



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2461

DATE FILMED 10/17/90 CAMERA NO. 2

CAMERAMAN AS

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GCCH# 3547
- Mr 2461

COMPLAINT BEFORE THE
FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee

v.

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn

MUR No. _____

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RECEIVED
GENERAL

1. Complainant Democratic Congressional Campaign Committee ("DCCC") files this complaint pursuant to §437g of the Federal Election Campaign Act ("the Act") alleging violations of §§441a and 441a(d) by the Michigan Republican State Committee ("State Committee"). Democratic Congressional Campaign Committee alleges specifically that the State Committee violated applicable contribution and coordinated expenditure limitations in connection with its efforts to promote the election of Mr. Jim Dunn to the United States House of Representatives from Michigan's 6th Congressional District in November of 1986.

Affected Parties

2. Complainant is a national committee of the Democratic Party charged primarily with promoting the nomination and/or

election of Democratic candidates for the United States House of Representatives. 11 C.F.R. §110.1(b)(2)(ii).

3. Respondant is a "state committee" within the meaning of the Act and all applicable laws of the State of Michigan. 2 U.S.C. §431(15). Among other activities, the State Committee receives contributions and makes expenditures for the purpose of promoting Republican candidates for nomination and/or election to the United States House of Representatives.

4. Jim Dunn was the nominee of the Republican Party for election to the United States House of Representatives in November of 1986 from the 6th Congressional District in Michigan.

5. Friends of Jim Dunn is the registered and reporting principal campaign committee designated by Jim Dunn to raise and expend funds in support of his campaign for nomination and election to the House of Representatives in 1986.

6. Congressman Robert Carr was the nominee of the Democratic Party for election to the United States House of Representatives in November of 1986 from the 6th Congressional District in Michigan.

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Factual Background

7. Throughout the general election campaign for election from Michigan's 6th Congressional District to the House of Representatives, the State Committee received contributions and made expenditures to produce and transmit through the mails numerous printed materials ("mailings") designed to influence the decision of voters. These mailings expressly advocated the election of Mr. Dunn and expressly promoted the defeat of Congressman Carr. A representative sample of these mailings is attached to this Complaint.

8. The State Committee mailings carried the "disclaimer" of the State Committee, required by §441d of the Act, reflecting its payment of the associated costs. Moreover, each of these mailings identified Mr. Dunn's principal campaign committee, Friends of Jim Dunn, as having authorized their production and distribution.

9. The State Committee has not reported its expenditures for these mailings as allocable to the contribution or expenditure limitations of the Act. The State Committee specifically did not allocate its expenditures for these purposes under limits applicable under §441a(a) (Contribution Limitations) or §441a(d) (Coordinated Expenditure Limitations) of the Act.

10. Reports of the State Committee filed with the Commission reflect that that Committee made the maximum allowable contribution, exclusive of mailings, to Friends of Jim Dunn under §441a(a) in support of Mr. Dunn's general election efforts. Reports of the National Republican Congressional Committee ("NRCC"), a national committee of the Republican Party charged with promoting the election of Republican candidates to the House, reflect that NRCC made the maximum allowable "coordinated expenditures" made pursuant to §441a(d) of the Act in connection with the general election campaign of Jim Dunn.

Relevant Law

11. The Act provides that expenditures by a state committee or other "political committee" under the Act, which are made in cooperation or consultation with a candidate, "shall be considered to be a contribution to such candidate" subject to dollar limitations. 2 U.S.C. §§441a(a)(7)(B)(i), 441a(a)(2)(A).

12. The Act further provides that expenditures by a state committee which identify a clearly identified candidate and advocate that candidate's election or defeat in the general election shall be considered to be a "coordinated expenditure" subject to dollar limitations. 2 U.S.C. §441a(d); Advisory Opinions, 1984-15 and 1985-14, 1 Fed. Election Camp. Fin. Guide (CCH) ¶ 5766 and ¶ 5819.

13. The state committee of a political party may not make "independent expenditures" in support of the general election campaign of any of its nominees for federal office. 11 C.F.R. §110.7(b)(4).

Violations of Law

14. The expenditures by the State Committee for its mailings were made in cooperation and consultation with Friends of Jim Dunn, and therefore constituted "contributions" to Friends of Jim Dunn. The "disclaimer" carried on these mailings specifically stated that the State Committee paid their costs with the "authorization" of Friends of Jim Dunn.

15. Notwithstanding that the expenditures for these mailings constituted contributions from the State Committee to Friends of Jim Dunn, the State Committee did not report those expenditures as contributions. In fact, because the State Committee had made the maximum allowable contribution to Jim Dunn's general election campaign, it could not finance these mailings lawfully with the available contribution limitations of the Act.

16. The expenditures by the State Committee for its mailings, which clearly identified the candidacies of Jim Dunn and Bob Carr and expressly advocated the election of the former and the

defeat of the latter, constituted "coordinated expenditures," subject to dollar limitations, in connection with the general election campaign of Mr. Dunn.

17. Notwithstanding that the expenditures for these mailings constituted "coordinated expenditures" by the State Committee in connection with the general election campaign of Jim Dunn, the State Committee did not report these expenditures as "coordinated expenditures." In fact, because the NRCC had made the maximum allowable coordinated expenditures in connection with Jim Dunn's general election, the State Committee could not finance these mailings lawfully within the coordinated expenditure limitations of the Act.

18. Upon information and belief the State Committee did not finance the production and distribution of these mailings within the allowance of the "volunteer campaign materials" exemption of the Act. 2 U.S.C. §431(8)(B)(x). That exemption is available to state and local committees of a political party only upon the fulfillment of certain express conditions, including:

- (a) The making of exempt expenditures only in connection with "volunteer activity";

(b) The use of funds in financing activities under the exemption which were raised by the state party for general purposes, and not in any way earmarked or designated for the benefit of any candidate on whose behalf the exempt expenditures were made;

(c) The use for purposes of the exemption of the State Committee's own funds, and not any funds transferred from any national committee of the Republican Party;

(d) The use of only those funds which are lawful under the Act.

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19. Upon information and belief the State Committee's financing of the mailings did not comport with one or more of these conditions. No evidence appears from the circumstances surrounding the production and distribution of the mailings that volunteers were involved in their production or distribution. Each of these mailings appears to have been produced under contract with commercial production services, and the mailings further appear to have been distributed through the mail by commercial mail houses or other similar commercial services, and not by the hand of any State Committee volunteer force.

20. The apparent costs of these mailings reflecting a substantial direct mail program in support of Mr. Dunn, support

the conclusion that the State Committee raised funds expressly for this purpose with or without the cooperation of Mr. Dunn and/or his agents. Any contributions raised in an earmarked fashion for the direct purpose of financing these mailings would not comport with a key condition for exempt financing.

21. The National Republican Party made substantial transfers to the State Committee throughout the 1986 congressional election cycle. These transfers reflect a substantial percent of the total receipts reported by the State Committee over this period. These transfers represented an infusion of cash upon which the State Committee relied in diverting a substantial portion of its budget to the financing of these mailings. Its reliance on the transfer of funds from national party committees in connection with the production of these mailings does not comport with one of the key conditions for exempt financing.

22. The failure of the state party to comply with any one or more of these conditions for exempt financing of the Dunn mailings denies the state party of the benefits of the volunteer campaign materials exemption. Where the exemption does not apply, the contribution and coordinated expenditure limits of the Act do. See, 11 C.F.R. §100.7(b)(15)(vii). However, the State Committee did not have available contribution or coordinated expenditure limits in financing

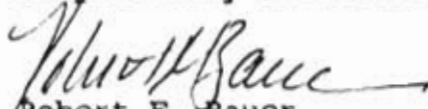
these mailings and payments for this purpose therefore resulted in substantial violations of those limits.

WHEREFORE, Complainant respectfully requests that the Commission take action as follows:

(a) conduct an immediate investigation into these apparent violations; and

(b) accomplish the full enforcement of all statutory violations, including the imposition of appropriate civil penalties on all respondents.

Respectfully submitted,



Robert F. Bauer
Counsel, Democratic Congressional
Campaign Committee
430 South Capitol St., S.E.
Washington, D.C. 20003
(202)863-1500

SUBSCRIBED AND SWORN TO BEFORE ME this 5th day of June, 1987.



Darlene F. Spence
Notary Public

My Commission Expires: March 31, 1989

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

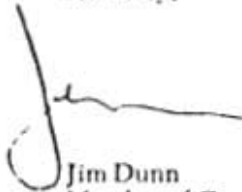
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

By working to create jobs we restore the personal sense of worth so necessary to a fulfilling life. By reducing the deficit we ensure a secure future for our children. By protecting democracy we stand taller and prouder in a world threatened by oppression. By fighting crime we make our streets safe and our neighborhoods more secure. By emphasizing education we protect the greatest resource we have, our children. By restoring strong family values we keep the family at the center of public policy.

These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-8977.



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 12, 1987

Robert F. Bauer, Counsel
Democratic Congressional Campaign Committee
430 South Capitol Street, SE
Washington, DC 20003

RE: MUR 2461

Dear Mr. Bauer:

This letter acknowledges receipt of your complaint, received on June 6, 1987, alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, and Friends Of Jim Dunn and Pauline Dunn, as treasurer. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 2461. Please refer to this number in all future correspondence. For your information, we have attached a brief description of the Commission's procedures for handling complaints. If you have any questions, please contact Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
Acting General Counsel

George F. Fisher
By: George F. Fisher
Acting Associate General Counsel

Enclosures
Procedures



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 12, 1987

Ronald D. Dahlke, Treasurer
Michigan Republican State
Committee
2121 E. Grand River
Lansing, MI 48912

RE: MUR 2461
Michigan Republican
State Committee and
Ronald D. Dahlke, as
Treasurer

Dear Mr. Dahlke:

The Federal Election Commission received a complaint which alleges that the Michigan Republican State Committee and you, its treasurer, may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2461. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you and the Michigan Republican State Committee in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

This matter will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and § 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form stating the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

If you have any questions, please contact Anthony Marshall, the attorney assigned to this matter, at (202) 376-8200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel



By: George F. Rishel
Acting Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 12, 1987

Pauline Dunn, Treasurer
Friends Of Jim Dunn
1501 N. Shore Drive
East Lansing, MI 48823

RE: MUR 2461
Friends Of Jim Dunn and
Pauline Dunn, as Treasurers

Dear Ms. Dunn:

The Federal Election Commission received a complaint which alleges that Friends Of Jim Dunn and you, as treasurer, may have violated the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2461. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you and Friends Of Jim Dunn in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's analysis of this matter. Where appropriate, statements should be submitted under oath. Your response, which should be addressed to the General Counsel's Office, must be submitted within 15 days of receipt of this letter. If no response is received within 15 days, the Commission may take further action based on the available information.

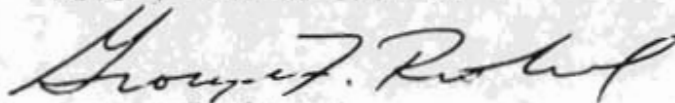
This matter will remain confidential in accordance with 2 U.S.C. § 437g (a)(4)(B) and § 437g (a)(1) unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing the enclosed form listing the name, address, and telephone number of such counsel, and authorizing such counsel to receive any notifications and other communications from the Commission.

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If you have any questions, please contact Anthony Marshall, the attorney assigned to this matter, at (202) 176-9200. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
Acting General Counsel



By: George F. Richel
Acting Associate General Counsel

Enclosures

1. Complaint
2. Procedures
3. Designation of Counsel Statement

cc: Jim Dunn

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LAW OFFICES
DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGG

800 MICHIGAN NATIONAL TOWER

LANSING, MICHIGAN 48933

TELEPHONE (517) 374-9100

TELECOPIER (517) 374-9191

TELEX: 23 0121

CABLE: DYKE DETROIT

TWX: 810 2510800

(517) 374-9126

June 25, 1987

Mr. Anthony Marshall
Office of the General Counsel
Room 657
Federal Elections Commission
999 E. Street, N.W.
Washington, D.C. 20463

97 JUN 26 A10:52

GENERAL COUNSEL

VIA FEDERAL EXPRESS

Re: Democratic Congressional Campaign Committee v
Michigan State Republican Committee, Jim Dunn,
and Friends of Jim Dunn; MUR No. 2461

Dear Mr. Marshall:

Enclosed for filing are the Statements of Designation
of Counsel for Jim Dunn and Friends of Jim Dunn for the
above-referenced matter. Also enclosed is a Request for an
Extension of Time to file a Response for the above-referenced
matter.

As you and I discussed on Wednesday, June 24, 1987, my
office has just received notification of this Complaint and any
effort on your part to provide us with an extension of time to
file a Response on behalf of our clients would be greatly
appreciated.

I have enclosed an additional copy of the Statements
of Designation of Counsel and the Request for an Extension of
Time. Please have these documents file-stamped and returned to
me in the enclosed self-addressed and stamped envelope.

DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGO

Mr. Anthony Marshall
June 25, 1987
Page 2

If you have any questions regarding this matter,
please do not hesitate to contact me.

Sincerely,

DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGO

James P. Kiefer
James P. Kiefer

JPK/lkh

Enclosure

cc: George F. Rishel
James W. Dunn
Pauline Dunn
Richard D. McLellan
William J. Perrone

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STATEMENT OF DESIGNATION OF COUNSEL

MUR 2461

NAME OF COUNSEL: James P. Kiefer

ADDRESS: Dykema, Gossett
800 Michigan National Tower
Lansing, Michigan 48933

TELEPHONE: 517/374-9126

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

FRIENDS OF JIM DUNN

6-25-87
Date

Pauline Dunn
Signature
By: Pauline Dunn, Treasurer

RESPONDENT'S NAME: Friends of Jim Dunn

ADDRESS: Pauline Dunn, Treasurer
1501 N. Shore Drive
East Lansing, Michigan 48823

HOME PHONE: 517/337-8017

BUSINESS PHONE: 517/337-8017

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2461

NAME OF COUNSEL: James P. Kiefer

ADDRESS: Dykema, Gossett

800 Michigan National Tower

Lansing, Michigan 48933

TELEPHONE: 517/374-9126

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

6-18-87
Date

Jim Dunn
Signature Jim Dunn

RESPONDENT'S NAME: Jim Dunn

ADDRESS: 150 North Main Dr

East Lansing Mich 48823

HOME PHONE:

BUSINESS PHONE: 517-351-7038

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn.

Respondents.

MUR No. 2461

REQUEST FOR AN EXTENSION
OF TIME TO FILE A RESPONSE

Respondents, Jim Dunn and Friends of Jim Dunn (the "Respondents"), by and through their counsel, Dykema, Gossett, Spencer, Goodnow & Trigg, hereby request an extension of time to answer the Complaint filed in this matter. In support of this Request, the Respondents state as follows:

1. The Complaint was originally filed with the Federal Election Commission ("FEC") on June 4, 1987. Counsel for the Respondents did not receive the Complaint until June 24, 1987.

2. On June 24, 1987, counsel for the Respondents conferred with Anthony Marshall, the FEC staff attorney assigned to this matter. Mr. Marshall stated that an answer to the Complaint would be due on or before July 2, 1987. Mr.

Marshall further stated that if a Request for an Extension of Time was desired, such a Request would need to be filed four (4) days before July 2, 1987. Because July 2, 1987 is not a business day, the Request would need to be filed by June 26, 1987.

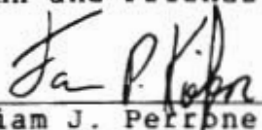
3. Respondents believe that, pursuant to 2 USC §437g(a)(1), they will be able to demonstrate that the FEC should not take any action against the Respondents on the basis of the Complaint.

4. Counsel for the Respondents have not had an opportunity to review the Complaint filed in this matter, confer with the Respondents, and prepare a Response which adequately represents the Respondents' position that no action should be taken against them.

WHEREFORE, Respondents respectively request the FEC to grant a twenty (20) day extension of time for the filing of Respondents' Response, so that the Response will be due on July 22, 1987.

Respectively submitted,

DYKEMA, GOSSETT, SPENCER,
GOODNOW & TRIGG
Attorneys for Respondents, Jim
Dunn and Friends of Jim Dunn

By: 
William J. Perrone (P27591)
James P. Kiefer (P38025)
800 Michigan National Tower
Lansing, Michigan 48933
(517) 374-9174

Dated: June 25, 1987

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

Michigan State Republican
Committee,

Jim Dunn,

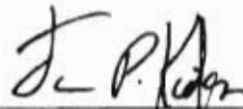
Friends of Jim Dunn.

Respondents.

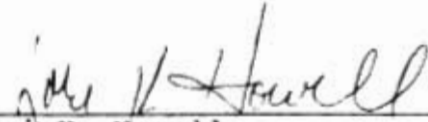
MUR No. 2461

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Request for Extension of Time to File a Response has been served upon Robert F. Bauer, Counsel, Democratic Congressional Campaign Committee, 430 South Capitol Street, S.E., Washington, D.C. 20003, by first class United States mail, postage prepaid, this 25th day of June, 1987.



James P. Kiefer



Lori K. Howell
Notary Public
Ingham County, Michigan
My Comm. Expires: 11/17/87

Dated: June 25, 1987

800 MICHIGAN NATIONAL TOWER • LANSING, MICHIGAN 48933
DYKEMA GOSSETT SPENCER GOODNOW & TRIGG

2 - 400301725

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

June 29, 1987

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Co-Finance Chairman

RANNY RIECKER
Co-Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.E. "JOE" THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

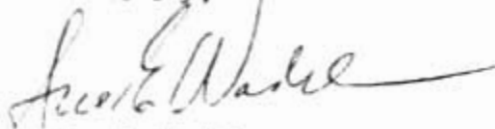
RE: Democratic National Campaign Committee
VS
Michigan Republican State Committee,
Jim Dunn,
Friends of Jim Dunn

Dear Sir:

On behalf of the Michigan Republican State Committee, I would like to request a 20 day extension for filing a response in the above matter. This extension is requested in light of my absence from the state during the time for preparation of the response as well as the necessity for support in the response of signed affidavits.

Your kind cooperation in this matter would be greatly appreciated. It would appear that the new filing date would be July 23rd if this request is approved.

Sincerely,



Sue E. Madel
Attorney

GCC# 3759
RECEIVED AT THE FEC
HAND DELIVERED
87 JUN 30 PM 00
- MTR 2461

87 JUN 30 P2:50

RECEIVED
GENERAL COUNSEL

STATEMENT OF DESIGNATION OF COUNSEL

MUR

2461 (ed)

NAME OF COUNSEL: Sue E. Wadel

ADDRESS: 523 1/2 West Ionia

Lansing, MI 48933

TELEPHONE: (517) 372-5511

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

6-29-97
Date

F. Spencer Heath
Signature Chairman

RESPONDENT'S NAME: Michigan Republican State Committee

ADDRESS: 2121 East Grand River

Lansing, MI 48912

HOME PHONE: (517) 351-3536

BUSINESS PHONE: (517) 487-5413

93340301728



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 1, 1987

James P. Kiefer
Dykema, Gossett
800 Michigan National Tower
Lansing, MI 48933

RE: MUR 2461
Friends of Jim Dun and
Pauline Dunn, as treasurer
Jim Dunn

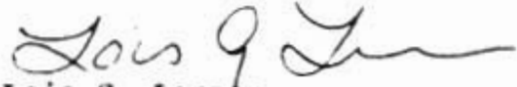
Dear Mr. Kiefer:

This is in response to your letter dated June 25, 1987, which we received on June 26, 1987, requesting an extension of 20 days until July 22, 1987 to respond to the complaint in the above referenced matter. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on July 22, 1987.

If you have any questions, please contact Anthony Marshall, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

By: 
Lois G. Lerner
Associate General Counsel

200403017229

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BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

VS

MUR No. 2461

Michigan Republican State
Committee,

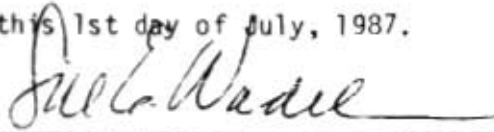
Jim Dunn,

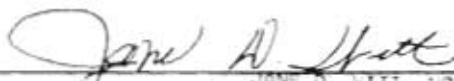
Firnedes of Jim Dunn.

Respondents.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Request for Extension
of Time to File a Response has been served upon Robert F. Bauer, Counsel, Democratic
Congressional Campaign Committee, 430 South Capitol Street, S.E., Washington, D.C.
20003 by overnight Purolator Courier Service this 1st day of July, 1987.


Sue E. Wade
Attorney for Michigan Republican
State Committee


JANE D. WITT, NOTARY PUBLIC
INGHAM COUNTY, STATE OF MICHIGAN
Notary Public MY COMMISSION EXPIRES ON 11-25-90
Ingham County, Michigan
My Commission Expires: 11-25-90

Dated July 1, 1987

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

June 29, 1987

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Co-Finance Chairman

RANNY RIECKER
Co-Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.E. JOE THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

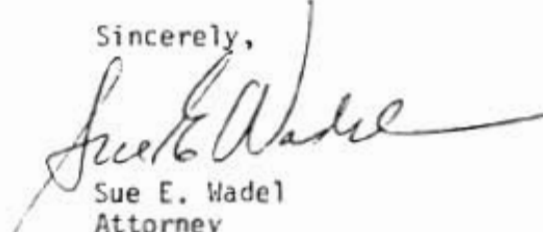
RE: Democratic National Campaign Committee
VS
Michigan Republican State Committee,
Jim Dunn,
Friends of Jim Dunn

Dear Sir:

On behalf of the Michigan Republican State Committee, I would like to request a 20 day extension for filing a response in the above matter. This extension is requested in light of my absence from the state during the time for preparation of the response as well as the necessity for support in the response of signed affidavits.

Your kind cooperation in this matter would be greatly appreciated. It would appear that the new filing date would be July 23rd if this request is approved.

Sincerely,


Sue E. Wadel
Attorney

STATEMENT OF DESIGNATION OF COUNSEL

MUR

2461

NAME OF COUNSEL:

Sue E. Wade

ADDRESS:

523 1/2 West Ionia

Lansing, MI 48933

TELEPHONE:

(517) 372-5511

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

6-29-87
Date

F. Spencer Ables
Signature Chairman

RESPONDENT'S NAME:

Michigan Republican State Committee

ADDRESS:

2121 East Grand River

Lansing, MI 48912

HOME PHONE:

(517) 351-3535

BUSINESS PHONE:

(517) 487-5413



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 6, 1987

Sue E. Wadel
523 1/2 West Ionia
Lansing, MI 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

Dear Ms. Wadel:

This is in response to your letter dated June 29, 1987, which we received on June 30, requesting an extension of 20 days to respond to the complaint filed against the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on July 23, 1987.

If you have any questions, please contact Susan Beard, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

91040901733

SENSITIVE

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

FIRST GENERAL COUNSEL'S REPORT

MUR # 2461
DATE COMPLAINT RECEIVED
BY OGC 6/5/87
DATE OF NOTIFICATION TO
RESPONDENTS 6/12/87
STAFF MEMBER Beard

COMPLAINANT: Democratic Congressional Campaign Committee

RESPONDENTS: Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer

Friends of Jim Dunn and Pauline Dunn, as treasurer

RELEVANT STATUTES: 2 U.S.C. § 441a(a)
2 U.S.C. § 441a(d)

INTERNAL REPORTS CHECKED: Disclosure Reports
Advisory Opinions 1984-15, 1985-14

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of the General Counsel received a complaint on June 5, 1987 from the Democratic Congressional Campaign Committee. The complaint alleges that the Michigan Republican State Committee ("MRSC"), paid for the production and transmission of numerous mailings during the 1986 general election campaign, which expressly advocated the election of Jim Dunn and expressly promoted the defeat of Congressman Carr. The complaint also alleges that MRSC has not reported these expenditures as allocable to the contribution or expenditure limitations of FECA.

Respondents were notified of the complaint on June 12, 1987. On June 26, 1987, this Office received a request from counsel for the Friends of Jim Dunn for an extension of time to respond to

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the complaint. The request stated that counsel had just been informed of the complaint and an extension would be needed in order to fully respond. In light of the circumstances this Office granted a twenty-day extension of time until July 22, 1987. On June 30, 1987, this Office received a request from counsel for MRSC for a twenty-day extension of time to respond to the complaint. The request stated that counsel for MRSC had been out of the state and thus needed additional time to prepare a response. In light of these circumstances this Office granted an extension of time until July 23, 1987.

After receiving these responses and evaluating them, this Office will report to the Commission with appropriate recommendations.

