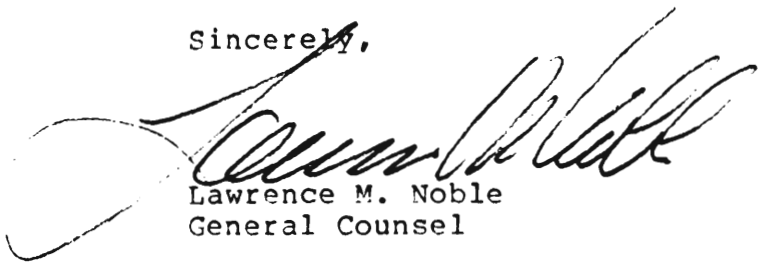
Dear Mr. Higgins:

On November 3, 1987, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on your behalf in settlement of a violation of 2 U.S.C. §§ 433(a), 434(a)(4)(A)(i) and (iv), provisions of the Federal Election Campaign Act of 1971, as amended. 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 staff member assigned to this matter, at (202) 376-5690.

Sincerely,


Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2382
Personal Injury Compensation)
Political Action Committee)
David M. Higgins, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by the Federal Election Commission ("the Commission"), pursuant to information ascertained in the normal course of carrying out its supervisory responsibilities. The Commission found reason to believe that Personal Injury Compensation Political Action Committee and David M. Higgins, as treasurer ("the Respondents") violated 2 U.S.C. §§ 433(a), 434(a)(4)(A)(i) and (iv).

NOW, THEREFORE, the Commission and the Respondents, having participated in informal methods of conciliation, prior to a finding of probable cause to believe, do hereby agree as follows:

I. The Commission has jurisdiction over the Respondents, and the subject matter of this proceeding, and this agreement has the effect of an agreement entered pursuant to 2 U.S.C. § 437g(a)(4)(A)(i).

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

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

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

1. Respondent Personal Injury Compensation Political Action Committee is a political committee registered with the Commission.

2. David M. Higgins is the treasurer of Personal Injury Compensation Political Action Committee.

3. Respondents were required to file the 1985 Mid Year Report on July 31, 1985. The report was filed on August 12, 1985, 12 days late.

4. Respondents were required to file the 1986 April Quarterly Report on April 15, 1986. The report was filed on June 4, 1986, 50 days late.

5. Respondents were required to file the 1986 Year End Report on January 31, 1987. The report was filed on February 9, 1987, 9 days late.

6. On its 1985 Mid Year Report, respondents reported receiving two \$1,000 contributions on June 4, 1985.

7. Respondents filed a Statement of Organization with the Commission on July 11, 1985.

V. Pursuant to 2 U.S.C. § 434(a)(4)(A)(i), all political committees other than authorized committees of a candidate may elect to file, in a calendar year in which a regularly scheduled election is held, a quarterly report which shall be filed no later than the 15th day after the last day of each calendar quarter, except that the report for the quarter ending on December 31 of such calendar year shall be filed no later than January 31 of the following calendar year. Further, pursuant to 2 U.S.C. § 434(a)(4)(A)(iv), in any other calendar year, those committees are required to file a report covering the period beginning January 1 and ending June 30, which shall be filed no

later than July 31, and a report covering the period beginning July 1 and ending December 31, which shall be filed no later than January 31 of the following calendar year.

VI. Respondents' failure to file the 1985 Mid Year Report, the 1986 April Quarterly and Year End Reports in a timely manner is in violation of 2 U.S.C. §§ 434(a)(4)(A)(i) and (iv).

VII. Pursuant to 2 U.S.C. § 433(a), all political committees, other than authorized campaign committees, are required to file a Statement of Organization within 10 days after becoming a political committee within the meaning of 2 U.S.C. § 431(4).

VIII. Respondents' failure to file a Statement of Organization within 10 days after becoming a political committee pursuant to 2 U.S.C. § 431(4) is in violation of 2 U.S.C. § 433(a).

IX. Respondents will pay a civil penalty to the Federal Election Commission in the amount of Eight Hundred Fifty Dollars (\$850.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

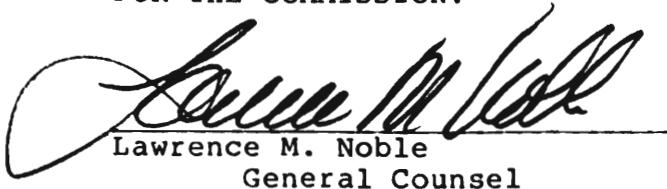
X. The Commission, on request of anyone filing a complaint under 2 U.S.C. § 437g(a)(1) concerning the matters at issue herein or on its own motion, may review compliance with this agreement. If the Commission believes that this agreement or any requirement thereof has been violated, it may institute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

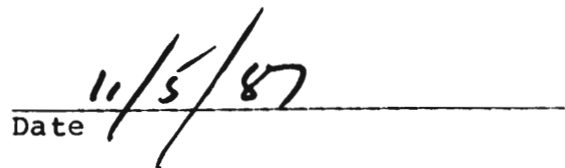
XI. This agreement shall become effective as of the date that all parties hereto have executed same and the Commission has approved the entire agreement.

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

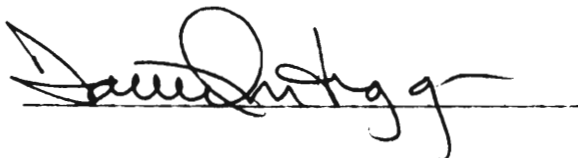
XIII. This Conciliation Agreement constitutes the entire agreement between the parties on the matters raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

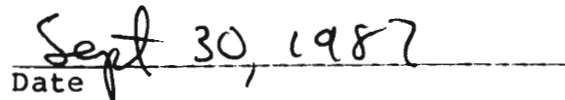
FOR THE COMMISSION:


Lawrence M. Noble
General Counsel


Date 11/5/87

FOR THE RESPONDENTS:




Date Sept 30, 1987

38040572625



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2382

DATE FILMED 2/17/88 CAMERA NO. 3

CAMERAMAN GPC

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