Lawrence M. Noble
Acting General Counsel

21-40501735
Date

7/13/87

By:

Lois G. Lerner

Lois G. Lerner
Associate General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE
ACTING GENERAL COUNSEL

FROM: *mwe* MARJORIE W. EMMONS/JERYL L. WARREN *fw*

DATE: JULY 14, 1987

SUBJECT: MUR 2461 - FIRST GENERAL COUNSEL'S REPORT
SIGNED JULY 13, 1987

The above-captioned matter was received in the Office of the Commission Secretary Monday, July 13, 1987 at 11:21 A.M. and circulated to the Commission on a 24-hour no-objection basis Monday, July 13, 1987 at 4:00 P.M.

There were no objections received in the Office of the Commission Secretary to the First General Counsel's Report at the time of the deadline.

/jw/

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

July 23, 1987

Ms. Susan Beard
Office of General Commission
Federal Election Commission
999 E. Street, N.W.
Washington, D.C. 20463

VIA PUROLATOR COURIER

Re: Democratic Congressional Campaign Committee
v Michigan State Republican Committee, Jim
Dunn, and Friends of Jim Dunn, MUR No. 2461

Dear Ms. Beard:

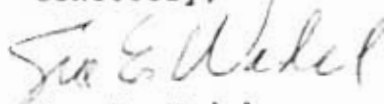
On Thursday, July 23, 1987, the response in the above
entitled matter is to be filed. The purpose of this letter
is to request an extension of that filing deadline for the
Michigan Republican State Committee for an additional ten
(10) days or until August 3.

The reason for this request is that the Committee has stored
all records from 1986 and the re-construction process has
been more complicated than originally anticipated.

Your approval of this request would be greatly appreciated.

A copy of this request has been mailed today by first-class
mail, postage-prepaid to Robert F. Bauer, Counsel,
Democratic Congressional Campaign Committee, 430 South
Capitol Street S.E., Washington, D.C. 20003

Sincerely,



Sue E. Wadel
Attorney

SEW/dmg

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-MUR 2461

RECEIVED
GENERAL COUNSEL
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E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Co-Finance Chairman

RANNY RIECKER
Co-Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.F. JOE THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 21, 1987

Sue E. Wadel
523 1/2 West Ionia
Lansing, MI 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

Dear Ms. Wadel:

This is in response to your recent letter which we received on July 20, 1987, requesting an extension of 10 days to respond to the complaint filed against the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on August 3, 1987.

If you have any questions, please contact Susan Beard, the attorney assigned to this matter at (202) 376-8200.

Sincerely,

Lawrence M. Noble
Acting General Counsel


BY: Lois G. Lerner
Associate General Counsel

CC# 3983

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**LAW OFFICES
DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGG**

800 MICHIGAN NATIONAL TOWER

LANSING, MICHIGAN 48933

TELEPHONE (517) 374-9100

TELECOPIER (517) 374-9191

TELEX 23 0121

CABLE DYKE DETROIT

TWX 810 25 0800

DIRECT DIAL NUMBER

(517) 374-9126

July 21, 1987

97 JUL 22 10:57

Ms. Lois G. Lerner
Associate General Counsel
Office of the General Counsel
Federal Elections Commission
999 E. Street, N.W.
Washington, D.C. 20463

VIA FEDERAL EXPRESS

Re: Democratic Congressional Campaign Committee v
Michigan State Republican Committee, Jim Dunn,
and Friends of Jim Dunn; MUR No. 2461

Dear Ms. Lerner:

Enclosed is the Response, and Supporting Affidavits,
of Jim Dunn and the Friends of Jim Dunn for the
above-referenced matter.

I have also enclosed an additional copy of the
Response and Supporting Affidavits. Please have these
documents file stamped and returned to me in the enclosed,
self-addressed and stamped envelope.

If you have any questions regarding this matter,
please do not hesitate to contact me.

Sincerely,

DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGG

J.P. Kiefer
James P. Kiefer

JPK/lkh

Enclosure

cc: James W. Dunn
Pauline Dunn
Richard D. McLellan
William J. Perrone

400 RENAISSANCE CENTER
DETROIT MI 48223
313 969-6800

111 EAST EIGHTH AVE
ANN ARBOR MI 48104
313 761-7600

505 N. HOOVER AVENUE
BLOOMFIELD HILLS MI 48303
313 542-0700

240 JOLY CAMPAL PROMENADE N.W.
GRAND RAPIDS MI 49503
616 776-7500

ONE JACKSON SQUARE
JACKSON MI 49201
517 787-2550

720 SOUTH ORANGE STREET
SARASOTA FL 33578
813 366-5700

1524 STREET N.W.
WASHINGTON DC 20036
202 462-7855

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn.

Respondents.

MUR No. 2461

RESPONSE OF JIM DUNN AND FRIENDS
OF JIM DUNN TO THE COMPLAINT
FILED BY THE DEMOCRATIC
CONGRESSIONAL CAMPAIGN COMMITTEE

Respondents, Jim Dunn and Friends of Jim Dunn (the "Respondents"), by and through their counsel, Dykema, Gossett, Spencer, Goodnow & Trigg, hereby respond to the Complaint filed in this matter. As their response, the Respondents state as follows:

1. The Complaint uses 22 paragraphs to set forth broad and vague accusations of the Respondents violating the Federal Election Campaign Act, 2 U.S.C. §431 et seq. (the "Act"). The thrust of the Complaint, however, appears in

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DYKEMA GOSSETT SPENCER GOODNOW & TRIGG • 800 MICHIGAN NATIONAL TOWER • LANSING, MICHIGAN 48933

paragraph 20, where the Complainant alleges that the production and distribution of certain mailings (the "Activities") were not volunteer activities within the scope of the Act's exception for volunteer activities. (An example of the mailings is attached as Exhibit A). The Complainant does not provide any support for these allegations, but merely sets forth such allegations under the premise of its "information and belief".

2. Section 431(8) sets forth the Act's definition of contributions. Part (B)(x) specifically excludes certain mailings that are completed in connection with volunteer activities. This exception is detailed in the regulations, which state that a contribution does not include:

(15) The payment by a state or local committee of a political party of the costs of campaign materials (such as pins, bumper stickers, handbills, brochures, posters, party tabloids or newsletters, and yard signs) used by such committee in connection with volunteer activities on behalf of any nominee(s) of such party is not a contribution, provided that the following conditions are met:

(i) Such payment is not for cost incurred in connection with any broadcasting, newspaper, magazine, bill board, direct mail, or similar type of general public communication or political advertising. For purposes of 11 CFR 100.7(b)(15)(i), the term "direct mail" means any mailing(s) by a commercial vendor or any mailing(s) made from commercial lists.

(ii) The portion of the cost of such materials allocable to Federal candidates is paid from contributions subject to the limitations and prohibitions of the Act.

2 4 0 8 0 1 7 4 2

(iii) Such payment is not made from contributions designated by the donor to be spent on behalf of a particular candidate or candidates for Federal office. For purposes of 11 CFR 100.7(b)(15)(iii), a contribution shall not be considered a "designated contribution" if the party committee disbursing the funds makes the final decision regarding which candidate(s) shall receive the benefit of such disbursement.

(iv) Such materials are distributed by volunteers and not by commercial or for-profit operations. For the purposes of 11 CFR 100.7(b)(15)(iv), payments by the party organization for travel and subsistence or customary token payments to volunteers do not remove such individuals from the volunteer category.

(v) If made by a political committee such payments shall be reported by the political committee as disbursements in accordance with 11 CFR 104.3 but need not be allocated to specific candidates in committee reports.

(vi) Payments by a State candidate or his or her campaign committee to a State or local political party committee for the State candidate's share of expenses for such campaign materials are not contributions, provided the amount paid by the State candidate or his or her committee does not exceed his or her proportionate share of the expenses.

(vii) Campaign materials purchased by the national committee of a political party and delivered to a State or local party committee, or materials purchased with funds donated by the national committee to such State or local committee for the purchase of such materials, shall not qualify under this exemption. Rather, the cost of such materials shall be subject to the limitations of 2 U.S.C. 441a(d) and 11 CFR 110.7.

11 C.F.R. §100.7(b)(15).

3. The activities which Complainant alleges were contributions fall squarely into the scope of the exception set forth above. Unlike the Complaint, which sets forth broad accusations without any support, Respondents have attached Affidavits which provide specific evidence that the Activities were within the scope of the exception.

4. The Activities included the payment by a state committee of the cost of producing campaign materials such as hand bills or brochures (See affidavit of James W. Dunn, paragraph 5.) Furthermore, the Activities, which were performed by certain volunteers, were used by the Michigan Republican State Committee ("MRSC") to support the candidacy of Jim Dunn, who was the Republican congressional nominee for Michigan's sixth congressional district. (See affidavit of Teresa Dean, paragraphs 3 and 4.) The remaining portions of the volunteer exception are also satisfied, as is demonstrated below:

(a) The payments were for the cost of mailing letters to potential voters that were identified on a private mailing list, and the mailings were completed by volunteers stuffing envelopes and affixing mailing labels to the envelopes. (See affidavit of Teresa Dean, paragraph 3 and James W. Dunn, paragraph 5.) Thus, the payments were not for the costs incurred in connection with any broadcasting, newspaper, magazine, bill board, direct mail or similar type of general public communication or political advertising.

(b) The materials that were mailed were paid for with funds of the MRSC that were

generated from contributions subject to the limitations and prohibitions of the Act. (See affidavit of James W. Dunn, paragraph 6.)

(c) The materials that were mailed were paid for with funds of the MRSC that were generated from contributions that were not designated by the donor to be spent on behalf of any particular candidate or candidates. (See affidavit of James W. Dunn, paragraph 6.)

(d) The materials were not distributed by commercial or for-profit operations. Rather, the materials were distributed by having volunteers stuff, seal, and address the envelopes and having the materials delivered to the U.S. Post Office for delivery. (See affidavit of Teresa Dean, paragraph 3.)

(e) The payments for the materials were reported by the MRSC as disbursements in accordance with 11 C.F.R. §104.3. (See affidavit of James W. Dunn, paragraph 7.)

(f) The Activities did not involve the support of a candidate for state elective office. (See affidavit of James W. Dunn, paragraph 4.)

(g) The materials were not purchased by a national party and delivered to the MRSC. Furthermore, the materials were not purchased with funds donated by a national committee for the purpose of purchasing such materials. (See affidavit of James W. Dunn, paragraph 5.)

5. As is demonstrated above, the Activities fall squarely within the exception provided for volunteer activities. As such, the activities and the payments to support the Activities do not constitute contributions.

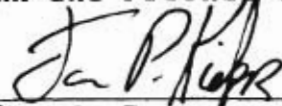
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DYKEMA, GOSSETT, SPENCER, GOODNOW & TRIGG • 800 MICHIGAN NATIONAL TOWER • LANSING, MICHIGAN 48933

6. This Response has set forth compelling reasons, and substantive evidence, which demonstrate that the Complaint is without basis and that there is no probable cause to believe that a violation of the Act has occurred.

WHEREFORE, the Respondents respectfully request that the Commission find that no probable cause exists to believe that a violation of the Act has occurred and that the Commission dismiss the Complaint.

Respectively submitted,

DYKEMA, GOSSETT, SPENCER,
GOODNOW & TRIGG
Attorneys for Respondents, Jim
Dunn and Friends of Jim Dunn

By: 
William J. Perrone (P27591)
James P. Kiefer (P38025)
800 Michigan National Tower
Lansing, Michigan 48933
(517) 374-9126

Dated: July 21, 1987

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

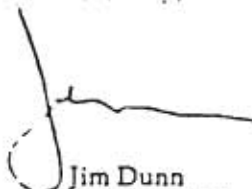
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

By working to create jobs we restore the personal sense of worth so necessary to a fulfilling life. By reducing the deficit we ensure a secure future for our children. By protecting democracy we stand taller and prouder in a world threatened by oppression. By fighting crime we make our streets safe and our neighborhoods more secure. By emphasizing education we protect the greatest resource we have, our children. By restoring strong family values we keep the family at the center of public policy.

These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-5977.

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn.

Respondents.

MUR No. 2461

AFFIDAVIT OF TERESA DEAN

STATE OF MICHIGAN)

) ss

COUNTY OF INGHAM)

TERESA DEAN, being first duly sworn, states as follows:

1. I was actively involved in the Jim Dunn for Congress Campaign in 1986, and my responsibilities included the supervision of numerous volunteers who worked to support Jim Dunn's candidacy.

2. I am familiar with certain activities (the "Activities") which consisted of the mailing of the material attached as Exhibit A to various potential supporters of Jim Dunn.

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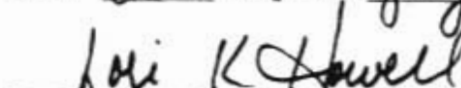
3. The Activities were performed by a group of volunteers, who stuffed the material attached as Exhibit A in envelopes, sealed the envelopes, and affixed address labels to the envelopes. The envelopes were then delivered to the U.S. Post Office for delivery.

4. The Activities were used by the Michigan Republican State Committee to support the congressional candidacy of Jim Dunn.

Further, Affiant sayeth not.


Teresa Dean

Subscribed and sworn to before me
this 20th day of July, 1987.


Ingham Notary Public
County, Michigan

My Commission Expires: 11/17/87

August 4, 1988

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

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America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

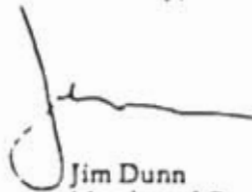
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

By working to create jobs we restore the personal sense of worth so necessary to a fulfilling life. By reducing the deficit we ensure a secure future for our children. By protecting democracy we stand taller and prouder in a world threatened by oppression. By fighting crime we make our streets safe and our neighborhoods more secure. By emphasizing education we protect the greatest resource we have, our children. By restoring strong family values we keep the family at the center of public policy.

These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-8977.

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn.

Respondents.

MUR No. 2461

AFFIDAVIT OF JAMES W. DUNN

STATE OF MICHIGAN)
) ss
COUNTY OF INGHAM)

JAMES W. DUNN, being first duly sworn, states as follows:

1. I was the Republican nominee for the United States House of Representatives in 1986 for Michigan's sixth congressional district.

2. I am familiar with certain activities (the "Activities") which consisted of the mailing of the material attached as Exhibit A to various potential supporters of Jim Dunn.

3. The Activities were performed by volunteers who stuffed the materials attached as Exhibit A in envelopes,

90040301752

sealed the envelopes, and affixed address labels to the envelopes. The envelopes were then delivered to the U.S. Post Office for delivery. The address labels were generated by the Michigan State Republican Committee ("MRSC") from a private mailing list maintained by the MRSC.

4. The Activities advocated the election of Jim Dunn for Congress, and did not advocate the election of any candidate for a state office.

5. Although I have made no independent investigation, to the best of my knowledge the Activities included the payment by the MRSC of the cost of printing certain materials, (an example of which is attached as Exhibit A) and the funds used to pay for the printing of such materials were obtained from general funds of the MRSC and were not funds donated by a national party for the purpose of purchasing such materials.

6. Although I have made no independent investigation, to the best of my knowledge the materials that were mailed in conjunction with the Activities were paid for with funds of the MRSC that (a) were generated from contributions subject to the limitations and prohibitions of the Act and (b) were not designated by the donor to be spent on behalf of any particular candidate or candidates.

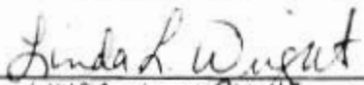
7. Although I have made no independent investigation, to the best of my knowledge the payments for the

materials that were mailed in conjunction with the Activities were reported by the MRSC as disbursements in accordance with 11 C.F.R. §104.3.

Further, Affiant sayeth not.


James W. Dunn

Subscribed and sworn to before me
this 20th day of July, 1987.


Linda L. Wright Notary Public
Ingham County, Michigan

My Commission Expires: 10-10-87

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

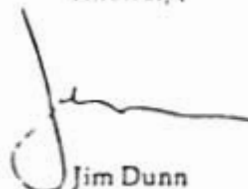
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

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These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-8977.

GCC 4074

IN THE
FEDERAL ELECTION COMMISSION

DEMOCRATIC CONGRESSIONAL
CAMPAIGN COMMITTEE,

Complainant,

v.

MUR-2461

MICHIGAN REPUBLICAN STATE
COMMITTEE, JIM DUNN, FRIENDS OF
JIM DUNN,

Respondents.

SUE E. WADEL (P-32763)
Attorney for Respondent
Michigan Republican State Committee

RESPONSE OF THE MICHIGAN REPUBLICAN STATE
COMMITTEE TO COMPLAINT BY THE DEMOCRATIC
CONGRESSIONAL CAMPAIGN COMMITTEE

This response is made on behalf of respondent the Michigan Republican State Committee ("MRSC") only, and not on behalf of any of the other parties named in the matter referenced above.

INTRODUCTION

The Democratic Congressional Campaign Committee ("DCCC") "Complaint" broadly alleges violations of the Federal Election Campaign Act of 1971, as amended, 2 U.S.C. § 431, et. seq., ("FECA") by the MRSC, the Friends of Jim Dunn, and Jim Dunn personally. These allegations are made without any factual support.

The allegations strike at the most basic purpose and function of political party committees.

As this response and the sworn affidavits of Theresa Dean, Jane L. Hershey, and Denzil L. Hammond will show, the MRSC has not violated any provision of the FECA.

Accordingly, the DCCC's complaint with respect to the MRSC fails as a matter of fact and law, so no further action should be taken by the FEC against the MRSC and the Federal Election Commission

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GENERAL COUNSEL

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("PEC") should dismiss the complaint filed by the DCCC.

DCCC ALLEGATIONS WITH RESPECT TO MRSC

The principal allegation of the DCCC is that the MRSC made certain mailings in support of the election of Jim Dunn, the Republican candidate for Congress in Michigan's 6th Congressional District the cost of which resulted in disbursements which exceeded the expenditure or contribution limits of the FECA because they did not meet the requirements of 2 U.S.C. 431(8)(B)(X). The mailings in question expressly advocated the election of Jim Dunn and the defeat of M. Robert Carr, the Democratic candidate for Congress in Michigan's 6th Congressional District. It is the DCCC's claim that these were not volunteer intensive activities, and are thus allocable contributions to or coordinated expenditures for the Republican candidate in excess of permissible limits. The basis upon which the DCCC relies for support of its allegation is that:

"No evidence appears from the circumstances surrounding the production and distribution of the mailings that volunteers were involved in their production or distribution. Each of these mailings appears to have been produced under contract with commercial production services, and the mailings further appear to have been distributed through the mail by commercial mail houses or other similar commercial services, and not by the hand of any State Committee volunteer force."

According to the Commission's regulations, "Statements which are not based upon personal knowledge should be accompanied by an identification of the source of information which gives rise to the complainants belief in the truth of such statements." 11 C.F.R. 111.4(d)(2). The statements are not based upon personal knowledge of the DCCC, and no identification of the DCCC's source of the information in the allegation exists. Merely stating that materials do not appear on their face to be volunteer materials does not meet the standard set forth in this regulation. Nowhere does the complaint provide any evidence of any type that the mailings were not prepared by volunteers. There is nothing in the complaint to support the DCCC's alleged knowledge and belief that the mailings failed to meet the Commission's regulatory requirements for exemption from the definition of contribution or expenditure as provided for in 11 CFR 100.7 and 11 CFR 100.8.

Why does the DCCC believe the mailings were distributed through commercial mail houses or other similar commercial services? No reason for their belief is provided. There can be no question that the Commission's regulations contemplate volunteer materials being sent through the mails without their costs being allocated if the mailing is not "direct mail" as defined in the Commission's regulations. The FECA and the Commission's regulations do not specify what constitutes a volunteer mailing. The MRSC's mailing was a volunteer mailing as traditionally understood and practiced by party organizations. The fact that mailings were "not [distributed] by the hand of any State Committee volunteer force" is irrelevant. The DCCC's complaint does not meet the standard established by the Commission's regulations and should be dismissed by the Commission.

The DCCC appears to be engaged in a fishing expedition to try to find wrongdoing by the MRSC without any factual basis to believe that such wrongdoing occurred.

The absurdity of the DCCC position is clear. If Congress had intended to narrow the interpretation of "volunteer activity" to such an extent that proof must be evident on the face of a mailing, it would have explicitly excluded those activities which leave no physical trail of volunteer activity or it would have required a statement on the mailing indicating volunteer involvement. Congress has done neither.

What evidence does the DCCC present that the mailings were not volunteer activities? By offering none, the DCCC's allegations do not meet the Commission's requirements. It is not sufficient to meet the Commission's requirements for a complaint to state a simple belief that a law has been violated without providing any reasons for that belief. Nor is it adequate for a complaint to aver that no evidence of compliance indicates a lack of compliance. It must argue affirmatively that non-compliance occurred and give reasons to support such an argument. The DCCC fails to meet the basic requirements of a complaint.

The DCCC further promotes its fishing expedition by trying to imply that the fact that Jim Dunn authorized the mailing causes it to run afoul of the FECA. Nowhere in 2 U.S.C. 431(8)(B)(X), or anywhere else in the Act or regulations, does Congress or the Commission prohibit the knowledge or cooperation of the candidate in making these expenditures. Congress clearly understood that candidates and parties cooperate during campaigns. The volunteer party activities provided for in the 1980 amendments to the Act were contemplated to be performed by party organizations in cooperation with their candidates. This cooperation with candidates is one of the principal functions of political parties.

The last DCCC allegation related to volunteer activity under 2 U.S.C. 431(8)(B)(X) is that in light of the fact that MRSC received monies from the National Republican Congressional Committee (NRCC), which is established for the purpose of supporting Republican congressional candidates, that money was somehow "earmarked" for Jim Dunn. The DCCC's fishing expedition fails to include the fact that one early transfer was received by MRSC from the NRCC in February of 1986, a full 3 1/2 months prior to the primary filing deadline, and two months prior to Jim Dunn's announcement for office. One additional transfer was made of \$700 after the election.

MRSC has, during this administration, practiced a general policy of not participating in contested primaries. Therefore, it is pure nonsense to allege that these were earmarked for Jim Dunn some 3 1/2 months prior to the filing deadline at a time when a primary was still possible, and Jim Dunn had not publicly announced this candidacy.

The second prong of this DCCC allegation appears to be an argument that substantial transfers from the Republican National Committee (RNC) to MRSC allowed MRSC to use its general monies to finance volunteer materials and

activities and such transfer violates the Act and the Commission's regulations. It is a faulty leap of logic to reach this conclusion based Commission precedents or statutory language.

Since 1983, the MRSC has received hundreds of thousands of dollars from national Republican organizations in response to its plea for party-building resources. There is no inference to be drawn from receipt of said funds other than that MRSC is an aggressive and active party.

The MRSC has developed high technology party-building programs and has actively solicited funds from the national organizations with shared interests in a strong state party to finance them.

Monies have been transferred as required by the FECA from the federal to state campaign account. The transfers that were made were for the federal share of operating expense as required by 11 C.F.R. 102.5 which states in part that a party committee "which finances political activity in connection with both federal and non-federal elections and which qualifies as a political committee" may establish a separate federal account. The MRSC qualifies as such a political committee pursuant to 11 C.F.R. 100.5(C) and (E)(4).

The regulations further require that:

Party committees and other political committees which have established federal campaign committees pursuant to 11 C.F.R. 102.5 shall allocate administrative expense on a reasonable basis between their federal and non-federal accounts in proportion to the amount of funds expended on federal and non-federal elections, or on another reasonable basis. 11 C.F.R. 106.1(E).

Funds transferred from the RNC have consistently carried a disclaimer that said funds should not be used for volunteer activity or have been designated for a particular program. See examples of transfers in Exhibit B.

During the year 1986, the MRSC reported receipts to its federal account of \$645,444.00. Said amount plus cash on hand of \$35,580.00 at 12/31/85 represented a total of \$681,024.00 which was available for support of federal candidates in the 1986 election. All said funds were generated subject to the limitations and prohibitions of the Act and were not designated by the donor to be spent on behalf of any particular candidate or candidates.

Said transfers during 1986 from all national Republican committees in total were \$234,227.00 of the \$681,024.00 available funds in the MRSC federal account. The balance of permissible funds for volunteer activity was \$446,797.00. The allegation that the transfer of funds from the RNC to MRSC is in violation of the FECA because its practical effect is that it frees up permissible funds for permissible uses, is unfounded under the law. The replacement or free up argument, which states that non-federal or impermissible funds may not be used by a state party if they free up other permissible funds for federal purposes, has been rejected by the Commission

in numerous Advisory Opinions (such as AO 1982-5, AO 1978-10, and AO 1978-46).

Acceptance of such an implausible interpretation of the law would in effect prohibit any further assistance by the national political committees to state or local political committees who conduct any volunteer programs. The clear, expressed purpose of the 1980 amendments to the FECA was to encourage volunteer activities at the state and local level. The interpretation of the law put forth by the DCCC's complaint is contrary to this purpose. At any whim, a challenge could be leveled that a disbursement made for volunteer material is impermissible due to any past transfers from the national committees to a state party.

THE FACTS CONCERNING THE MRSC

The facts, as set forth in the affidavits of Theresa Dean, Jane L. Hershey, and Denzil L. Hammond clearly indicated no wrongdoing on the part of the MRSC of its officers as alleged by the DCCC.

The relevant facts are as follows:

1. The MRSC did finance "volunteer intensive activities" permissible under 2 U.S.C. Sec. 431 (8) (B) (X) on behalf of then Congressional Candidate Jim Dunn.
2. The MRSC activity did conform to the requirements of 2 U.S.C. Sec. 431 (8) (B) (X) in the following manner:
 - a) The mailing was labeled and inserted by volunteers. See affidavit of Theresa Dean.
 - b) The payment of the costs of the mailing was from funds raised under the provision of the FECA for general non-earmarked purposes by the MRSC, not from any prohibited source. See affidavit of Denzil L. Hammond.
 - c) The mailing was made from an in-house MRSC list. See affidavit of Jane L. Hershey.
3. Because the mailing complied with applicable requirements for volunteer activity under 2 U.S.C. 431 (8) (B) (X), there is no violation under the provisions regarding direct or in-kind contributions under 2 U.S.C. 441a(a)(2), coordinated expenditures under 2 U.S.C. 441a(d).
4. The transfer from the NRCC early in 1986 preceded expenditures for volunteer activity by several months. Additionally, the MRSC has an internal policy not to participate in contested primaries. The transfer was made some 3 1/2 months prior to the time when it would be determined a contested primary would not exist and approximately 2 months prior to Jim Dunn's public announcement to seek the office (see Exhibit C). Therefore, for both the above

- stated reasons, it is frivolous and unfounded assertion that the NRCC transfer was in any way an earmarked contribution for Jim Dunn.
5. The role of the Republican National Committee is to aid in the establishment of strong state Republican organizations. Transfers from RNC to the MRSC were provided as documented (see Exhibit B).

THE MRSC HAS NO LEGAL LIABILITY

Given the sworn affidavit testimony of affiants, it is clear that the MRSC has no legal responsibility whatsoever. The DCCC attempts to construct an argument of violation under 2 U.S.C. 431 (8) (B) (X) by making unsupported claims of the absence of evidence of volunteer activity in a circumstance where no such physical evidence is likely to normally occur nor legally be required. Such an allegation is simply reckless disregard for the legal process.

Further, the DCCC attempts by innuendo and baseless allegations to prove wrongdoing simply based upon the mere existence of a transfer of funds from the NRCC to MRSC even in light of the fact that the transfer occurred months prior not only to the expenditure, but also to the primary filing deadline and the public announcement of Jim Dunn's candidacy.

The MRSC believes that it has met all the requirements of 2 U.S.C. 431 (8) (B) (X) in regard to volunteer intensive activity. Based upon that fact, MRSC has absolutely no liability under said section as stated in the DCCC Complaint.

The MRSC believes that transfers from the RNC which have been common practice over the two election cycles, even if they have the effect of freeing up general purpose funds, do not violate the intent nor letter of the law.

Accordingly, the DCCC Complaint with respect to the MRSC must be found by the Commission to be without sufficient justification and the MRSC must be absolved of any responsibility.

Further, Respondent does request the Commission to consider the following:

- 1) Complainant, DCCC, filed a Complaint against MRSC on April 14, 1986.
- 2) The Complainant alleged violation in regards to the 6th Congressional District as does the instant claim. It, not surprisingly, failed to cite one example of factual evidence nor affidavit in support of the claim of wrongdoing.
- 3) Rightfully, on September 9, 1986, after lengthy response by MRSC, the Complaint was found to be without merit and dismissed without further Commission inquiry.
- 4) The present Complaint was filed on June 12, 1987 by the DCCC again

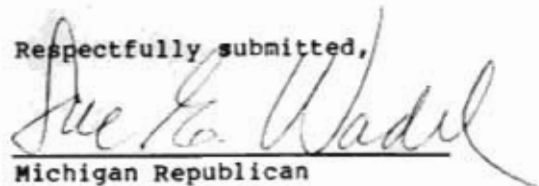
5) Therefore, MRSC believes this Complaint also to be without merit and, like the prior Complaint, amounts to little more than a "fishing expedition."

6) MRSC must spend considerable time and effort to respond to such baseless allegations and considers them to be harassment by the DCCC.

Wherefore, the Respondent respectfully requests that the Commission take action as follows:

- 1) Dismiss MUR 2416, and
- 2) Conduct an investigation into the apparent harassment nature of these suits against MRSC by DCCC, and
- 3) Take full enforcement steps against Complainant including any appropriate civil penalties.

Respectfully submitted,


Michigan Republican
State Committee
2121 E. Grand River
Lansing, Michigan 48912
(517) 487-5413

100-40031763

JIM DUNN

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

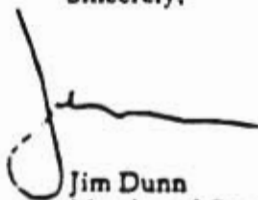
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

By working to create jobs we restore the personal sense of worth so necessary to a fulfilling life. By reducing the deficit we ensure a secure future for our children. By protecting democracy we stand taller and prouder in a world threatened by oppression. By fighting crime we make our streets safe and our neighborhoods more secure. By emphasizing education we protect the greatest resource we have, our children. By restoring strong family values we keep the family at the center of public policy.

These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-8977.

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v

Michigan State Republican
Committee,

Jim Dunn,

Respondents.

AFFIDAVIT OF JANE L. HERSHEY

STATE OF MICHIGAN

COUNTY OF Ingham

)
) ss
)

JANE L. HERSHEY, being first duly sworn, states as follows:

1. I was the Political Director of the Michigan Republican State Committee ("MRSC") at the time the expenditures, the subject of this action, were made.

2. The address labels used in mailings on behalf of Jim Dunn, the subject of this inquiry, were generated by the MRSC from a private mailing list maintained by the MRSC.

Further, Affiant sayeth not.

Jane L. Hershey
Jane L. Hershey

Subscribed and sworn to before me
this 28 day of July, 1987.

Robert E. Idzkowski
Notary Public

Ingham County, Michigan

My Commission Expires: Jan 27 1988

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v

Michigan State Republican
Committee,

Jim Dunn,

Friends of Jim Dunn.

Respondents.

MUR No. 2461

AFFIDAVIT OF TERESA DEAN

STATE OF MICHIGAN)

) ss

COUNTY OF INGHAM)

TERESA DEAN, being first duly sworn, states as follows:

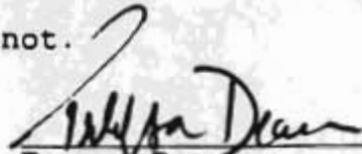
1. I was actively involved in the Jim Dunn for Congress Campaign in 1986, and my responsibilities included the supervision of numerous volunteers who worked to support Jim Dunn's candidacy.

2. I am familiar with certain activities (the "Activities") which consisted of the mailing of the material attached as Exhibit A to various potential supporters of Jim Dunn.

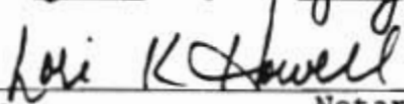
3. The Activities were performed by a group of volunteers, who stuffed the material attached as Exhibit A in envelopes, sealed the envelopes, and affixed address labels to the envelopes. The envelopes were then delivered to the U.S. Post Office for delivery.

4. The Activities were used by the Michigan Republican State Committee to support the congressional candidacy of Jim Dunn.

Further, Affiant sayeth not.


Teresa Dean

Subscribed and sworn to before me
this 20th day of July, 1987.



Notary Public
Ingham County, Michigan

My Commission Expires: 11/17/87

BEFORE THE FEDERAL ELECTION COMMISSION

Democratic Congressional)
Campaign Committee,)
Complainant,)
v)
Michigan State Republican)
Committee,)
Jim Dunn,)
Respondents.)

AFFIDAVIT OF DENZIL L. HAMMOND

STATE OF MICHIGAN)
COUNTY OF WAYNE) ss

DENZIL L. HAMMOND, being first duly sworn, states as follows:

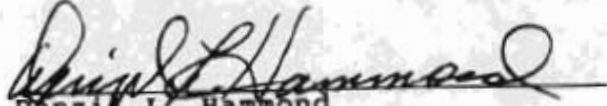
1. I was actively involved with the Michigan Republican State Committee ("MRSC") as its Treasurer at the time the expenditures. the subject of this action, were made.

2. I am familiar with certain activities (the "Activities") which consisted of the mailing of the material attached as Exhibit A to various potential supporters of Jim Dunn.

3. The materials that were mailed in conjunction with the Activities were paid for with funds of the MRSC that (a) were generated from contributions subject to the limitations and prohibitions of the Act and (b) were not designated by the donor to be spent on behalf of any particular candidate or candidates.

4. The payments for the materials that were mailed in conjunction with the Activities were reported by the MRSC as disbursements in accordance with 11 C.F.R. 104.3.

Further, Affiant sayeth not.


Denzil L. Hammond

Subscribed and sworn to before me
this 31 day of July, 1987.


Notary Public

OAKLAND County, Michigan

My Commission Expires: JAN. 22, 1991

90040301770

JIM DUNN

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

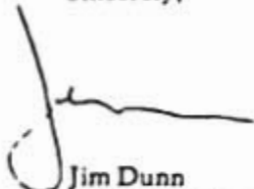
Our children's education must rank as our highest priority. I worked hard to battle proposed cuts in education when I was in Washington, and I will continue that fight when you send me back. Our children must receive a quality education so that they will have the skills to face tomorrow's challenges. I support competency testing for our teachers, and minimum graduation requirements that stress the basics. The future belongs to our children, and we must do all that we can to prepare them for their world.

And most importantly, we must work to return traditional family values to the center of society. The family is the cornerstone of society, and we must strengthen them. We must protect the sanctity of life and protect the most harmless among us, the unborn. I will work for legislation that helps our families, not hurts them.

By working to create jobs we restore the personal sense of worth so necessary to a fulfilling life. By reducing the deficit we ensure a secure future for our children. By protecting democracy we stand taller and prouder in a world threatened by oppression. By fighting crime we make our streets safe and our neighborhoods more secure. By emphasizing education we protect the greatest resource we have, our children. By restoring strong family values we keep the family at the center of public policy.

These are my priorities, and I am asking you to join me in this campaign. Won't you please fill out the volunteer flap on the enclosed envelope and return it to me? I hope that I can count on your help.

Sincerely,



Jim Dunn
Member of Congress,
1981-1983

P.S. Your assistance in displaying a yard sign, hosting a coffee, or helping in headquarters, would mean a lot to me. Please return the enclosed envelope or give me a call at 351-8977.

9 0 0 4 0 5 0 1 7 7 3

VENDOR NUMBER		VENDOR NAME		INVOICE NO	
4239		NATIONAL REP STATE CO.		03/11/00 050400	
INVOICE NO	INVOICE AMOUNT	ADJUSTMENT	NET AMOUNT		
450307	5000.00		5000.00	FILE FOR	
	3/21				

1239 MICHIGAN REP STATE COMM

12/04/86 063109

MJ1031

3187.30

3187.30

MICH JOURNAL



Republican National Committee

310 First Street Southeast Washington D.C. 20003

106985

7403

Fed.

THREE THOUSAND ONE HUNDRED EIGHTY SEVEN DOLLARS **
830 CENTS *****

12/04/86 063109

MICHIGAN REP STATE COMM
2121 EAST GRAND RIVER
LANSING, MI 48912

*****3,187.30

⑈106985⑈ ⑆056004089⑆ 651⑈7307499⑈

Handwritten signature and scribbles

20050472



99027

f-I

1986

Pay exactly **1,718** dollars and 95 cents

10/6/86 99027

PAY TO
THE

ORDER OF Michigan Republicans

1,718.95

⑈099027⑈ ⑆056004089⑆ 651⑈7307499⑈

E. Spencer Abraham
State Chairman
Michigan Republicans
2121 East Grand River
Lansing, Michigan 48912

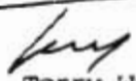
Dear Spence:

I wanted to let you know I received the latest set of bills for the Michigan Journal and have enclosed a check for \$1718.95.

You said in your note future costs could be more than \$15,000. While we will be glad to fulfill our commitment for up to \$15,000, our budget simply won't allow us to go beyond that amount.

I'm happy to hear the show is going well. Please let me know if I can be of further assistance.

Sincerely,


Terry Wade

20050472

5

Exhibit B, Page 3

99212

Pay exactly **25,000** dollars and zero cents

10-30-86

99212

Michigan St. Rep. Party

****25,000.00***

⑈099212⑈ ⑆056004089⑆ 651⑈7307499⑈

Lansing, MI 48912

Dear Spence:

The Republican National Committee is pleased to send you a check in the amount of \$25,000.00 for overhead and administrative costs. This contribution was made at the request of Regional Political Director, Kris Wolfe, and Regional Finance Director, Colleen Maguire.

This money should not be used to make contributions of expenditures in support of specific candidates for federal office without the express written approval of the RNC. None of the funds transferred from the RNC shall be used for the cost of volunteer campaign materials used by you on behalf of any candidate for federal office. (See 11CFR 100.7 (b) (15)).

Funds transferred to your committee are for the sole purpose of permitting your committee to utilize locally generated funds for the support of candidates for federal and state office.

If I or the Republican National Committee can be of further assistance, please do not hesitate to contact us.

Very truly yours,

Frank J. Fahrenkopf, Jr.

FJF/kg

cc: Kris Wolfe
Colleen Maguire
Peter F. Secchia
Ronna Romney

3/31

7463

7 EL

RND-

VENJOR 41024

100774 *Chrysothamnus*

INVOICE NO.

12345678910111213141516171819202122232425262728293031323334353637383940414243444546474849505152535455565758596061626364656667686970717273747576777879808182838485868788899091929394959697989910010110210310410510610710810911011111211311411511611711811912012112212312412512612712812913013113213313413513613713813914014114214314414514614714814915015115215315415515615715815916016116216316416516616716816917017117217317417517617717817918018118218318418518618718818919019119219319419519619719819920020120220320420520620720820921021121221321421521621721821922022122222322422522622722822923023123223323423523623723823924024124224324424524624724824925025125225325425525625725825926026126226326426526626726826927027127227327427527627727827928028128228328428528628728828929029129229329429529629729829930030130230330430530630730830931031131231331431531631731831932032132232332432532632732832933033133233333433533633733833934034134234334434534634734834935035135235335435535635735835936036136236336436536636736836937037137237337437537637737837938038138238338438538638738838939039139239339439539639739839940040140240340440540640740840941041141241341441541641741841942042142242342442542642742842943043143243343443543643743843944044144244344444544644744844945045145245345445545645745845946046146246346446546646746846947047147247347447547647747847948048148248348448548648748848949049149249349449549649749849950050150250350450550650750850951051151251351451551651751851952052152252352452552652752852953053153253353453553653753853954054154254354454554654754854955055155255355455555655755855956056156256356456556656756856957057157257357457557657757857958058158258358458558658758858959059159259359459559659759859960060160260360460560660760860961061161261361461561661761861962062162262362462562662762862963063163263363463563663763863964064164264364464564664764864965065165265365465565665765865966066166266366466566666766866967067167267367467567667767867968068168268368468568668768868969069169269369469569669769869970070170270370470570670770870971071171271371471571671771871972072172272372472572672772872973073173273373473573673773873974074174274374474574674774874975075175275375475575675775875976076176276376476576676776876977077177277377477577677777877978078178278378478578678778878979079179279379479579679779879980080180280380480580680780880981081181281381481581681781881982082182282382482582682782882983083183283383483583683783883984084184284384484584684784884985085185285385485585685785885986086186286386486586686786886987087187287387487587687787887988088188288388488588688788888989089189289389489589689789889990090190290390490590690790890991091191291391491591691791891992092192292392492592692792892993093193293393493593693793893994094194294394494594694794894995095195295395495595695795895996096196296396496596696796896997097197297397497597697797897998098198298398498598698798898999099199299399499599699799899910001001100210031004100510061007100810091010101110121013101410151016101710181019102010211022102310241025102610271028102910301031103210331034103510361037103810391040104110421043104410451046104710481049105010511052105310541055105610571058105910601061106210631064106510661067106810691070107110721073107410751076107710781079108010811082108310841085108610871088108910901091109210931094109510961097109810991100110111021103110411051106110711081109111011111112111311141115111611171118111911201121112211231124112511261127112811291130113111321133113411351136113711381139114011411142114311441145114611471148114911501151115211531154115511561157115811591160116111621163116411651166116711681169117011711172117311741175117611771178117911801181118211831184118511861187118811891190119111921193119411951196119711981199120012011202120312041205120612071208120912101211121212131214121512161217121812191220122112221223122412251226122712281229123012311232123312341235123612371238123912401241124212431244124512461247124812491250125112521253125412551256125712581259126012611262126312641265126612671268126912701271127212731274127512761277127812791280128112821283128412851286128712881289129012911292129312941295129612971298129913001

2005.

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DATE OTHER SIDE

CHECK LIST
DATE OTHER SIDE

2040301777



Republican
National
Committee

Frank J. Fahrenkopf, Jr.
Chairman

August 19, 1986

Mr. E. Spencer Abraham, Chairman
Michigan Republicans
2121 E. Grand River
Lansing, MI 48912

Dear Spence:

The Republican National Committee is pleased to send you a check in the amount of \$33,356 for overhead and administrative costs. This contribution was made at the request of Regional Political Director, Kris Wolfe.

This money should not be used to make contributions or expenditures in support of specific candidates for federal office without the express written approval of the RNC. None of the funds transferred from the RNC shall be used for the cost of volunteer campaign materials used by you on behalf of any candidate for federal office. (See 11CFR 100.7 (b) (15)).

If I or the Republican National Committee can be of further assistance, please do not hesitate to contact us.

Very truly yours,

Frank J. Fahrenkopf, Jr.

FJF/kg

cc: Kris Wolfe
Peter F. Secchia
Ronna Romney

JIM DUNN FOR CONGRESS
C/O 1501 North Shore Dr.
East Lansing, MI 48823

PRESS RELEASE

FORMER CONGRESSMAN JIM DUNN ANNOUNCES CANDIDACY TO REGAIN
CONGRESSIONAL SEAT

Release Date: Tuesday April 15, 1986

Press Contact: Sally Riddle (517) 332-0511.

FORMER 6TH DISTRICT CONGRESSMAN JIM DUNN TODAY ANNOUNCED HIS
CANDIDACY TO REGAIN THE SEAT HE HELD IN THE HOUSE OF REPRESENTATIVES
IN 1981 and 1982.

DUNN, IN AN ANNOUNCEMENT DAY SWING THROUGH PONTIAC, HOWELL
AND LANSING, SAID "...THE 6TH DISTRICT NEEDS TO SEND SOMEONE TO
WASHINGTON WHO WILL VOTE WITH, NOT AGAINST, PRESIDENT REAGAN;
SOMEONE WILLING TO PLEDGE THEY WILL NEVER VOTE TO BALANCE THE
FEDERAL BUDGET ON THE BACKS OF THE MICHIGAN TAXPAYERS."

CITING PROGRESS MADE DURING THE REAGAN ADMINISTRATION, DUNN SAID
THAT INCREASING TAXES TO REDUCE THE FEDERAL DEFICIT WOULD ONLY
STUNT ECONOMIC GROWTH AND CAUSE UNEMPLOYMENT AND HIGH INTEREST
RATES. "WHEN I WAS ELECTED TO CONGRESS, THERE WERE THOSE WHO
DIDN'T BELIEVE SPENDING AND TAXES COULD BE REDUCED. BUT WE DID
IT AND I'M PROUD TO HAVE WORKED WITH PRESIDENT REAGAN TO GET THAT
DONE." DUNN SAID.

NATIONAL AND STATE REPUBLICANS HAVE BEEN URGING DUNN FOR MONTHS
TO RUN FOR ELECTION TO THE POST HE PREVIOUSLY HELD. THE

NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE CONSIDERS THE RACE ONE OF ITS TOP PRIORITIES.

CHAIRMAN OF THE NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE, CONGRESSMAN GUY VANDERJAGT, (LUTHER, MI) SAID "JIM DUNN HAS MADE MY DAY. AS CHAIRMAN OF THE NATIONAL REPUBLICAN CONGRESSIONAL COMMITTEE I AM SO PLEASED AND YES, GRATEFUL, HE'S OUR CANDIDATE IN THE 6TH DISTRICT AND WILL BE RETURNING TO CONGRESS NEXT JANUARY."

CONGRESSMAN VANDERJAGT FURTHER STATED "WE'VE MISSED JIM'S LEGISLATIVE SKILLS, AND OF EQUAL IMPORTANCE, HIS CANDOR AND HIS GREAT COMMITMENT TO SERVE ALL OF THE PEOPLE. HE WAS AN OUTSTANDING CONGRESSMAN AND THE PEOPLE OF THE 6TH DISTRICT NEED HIS VOICE, HIS ENERGIES AND HIS ABILITIES IN CONGRESS ONCE AGAIN. I AM ELATED BY JIM'S ANNOUNCEMENT. WE'VE GOT OURSELVES A WINNER".

THE DUNN CAMPAIGN PLANS ON OPENING CAMPAIGN OFFICES IN OAKLAND AND INGHAM COUNTIES IN THE VERY NEAR FUTURE.

Exhibit C, Page 2

Paid For By The Jim Dunn For Congress Committee

'86 elections

Dunn to seek another rematch for U.S. House seat

By DAWSON BELL

Free Press Staff Writer

East Lansing buldies Jim Dunn, a former Republican congressman and 1984 candidate for the U.S. Senate, announced Tuesday that he will run for Congress again this year in a third contest with Bob Carr, the incumbent Democrat in Michigan's rough and tumble 6th District.

Dunn, 42, won his only term in Congress in 1980, edging Carr, 51 percent to 49 percent. He lost his re-election bid to Carr in 1982, 51 percent to 48 percent.

The 6th District was redrawn after

Dunn's 1980 victory and now stretches from Pontiac west to East Lansing, including Michigan State University.

At a news conference, Dunn said he expected another close race this time and accused Carr of working against the economic policies of President Reagan — policies Dunn said he helped establish while in Congress and which he said have cut taxes, interest rates and inflation since 1980.

Carr was unavailable for comment Tuesday.

But Dunn also gave some indication of the expected tenor of the campaign when he opened the session

by asking a young Carr supporter on hand at Oakland County GOP headquarters to leave the room.

Later, asked if he would use his personal construction fortune to try to "buy the campaign," Dunn said Carr has outspent his opponents in the last two elections by \$100,000.

"If anyone is guilty of trying to buy elections, statistics would indicate that it is Mr. Carr," Dunn said.

According to the Almanac of American Politics 1986, Carr outspent his 1984 opponent, Republican Tom Ritter, \$569,900 to \$481,938. But in the 1982 election, Dunn outspent

Carr, \$405,862 to \$388,057, according to the almanac. Carr was unopposed in the 1984 Democratic primary.

Dunn forecast that each candidate will spend at least \$500,000 on the 6th District race.

He said his congressional campaign "hasn't even opened a bank account yet." Carr acknowledged a \$320,000 debt lingering from his unsuccessful bid for the Republican nomination for the U.S. Senate in 1984.

Dunn said he expects full support from state and national Republicans in paying off the old debt and financ-



Carr



Dunn

ing his latest campaign.

In a statement released at the conference, U.S. Rep Guy Vander of Luther, chairman of the Republican Congressional Committee, said was "pleased," "grateful" and "ed" that Dunn was in the race.

Dunn also was scheduled to make announcements in Livingston County and East Lansing Tuesday.

18210104

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

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARY

SENSITIVE

87 DEC -1 PM 5:01

In the Matter of)
)
Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)
)
Jim Dunn)
)
Friends of Jim Dunn and)
Pauline Dunn, as treasurer)
)
National Republican Congressional)
Committee and Jack McDonald,)
as treasurer)

EXECUTIVE SESSION
DEC 08 1987

MUR 2461

GENERAL COUNSEL'S REPORT

I. BACKGROUND

The Democratic Congressional Campaign Committee ("DCCC") filed a complaint against the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, Jim Dunn, and Friends of Jim Dunn and Pauline Dunn, as treasurer, on June 5, 1987. On July 13, 1987, this Office circulated a First General Counsel's Report informing the Commission that the Respondents had requested additional time to respond to the complaint and that this Office had granted their requests. This Office received the response of Jim Dunn and the Friends of Jim Dunn on July 22, 1987, and the response of the Michigan Republican State Committee on August 3, 1987.

II. FACTUAL AND LEGAL ANALYSIS

In its complaint, the DCCC alleges that the Michigan Republican State Committee ("MRSC") paid for the production and transmission of "numerous" mailings during the 1986 general election campaign, which expressly advocated the election of Jim Dunn and expressly promoted the defeat of Congressman Carr. See,

2040301732

The Friends of Jim Dunn and Jim Dunn (collectively referred to as "the Dunn Committee") filed a joint response with this Office. The Dunn Committee alleges that the volunteer campaign material exemption is applicable to this situation. The MRSC, in its response, also claims that the volunteer campaign material exemption applied.

1/ The complainant previously filed a complaint against the MRSC which also concerns the House of Representatives seat for the 6th District of Michigan, MUR 2166. This MUR dealt with an allegation that the MRSC and other organizations joined together to make illegal expenditures to promote the defeat of Congressman Carr. The dispute involved advertisements, letters, and press conferences concerning Congressman Carr's use of his frank on a mailing to invite his constituents to a meeting. On April 14, 1986, the Commission found no reason to believe that a violation had occurred.

Attachment 1 at pages 10-11. The responses of both the Dunn Committee and the MRSC appear to refer only to this one mailing. As a result, if there were a series of different mailings, then the responses do not cover all mailings. This Office will refer to the mailing which was submitted by the complainant as the "August 4, 1986, mailing." At this time, it is not possible to determine whether other mailings in support of Mr. Dunn were sent by the MRSC.

A. Act and Regulations

A state committee of a political party may make expenditures in connection with the general election campaign of a candidate for the U.S. House of Representatives who is affiliated with that party. 2 U.S.C. § 441a(d) and 11 C.F.R. § 110.7(b)(1). For House candidates in states with more than one Congressional district, the 1986 limit on coordinated party expenditures was \$21,810. A state committee of a political party is not permitted to make independent expenditures on behalf of that party's candidate for Congress. 11 C.F.R. § 110.7(b)(4). A state committee of a political party that has qualified as a multi-candidate political committee is entitled to make a \$5,000 per election contribution to a congressional candidate in addition to its coordinated party expenditures. 2 U.S.C. § 441a(a)(2)(A). A political committee cannot knowingly make expenditures which exceed these limitations. 2 U.S.C. § 441a(f). A state committee may assign its Section 441a(d) expenditure authority to another committee, such as the National Republican Congressional Committee. FEC v. DSCC, 454 U.S. 27 (1981). Pursuant to

2 U.S.C. § 434(b)(6)(B), an unauthorized political committee must report the name and address of each political committee it contributes to, together with the date and amount of the contribution. An unauthorized political committee must also report the name and address of each person who receives any expenditures in connection with an expenditure under Section 441a(d), together with the date, amount, purpose of the expenditure, and the name of, and office sought by the candidate on whose behalf the expenditure is made.

Pursuant to 2 U.S.C. §§ 431(8)(B)(x) and (9)(B)(viii), the terms "contribution" or "expenditure" do not include payments by a state party committee of costs of campaign materials in connection with volunteer activities on behalf of party nominees provided that (1) the materials are not direct mail or a similar type of general public communication or political advertising; (2) the payments must be from funds subject to the limitations and prohibitions of the Act, and, (3) the payments cannot be from funds designated by the donor for a specific candidate.

Commission regulations at 11 C.F.R. §§ 100.7(b)(15) and 100.8(b)(16) further explain: (1) the payment cannot be for costs incurred in connection with broadcasting, newspaper, magazine, billboard, direct mail, or similar types of general public communication or political advertising ("direct mail" means any mailing(s) by a commercial vendor or any mailing(s) made from commercial lists"); (2) the portion of costs allocable to a Federal candidate must be paid by contributions subject to

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the limitations and prohibitions of the Act; (3) the payment cannot be from funds designated by the donor to be spent on behalf of a particular candidate for Federal office; (4) the materials must be distributed by volunteers and not by commercial or for-profit operations; and, (5) campaign materials cannot be purchased by the national committee of a political party and delivered to a state party or purchased with funds donated by the national committee to the state committee for the purchase of such materials. 11 C.F.R. §§ 100.7(b)(15) and 100.8(b)(16).

According to the relevant legislative history, "[t]he purpose of this section is to encourage volunteers to work for and with local and State political party organizations." H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9(1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193(1983). In determining whether an activity is to be considered a volunteer activity, one must examine how the campaign materials are used and by whom they are used. All general public communications or political advertising are excluded from this exemption, and distribution by commercial vendors is also not exempted. Id.

B. Application of Volunteer Campaign Materials Exemption

1. Direct Mail or Similar General Public Political Advertising

The complaint alleges that the mailings were part of a direct mail program in support of Mr. Dunn. Attachment 1 at pages 7-8. The Dunn Committee has responded that the mailings were not part of a direct mail campaign. Attachment 2 at page

15. The affidavit of James W. Dunn was submitted which stated in part that "[t]he address labels were generated by the Michigan State Republican Committee ("MRSC") from a private mailing list maintained by the MRSC." Attachment 2 at page 25. The MRSC has also responded that the mailings were sent to individuals whose names were on a private list maintained by the MRSC. See Hershey affidavit, Attachment 2 at page 38.

21040801737
The disclosure reports filed by the MRSC with the Commission do not list any expenditures which, on their face clearly, were made for the mailings at issue, since the MRSC did not allocate these expenditures by candidate. The MRSC has, however, reported expenditures for direct mail, postage, labeling, printing and consulting. Among these expenditures is a \$22,977.55 expenditure on November 18, 1986, to Marketing Resource Group for "print media production."^{2/} The Dunn Committee also made expenditures to this vendor of \$120,523.39 from May 30, 1986, to November 3, 1986, for "media, consulting and printing." The National Republican Congressional Committee ("NRCC") also made expenditures on behalf of the Dunn campaign of \$38,042.75 to this vendor during September and October of 1986.

This Office does not have enough information at this time to determine whether any direct mail expenditures made by the MRSC

^{2/} Marketing Resource Group, Inc. is the complainant in MUR 2521. This vendor engages in advertising, research and public relations. It appears to do work in the area of design, production and printing of campaign materials.

dealt with the Dunn Campaign. Respondents have stated that the MRSC maintains the list of names that the mailing was sent to; however, there is no information on how and from what source or sources this list was originally generated.

2. Source of Funds

The MRSC submitted the affidavit of Denzil L. Hammond, the treasurer of the MRSC in 1986. Attachment 2 at pages 41-42. In his affidavit, Mr. Hammond states that the funds used by the MRSC to send out the August 4, 1986, mailing "were generated from contributions subject to the limitations and prohibitions of the Act." In his affidavit, Mr. Hammond also states that the funds used to pay for the August 4, 1986, mailing "were not designated by the donor to be spent on behalf of any particular candidate or candidates." Attachment 2 at page 41.^{3/}

3. Distribution of mailing

The complaint alleges, based upon information and belief, that volunteers were not involved in the production and distribution of the mailings.

In response to this allegation, the Dunn Committee submitted the affidavit of Teresa Dean, who supervised "numerous

^{3/} In his affidavit, Mr. Hammond states that the payments for the August 4, 1986, mailing were reported as disbursements on the MRSC's reports. Attachment 2 at page 42.

volunteers" who worked to support Mr. Dunn's candidacy. Attachment 2 at pages 20-21. Ms. Dean states in her affidavit that a group of volunteers stuffed the August 4, 1986, mailing into envelopes, sealed the envelopes, and affixed address labels to the envelopes. The envelopes were delivered to the U.S. Post Office for delivery to the addressees. An identical affidavit of Ms. Dean's was also submitted by the MRSC. Attachment 2 at pages 39-40. The campaign materials were apparently created and printed by a commercial vendor. It also appears that the mailing was sent to a large number of people although the exact number is not known. Furthermore, there is also a question raised concerning whether the use of volunteers to address and stamp the envelopes and deliver them to the Post Office constitutes "distribution" of campaign materials by volunteers as contemplated by the Act and its legislative history.

4. National Party Committee Funds

The complaint alleges that the National Republican Party [sic] made substantial transfers to the MRSC during the 1986 election cycle and that the MRSC's reliance on these transferred funds enabled the MRSC to divert a "substantial portion of its budget to finance these mailings." Attachment 1 at page 8.

The MRSC responded to this issue by referring to Advisory Opinions 1982-5, 1978-46 and 1978-10. These Advisory Opinions as well as Advisory Opinion 1981-3 deal with the use of corporate and/or labor union contributions being applied toward the portion of expenses allocable to non-federal elections and do not address

the receipt of funds from national party committees in the context of the volunteer campaign material exemption.

During the 1985-86 election cycle, the MRSC received these funds from the RNC:

DATE	AMOUNT
6/3/85	\$ 3,500.00
9/12/85	25,000.00
3/21/86	3,000.00
3/31/86	1,500.00
5/30/86	20,000.00
8/20/86	33,356.00
9/15/86	4,000.00
10/18/86	4,764.55
10/22/86	61,000.00
10/22/86	16,500.00
11/3/86	25,000.00
12/11/86	3,187.30

The MRSC also reported receipts from the NRCC and the NRSC:

COMMITTEE	DATE	AMOUNT
NRCC	2/21/86	\$30,000.00
NRSC	6/30/86	30,000.00
NRCC	12/16/86	700.00

According to the year-to-date figures submitted by the MRSC, the MRSC received \$28,500.00 from the RNC in 1985. In 1986, the MRSC received, \$30,700.00 from the NRCC, \$30,000.00 from the NRSC, and \$174,026.81 from the RNC, making a total figure for 1986 of \$234,726.81.^{4/} In 1985, the MRSC's total receipts were \$116,184.72. In 1986, total receipts were \$645,444.48. Thus,

⁴ The aggregate year-to-date figure for receipts from the RNC in 1986 is \$1,718.96 higher than what was itemized by the MRSC. Also, in the MRSC's response, the MRSC states that it received \$234,227.00 from National Republican committees in 1986. No information was supplied on how that figure was derived. See, Attachment 2 at page 32. As a result, this Office is currently unable to reconcile these discrepancies.

the MRSC's receipts from national party committees constituted 36% of its total receipts in 1986, 24.5% of total receipts in 1985, and 34.5% of total receipts over the 1985-86 election cycle. The cash-on-hand as of January 1, 1986, was \$35,580.31. From the information currently available, this Office does not know, at this time, how much was spent on the mailings or the dates on which the funds were spent. Thus, it is not possible to determine whether any funds received from national party committees were used to pay for the mailings at issue.

As was discussed above, the Dunn Committee, the MRSC, and the NRCC have all made disbursements to Marketing Resource Group, Inc. At this time, this Office does not know what services were purchased from Marketing Resource Group, Inc. The circumstances surrounding these disbursements raise an inference that the mailings at issue may have been produced or prepared by Marketing Resource Group, Inc. and that the NRCC may have paid a portion of the total costs related to the mailings. Thus, the mailings may be campaign materials that were purchased in part by the national committee of a political party and delivered to a state party and would therefore not be within the volunteer campaign material exemption. 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

C. Excessive Contribution

The complaint alleges that the expenditures for the mailings were not allocated to the Dunn campaign by the MRSC under either 2 U.S.C. §§ 441a(a) or 441a(d). The complaint also alleges that

according to reports filed with the Commission that the MRSC made the maximum allowable contribution under 2 U.S.C. § 441a(a) to Mr. Dunn, exclusive of the mailings, and that the NRCC made the maximum allowable "coordinated expenditure" pursuant to 2 U.S.C. § 441a(d) to Mr. Dunn. Attachment 1 at pages 3-4. The responses submitted to this Office do not address this issue.

40301792
The NRCC reported an aggregate year-to-date amount of \$40,249.71 in coordinated expenditures on behalf of Mr. Dunn. Of this figure, \$38,042.75 was disbursed to Marketing Resource Group for "media services."^{5/} Marketing Resource Group is also a vendor of the MRSC and the Dunn Committee as discussed above.^{6/} Although it is not known how much was spent on the mailings, it is likely that the costs of the mailings, when added to the reported coordinated party expenditures by the NRCC, would exceed the combined coordinated party expenditure limitation of \$43,620.00. Thus, the MRSC and NRCC appear to have made expenditures on behalf of Jim Dunn in excess of the limitations of Section 441a.

^{5/} The remaining \$2,206.91 in coordinated expenditures was spent for in-house surveys and printing. The NRCC made four payments to Marketing Resource Group on September 5, 1986, October 2, 1986, October 13, 1986, and October 20, 1986. At this time, this Office does not know whether the MRSC assigned its coordinated expenditure limit to the NRCC.

^{6/} The NRCC also contributed \$4,845.09 to the Dunn Committee for the general election. For the primary, the RNC contributed \$3,500 to the Dunn Committee and the NRCC contributed \$4,917.90. The MRSC reported contributions of \$1,586.46 to Friends of Jim Dunn. These contributions were reported as "in-kind voter identification."

D. Reporting

The MRSC failed to properly report the expenditures it made on behalf of the Dunn Committee. When the MRSC reported the expenditures on the mailings, it failed to report that the expenditures were on the behalf of the Dunn campaign. Thus, the MRSC appears to have violated 2 U.S.C. § 434(b)(6)(B).

Accordingly, this Office recommends that the Commission find reason to believe that the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C.

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§§ 434(b)(6)(B), 441a(d) and 441a(f).^{7/} This Office recommends that the Commission find reason to believe that the National Republican Congressional Committee and Jack McDonald, as treasurer, violated 2 U.S.C. §§ 441a(d) and 441a(f) for knowingly making expenditures on behalf of a candidate in excess of the limitations of § 441a.^{8/}

III. RECOMMENDATIONS

1. Find reason to believe that the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. §§ 434(b)(6)(B), 441a(d) and 441a(f).

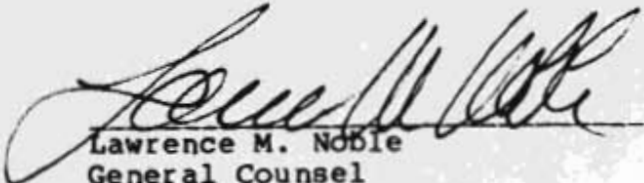
^{7/} This Office is making no recommendation at this time with regard to Friends of Jim Dunn and Pauline Dunn, as treasurer. Also, no recommendation is being made with regard to Jim Dunn since there is no information concerning his personal involvement.

^{8/} In its response, the MRSC raises several issues. The MRSC argues that the complaint is not valid since it is in part based on information and belief. However, 11 C.F.R. § 111.4(c) specifically allows complaints to be based on information and belief. The MRSC also calls for an investigation of the DCCC because of the "apparent harassment nature" of the complaints it has filed against the MRSC. Given the analysis of this report, this Office, makes no recommendation regarding this allegation.

2. Find reason to believe that the National Republican Congressional Committee and Jack McDonald, as treasurer violated 2 U.S.C. §§ 441a(d) and 441a(f).
3. Approve the attached Letters, Factual and Legal Analysis and Interrogatories.

Date

11/30/87


Lawrence M. Noble
General Counsel

Attachments

1. Complaint
2. Responses to the complaint
3. Proposed Letters (2), Factual and Legal Analysis (1), and Proposed Interrogatories and Requests for Documents(2)

11-40000-4



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20543

MEMORANDUM TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/SUSAN GREENLEE *SG*

DATE: DECEMBER 3, 1987

SUBJECT: OBJECTION TO MUR 2461: General Counsel's Report
signed November 30, 1987

The above-captioned document was circulated to the
Commission on Wednesday, December 2, 1987 at 11:00 A.M.

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

Commissioner Aikens	<u>X</u>
Commissioner Elliott	<u>X</u>
Commissioner Josefiak	<u>X</u>
Commissioner McDonald	<u></u>
Commissioner McGarry	<u></u>
Commissioner Thomas	<u>X</u>

This matter will be placed on the Executive Session
agenda for

Please notify us who will represent your Division
before the Commission on this matter.

93040301795

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)

Jim Dunn)

Friends of Jim Dunn and)
Pauline Dunn, as treasurer)

National Republican Congressional)
Committee and Jack McDonald, as)
treasurer)

MUR 2461

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of December 8, 1987, do hereby certify that the Commission decided by a vote of 6-0 to defer consideration of MUR 2461 until December 10, 1987, at a continuation of the executive session.

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

Attest:

12-10-87

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer

Jim Dunn

Friends of Jim Dunn and
Pauline Dunn, as treasurer

National Republican Congressional
Committee and Jack McDonald, as
treasurer

MUR 2461

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of December 10,
1987, do hereby certify that the Commission decided by a
vote of 5-1 to take the following actions in MUR 2461:

1. Find reason to believe that the Michigan
Republican State Committee and Ronald D.
Dahlke, as treasurer, violated 2 U.S.C.
§ 441a(f).
2. Reject recommendation number 2 contained in
the General Counsel's report dated
November 30, 1987.

(continued)

3. Direct the Office of the General Counsel to send appropriate letters pursuant to the above actions.
4. Direct the Office of the General Counsel to send appropriate Interrogatories based on the discussion of this date.

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

Attest:

12-10-87
Date

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

21340401798

68 JAN 22 11:10:58



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

SENSITIVE

MEMORANDUM

TO: The Commission
FROM: Lawrence M. Noble
General Counsel
SUBJECT: Revised Questions in MUR

2461

I. BACKGROUND

On December 10, 1987, the Commission approved the sending of interrogatories and requests for production of documents in MURs 2461. The Commission decided that the interrogatories should be revised so that they would be as uniform as possible. The Commission also requested that the revised interrogatories and requests for production of documents be circulated.

Although the interrogatories and requests for production of documents have been substantially standardized, some differences remain because of the different facts in each matter. The changes made to the interrogatories also reflect the discussion that occurred at the Executive Session meeting of December 10, 1987.

Accordingly, this Office recommends that the Commission approve and send the revised interrogatories and requests for production of documents, and the attached letters.

II. RECOMMENDATIONS

- 1.
- 2.

20040501799

MEMORANDUM TO THE COMMISSION
Page 2

3. Approve the attached letter, interrogatories and request for production of documents as they concern MUR 2461.

- 4.

Attachments

- 1.
- 2.
3. Letter, interrogatories and request for production of documents - MUR 2461.
- 4.

Staff Persons: Susan Beard
Patty Reilly
Sandra Robinson

40-001300

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

MUR

2461

Michigan Republican
State Committee and Ronald D.
Dahlke, as treasurer

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal
Election Commission, do hereby certify that on January 27,
1988, the Commission decided by a vote of 6-0 to take
the following actions in MUR 2461

1.

2.

3. Approve the letter, interrogatories and request
for production of documents as they concern
MUR 2461, as recommended in the General Counsel's
memorandum to the Commission dated January 22,
1988.

(Continued)

4.

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

Attest:

Jan. 28, 1988
Date

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

Received in the Office of Commission Secretary: Mon., 1-25-88, 1:51
Circulated on 48 hour tally basis: Mon., 1-25-88, 11:00
Deadline for vote: Wed., 1-27-88, 11:00

20040301802



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 4, 1988

Ms. Sue Wadel, Esquire
523 1/2 West Ionia
Lansing, MI 48933

RE: MUR 2461
Michigan Republican
State Committee and Ronald D.
Dahlke, as treasurer

Dear Ms. Wadel:

On June 12, 1987, the Federal Election Commission notified your client, Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended ("the Act"). A copy of the complaint was forwarded to your client at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on December 10, 1987, found that there is reason to believe your client violated 2 U.S.C. § 441a(f) a provision of the Act. Specifically, it appears that some of the mailings purchased by the Michigan Republican State Committee on behalf of Friends of Jim Dunn do not qualify as an exempt volunteer activity pursuant to 2 U.S.C. § 431(8)(B)(x) or (9)(B)(viii), or as described in 11 C.F.R. § 100.7(b)(15) and, therefore, these respondents may have knowingly made expenditures in violation of Section 441a of the Act.

Under the Act you have an opportunity to demonstrate that no action should be taken against your client. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office along with answers to the enclosed questions within 15 days of receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against your client,

Letter to Sue Wadel
Page 2

the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

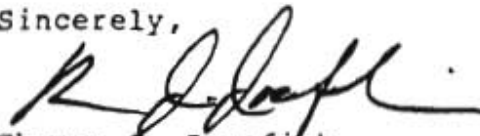
If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending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

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

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless you notify the Commission in writing that you wish the matter to be made public.

If you have any questions, please contact Susan Beard, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Thomas J. Josefiak
Chairman

Enclosure
Questions

202-40301304

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

)
)
)

MUR 2461

**INTERROGATORIES AND REQUEST
FOR PRODUCTION OF DOCUMENTS**

TO: The Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer
c/o Sue Wadel
Attorney
523 1/2 West Ionia
Lansing, MI 48933

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In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request. In addition, the Commission hereby requests that you produce the documents specified below, in their entirety, for inspection and copying at the Office of the General Counsel, Federal Election Commission, Room 659, 999 E Street, N.W., Washington, DC 20463, on or before the same deadline, and continue to produce those documents each day thereafter as may be necessary for counsel for the Commission to complete their examination and reproduction of those documents. Clear and legible copies or duplicates of the documents which, where applicable, show both sides of the documents may be submitted in lieu of the production of the originals.

INSTRUCTIONS

In answering these interrogatories and request for production of documents, furnish all documents and other information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including documents and information appearing in your records.

Each answer is to be given separately and independently, and unless specifically stated in the particular discovery request, no answer shall be given solely by reference either to another answer or to an exhibit attached to your response.

The response to each interrogatory propounded herein shall set forth separately the identification of each person capable of furnishing testimony concerning the response given, denoting separately those individuals who provided informational, documentary or other input, and those who assisted in drafting the interrogatory response.

If you cannot answer the following interrogatories in full after exercising due diligence to secure the full information to do so, answer to the extent possible and indicate your inability to answer the remainder, stating whatever information or knowledge you have concerning the unanswered portion and detailing what you did in attempting to secure the unknown information.

Should you claim a privilege with respect to any documents, communications, or other items about which information is requested by any of the following interrogatories and requests for production of documents, describe such items in sufficient detail to provide justification for the claim. Each claim of privilege must specify in detail all the grounds on which it rests.

Unless otherwise indicated, the discovery requests shall refer to the time period from January 1, 1985, to December 31, 1986.

The following interrogatories and requests for production of documents are continuing in nature so as to require you to file supplementary responses or amendments during the course of this investigation if you obtain further or different information prior to or during the pendency of this matter. Include in any supplemental answers the date upon which and the manner in which such further or different information came to your attention.

DEFINITIONS

For the purpose of these discovery requests, including the instructions thereto, the terms listed below are defined as follows:

"You" shall mean the named respondent in this action to whom these discovery requests are addressed, including all officers, employees, agents or attorneys thereof.

"Persons" shall be deemed to include both singular and plural, and shall mean any natural person, partnership, committee, association, corporation, or any other type of organization or entity.

"Document" shall mean the original and all non-identical copies, including drafts, of all papers and records of every type in your possession, custody, or control, or known by you to exist. The term document includes, but is not limited to books, letters, contracts, notes, diaries, log sheets, records of telephone communications, transcripts, vouchers, accounting statements, ledgers, checks, money orders or other commercial paper, telegrams, telexes, pamphlets, circulars, leaflets, reports, memoranda, correspondence, surveys, tabulations, audio and video recordings, drawings, photographs, graphs, charts, diagrams, lists, computer print-outs, and all other writings and other data compilations from which information can be obtained.

"Identify" with respect to a document shall mean state the nature or type of document (e.g., letter, memorandum), the date, if any, appearing thereon, the date on which the document was prepared, the title of the document, the general subject matter of the document, the location of the document, the number of pages comprising the document.

"Identify" with respect to a person shall mean state the full name, the most recent business and residence addresses and telephone numbers, the present occupation or position of such person, the nature of the connection or association that person has to any party in this proceeding. If the person to be identified is not a natural person, provide the legal and trade names, the address and telephone number, and the full names of both the chief executive officer and the agent designated to receive service of process for such person.

"And" as well as "or" shall be construed disjunctively or conjunctively as necessary to bring within the scope of these interrogatories and requests for the production of documents any documents and materials which may otherwise be construed to be out of their scope.

97-40301307

**INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS**

RE: MUR 2461

The following questions are propounded in reference to mailings that the Michigan Republican State Committee ("the Committee") conducted on behalf of the campaign of James Dunn for the U.S. House of Representatives in 1986, and which the Committee treated as being within the volunteer campaign material exemption.

1.
 - a. State the date(s) on which the mailing(s) occurred.
 - b. Provide a sample copy of each mailing. If a copy is not available, state the reason(s) why a copy is not available, and describe the content of each mailing.
 - c. State the number of items mailed in each mailing.
 - d. State the original source(s) of the list of names used in each mailing.
2.
 - a. State the number of volunteers who assisted with each mailing and the basis for determining that these individuals were volunteers.
 - b. State whether the volunteers were paid. If so, state the purpose and amount of each payment.
 - c. Describe the duties/tasks performed and the time expended by each of the volunteers.
3.
 - a. State whether a commercial vendor assisted with each mailing.
 - b. Identify the vendor(s) and describe the services provided. State the amount paid to each vendor and the date of each payment.
4.
 - a. Describe the services provided by Marketing Resources Group, Inc., the date such services were procured and delivered, and the costs incurred, as they relate to each mailing.
 - b. Provide copies of all contracts, vouchers, receipts, invoices, and other documentation related to the business transactions with Marketing Resources Group, Inc.
5. State whether any payments made by the National Republican Congressional Committee ("NRCC") to Marketing Resources Group, Inc. were associated with the mailing(s). If so, state the

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purpose, amount and date of each payment. Provide copies of all documentation relating to these transactions.

6. Provide a copy of the written designation which allowed the NRCC to make coordinated party expenditures for the 1986 Michigan Congressional Race for the Sixth District on behalf of the Michigan Republican State Committee.

7. a. Using a reasonable accounting method, state whether there were sufficient non-national party committee funds available in the Michigan Republican State Committee's account to cover expenditures that were made in connection with the mailing(s) that were treated as being within the volunteer campaign material exemption on the date(s) the expenditures occurred.
- b. Provide a description of the accounting method used and all documentation used in the calculations for subpart a.

92040301309

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

February 17, 1988

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Co-Chairman

RANNEY RECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.E. "JOE" THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

Ms. Susan Beard
Office of General Counsel
Federal Election Commission
999 E. Street, N.W.
Washington, D.C. 20463

RE: Request for Extension of Time to file Response to Interrogatories
and Request for Production of Documents

MUR 2461

Michigan Republican State Committee and Ronald Dahlke, as
Treasurer

Dear Susan:

On February 9, 1988, we received notification from the Commission for the Production of Documents as well as Information pursuant to Interrogatories. The purpose of this letter is to respectfully request a 20 day extension of time for purposes of answering this communication.

We are currently in the process of assembling the information requested. However, the information which you have requested is very detailed and requires several inquiries to other parties so that we might comply fully. Your cooperation in granting an extension until March 15th would be deeply appreciated.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/m

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
88 FEB 17 PM 3:30

HAND DELIVERED



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

February 19, 1988

Sue E. Wadel, Esquire
2121 E. Grand River
Lansing, MI 48912

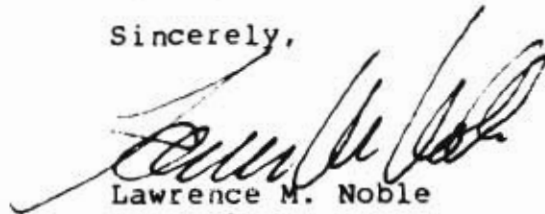
RE: MUR 2461
Michigan Republican State
Committee and Ronald
Dahlke, as treasurer

Dear Ms. Wadel:

This is in response to your letter dated February 17, 1988, which we received on February 17, requesting an extension of 20 days to respond to the interrogatories in the above matter. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by close of business on March 15, 1988.

If you have any questions, please contact Susan Beard, the attorney assigned to this matter at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

21040301311

BEFORE THE FEDERAL ELECTION COMMISSION

88 FEB 25 PM 5:52

In the Matter of)
)
Michigan Republican State) MUR 2461
Committee and Ronald D. Dahlke,)
as treasurer)
)

SENSITIVE**COMPREHENSIVE INVESTIGATIVE REPORT #1**

On December 10, 1987, the Commission found reason to believe that the Michigan Republican State Committee ("MRSC") and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441a(f), in connection with mailings purchased by the MRSC on behalf of Friends of Jim Dunn which may not qualify as an exempt volunteer activity pursuant to 2 U.S.C. §§ 431(8)(B)(x) or (9)(B)(viii).

Notification of the Commission's reason to believe finding, and interrogatories and a request for documents, were mailed to Respondents on February 4, 1988. On February 17, 1988, this Office received a request from counsel for the MRSC for an extension of time to respond to the interrogatories in this matter. The request stated that the extension was needed in order to compile the information required to respond to the interrogatories. In light of this circumstance, this Office granted a twenty-day extension of time to March 15, 1988.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: *mwe* MARJORIE W. EMMONS/JOSHUA MCFADDEN *JM*

DATE: FEBRUARY 29, 1988

SUBJECT: MUR 2461 - COMPREHENSIVE INVESTIGATIVE
REPORT #1
SIGNED FEBRUARY 25, 1988

2 2 4 0 3 9 1 3 1 3

The above-captioned matter was received in the Office of the Secretary of the Commission Thursday, February 25, 1988 at 5:52 P.M. and circulated to the Commission on a 24-hour no-objection basis Friday, February 26, 1988 at 12:00 P.M.

There were no objections received in the Office of the Secretary of the Commission to the Comprehensive Investigative Report #1 at the time of the deadline.

CCA 47308

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

March 9, 1988

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
88 MAR 10 PM 4:03

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Co-Chairman

RANNEY RIECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DANKER
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.E. JOE THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

Ms. Sandra Robinson
Federal Elections Commission
999 E. Street, N.W.
Washington, D.C.

RE: Request for Extension of Time for Filing of Response
to Interrogatories and Production of Documents

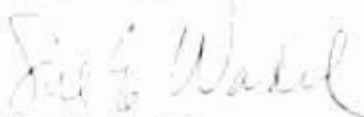
MUR 2461

Dear Ms. Robinson:

The purpose of this letter is to request an additional 20 days to respond to the Request for Document and Interrogatories. The Committee is diligently working to compile the information which the Commission has requested. However, the detail which the Commission has requested is great and requires information from several sources. The process is proving slower than expected.

The Committee feels that it can adequately respond if an extension is granted. Your positive consideration would be greatly appreciated.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/m



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

March 14, 1988

Sue E. Wadel, Esquire
2121 E. Grand River
Lansing, Michigan 48912

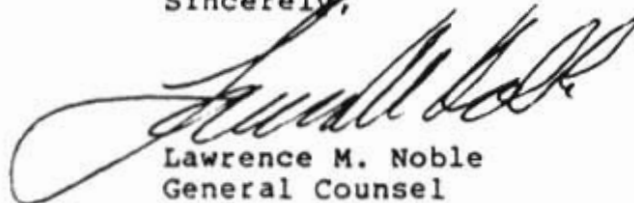
RE: 2461
Michigan Republican State
Committee and Ronald Dahlke, as
treasurer

Dear Ms. Wadel:

This is in response to your letter dated March 9, 1988, which we received on March 10, 1988, requesting an extension of an additional 20 days to respond to the reason to believe finding, interrogatories and request for documents. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on April 4, 1988.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

93340301315

QCC#6786

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

March 14, 1988

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Co-Chairman

RANNY RIECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice Chair

J.E. "JOE" THOMAS
Second Vice Chair

SUZANNE K. MILLER
Third Vice Chair

ARNOLD SIMAKUS
Fourth Vice Chair

FROSTY BECKWITH
Fifth Vice Chair

ANGELA MATA
Sixth Vice Chair

Ms. Sandra Robinson
Federal Election Commission
999 E Street, N.W.
Washington, D. C. 20463

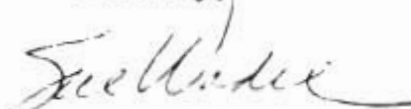
RE: Response to Interrogatories and Production of
Documents

MUR 2461

Dear Ms. Robinson:

Enclosed you will find the Response filed on behalf of the
Michigan Republican State Committee in the above matter.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/m

Enclosure

HAND DELIVERED

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 MAR 15 PM 3:11

RECEIVED
FEDERAL ELECTION COMMISSION

88 MAR 16 AM 10:06

IN THE
FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

Complainant,

v.

MUR 2461

Michigan Republican State Committee,
Jim Dunn, Friends of Jim Dunn,

Respondent.

SUE E. WADEL (P32763)
Attorney for Respondent
Michigan Republican State Committee

RESPONSE OF THE MICHIGAN REPUBLICAN
STATE COMMITTEE TO INTERROGATORIES
AND REQUESTS FOR PRODUCTION OF
DOCUMENTS

This response to Interrogatories and Requests for
Production of Documents is on behalf of respondent the
Michigan Republican State Committee (MRSC) only, and not on
behalf of any of the other parties named in the matter
referenced above.

The following information is provided to each
request by the Commission in as specific detail as is
possible. Respondent states that the Commission has asked
for information in such detail that is not usually and
customarily kept by political committees. The Respondent has
reconstructed the mailing schedules, mailing order, mailing
content and number of pieces mailed to the best of its
ability at this time. The Commission should recognize that
the activities in question are now 17 months old and
reconstruction is at best dependent upon individual memory.

REQUEST 1(A) State the dates on which the mailings
occurred.

ANSWER. Based upon examination of the postal records of the MRSC and information provided by Tom Shields, President of Marketing Resource Group in relation to production schedules, the following mail schedule appears to have been used.

Mailing #1	July 22, 1986 July 30, 1986
Mailing #2	August 7, 1986 August 15, 1986
Mailing #3	August 18, 1986 August 26, 1986
Mailing #4	September 23, 1986 September 26, 1986
Mailing #5	October 8, 1986
Mailing #6	October 20, 1986
Mailing #7	October 23, 1986
Mailing #8	October 27, 1986
Mailing #9	October 27, 1986
Mailing #10	October 28, 1986
Mailing #11	October 29, 1986

REQUEST 1(B) Provide a sample copy of each mailing. If a copy is not available, state the reason(s) why a copy is not available and describe the content of each mailing.

ANSWER. Attached are samples of the mailings designed and printed for MRSC through Marketing Resource Group.

Mailing #1	"Jim Dunn. We Need Him"
Mailing #2	Jim Dunn personal letter
Mailing #3	"The Issue Is You."
Mailing #4	"What's happening to..."
Mailing #5	"Michigan Here's Your..."
Mailing #6	"We Want Bob Carr To..."
Mailing #7	"5 Good Reasons..."
Mailing #8	"We Need a..."
Mailing #9	"Why Doesn't..."
Mailing #10	"I think it..."
Mailing #11	"When you really know..."

REQUEST 1(C) State the number of items mailed in each mailing.

Answer. Based upon the postal receipts attached which were matched with printing invoices, MRSC provides the following information with regard to the number of pieces mailed in each mailing.

Mailing #1	58,877
Mailing #2	16,638
Mailing #3	18,857
Mailing #4	82,852
Mailing #5	36,983
Mailing #6	50,000
Mailing #7	47,802
Mailing #8	20,000
Mailing #9	19,370
Mailing #10	6,413
Mailing #11	81,870

REQUEST 1(D) State the original source of the names used in each mailing.

ANSWER. Based upon information received from Jane Hershey, MRSC Political Director, and other individuals all labels generated for the volunteer mailings were from the in-house MICHLIST maintained by the MRSC at Market Opinion Research of Detroit, Michigan. MICHLIST is a state-wide list of 6,000,000 names of voters broken by political subdivision. MICHLIST is the property of MRSC and not the property of a commercial vendor. Attached are two invoices indicating 7 sets of pressure sensitive labels were purchased for the mailings. An additional expenditure of \$1539.25 was made for pressure sensitive labels but an invoice is not immediately available.

REQUEST 2(A) State the number of volunteers who assisted with each mailing and the basis for determining that these individuals were volunteers.

ANSWER. It is impossible to accurately state the number of volunteers that assisted with each individual mailing. While most of the volunteers were provided by the Dunn campaign, the volunteer effort included the usual complement of loyal local Republican volunteer workers. It is a best estimate that the likely volunteer force for the mailings was approximately 100. It is estimated that the volunteer force could manage to handle approximately 10,000 to 15,000 pieces per day. These people were clearly volunteers because they were solicited in the traditional manner. They were solicited by mail sent to high republican precincts. They were solicited to become involved through candidate speeches. They were volunteers from past campaigns. And they were individuals from the candidate's large circle of personal friends. Approximately 20 of the volunteers that

participated on a regular basis in the campaign were from a high school class who were required to participate in sixth congressional district campaigns.

REQUEST 2(B) State whether the volunteers were paid. If so, state the purpose and amount of each payment.

ANSWER. The volunteers were not paid by MRSC nor any other source of whom MRSC has knowledge.

REQUEST 2(C) Describe the duties/tasks performed and the time expended by each of the volunteers.

ANSWER. It is again impossible to estimate the time expended by each volunteer in each specific activity. Campaign activity, particularly as the election draws near often becomes very chaotic and several projects may occur simultaneously. Clearly, hundreds of volunteer hours were spent on Party mail efforts. The volunteers put labels on the mailers, helped to sort by zip codes for purposes of bulk mailings, helped bundle the mail, and on occasion helped deliver the many sacks of mail to the Post Office. The duties or tasks performed were activities routinely and traditionally performed by Republican volunteers.

REQUEST 3(A) State whether a commercial vendor assisted with each mailing.

(B) Identify the vendors and describe the services provided. State the amount paid to each vendor and the date of each payment.

ANSWER. There were several commercial vendors involved in the creative work of and production of the mailings. Answers 3(A) and (B) will be combined below.

Mailing	Vendor	Amt	Service
#1	Inco Graphics	4873.35	Printing
	Creative Focus	330.60	Photography
	MRG	20.00	STATS
#2	Palmer Env.	1126.49	Printing
	"	414.49	Printing
	"	678.99	Printing
	MRG	10.00	STATS
	Palmer Env.	719.35	Printing
	"	76.17	Printing
	"	203.32	Printing
#3	Delta Printing	2819.84	Printing
#4	Creative Focus	178.96	Photography
	Unknown	94.94	Typesetting
	Delta Printing	4581.36	Printing

	MRG	165.99	STATS
#5	Delta Printing	4234.27	Printing
	System Design	51.39	Typesetting
	Cunningham Design	94.12	Drawing/Layout
#6	Lansing Printing	2214.70	Printing
	Stephen James		
	Design	47.41	Typesetting
	Cunningham Des.	147.06	Drawing/Layout
#7	Mark Olson	58.83	Keylining
	Stephen James	72.80	Typesetting
	Design		
	Craft Printers	4244.42	Printing
#8	Mark Olson	58.83	Keylining
	Stephen James	99.72	Typesetting
	Delta Printing	4630.28	Printing
#9	Mark Olson	58.83	Keylining
	Stephen James	160.29	Typesetting
	Cunningham Des.	58.83	Layout
	Delta Printing	1662.73	Printing
#10	Lansing Type	84.79	Typesetting
	Delta Printing	938.96	Printing
#11	Stephen James	119.60	Typesetting
	Lansing Type	87.87	Typesetting
	Mark Olson	129.42	Keylining
	Delta Printing	9943.74	Printing

REQUEST 4(A) Describe the services provided by Marketing Resources Group, Inc., the date such services were procured and delivered, and the costs incurred, as they relate to each mailing.

ANSWER. Based upon information received from Tom Shields of Marketing Resource Group, Inc., the firm was employed to provide the overall creative theme and talent as well as the overall supervision of printing of the volunteer mailings.

REQUEST 4(B). Provide copies of all contracts, vouchers, receipts, invoices and other documentation related to the business transactions with Marketing Resource Groups, Inc.

ANSWER. Attached are all invoices associated with the mailings from MRG.

REQUEST 5 State whether any payments made by the National Republican Congressional Committee to Marketing Resource Group, Inc. were associated with the mailings. If so, state the purpose, amount and date of each payment.

ANSWER. Based upon information received from Tom Shields of MRG, the NRCC did not make any payments to MRG that were associated with the mailings. All payments were received from MRSC.

REQUEST 6. Provide a copy of the written designation which

20040301321

allowed the NRCC to make coordinated party expenditures for the 1986 Michigan Congressional Race for the Sixth District on behalf of MRSC.

ANSWER. A copy of the designation is attached.

REQUEST 7(A) Using a reasonable accounting method, state whether there were sufficient non-national party committee funds available in the Michigan Republican State Committee's account to cover expenditures that were made in connection with the mailings that were treated as being within the volunteer campaign material exemption on the dates the expenditures occurred.

(B) Provide a description of the accounting method used and all documentation used in the calculations for subpart a.

ANSWER (A) & (B). The MRSC uses standard and usual accounting methods. The Commission through its Audit Division is fully aware of the Committee accounting procedures. The MRSC had \$681,024 in its federal account while receiving \$234,227 from national party organizations. The total spent by MRSC for volunteer intensive activities in the sixth district was \$86,859.88. Clearly there was more than sufficient non-national party funds available to cover the expenditures for the volunteer mailings.

20040301322

JIM DUNN

CONGRESSMAN

Again

90040301823

Mail #1

**Jim Dunn.
Fair.
Honest.
Effective.**

We need him back.



Jim Dunn is a life-long resident of Michigan. He attended public schools in Oakland County and graduated from Michigan State University with a degree in Business Administration.

He worked his way through college by starting a local house-painting company at the age of 17. He later started a small construction business in Lansing, and built it into a successful home building firm.

In 1980, Jim Dunn was elected to the U.S. House of Representatives in the same year that Ronald Reagan was first elected. Jim won the wide support of Republicans, Democrats and independents in his campaign for Congress.

In Congress, Jim Dunn served on two key House Committees, Science and Technology, and Veteran's Affairs. He founded and organized C.A.R.E. - the Coalition Against Reduction in Education, a group of congressmen who fought against cuts for educational programs.

Active in regional and local civic affairs, Jim served as Lansing Chairman of the 1981 International Year of Disabled Persons.

Jim and his wife Gayle live in East Lansing. They have three children, Jeffrey, Julie and Kate.

CONGRESSMAN
JIM DUNN
Michigan Republican
State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912
Again

Non-Profit
Organization
U.S. Postage
PAID
Permit No. 15/
Lansing, MI

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Printed on the request of the Committee on Education and the Labor Committee.

Standard #1

JIM DUNN

Mail #2

August 4, 1986

Dear Friend:

In 1980, when you elected Ronald Reagan, you sent a clear and unmistakable message to Washington about the proper role of government. Through President Reagan's leadership, we were able to restore our economy, rebuild our nation's standing in the world, and rekindle the faith in the traditional family values that this country was founded upon.

As a freshman Congressman, I supported the President's agenda for rebuilding America. I voted for and helped pass the President's 25% income tax cut, a measure that sparked the revitalization of our industries and helped all Americans. As you know, Bob Carr defeated me in 1982 by calling me a "Reagan Robot." He also said that "Reagan economics was a car rolling downhill," and that he "would not have voted for the massive tax cut in the first place."

I am running against Bob Carr this year, and I need your help. This campaign is not just about the economy and support for President Reagan. This campaign is about the quality of life that you and I want for our families, our children and our grandchildren. I want to return to Washington and speak up on the issues that you and I hold dear.

The growing federal deficit must be brought under control. The kind of reckless spending supported by Congressmen like Bob Carr has brought our country to the brink of national bankruptcy. I believe that with others like Bob Carr in Washington, the Congress will never control spending on their own. That's why I am so strongly in favor of an amendment to the U.S. Constitution that would require Congress to adopt a Balanced Federal Budget. Bob Carr has repeatedly voted against the Balanced Budget Amendment. We must stop mortgaging the futures of our children because Bob Carr can't stand up to the big-spending special interest groups that want more from the federal government.

I am committed to fighting waste in government. In Congress I voted against increased congressional spending, voluntarily reduced my office budget by 5%, and refused a pay hike for myself. Bob Carr continues to vote for higher congressional spending and has repeatedly voted for pay hikes for Congressmen since he has been in office.

America's standing in the world has been enhanced because Ronald Reagan and I worked to make our country proud again. We have begun rebuilding a military that suffered from years of neglect. We have taken necessary steps to ensure that the world will have peace through our strength. And we are committed to protecting freedom in all nations that seek our assistance in the fight against communism and oppression. We are a strong nation again, respected in the eyes of our allies as well as our enemies. Bob Carr opposes the President, and would rather return to the years when our nation was laughed at and scorned across the globe for our weakness.

We must address the growing problem of crime with realism and continued respect for the rights of crime victims. We need mandatory minimum sentences, as well as swift, sure justice. I support reinstatement of the death penalty for first degree murder and other measures that serve as a deterrent to crime. Bob Carr opposes capital punishment.

Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

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Lansing, MI

A Personal Message from Jim Dunn is enclosed.

Jim Dunn. We need him back.



11/11/88 #3
Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

For the State
House Building
1111 Building
Rm. 1111
East Lansing, MI 48824

About Jim Dunn

Jim Dunn is a life-long resident of Michigan. He attended public schools in Oakland County and graduated from Michigan State University with a degree in Business Administration. He worked his way through college by starting a local house-painting company at the age of 17. He later started a small construction business in Lansing, and built it into a successful home building firm.

In 1980, Jim Dunn was elected to the U.S. House of Representatives in the same year that Ronald Reagan was first elected. Jim won the wide support of Republicans, Democrats and Independents in his campaign for Congress. While in Washington, Jim Dunn served on two key House Committees, Science and Technology, and Veteran's Affairs. He founded and organized C.A.R.E. - the Coalition Against Reduction in Education, a group of congressmen who fought against cuts for educational programs.

Jim and his wife Gayle live in East Lansing. They have three children, Jeffrey, Julie and Kate.

THE ISSUE IS YOUR MONEY.

Paid for and prepared by Republican State Committee. Authorized by Friends of Jim Dunn.

Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

Non Profit Org
U.S. Postage
PAID
Permit no. 767
Lansing, MI

We need him back. Jim Dunn supports:

- the Balanced Federal Budget Amendment
- President Reagan's 25% income tax cut
- reinstatement of the death penalty for first degree murder
- IRA deductions for Americans who are trying to save
- reducing the costs of doing business in Michigan
- closing loopholes so big corporations will pay their fair share of taxes



CONGRESSMAN
JIM DUNN
Again

Printed for and prepared by the Republican State
Committee. Authorized by Friends of Jim Dunn



JIM DUNN
CONGRESSMAN
Agony

- the Balanced Federal Budget Amendment
- President Reagan's 25% income tax cut
- reinstatement of the death penalty for first degree murder
- L.R.A. deductions for Americans who are trying to save
- a strong national defense that ensures peace
- reducing the costs of doing business in Michigan
- closing loopholes so big corporations will pay their fair share of taxes

Jim Dunn supports:

**If the issue is integrity,
then Jim Dunn is the right candidate.**

If addressee has moved please leave with current resident

Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

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Lansing, MI

Mail #5

MICHIGAN,
HERE'S YOUR BILL ...
AND I DON'T MEAN
LEGISLATION!



Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

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Lansing, MI

Mail #6

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On the Issues

	Jim Dunn	Bob Carr
Balanced Budget Amendment	Supports	Opposes
IRA's	Supports	Opposes
Reagan's 25% Tax Cut	Supports	Opposes
Federally Funded Abortions	Opposes	Supports
Crime	Introduced a tough 5 point plan to combat drug use	Voted to keep convicted criminals in Congress

JIM DUNN
CONGRESSMAN *Again*

Paid for and prepared by the Republican State Committee. Authorized by Friends of Jim Dunn.

**"We
Want
Bob Carr
to Tell
The Truth"**



6 7 8 1 0 2 7 7

We need him back

More About Jim Dunn

Jim Dunn is a life-long resident of Michigan. He attended public schools in Oakland County and graduated from Michigan State University with a degree in Business Administration. He worked his way through college by starting a local house-painting company at the age of 17. He later started a small construction business in Lansing, and built it into a successful home building firm.

In 1980, Jim Dunn was elected to the U.S. House of Representatives in the same year that Ronald Reagan was first elected. Jim won the wide support of Republicans, Democrats and Independents in his campaign for Congress. In Congress, Jim Dunn served on two key House Committees, Science and Technology, and Veteran's Affairs. He founded and organized CARE-



the Coalition Against Reduction in Education, a group of congressmen who fought against cuts for educational programs.

5

Good Reasons To Vote For Jim Dunn



Paid for and prepared by the Republican State Committee
Authorized by Friends of Jim Dunn

Again
JIM DUNN
CONGRESSMAN



- Jim Dunn supports:
- ☐ the Balanced Federal Budget Amendment
 - ☐ President Reagan's 25% income tax cut
 - ☐ reinstatement of the death penalty for first degree murder
 - ☐ L.R.A. deductions for Americans who are trying to save
 - ☐ a strong national defense that ensures peace
 - ☐ reducing the costs of doing business in Michigan
 - ☐ closing loopholes so big corporations will pay their fair share of taxes

Jim Dunn, A Congressman For Livingston County. Again.

Mail #8

Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

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please leave with current occupant.

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Permit No. 767
Lansing, MI

We Need
A Congressman
Who Cares About
Livingston County...

90040301831

Bob Carr voted to raise taxes!

Bob Carr ran in 1982 on the platform of turning back Ronald Reagan's and Jim Dunn's tax cut. And when he got to Washington in 1983 he voted to roll back that tax cut and raised our taxes \$256 billion. Like we weren't paying enough already?

So Big Deal?

That's what Bob Carr said about the drug problem that is threatening our children. It seems Bob Carr once campaigned to legalize drugs. When asked if he still felt that way he told a Detroit Newspaper that he "changed his position on lots of issues . . . So big deal." It seems that Bob Carr doesn't think our children's lives are an important issue. That must be why he supports busting our children. That must be why he accepts thousands of dollars in contributions from liberal interest groups like the Human Rights Campaign Fund, a gay rights organization. Wouldn't you think that someone who represents us would understand this?

But Bob Carr Doesn't Represent Us!

Bob Carr's title is Representative. He's supposed to represent us in Washington. But he doesn't. Our Congressman should be just like us. Someone who lives here. Sends his children to school here. Owns a home and pays taxes. Someone who shares our values and concerns. Someone who is worried about the same problems we are because they are his problems too. Not because he took a poll to find out how we feel.

Think about it. How can Bob Carr adequately represent us in Congress when he can't understand our problems and feel them first hand?

Postmaster: If addressee has moved, please leave with current occupant.
Paid for and prepared by the Michigan State Committee Authorized by friends of Jim Dunn.

Michigan Republican State Committee
2121 E. Grand River Avenue
Livonia, Michigan 48152

**JIM
DUNN**
Agree

Mailin #9

**WHY
DOESN'T
BOB CARR
UNDERSTAND
THE
PROBLEMS
OF THE
PEOPLE WHO
LIVE IN
MICHIGAN?**

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Livonia, MI

9 0 4 0 8 0 1 3 3 2

9 0 0 4 0 3 0 1 8 3 3

Michigan Republican State Committee
2121 E. Grand River Avenue
Lansing, Michigan 48912

"I think it (marijuana) should be treated just like alcohol. Any drug, including alcohol, should be regulated. Drug abuse is primarily a medical problem, with fringe criminal problems."

Bob Carr



We know where Jim Dunn stands.
And he won't change his mind.

- Jim Dunn supports:
- the Balanced Federal Budget Amendment
 - President Reagan's 25% income tax cut
 - reinstatement of the death penalty for first degree murder
 - LIRA deductions for Americans who are trying to save
 - use of the military to combat drug smuggling
 - a strong national defense that ensures peace
 - reducing the costs of doing business in Michigan
 - closing loopholes so big corporations will pay their fair share of taxes

JIM DUNN
CONGRESSMAN

Printed by the Republican State Committee, authorized by friends of Jim Dunn

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Lansing, MI

9 0 0 4 0 5 0 1 8 3 4

When
you really know
where Bob Carr
and Jim Dunn
stand on the
issues, you'll know
who should be
your Congressman.

Mile #1

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767																																								
Post Office of Mailing		Date 7-22-86		Receipt No.																																								
Check applicable box ☐ International 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate ☒ Carrier Route ☐ 5-digit ☒ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)																																								
Processing Category (See DMM 128) ☐ Letters ☒ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs. TOTAL IN MAILING Pieces 57824		RCA Offices: NUMBER OF Sacks 137																																								
Name and Address of Permit Holder (Include ZIP Code) MICHIGAN REPUBLICANS 221 E. GRAND RIVER LANSING, MI 48912 ☐ Check if non-profit under 623, DMM*		Telephone No. _____ POSTAGE COMPUTATION		Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) FRIENDS OF JIM DUNN P.O. BOX 1769 EAST LANSING 48823 ☐ Check if non-profit under 623, DMM*																																								
Name and Address of Mailing Agent (If other than permit holder)		<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td rowspan="8" style="writing-mode: vertical-rl; transform: rotate(180deg);">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td colspan="4" style="text-align: right;">9. SUBTOTAL (1 through 8)</td> <td>Postage</td> </tr> </tbody> </table>		Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	9. SUBTOTAL (1 through 8)				Postage	Name and Address of Mailing Agent (If other than permit holder)	
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	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage																																								
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	9. SUBTOTAL (1 through 8)				Postage																																							
10. Additional Postage Payment (State reasons for additional postage payments)		No. Pieces		Rate/Piece \$																																								
11. ☐ Check if applicable third class bulk piece rate is paid by meter (Form 3602-PC required)		12. TOTAL POSTAGE (9 plus 10) where applicable		Total Postage \$																																								
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed; and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.																																												
Willful entry of false, fictitious or fraudulent statements or representations herein punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 USC 1001).																																												
Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiencies incurred) [Signature]				Telephone No. 487-5413																																								
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.				Round Stamp (Required)																																								
Signature of Weigher [Signature]				Time 11:47 A.M.																																								

Mailing # 1

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767																																								
Post Office of Mailing LANSING MICH.		Date 7-30-86		Receipt No. 																																								
Mailing Statement Sequence No.																																												
Check applicable box ☒ 2nd Class 4th Class																																												
☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		☐ Newspapers and magazines entered at the applicable third-class rate ☐ 3rd Class ☐ Carrier Route ☐ 5-digit ☒ Basic ☐ Single Piece		☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)																																								
Processing Category (See DMM 128) ☒ Letters ☐ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs.		RCA Offices:																																								
☐ Irregular Parcels ☐ Outside Parcels		TOTAL IN MAILING Pieces 1053 Pound		NUMBER OF Sacks 3 Trays Pallets Other Containers																																								
Name and Address of Permit Holder (Include ZIP Code) MICH. REPUBLICAN STATE COM. 2121 E. GRAND AVENUE LANSING, MICH. 48912		Telephone No. (517) 4113		POSTAGE COMPUTATION																																								
☐ Check if non-profit under 623, DMM*		<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td rowspan="8" style="writing-mode: vertical-rl; transform: rotate(180deg);">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>9. SUBTOTAL (1 through 8)</td> <td></td> <td></td> <td></td> <td>Postage</td> </tr> </tbody> </table>				Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	9. SUBTOTAL (1 through 8)				Postage
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12. TOTAL POSTAGE (9 plus 10) where applicable:				Total Postage \$ 59.51																																								
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Signature of Permit Holder or Agent <i>Both principal and secondary liable for any postage deficiencies incurred.</i> H. N. J. [Signature]				Telephone No.																																								
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Signature of Weigher [Signature]				Time 5:17 AM																																								

Mail #2

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767																																																								
Post Office of Mailing Ransing MI 489		Date 8-7-84		Receipt No. _____																																																								
Check applicable box ☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		2nd Class ☒ Newspapers and magazines entered at the applicable third-class rate 3rd Class ☐ Carrier Route ☐ 3-digit ☒ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify) _____																																																								
Processing Category (See DMM 128) ☒ Letters ☐ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs. RCA Offices: _____		.0356 146.49#																																																								
Name and Address of Permit Holder (Include ZIP Code) Michigan Republicans 2121 E Gary Ave Ransing MI 48		Telephone No. _____		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="2">TOTAL IN MAILING</th> <th colspan="4">NUMBER OF</th> </tr> <tr> <td>Pieces 4115</td> <td>Pound 95.25</td> <td>Sacks 20</td> <td>Trays 3</td> <td>Pallets 2</td> <td>Other Containers _____</td> </tr> </table>		TOTAL IN MAILING		NUMBER OF				Pieces 4115	Pound 95.25	Sacks 20	Trays 3	Pallets 2	Other Containers _____																																											
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Signature of Permit Holder or Agent. Both principal and agent are liable for 2nd postage delinquency incurred. William F Roedel		Telephone No. 487-5412		Round Stamp (Required) _____																																																								
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Mail #2

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No.																																																			
Post Office of Mailing		Date 8/7		Receipt No.																																																			
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Check applicable box: <table style="width:100%; border: none;"> <tr> <td style="width:33%; vertical-align: top;"> 1st Class ☐ International ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First Class ☐ Single Piece </td> <td style="width:33%; vertical-align: top;"> 2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate ☒ Carrier Route ☐ 5-digit ☐ Basic ☐ Single Piece </td> <td style="width:33%; vertical-align: top;"> 4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify) </td> </tr> </table>						1st Class ☐ International ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First Class ☐ Single Piece	2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate ☒ Carrier Route ☐ 5-digit ☐ Basic ☐ Single Piece	4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)																																															
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Signature of Permit Holder or Agent: Diana F. Roebuck					Telephone No. 487-5413																																																		
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☒ Letters ☐ Flats ☐ Machinable Parcels		☐ Irregular Parcels ☐ Outside Parcels		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="2">TOTAL IN MAILING</th> <th colspan="4">NUMBER OF</th> </tr> <tr> <td>Pieces 6675</td> <td>Pound</td> <td>Sacks 18</td> <td>Trays</td> <td>Pallets</td> <td>Other Containers</td> </tr> </table>		TOTAL IN MAILING		NUMBER OF				Pieces 6675	Pound	Sacks 18	Trays	Pallets	Other Containers																																
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Name and Address of Permit Holder (Include ZIP Code) MI Republicans 2121 E. Grand River Ave Lansing, MI 48912 ☐ Check if non-profit under 623, DMM*		Telephone No.		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="5">POSTAGE COMPUTATION</th> </tr> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> <tr> <td rowspan="8" style="text-align: center; vertical-align: middle;">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces 6675</td> <td>Rate Per Piece \$.071</td> <td>Postage 473.93</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td colspan="4" style="text-align: right;">9. SUBTOTAL (1 through 8)</td> <td>Postage 474.00</td> </tr> </table>		POSTAGE COMPUTATION					Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces 6675	Rate Per Piece \$.071	Postage 473.93	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	9. SUBTOTAL (1 through 8)				Postage 474.00
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Willful entry of false information or fraudulent statements or representations herein punishable by fine up to \$10,000 or imprisonment up to 5 years, or both, U.S.C. 1001																																																	
Signature of Permit Holder or Agent. Both principal and agent applicable, but only postage deduction included.					Telephone No. 272-113																																												
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required)																																												
Signature of Weigher				Time																																													

Mail #2

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767																																																			
Post Office of Mailing Ransing, MI 489		Date 8/15/86		Receipt No. 																																																			
Mailing Statement Sequence No.		0323 154.6																																																					
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Signature of Weigher [Signature]				Time 2:00 P.M.																																																			

Mailing With IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."			No. 767																																													
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Name and Address of Permit Holder (Include ZIP Code) 1 Republicans 21 E. Grand River Lansing, MI 48912		Telephone No. 487-5413		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="6">TOTAL IN MAILING</th> <th colspan="4">NUMBER OF</th> </tr> <tr> <th>Pieces</th> <th>Pound</th> <th>Sacks</th> <th>Trays</th> <th>Pallets</th> <th>Other Containers</th> <th colspan="4"></th> </tr> <tr> <td style="font-size: 1.2em;">14,007</td> <td></td> <td style="font-size: 1.2em;">21</td> <td></td> <td></td> <td></td> <td colspan="4"></td> </tr> </table>			TOTAL IN MAILING						NUMBER OF				Pieces	Pound	Sacks	Trays	Pallets	Other Containers					14,007		21																					
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☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)		12. TOTAL POSTAGE (9 plus 10) where applicable		Total Postage \$994.50																																														
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CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required)																																													
Signature of Weigher					Time A.M. P.M.																																													

U.S. Postal Service
STATEMENT OF MAILING WITH
PERMIT IMPRINTSMAILER: Complete all items by typewriter, pen or indelible pencil.
Prepare in duplicate if receipt is desired. Check for instructions from
your postmaster regarding box labeled "RCA Offices."

767

Post Office of Mailing

Date

Receipt No.

Mailing Statement Sequence No.

Check applicable box

2nd Class

4th Class

☐ International☐ Newspapers and
magazines entered
at the applicable
third-class rate
3rd Class☐ Library Rate☐ 1st Class☐ ZIP + 4 Nonpresort☐ ZIP + 4 Presort☐ Carrier Route☐ Presort First-Class☐ Single Piece☐ Carrier Route☐ 5-digit☐ Basic☐ Single Piece☐ Special 4th Class Single Piece☐ Presort Special 4th Class☐ Other (Specify)

Processing Category (See DMM 128)

☐ Letters☐ Irregular Parcels☒ Flats☐ Outside Parcels☐ Machinable Parcels

Weight of a single piece

lbs.

RCA Offices:

TOTAL IN MAILING

NUMBER OF

Pieces

Pound

Sacks

Trays

Pallets

Other Con-
tainers

365

Name and Address of Permit
Holder (Include ZIP Code)

Telephone No.

POSTAGE COMPUTATION

Pound
Rate1. Pound Rate
Postage Charge

No. Pounds

Rate/Pound

Postage

2. ZIP + 4
Presort

No. Qual. Pieces

Rate Per Piece

Postage

3. Presort First
Class

No. Qual. Pieces

Rate Per Piece

Postage

4. ZIP + 4
Nonpresort

No. Qual. Pieces

Rate Per Piece

Postage

5. Carrier Route

No. Qual. Pieces

Rate Per Piece

Postage

6. 5-digit

No. Qual. Pieces

Rate Per Piece

Postage

7. Basic

No. Qual. Pieces

Rate Per Piece

Postage

8. Rate Category

No. of Pieces

Rate Per Piece

Postage

9. SUBTOTAL (1 through 8)

No. of Pieces

Rate Per Piece

Postage

Piece
Rates

365

\$ 85

31.03

☐ Check if non-profit under 623, DMM*Name and Address of Individual or Organization for which
mailing is prepared (If other than permit holder)☐ Check if non-profit under 623, DMM*Name and Address of Mailing Agent (If other than permit
holder)

10. Additional Postage Payment (State reasons for additional postage payments)

No. Pieces

Rate/Piece

Postage

11. ☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)

12. TOTAL POSTAGE (\$ plus 10¢ where applicable)

Total Postage

\$

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(3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not
been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privilegesWillful entry of false, fictitious or fraudulent statements or representations herein punishable
by fine up to \$10,000 or imprisonment up to 5 years, or both, 18 U.S.C. 1001

Signature of Permit Holder or Agent Both principal and agent are liable for any postal delinquencies incurred

Telephone No.

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and
that it is properly prepared (and presorted where required) and that the statement of mailing has been verified
and the necessary annual fee has been paid.

Round Stamp (Required)

Signature of Weigher

Time

A.M.

P.M.

Mail #3

U.S. Postal Service
STATEMENT OF MAILING WITH
PERMIT IMPRINTSMAILER: Complete all items by typewriter, pen or indelible pencil.
Prepare in duplicate if receipt is desired. Check for instructions from
your postmaster regarding box labeled "RCA Offices."

Permit No.

761

Post Office of Mailing

Date 4/26

Receipt No.

Mailing Statement Sequence No.

Check applicable box

2nd Class

4th Class

0136

61#

☐ International☐ Newspapers and
magazines entered
at the applicable
third-class rate
3rd Class☐ Library Rate☐ Special 4th Class Single Piece☐ Presort Special 4th Class

1st Class

☐ ZIP + 4 Nonpresort☐ ZIP + 4 Presort☐ Carrier Route☐ Presort First-Class☐ Single Piece☒ Carrier Route☐ 5-digit☐ Basic☐ Single Piece☐ Other (Specify)

Processing Category (See DMM 128)

☒ Letters☐ Irregular Parcels☒ Flats☐ Outside Parcels☐ Machinable Parcels

Weight of a single piece

lbs.

RCA Offices:

TOTAL IN MAILING

NUMBER OF

Pounds
4.485

Pound

Seals

Trays

Pallets

Other Con-
tainersName and Address of Permit
Holder (Include ZIP Code)

Telephone No. 475-5412

Michigan Rep.
21217 Grand River
Lansing, MI 48912☐ Check if non-profit under 623. DMM*Name and Address of Individual or Organization for which
mailing is prepared (If other than permit holder)

DMM

☐ Check if non-profit under 623. DMM*Name and Address of Mailing Agent (If other than permit
holder)

POSTAGE COMPUTATION

Pound
Rate1. Pound Rate
Postage Charge

No. Pounds

Rate/Pound

Postage

Pound
Rate2. ZIP + 4
Presort

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate3. Presort First
Class

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate4. ZIP + 4
Nonpresort

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate

5. Carrier Route

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate

6. 5-digit

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate

7. Basic

No. Qual. Pieces

Rate Per Piece

Postage

Pound
Rate

8. Rate Category

No. of Pieces

Rate Per Piece

Postage

Pound
Rate

9. SUBTOTAL (1 through 8)

No. of Pieces

Rate Per Piece

Postage

SUBTOTAL (1 through 8)

10. Additional Postage Payment (State reasons for additional postage payments)

No. Pieces

Rate/Piece

Postage

11. ☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)

12. TOTAL POSTAGE (plus 10) where applicable

246.67

246.68

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been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.Willful entry of false, fictitious or fraudulent statements or representations hereon punishable
by fine up to \$10,000 or imprisonment up to 5 years, or both (18 USC 1001)

Signature of Permit Holder or Agent. Both principal and agent are liable for any postage deficiency incurred.

Telephone No.

475-5412

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and
that it is properly prepared (and presorted where required) and that the statement of mailing has been verified
and the necessary annual fee has been paid.

Round Stamp (Required)

Signature of Weigher

Time

P. 0.055 = 246.68

A.M.
A.M.

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILING INSTRUCTIONS: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767		
Post Office of Mailing 1001 N. Collins - Lawrence 405		Date 9-23-86	Receipt No.	Mailing Statement Sequence No.		
Check applicable box ☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece ☐ 2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate ☐ 3rd Class ☐ Carrier Route ☐ S-digit ☐ Basic ☐ Single Piece ☐ 4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		C117 7-100				
Processing Category (See DMM 128) ☐ Letters ☒ Flats ☐ Machinable Parcels ☐ Irregular Parcels ☐ Outside Parcels		Weight of a single piece _____ lbs.		RCA Offices:		
		TOTAL IN MAILING		NUMBER OF		
		Pieces 62,904	Pound	Sacks 43	Trays 43	
		Pallets 43				
		Other Containers				
Name and Address of Permit Holder (Include ZIP Code) 200 N. Grand River Lawrence, Mo. 64801		Telephone No.		POSTAGE COMPUTATION		
☐ Check if non-profit under 623, DMM*		Pound Rate	1. Pound Rate	No. Pounds	Rate/Pound	Postage
			2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage
			3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage
			4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage
			5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage
			6. S-digit	No. Qual. Pieces	Rate Per Piece	Postage
			7. Basic	No. Qual. Pieces	Rate Per Piece	Postage
			8. Rate Category	No. of Pieces	Rate Per Piece	Postage
			9. SUBTOTAL (1 through 8)			Postage
Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) 1001 N. Grand River Lawrence, Mo. 64801						
☐ Check if non-profit under 623, DMM*						
Name and Address of Mailing Agent (If other than permit holder)						
10. Additional Postage Payment (State reasons for additional postage payments)		No. Pieces		Rate/Piece	Postage	
11. ☐ Check if applicable third class bulk piece rate is paid by meter (Form 3802-PC required)						
12. TOTAL POSTAGE (9 plus 10, where applicable)					Total Postage \$466.18	
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623 of DMM and (2) Only the mailer's matter is being mailed, and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges, and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.						
Willful entry of false information or statements or representations is punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 USC 1001)						
Signature of Permit Holder or Agent: Both principal and agent are liable for any postage deficiency incurred					Telephone No.	
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required)	
Signature of Weigher			Time			

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 767																																								
Post Office of Mailing <i>Lansing, MI 489</i>		Date <i>9/2/85</i>	Receipt No.		Mailing Statement Sequence No.																																							
Check applicable box ☐ International 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece ☐ Newspapers and magazines entered at the applicable third-class rate 3rd Class ☐ Carrier Route ☒ 5-digit ☒ Basic ☐ Single Piece		2nd Class 4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		0147 293²⁴																																								
Processing Category (See DMM 128)		Weight of a single piece _____ lbs.		RCA Offices:																																								
☐ Letters ☒ Flats ☐ Machinable Parcels ☐ Irregular Parcels ☐ Outside Parcels		TOTAL IN MAILING Pieces <i>19,948</i> Pound _____ Secks <i>20</i>		NUMBER OF Trays _____ Pallets _____ Other Containers _____																																								
Name and Address of Permit Holder (Include ZIP Code) <i>Michigan Key</i> <i>2121 E. Grand River</i> <i>Lansing, MI 48912</i> ☐ Check if non-profit under 623, DMM*		Telephone No. <i>487-5413</i>		POSTAGE COMPUTATION <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td rowspan="8" style="text-align: center; vertical-align: middle;">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>9. SUBTOTAL (1 through 8)</td> <td></td> <td></td> <td></td> <td><i>1,457.50</i></td> </tr> </tbody> </table>		Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	9. SUBTOTAL (1 through 8)				<i>1,457.50</i>
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	9. SUBTOTAL (1 through 8)				<i>1,457.50</i>																																							
Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) <i>Jim K...</i> ☐ Check if non-profit under 623, DMM*																																												
Name and Address of Mailing Agent (If other than permit holder)																																												
10. Additional Postage Payment (State reasons for additional postage payments)		No. Pieces		Rate/Piece	Postage																																							
11. ☐ Check if applicable third class bulk piece rate is paid by meter. Form 3602-PC required.																																												

12. TOTAL POSTAGE (9 plus 10, where applicable)

Total Postage
\$

*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed; and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.

Willful entry of false, fictitious or fraudulent statements or representations herein punishable by fine up to \$10,000 or imprisonment up to 5 years, or both. (18 U.S.C. 1001)

Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred)

Telephone No.

487-5413

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.

Signature of Weigher

Time

*Bo... 11:57**11:57 AM*
P.M.

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAIL Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."			Permit No.		
Post Office of Mailing		Date	Receipt No.	Mailing Statement Sequence No.			
Check applicable box ☐ International 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate 3rd Class ☐ Carrier Route ☒ 5-digit ☐ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)			
Processing Category (See DMM 128)		Weight of a single piece		RCA Offices:			
☐ Letters ☐ Flats ☐ Machinable Parcels		☐ Irregular Parcels ☐ Outside Parcels					
		TOTAL IN MAILING Pieces <u>36983</u> Pounds		NUMBER OF Sacks Trays Pallets Other Containers			
Name and Address of Permit Holder (Include ZIP Code)		Telephone No.					
☐ Check if non-profit under 623, DMM* Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) ☐ Check if non-profit under 623, DMM* Name and Address of Mailing Agent (If other than permit holder)		POSTAGE COMPUTATION					
		Pound Rate	1	Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage
		Piece Rates	2	ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage
			3	Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage
			4	ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage
			5	Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage
			6	5-digit	No. Qual. Pieces	Rate Per Piece	Postage
			7	Basic	No. Qual. Pieces	Rate Per Piece	Postage
			8	Rate Category	No. of Pieces	Rate Per Piece	Postage
9	SUBTOTAL (1 through 8)				Postage		
					<u>2646.25</u>		
10 Additional Postage Payment (State reasons for additional postage payments)		No. Pieces	Rate/Piece	Postage			
11 ☐ Check if applicable third class bulk piece rate is paid by meter - Form 3602 PC required							
12. TOTAL POSTAGE (plus 1% where applicable)					Total Postage \$		
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed, and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges, and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.							
Willful entry of false, fictitious or fraudulent statements or representations is punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 U.S.C. 1001)							
Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred)					Telephone No.		
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required)		
Signature of Weigher					Time		
J. C. O'NEAL - 2646.25					12:41 AM		

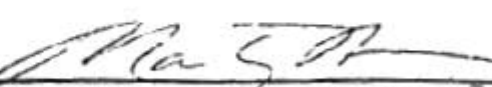
Mail #6

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER Complete all items to be prepared. Prepare in duplicate if receipt is desired. Check for correct postage with your postmaster regarding box labeled "RCA OFFICES".													
Post Office of Mailing <i>10000</i>		Date <i>11/10/85</i>	Receipt No. <i>0145</i>												
Check applicable box: ☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece ☐ 2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate ☐ 3rd Class ☐ Carrier Route ☒ 5-digit ☐ Basic ☐ Single Piece ☐ 4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		<i>0145</i> <i>725#</i>													
Processing Category (See DMM 128)		Weight of a single piece _____ lbs.													
☐ Letters ☐ Flats ☐ Machinable Parcels ☐ Irregular Parcels ☐ Outside Parcels		RCA Offices:													
		<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="2">TOTAL IN MAILING</th> <th colspan="4">NUMBER OF</th> </tr> <tr> <td>Pieces <i>3,200</i></td> <td>Pound</td> <td>Sacks <i>35</i></td> <td>Trays</td> <td>Pallets</td> <td>Other Containers</td> </tr> </table>		TOTAL IN MAILING		NUMBER OF				Pieces <i>3,200</i>	Pound	Sacks <i>35</i>	Trays	Pallets	Other Containers
TOTAL IN MAILING		NUMBER OF													
Pieces <i>3,200</i>	Pound	Sacks <i>35</i>	Trays	Pallets	Other Containers										
Name and Address of Permit Holder (Include ZIP Code) <i>10000</i> <i>10000</i> ☐ Check if non-profit under 623, DMM*		Telephone No. <i>47847</i>													
Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) <i>10000</i> ☐ Check if non-profit under 623, DMM*		POSTAGE COMPUTATION													
		Pound Rates	1. Pound Rate	No. Pounds	Rate/Pound	Postage									
			2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage									
			3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage									
			4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage									
			5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage									
			6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage									
			7. Basic	No. Qual. Pieces	Rate Per Piece	Postage									
			8. Rate Category	No. of Pieces	Rate Per Piece	Postage									
9. SUBTOTAL (1 through 8) <i>3550</i>															
10. Add Final Postage Payment. State requires for additional postage payments.		No. Pieces		Rate Per Piece	Postage										
11. ☐ Check if applicable third class bulk piece rate is paid by meter. Form 3602, PS 3602															
12. TOTAL POSTAGE <i>3550</i>															
*This statement is a permit to mail. It does not guarantee the mailing will be accepted for mailing. The mailing must be prepared in accordance with the requirements of the Manual of Postage and Fees (DMM) and the applicable regulations of the United States Postal Service.															
Signature of Permit Holder or Agent <i>[Signature]</i>															
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.															
Signature of Weigher <i>BB</i>				Time <i>11</i> A.M.											

Main #7

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAIL ☒ Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."			Permit No. 767																																							
Post Office of Mailing LANSING, MI. 489		Date 10-23-86	Receipt No.		Mailing Statement Sequence No.																																							
Check applicable box ☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece ☐ Newspapers and magazines entered at the applicable third-class rate ☐ 3rd Class ☐ Carrier Route ☒ 5-digit ☒ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		0126 602 ³¹/₁																																								
Processing Category (See DMM 128) ☒ Letters ☐ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs.		RCA Offices:																																								
☐ Irregular Parcels ☐ Outside Parcels		TOTAL IN MAILING Pieces 47802 51000		NUMBER OF Pounds _____ Sacks 34 Trays _____ Pallets _____ Other Containers _____																																								
Name and Address of Permit Holder (Include ZIP Code) MI REPUBLICANS 2121 E. GRAND RIVER LANSING, MI. 48912 ☐ Check if non-profit under 623, DMM*		Telephone No. 9875913		POSTAGE COMPUTATION <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td rowspan="8" style="vertical-align: middle; text-align: center;">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1 through 8)</td> <td>Postage 3396.51</td> </tr> </tbody> </table>		Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	SUBTOTAL (1 through 8)				Postage 3396.51
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	SUBTOTAL (1 through 8)				Postage 3396.51																																							
Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) FRIENDS OF JIM DUNK ☐ Check if non-profit under 623, DMM*																																												
Name and Address of Mailing Agent (If other than permit holder)																																												
10. Additional Postage Payment (State reasons for additional postage payments)		No. Pieces _____		Rate/Piece \$ _____ Postage 3396.51																																								
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Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred) James Koelich					Telephone No. 9875913																																							
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required) 																																							
Signature of Weigher [Signature]			Time 12:00 AM PM																																									

File #8

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."			Permit No. 767																																													
Post Office of Mailing Lansing, MI. 48905		Date 10-27-80		Receipt No.		Mailing Statement Sequence No.																																												
Check applicable box ☐ International 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate 3rd Class ☐ Carrier Route ☒ 5-digit ☒ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		0122 244																																												
Processing Category (See DMM 128) ☒ Letters ☐ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs. TOTAL IN MAILING Pieces: 20,000 Pound: Sacks: 12		RCA Offices: NUMBER OF Trays: Pallets: Other Containers:		Irregular Parcels Outside Parcels																																												
Name and Address of Permit Holder (Include ZIP Code) Mr. REPUBLICANS 2121 E. Grand Ave Lansing, MI. 48912 ☐ Check if non-profit under 623, DMM*		Telephone No. 487 5713		<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="5">POSTAGE COMPUTATION</th> </tr> <tr> <th>Pound Rate</th> <th>1. Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate/Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td rowspan="8" style="writing-mode: vertical-rl; transform: rotate(180deg);">Piece Rates</td> <td>2. ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3. Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4. ZIP + 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5. Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6. 5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7. Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8. Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1 through 8)</td> <td>Postage</td> </tr> </tbody> </table>			POSTAGE COMPUTATION					Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage	Piece Rates	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage	8. Rate Category	No. of Pieces	Rate Per Piece	Postage	SUBTOTAL (1 through 8)				Postage
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Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) Friends of Jim Am...		☐ Check if non-profit under 623, DMM* We need...																																																
Name and Address of Mailing Agent (If other than permit holder)																																																		
10. Additional Postage Payment (State reasons for additional postage payments)																																																		
11. ☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)																																																		
12. TOTAL POSTAGE (4 plus 10; where applicable)					Total Postage \$1225.50																																													
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed, and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges																																																		
Willful entry of false, fictitious or fraudulent statements or representations hereon punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 USC 1001)																																																		
Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred) Dean Roebuck					Telephone No.																																													
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.					Round Stamp (Required) 																																													
Signature of Weigher 				Time 4:00 P.M.																																														

* U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. Mail #9 767	
Post Office of Mailing LAWSING, MI. 489		Date 10-27-86	Receipt No.	Mailing Statement Sequence No.	
Check applicable box ☐ International 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece		2nd Class ☐ Newspapers and magazines entered at the applicable third-class rate 3rd Class ☐ Carrier Route ☒ 5-digit ☐ Basic ☐ Single Piece		4th Class ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)	
Processing Category (See DMM 128) ☒ Letters ☐ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs.		RCA Offices:	
		TOTAL IN MAILING Pieces 19,370 Pound _____ Sacks 9		NUMBER OF Trays _____ Pallets _____ Other Containers _____	
Name and Address of Permit Holder (Include ZIP Code) Mr. Republicans 2121 E. Grand River Lansing, MI. 48912 ☐ Check if non-profit under 623. DMM*		Telephone No. 487 5415		POSTAGE COMPUTATION	
Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) Friends - 7 Jim Wynn ☐ Check if non-profit under 623. DMM*		Pound Rate 1. Pound Rate Postage Charge 2. ZIP + 4 Presort 3. Presort First Class 4. ZIP + 4 Nonpresort 5. Carrier Route 6. 5-digit 7. Basic 8. Rate Category 9.		No. Pounds No. Qual. Pieces No. Qual. Pieces No. Qual. Pieces No. Qual. Pieces No. Qual. Pieces No. Qual. Pieces No. of Pieces	
		Rate/Pound		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
		Rate Per Piece		Postage	
Name and Address of Mailing Agent (If other than permit holder)		SUBTOTAL (1 through 8) 1375.27 1775.27		Total Postage 1375.27 \$ 1775.27	
10. Additional Postage Payment (State reasons for additional postage payments)		No. Pieces		Rate Piece	
11. ☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)					
12. TOTAL POSTAGE (9 plus 10, where applicable)					
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed, and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.					
Willful entry of false, fictitious or fraudulent statements or representations herein punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 U.S.C. 1001)					
Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiency incurred) Dean Rockwell				Telephone No. 487 5413	
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.				Round Stamp (Required) 	
Signature of Weigher SB				Time 2:25 AM	

Mail #10

U.S. Postal Service STATEMENT OF MAILING WITH PERMIT IMPRINTS		MAILER: Complete all items by typewriter, pen or indelible pencil. Prepare in duplicate if receipt is desired. Check for instructions from your postmaster regarding box labeled "RCA Offices."		Permit No. 76																																														
Post Office of Mailing <i>Lansing, MI 489</i>		Date <i>1-28-86</i>	Receipt No.	Mailing Statement Sequence No.																																														
Check applicable box: ☐ International ☐ 1st Class ☐ ZIP + 4 Nonpresort ☐ ZIP + 4 Presort ☐ Carrier Route ☐ Presort First-Class ☐ Single Piece ☐ Newspapers and magazines entered at the applicable third-class rate ☐ 3rd Class ☐ Carrier Route ☒ 5-digit ☐ Basic ☐ Single Piece ☐ Library Rate ☐ Special 4th Class Single Piece ☐ Presort Special 4th Class ☐ Other (Specify)		0145 92996																																																
Processing Category (See DMM 128) ☐ Letters ☒ Flats ☐ Machinable Parcels		Weight of a single piece _____ lbs.		RCA Offices																																														
☐ Irregular Parcels ☐ Outside Parcels		TOTAL IN MAILING Pieces <i>6413</i> Pound _____		NUMBER OF Sacks <i>4</i> Trays _____ Pallets _____ Other Containers _____																																														
Name and Address of Permit Holder (Include ZIP Code) <i>Mr. Republicans</i> <i>2121 E. Grand Ave</i> <i>Lansing, MI 48912</i> ☐ Check if non-profit under 623, DMM*		Telephone No. <i>957 5715</i>		POSTAGE COMPUTATION <table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Pound Rate</th> <th>1 Pound Rate Postage Charge</th> <th>No. Pounds</th> <th>Rate-Pound</th> <th>Postage</th> </tr> </thead> <tbody> <tr> <td>2</td> <td>ZIP + 4 Presort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>3</td> <td>Presort First Class</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>4</td> <td>ZIP - 4 Nonpresort</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>5</td> <td>Carrier Route</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>6</td> <td>5-digit</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>7</td> <td>Basic</td> <td>No. Qual. Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>8</td> <td>Rate Category</td> <td>No. of Pieces</td> <td>Rate Per Piece</td> <td>Postage</td> </tr> <tr> <td>9</td> <td colspan="4" style="text-align: right;">SUBTOTAL (1 through 8) <i>45532</i></td> </tr> </tbody> </table>		Pound Rate	1 Pound Rate Postage Charge	No. Pounds	Rate-Pound	Postage	2	ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage	3	Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage	4	ZIP - 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage	5	Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage	6	5-digit	No. Qual. Pieces	Rate Per Piece	Postage	7	Basic	No. Qual. Pieces	Rate Per Piece	Postage	8	Rate Category	No. of Pieces	Rate Per Piece	Postage	9	SUBTOTAL (1 through 8) <i>45532</i>			
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Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder) <i>Friends of Jim Brown</i> ☒ Check if non-profit under 623, DMM*																																																		
Name and Address of Mailing Agent (If other than permit holder)																																																		
10 Additional Postage Payment (State amount for additional postage)		No. Pieces		Rate Per Piece																																														
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12 TOTAL POSTAGE (Include 10 where applicable)				Total Postage <i>45532</i>																																														
*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 225, DMM and (2) (a) the mailer's matter is truly original and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges.																																																		
Willing center of sales, distribution, or otherwise, or other means of express challenge to the postmaster's rate set for this mailing or organization's use for 10 days or more (See 201 SC 1001)																																																		
Signature of Permit Holder or Agent <i>Robert Koebach</i>					Telephone No.																																													
I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presented where required) and that the relevant mailings have been verified and the necessary annual fee has been paid.					Round Stamp Required																																													
Signature of Weigher <i>[Signature]</i>					Date <i>1-28-86</i>																																													

U.S. Postal Service
**STATEMENT OF MAILING WITH
PERMIT IMPRINTS**

MAILER: Complete all items by typewriter, pen or indelible ink.
Prepay postage if receipt is desired. Check for instructions regarding box labeled "RCA Offices."

Permit No. **767**

Post Office of Mailing

Lansing MI 489

Date

10/29/84

Receipt No.

Mailing Statement Sequence No.

Check applicable box

- ☐ International
☐ 1st Class
☐ ZIP + 4 Nonpresort
☐ ZIP + 4 Presort
☐ Carrier Route
☐ Presort First-Class
☐ Single Piece
- ☐ 2nd Class
☐ Newspapers and magazines entered at the applicable third-class rate 3rd Class
☐ Carrier Route
☒ 5-digit
☒ Basic
☐ Single Piece
- ☐ 4th Class
☐ Library Rate
☐ Special 4th Class Single Piece
☐ Presort Special 4th Class
☐ Other (Specify)

0246

2014

Processing Category (See DMM 128)

- ☐ Letters
☒ Flats
☐ Machinable Parcels
- ☐ Irregular Parcels
☐ Outside Parcels

Weight of a single piece

_____ lbs.

RCA Offices:

4092-100694

TOTAL IN MAILING

NUMBER OF

Pieces	Pound	Sacks	Trays	Pallets	Other Containers
81,870		105			

Name and Address of Permit Holder (Include ZIP Code)

Telephone No.

**Michigan Rep
2121 E. Grand River
Lansing, MI 48912**

487-5413

☐ Check if non-profit under 623, DMM*

Name and Address of Individual or Organization for which mailing is prepared (If other than permit holder)

Jim Dunn

☐ Check if non-profit under 623, DMM*

Name and Address of Mailing Agent (If other than permit holder)

POSTAGE COMPUTATION

Pound Rate	1. Pound Rate Postage Charge	No. Pounds	Rate/Pound	Postage
	2. ZIP + 4 Presort	No. Qual. Pieces	Rate Per Piece	Postage
	3. Presort First Class	No. Qual. Pieces	Rate Per Piece	Postage
	4. ZIP + 4 Nonpresort	No. Qual. Pieces	Rate Per Piece	Postage
	5. Carrier Route	No. Qual. Pieces	Rate Per Piece	Postage
Piece Rates	6. 5-digit	No. Qual. Pieces	Rate Per Piece	Postage
	7. Basic	No. Qual. Pieces	Rate Per Piece	Postage
	8. Rate Category	No. of Pieces	Rate Per Piece	Postage
	9. SUBTOTAL (1 through 8)			5819.77

10. Additional Postage Payment (State reasons for additional postage payments)

No. Pieces

Rate/Piece

Postage

11. ☐ Check if applicable third class bulk piece rate is paid by meter. (Form 3602-PC required)

12. TOTAL POSTAGE (9 plus 10) where applicable

5819.77

*The signature of a nonprofit mailer certifies that: (1) The mailing does not violate section 623.5 DMM and (2) Only the mailer's matter is being mailed; and (3) This is not a cooperative mailing with other persons or organizations that are not entitled to special bulk mailing privileges; and (4) This mailing has not been undertaken by the mailer on behalf of or produced for another person or organization that is not entitled to special bulk mailing privileges

Willful entry of false, fictitious or fraudulent statements or representations hereon punishable by fine up to \$10,000 or imprisonment up to 5 years, or both (18 USC 1001)

Signature of Permit Holder or Agent (Both principal and agent are liable for any postage deficiencies incurred)

Telephone No.

Dawn Koelach

487-5413

I CERTIFY that this mailing has been inspected to verify that it qualifies for the rate of postage being paid, and that it is properly prepared (and presorted where required) and that the statement of mailing has been verified and the necessary annual fee has been paid.

Round Stamp (Required)

Signature of Weigher

Time

Sjo

1:55 A.M.

1086



Marketing Resource Group, Inc.
 P.O. BOX 104 14 LANSING, MICHIGAN 48201-0104 (517) 376-4400

Date of Invoice: 10/1/86

Invoice No. 1086

To: MI Republican State Committee
 2121 F. Grand River
 Lansing, MI 48912

Terms: Net 30 Days

ATTN: Don Burdick

21240301353

Date	Description	Debit	Credit	Balance
	PRODUCTION			
	Printing 1,000 Paper Stickers for 11- Demo (Printer Screen/Design)	\$ 501.54		
	Subtotal Production			\$ 501.54
	TOTAL INVOICE			\$ 501.54

Make Checks Payable To:
 Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
 WILL BE CHARGED 1% ON BALANCE.
 Marketing Resource Group, Inc.

286

MARKETING RESOURCE GROUP, INC. 1901 W. (517) 372-4400

Date August 25, 1986

Invoice No. 186-441

To: MI Republican State Committee
2121 E. Grand River
Lansing, MI 48912
2
ATTN: Don Ferguson

Terms: 100% DOWN RECEIPT

9 4 0 3 0 1 3 5 4

Date	Description	Debit	Credit	Balance
	PRODUCTION - "Friends of Jim Runyan"			
	Printing 4,100 Additional Direct Mail #2 (Palmer Envelope Company)	\$ 119.35		
	Printing 4,000 Additional Non-Profit Mailing Envelopes (Palmer Envelope Company)	76.47		
	Printing 4,850 Remittance Envelopes (Palmer)	205.42		
	Printing & Typesetting 40,000 Direct Mail #3 (Delta Printing Company)	2,819.84		
	Subtotal Production			\$ 3,221.08
	TOTAL INVOICE			\$ 3,221.08

Make Checks Payable To:
Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
WILL BE CHARGED 1 1/2 % ON BALANCE

Marketing Resource Group, Inc.
P.O. BOX 20054 MI LANSING, MICHIGAN 48201
Tel: (313) 572-4400

DATE: 10/10/86

NO. 421

To: MI Republican State Committee
2111 E. Grand River
Lansing, MI 48202

ATTN: Don Bergeson

FROM: MR. DON BERGESON

Date	Description	Debit	Credit	Balance
	PRODUCTION - "Friends of Jim Ryan"			
	Printing 60,000 4 page Tabloid (Ince Graphics)	4,455.35		
	Photography/Phot. Dev. for Direct Mail (Creative Focus)	330.60		
	STARS - 10 Stars @ \$5/ea. (Tabloid, 7x9 Stickers, 4x6's, 10/102)	45.80		
	Printing 13,500 DM #2 (Palmer envelope)	1,120.40		
	Printing Non-profit mailing env. (Palmer)	414.48		
	Printing 13,500 Permittance env. (Palmer)	678.89		
	Typesetting - campaign card - tabloid	31.81 80.75		
	Subtotal Production			\$ 7,147.27
	TOTAL INVOICE			\$ 7,147.27

Make Checks Payable To:
Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
WILL BE CHARGED 1 1/2% ON BALANCE

Marketing Resource Group, Inc.

486

Marketing Concepts, Inc.
1111 E. Grand River Ave.
Lansing, MI 48212

Date September 16, 1986

Invoice No. 756-502

To: MI Republican State Committee
1121 E. Grand River Ave.
Lansing, MI 48212

Terms: NET 10 DAY RECEIPT

ATTN: Don Bergeson

00040001355

Date	Description	Debit	Credit	Balance
	Production - "Friends of Jim Ivers"			
	Photography/Photographic Development (Creative Focus)	\$ 178.06		
	Typesetting - 1st #4 (Lansing Typesetting)	897.95		
	Printing 25,000 1st #4 (Delta Printing)	1,511.36		
	Press work of 1st #4s (Lansing Press)	596.42		
	Subtotal Production	\$ 3,183.79		
	TOTAL INVOICE			\$ 3,183.79

Make Checks Payable To:
Marketing Concepts Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
WILL BE CHARGED 1 1/2% ON BALANCE.

576

Marketing Resource Group, Inc.

P.O. Box 20074 MI LANSING, MICHIGAN 48201-0074 (517) 372-7400

Invoice No. 10, 1986

Invoice No. 886-576

To: MI State Republican Party
 121 E. Grand River Ave.
 Lansing, MI 48912

Terms: 100 DAYS

ATTN: Don Bergeson

Date	Description	Debit	Credit	Balance
	INTRODUCTION - "Friends of Jim Dunn"			
	Printing 80,000 DM #5 (Delta Printing)	\$ 8,272.93		
	Type setting (1st #5 (Stephen Jones Design)	51.39		
	Drawing & Layout - DM #5 (Cunningham Design)	94.12		
	Printing 60,000 DM #6 (Lansing Printing)	1,198.36		
	Type setting - DM #6 (Stephen Jones Design)	47.41		
	Drawing & Layout (Cunningham Design)	147.00		
	S.A.A. - 33 Color Brochure (\$55/ea.)	165.00		
	Printing 3,225 Letterhead (Palmer Env. Co.)	124.26		
	1500 Yard Signs (Sawicki & Sons)	2,228.15		
	Subtotal Production			\$ 9,370.62
	TOTAL INVOICE			\$ 9,370.62

Makes Checks Payable To:
 Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
 WILL BE CHARGED 1 1/2 % ON BALANCE

686

Marketing Resource Group, Inc.
 100 A. H. LANSING, BIRMINGHAM, AL 35203 (517) 372-4800

Date: Nov 14, 1978
 Invoice No. 750470
 Terms: 10% 10, NET 30

To: MI Republican State Committee

90-40301353

Date	Description	Debit	Credit	Balance
	"COMMUNICATIONS of Jim Davis"			
	Printing 1000 (Mark Olson)	55.45		
	Type 10 #10 (Stephen Jones Design)	10.00		
	Printing 50,000 10 #10 (Craft Printers)	4,144.42		
	Printing 1000 (Mark Olson)	55.45		
	Design 1000 (Stephen Jones Design)	10.00		
	Printing 25,000 10 #10 (Delta Printing)	4,144.42		
	Printing 1000 (Mark Olson)	55.45		
	Design 1000 (Stephen Jones Design)	10.00		
	Design 1000 (Stephen Jones Design)	10.00		
	Printing 25,000 10 #10 (Delta Printing)	4,144.42		
	Printing 1000 (Mark Olson)	55.45		
	Design 1000 (Stephen Jones Design)	10.00		
	Design 1000 (Stephen Jones Design)	10.00		
	Printing 10,000 10 #10 (Delta Printing)	1,072.24		
	Type 10 #10 (Lansing Typesetting)	55.45		
	Printing 15,000 10 #10 (Delta Printing)	1,587.30		
	Reproduction of 12 1/2's (Lansing/National)	114.00		
	Photography for 100 slides (Creative Focus)	25.00		
	Subtotal Production			\$ 12,271.06
	TOTAL INVOICE			\$ 12,271.06

Make Checks Payable To:
 Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
 WILL BE CHARGED 1 1/2% ON BALANCE

MARKET OPINION RESEARCH



13976

October 10, 1986

DRAWN BY: GARY L. HUGHES AND CHERRY L. HUGHES, FIDELITY MARK

Michigan Republican State Committee
2121 E. Grand River
Lansing, Michigan 48912
ATTN: Carla Reuter

Terms: Net Due on receipt

Job No. P86965

Programming, production and shipping charges for 5 sets
of pressure sensitive labels for voters in the 6th
Congressional District. (N=373,135)

\$4,679.80
vvvvvvvvvv

For Dunn

B 10/20/86

6 5 8 1 0 8 0 4 0 0 6

13631

MARKET OPINION RESEARCH



July 30, 1986

COMPANY - MARKET RESEARCH - 4826 - 4826 - 4826 - 4826

Carla Reuter
Michigan Republican State Committee
2121 E. Grand River Ave.
Lansing, Michigan 48912

Terms: Net Immediately

Job No. P86923

For programming, production and shipping of
2 sets of pressure sensitive labels for voters
in the 6th Congressional District (N=167,368)
deposit received

\$2,612.37
(2,200.00)

total amount due

\$ 412.37
VVVVVVVVVV

3
8/14/86

- volunteer intensive activity
- 6th Dist. Marling

0 9 8 1 0 6 0 4 0 0 0

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

1665 First National Bldg.
Detroit, MI 48226
313/ 963-9414

September 5, 1986

The Honorable Guy VanderJagt
National Republican Congressional Committee
320 First Street, S.E.
Washington, D.C. 20003

Dear Congressman VanderJagt:

By this letter the Michigan Republican State Committee authorizes the National Republican Congressional Committee to serve as the agent of the Michigan Republican State Committee for the purpose of making coordinated expenditures pursuant to 2 U.S.C. 441a (d) (3).

Your Committee is authorized to make these expenditures on behalf of the Michigan Republican State Committee in connection with the general election campaign of Jim Dunn, District 6.

Under 441a (d) (3) you may spend, on behalf of the Michigan Republican State Committee, \$21,000.00 for Jim Dunn.

Sincerely,


E. Spencer Abraham
State Chairman

ESA/dmg

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

DENZIL HAMMOND
Treasurer

LARRAIN THOMAS
First Vice Chair

ED JOHNSON
Second Vice Chair

ROGER FENDT, JR.
Third Vice Chair

ANDY ANUZIS
Fourth Vice Chair

C. W. McCLELLAN
Fifth Vice Chair

JANE C. GARTER
Sixth Vice Chair

March 11, 1988

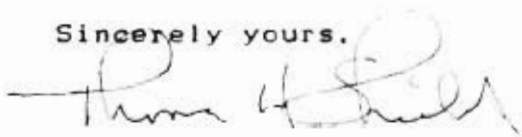
Ms. Sue Wadel
Michigan Republican Party
2121 E. Grand River
Lansing, MI 48912

Dear Sue:

In answer to your question regarding how the NRCC money was spent for the Jim Dunn: please be advised that all of the coordinated expenditure funds from the National Republican Congressional Committee for the Jim Dunn for Congress campaign were spent for television advertising. No funds were expended for any volunteer intensive mailings done in coordination with the Michigan Republican Party.

If you have any questions, please don't hesitate to give me a call.

Sincerely yours,



Thomas H. Shields
President
Marketing Resource Group, Inc.

THS/imt

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

April 22, 1988

E. SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Co-Chairman

RANNY RIECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J. E. JOE THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FRUSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

Ms. Sandra Robinson
Office of General Counsel
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Re: 2461

Dear Sandra:

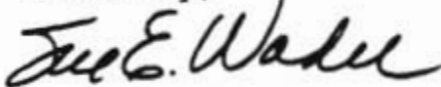
Pursuant to our conversation of Tuesday, April 19th, I would request until May 5th to respond to your inquiries regarding our answer to the Request for Documents and Interrogatories.

As you know, your request coincided with our preparation of the April Quarterly statement which made an immediate response difficult.

We are now in the process of reviewing your requests and will answer by May 5th close of business.

Thank you for your positive consideration.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/dmg

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 APR 25 AM 10:42

88 APR 25 PM 2:59

RECEIVED
FEDERAL ELECTION COMMISSION

BEFORE THE FEDERAL ELECTION COMMISSION

88 APR 29 PM 4:20

In the Matter of)
)
Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)

MUR 2461

SENSITIVE

COMPREHENSIVE INVESTIGATIVE REPORT #2

On December 10, 1987, the Commission found reason to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441a(f) in connection with certain mailings conducted by Respondents on behalf of Friends for Jim Dunn, which may not qualify as exempt volunteer activity pursuant to 2 U.S.C. § 431(8)(B)(x) and (9)(B)(viii). The Commission approved interrogatories and a request for production of documents on January 27, 1988. These were mailed to Respondents on February 4, 1988.

Respondents were granted an extension of time to respond to the discovery requests and submitted their answers and supporting documents on March 16, 1988.

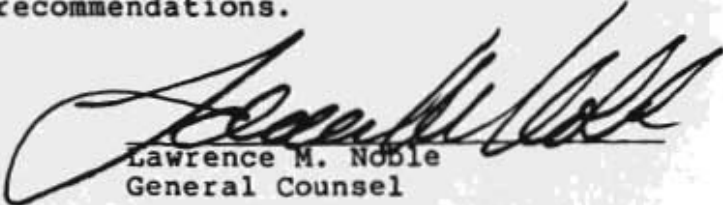
This Office reviewed Respondents' submission and determined that incomplete information was given in response to certain questions posed. Staff discussed this circumstance with Respondents' counsel via telephone and requested the additional information to complete the response. Counsel stated that she would review Respondents' records and provide a more substantial response to those questions discussed. Counsel stated that she will provide this information no later than May 5, 1988.

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Following the receipt and analysis of the supplemental response from Respondents, this Office will report to the Commission with appropriate recommendations.

Date

4/29/89


Lawrence M. Noble
General Counsel

Staff Person: Sandra H. Robinson

9 1 1 4 0 3 0 1 3 6 5



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/JOSHUA MCFADDEN *mw* *JM*

DATE: MAY 3, 1988

SUBJECT: MUR 2461 - COMPREHENSIVE INVESTIGATIVE
REPORT #2
SIGNED APRIL 29, 1988

20040101866

The above-captioned matter was received in the Office of the Secretary of the Commission Friday, April 29, 1988 at 4:20 P.M. and circulated to the Commission on a 24-hour no-objection basis Monday, May 2, 1988 at 11:00 A.M.

There were no objections received in the Office of the Secretary of the Commission to the Comprehensive Investigative Report #2 at the time of the deadline.

600# 9227

Michigan Republicans

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL

2121 E. Grand River
Lansing, MI 48912
517/487-5413

88 MAY -6 PH 3:57

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

E. SPENCER ABRAHAM
Chairman

May 5, 1988

FRANK D. STELLA
Finance Co-Chairman

RANNY RIECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J E "JOE" THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

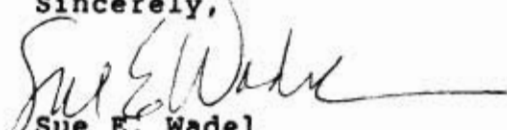
Ms. Sandra Robinson
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

RE: MUR 2461

Dear Ms. Robinson:

Enclosed you will find the answer to your telephone inquiries regarding the abovereferenced matter.

Sincerely,


Sue E. Wadel
Attorney for Respondent

SEW/dmg

IN THE
FEDERAL ELECTION COMMISSION

Democratic Congressional
Campaign Committee,

MUR 2461

Complainant,

V.

Michigan Republican State Committee,
Jim Dunn, Friends of Jim Dunn,

Respondent.

SUE E. WADEL (P32763)
Attorney for Respondent
Michigan Republican State Committee

RESPONSE OF THE MICHIGAN REPUBLICAN STATE
COMMITTEE TO A TELEPHONE REQUEST FOR INFORMATION
IN REGARD TO INTERROGATORIES AND REQUESTS FOR
PRODUCTION OF DOCUMENTS

This Response to the telephone request for additional information in regard to Interrogatories and Requests is on behalf of Respondent the Michigan Republican State Committee (MRSC) only, and not on behalf of any of the other parties named in the matter referenced above.

The information requested was as follows:

1. The entire Response by the Respondent to the Request for Interrogatories and Requests for Production of Documents was not filed under oath by the Treasurer. Please file a document indicating the Treasurer's affirmation of the entire response.
2. Please itemize the amount included in answer 7 of the response for the mailings done as volunteer intensive mailings.
3. Provide some more information regarding the specifics of the accounting method in answer 7.

4. State whether the invoice for \$391.54 was included in error.

5. Payments for invoices dated 8-25-86 and 8-8-86 for amounts of \$3,821.08 and \$7,581.48 respectively do not clearly appear on campaign statements. Please indicate how payment was made.

RESPONSE TO INQUIRY #1

The Respondent Committee takes the position that it is not required by statute nor practice that the Treasurer must affirm the entire Answer to Interrogatories and Requests for Production of Documents. As indicated in the Answer, the information provided is the combination of several individual's personal observations and experiences with the activity. It is not the responsibility of the Treasurer, nor typically any Treasurer in a political organization the size of the Respondent, to have personal knowledge of every facet of the political operation, which in this instance includes personal observation of mail creation and printing through multiple vendors, personal observation of volunteer activity as well as personal knowledge of mail content and mailing schedules.

The Respondent in answer to the Commission's initial inquiry provided affidavits signed under oath to support the Answer filed by the Committee. The Commission has on record an affidavit by the Treasurer, a volunteer who worked on the mailing and an affidavit of the Political Director. While the Committee is not required to keep information regarding content or mailing schedules, it has diligently worked to provide copies of the actual volunteer mailings and the official government postal service forms to substantiate the activity. It would appear these documents would speak for themselves.

Finally, counsel for Respondent has responded to other Interrogatories and Requests for Production of Documents by the Commission and a similar request for summary affirmation has not been made.

RESPONSE TO INQUIRY #2

The total cost for each mailing is itemized below absent the costs for labels. Inasmuch as some of the mailings were used for areas smaller than the entire district, dividing that cost among mailings is difficult.

<u>Mailing</u>	<u>Postage</u>	<u>Printing</u>	<u>Total</u>
1	\$ 3,861.01	\$ 5,223.95	\$ 9,084.96
2	1,084.61	3,231.21	4,315.82
3	1,272.20	2,819.84	4,092.04
4	5,923.68	5,021.25	10,944.93
5	2,646.25	4,379.78	7,026.03
6	3,550.00	2,409.17	5,959.17

7	3,396.51	4,376.05	7,772.56
8	1,428.50	4,788.83	6,217.33
9	1,375.27	1,940.68	3,315.95
10	455.32	1,023.75	1,479.07
11	5,819.77	10,280.63	16,100.40
Sub-Totals	\$30,813.12	\$45,495.14	\$76,308.26
Labels	-0-	-0-	8,831.44
Grand Total	\$30,813.12	\$45,495.14	<u>\$85,139.70</u>

The grand total represents the total cost of the mailings the subject of this inquiry and is a correction to the Answer provided previously under Request 7 (A) & (B). It should be noted that Invoice 86-578 from Marketing Resource Group remains unpaid in the amount of \$9,306.36 as well as the payment for labels to Market Opinion Research in the amount of \$1,539.27. The total unpaid portion on the above mailings is \$10,845.63. Therefore, the funds actually expended to date for the volunteer mailings are \$74,294.07.

RESPONSE TO INQUIRY #3

The MRSC is a political organization which through its by-laws is required to be audited annually. The 1987 audit is currently in process. The satisfactory conclusions of the auditing firm indicate the acceptability of our accounting practices.

It is the standard operating practice of the MRSC to deposit funds received for the federal account on the same day in which they are received. It is also the general practice that only payments for services connected solely with federal activities or transfers to the non-federal account for the appropriate share of administrative expense are made from the federal account. All accounts are reconciled with bank statements on a monthly basis.

Therefore, the amounts deposited to the account in calendar year 1986 were reconciled with appropriate bank statements. They were also deposited on the same day they were received. The annual total was \$681,024. The total actual expenditures for the volunteer mailings in question during calendar year 1986 was \$74,294.07. Subtracting the national party money in the amount of \$234,227 from \$681,024 results in a balance of non-national party funds of \$446,797 available for use in activities such as volunteer intensive mailings. The MRSC has demonstrated, and your Audit Division will verify, that support to the federal account from non-national party sources is consistently substantial, and that type and amount of support can be anticipated as well as used to form the basis of budgetary decisions.

RESPONSE TO INQUIRY #4

The receipt included in the answer in the amount of \$391.54 was included in error and was not associated with the volunteer mailings.

RESPONSE TO INQUIRY #5

The two invoices for \$3,821.08 and \$7,581.48 dated 8-25-86 and 8-8-86 respectively were paid through a transfer to the non-federal account on 10-13-86. The amount covering those invoices appears as \$11,794.10 and is identified as payment for volunteer intensive activities on appropriate campaign reports filed with the Commission.

40 JUL 3 1986

88 SEP -6 AM 9:05

EXECUTIVE SESSION
SEP 13 1988

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)

MUR 2461

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On December 10, 1987, the Federal Election Commission ("Commission") found reason to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer ("Respondents"), violated 2 U.S.C. § 441a(f) by making excessive contributions on behalf of the Friends of Jim Dunn, a federal campaign committee. Jim Dunn was a candidate of the U.S. House of Representatives in the 1986 election cycle, from the 6th Congressional District in the State of Michigan. Respondents conducted a mailing activity on behalf of Jim Dunn for the purpose of influencing the outcome of the general election. In response to the complaint Respondents asserted that the contributions resulting from its mailing activity were exempt due to the involvement of volunteers pursuant to 2 U.S.C. § 431(8)(B)(x).

In response to interrogatories and a request for production of documents, Respondents submitted detailed information about its mailing activity on March 16, 1988. Attachment I. At the request of this Office, Respondents submitted supplemental information on May 6, 1988. Attachment II.

The mailing activity consisted of 15 mailings of eleven different pieces of campaign materials, including pamphlets,

2040301872

flyers, and a letter that described the qualifications of Jim Dunn for federal office. The campaign materials were mailed between July 22 and October 29, 1986. Attachment I(1)-(3), (8)-(19). Respondents incurred a total of \$85,139.68 in debts connected with the mailing activity. Attachment I(5)-(7), (20)-(45); and Attachment II(3)-(5).

Volunteers were recruited by mail and in campaign speeches to assist with election activities on behalf of Jim Dunn's candidacy. An estimated 100 persons volunteered to work on the mailing activity over a period of approximately four months. These volunteers handled 10,000 to 15,000 pieces of the campaign materials daily. They were not paid by Respondents or any other entity for services rendered. Tasks performed by the volunteers included: (1) putting address labels on the mailings, (2) sorting the mail by zip code, (3) bundling the mail, and (4) occasionally delivering the mail to the Post Office. Respondents estimated that "hundreds of volunteer hours were spent on Party mail efforts." Attachment I(4)-(5).

Respondents stated that they own a list entitled "MICHLIST," which contains the names of approximately 6,000,000 voters categorized by political subdivision for the mailing activity. MICHLIST includes names obtained from Michigan State's voter registration lists, with added political and demographic information about each registered voter household. One of the vendors involved in the mailing activity, Market Opinion Research ("MOR"), houses the list for Respondents and supplied

them with the names and addresses of voters in the 6th District on pressure sensitive labels for the mailings. Attachment I(4).

In addition to the use of MOR to supply the mailing labels, another vendor, Marketing Resource Group, Inc., produced the campaign materials. These services included the drawing, layout, typesetting and printing of the campaign materials by several different individuals and businesses, apparently as subcontractors. Attachment I(5)-(6).

Alleged Violation of 11 C.F.R. § 102.5(a) - Use of Funds from a Non-federal Account in Connection with the Mailing Activity

Organizations that are political committees under the Act, including party committees, which finance political activity in connection with both federal and non-federal elections shall establish a separate federal account or a political committee for the purposes of financing federal elections. Only funds subject to the prohibitions and limitations of the Act shall be deposited or received by such account or committee. All disbursements, contributions, expenditures and transfers by the committee in connection with any federal election shall be made from its federal account or political committee formed pursuant to the regulations. 11 C.F.R. § 102.5(a).

It is unlawful for any political committee to knowingly accept or receive contributions from a labor organization for use in connection with federal election activity. 2 U.S.C. § 441b(a).

Respondents stated that they transferred funds to a non-federal account to cover the payment of two invoices for services received in connection with the mailing activity at

issue in this matter. The invoices were from the Marketing Resource Group, Inc., in the amounts of \$3,821.08 and \$7,581.48, dated August 25, 1986, and August 8, 1986, respectively. The actual date(s) when the payments were made from the non-federal account is not known. Respondents stated that the "payment" of these two invoices was included in a transfer of \$11,794.10 to the non-federal account on October 13, 1986. Attachment II(5). This transfer is disclosed in Respondents' 1986 October Quarterly Report for the purpose of "[r]eimbursement for printing federal candidate volunteer activity piece."

Based on the foregoing, this Office recommends that the Commission find reason to believe Respondents violated 11 C.F.R. § 102.5(a) for having initially disbursed funds to the Marketing Resource Group, Inc., for the campaign materials used in the Jim Dunn mailing activity from its non-federal account.

It is further noted that the Michigan campaign finance law does not prohibit labor organizations from making contributions to political committees. Therefore, this Office recommends that the Commission find reason to believe Respondents violated 2 U.S.C. § 441b(a). The Michigan law also does not limit the amount that individuals may contribute to political committees other than those for state candidates. Therefore, it does not appear that the payments made for the mailing activity were made from funds subject to the prohibitions and limitations of the Act. The use of such funds from the non-federal account appears

to disqualify this amount from the volunteer exemption. See
2 U.S.C. § 431(9)(B)(viii)(2).

Apparent Use of National Party Committee Funds

Respondents made disbursements for the mailing activity between July 2 and November 18, 1986. Between June 30 and November 3, 1986, the Republican National Committee ("RNC") and the National Republican Senatorial Committee ("NRSC") transferred a total of \$137,267.55 to Respondents. The only NRSC transfer of \$30,000 was made on June 30, 1986. The RNC made the following transfers during this period:

AMOUNT	DATE
\$33,356.00	8/20/86
4,000.00	9/15/86
1,718.95	10/06/86 ¹
4,764.55	10/18/86
61,000.99	10/22/86
16,500.00	10/22/86
25,000.00	11/03/86

A review of Respondents' financial disclosure reports on file with the Commission indicated that, for the periods covered by the 1986 Pre-Primary through the 1986 Pre-General Reports (July 1, 1986 to October 15, 1986), they had sufficient funds other than national party funds to make the disbursements connected with the mailing activity at issue here. In addition, several of the transfers from the RNC were accompanied by transmittal letters which specifically stated that such funds were for administrative and overhead, and were not to be used in

1. This transfer was disclosed in the 1986 Pre-General Report filed by Respondents on the Detailed Summary Page, however, it is not itemized on a Schedule A form as required by 11 C.F.R. § 104.3(a)(4)(iii)(B).

connection with volunteer activities. However, the review of the period of the 1986 Post-General Election Report indicated that national party funds must have been used by Respondents during this time frame in order to make the disbursements connected with the mailing activity. The disbursements made during the post-general reporting period that were connected with the mailing activity included \$4,679.80 to Market Opinion Research for the pressure sensitive labels and \$22,997.55 to Market Research Group, Inc., for production of the campaign materials. The balance of the disbursements, totaling \$16,025.37 was for postage costs.² Respondents disbursed a total of \$43,702.72 for the mailing activity during this reporting period.

Respondents began the post-general reporting period with a cash-on-hand balance of \$14,399.99 and received a total of \$14,045 from sources other than the national party committees. However, the RNC transferred a total of \$107,264.55 to Respondents during this period. In a letter transmitted with the \$25,000 transfer received on November 3, 1986, the RNC stipulated that the funds were for overhead and administrative expenses and were not to be used in connection with the cost of volunteer campaign materials. Subtracting the \$25,000 from the total amount transferred by the RNC leaves a balance of \$82,264.55 of

2. The total amount disbursed for postage during this period equaled \$31,654.76. The amount attributable to the mailing activity was discerned from information provided by MRSC. However, some of the disbursements disclosed in MRSC's financial reports did not always match the actual amounts charged by the Post Office for the mailings. In some instances the amounts reported were large and close enough in proximity so that it is assumed that they included the costs associated with the mailing activity.

40301073

RNC transfers that were apparently not restricted or designated. Respondents have not produced any evidence to show that the remaining amount was transferred with any stipulations. The contributions from other sources added to Respondents' beginning cash-on-hand yielded a total of \$28,444.99 available for disbursements during the post-general reporting period. Whether or not the funds transferred from the RNC had been restricted or designated, it appears that Respondents did not have sufficient funds to make the disbursements connected with the mailing activity during this period without using these RNC funds.³ The use of national party funds would exclude the cost of these campaign materials connected with the mailing activity from the volunteer exemption pursuant to 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii). Instead, such costs are subject to the limitations of Section 441a(d).⁴

As stated, the above review was completed by staff in this Office from a review of the financial disclosure reports on file with the Commission. Because the use of national party funds is important to the consideration of whether the volunteer exemption is applicable in the circumstances of this matter, this Office requests the assistance of the Audit Division in determining

3. In addition to the disbursements connected with the mailing activity, Respondents disbursed a total of \$36,038.55 for other expenses.

4. The question of the use of national party funds to pay for campaign materials connected with the mailing activity was also raised due to the payments by the NRCC and Respondents to the same vendor, Market Resource Group, Inc. According to a letter from the president of that company, the NRCC payments were received in connection with television advertisements on behalf of Jim Dunn. He stated that none of the funds were used to pay for the Respondents mailing activity. Attachment I(47).

whether such a conclusion is founded in a reasonable accounting method.

Alleged Violation of 2 U.S.C. § 434(b)(3)(D) - Failure to Itemize

Each financial disclosure report filed with the Commission by a reporting committee shall disclose the total amount of receipts for the reporting period and for the calendar year, and a political party committee shall disclose each transfer of funds received from another party committee regardless of whether such committees are affiliated, together with the date and amount of such transfer. 2 U.S.C. § 434(b)(3)(D).

As noted above, on October 6, 1986, Respondents received a transfer from the RNC in the amount of \$1,718.95. Receipt of this transfer was disclosed in Respondents' 1986 Pre-General Report filed on October 23, 1986, on the Detailed Summary Page. However, a Schedule A form was not included in the report to itemize the transfer. No amendments to that report have been filed to correct the failure to itemize the transfer. Therefore, this Office recommends that the Commission find reason to believe the Respondents have violated 2 U.S.C. § 434(b)(3)(D).

III. RECOMMENDATIONS

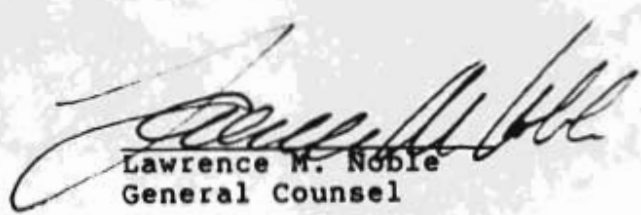
1. Find reason to believe that Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated

11 C.F.R. § 102.5(a), 2 U.S.C. § 441b(a), and 2 U.S.C. § 434(b)(3)(D).

2. Authorize the Audit Division to perform an analysis of the financial activity of the Michigan Republican State Committee for the period of June 30, 1986, through November 24, 1986, to determine whether national party funds were used in connection with the alleged volunteer mailing activity at issue in this matter.

Date

9/2/88


Lawrence M. Noble
General Counsel

Attachments

1. Response from Respondents (March 15, 1988)
2. Response from Respondents (May 6, 1988)
3. Proposed letter, Factual and Legal Analysis, and Interrogatories

Staff person: Sandra H. Robinson

93340301330



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS/CANDACE M. JONES
COMMISSION SECRETARY *cmj*

DATE: September 7, 1988

SUBJECT: Objection to MUR 2461 - General Counsel's Report
Signed September 2, 1988

The above-captioned document was circulated to the
Commission on Tuesday, September 6, 1988 at 4:00 P.M.

Objection(s) have been received from the Commissioner(s)
as indicated by the name(s) checked below:

Commissioner Aikens	_____
Commissioner Elliott	_____
Commissioner Josefiak	_____
Commissioner McDonald	_____
Commissioner McGarry	_____XX_____
Commissioner Thomas	_____

This matter will be placed on the meeting agenda
for Tuesday, September 13, 1988.

Please notify us who will represent your Division before the
Commission on this matter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer

)
)
) MUR 2461
)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session of September 13,
1988, do hereby certify that the Commission decided by a vote
of 5-1 to take the following actions in MUR 2461:

1. Find reason to believe that Michigan
Republican State Committee and Ronald
D. Dahlke, as treasurer, violated
11 C.F.R. § 102.5(a), 2 U.S.C. § 441b(a),
and 2 U.S.C. § 434(b)(3)(D).
2. Authorize the Audit Division to perform an
analysis of the financial activity of the
Michigan Republican State Committee for the
period of June 30, 1986, through November 24,
1986, to determine whether national party
funds were used in connection with the
alleged volunteer mailing activity at issue
in this matter.

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

Attest:

9-13-88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

September 16, 1988

Sue E. Wadel, Esq.
Michigan Republicans
2121 E. Grand River
Lansing, Michigan 48912

RE: MUR 2461
Michigan Republican
State Committee and
Ronald D. Dahlke, as
treasurer

Dear Ms. Wadel:

On September 13, 1988, the Federal Election Commission found that there is reason to believe your clients, Michigan Republican State Committee ("Committee") and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441b(a) and 2 U.S.C. § 434(b)(3)(D), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"), and 11 C.F.R. § 102.5(a), a provision of the Commission's regulations. The Factual and Legal Analysis, which formed a basis for the Commission's finding, is attached for your information.

Under the Act, you have an opportunity to demonstrate that no action should be taken against the Committee and its treasurer. You may submit any factual or legal materials that you believe are relevant to the Commission's consideration of this matter. Please submit such materials to the General Counsel's Office, along with answers to the following questions, within 15 days of your receipt of this letter. Where appropriate, statements should be submitted under oath.

In the absence of any additional information demonstrating that no further action should be taken against the Committee and its 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

Sue E. Wadel, Esq.

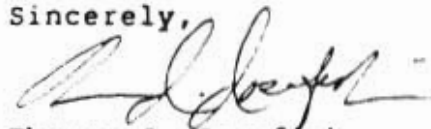
Page 2

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 this time so that it may complete its investigation of the matter. Further, the Commission will not entertain requests for pre-probable cause conciliation after briefs on probable cause have been mailed to the respondent.

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

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

Sincerely,



Thomas J. Josefiak
Chairman

Enclosures

Factual and Legal Analysis
Interrogatories

9440301334

FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

MUR: 2461

I. Use of Funds from a Non-federal Account in Connection with
Federal Election Activity

Organizations that are political committees under the Act, including party committees, which finance political activity in connection with both federal and non-federal elections shall establish a separate federal account or a political committee for the purposes of financing federal elections. Only funds subject to the prohibitions and limitations of the Act shall be deposited or received by such account or committee. All disbursements, contributions, expenditures and transfers by the committee in connection with any federal election shall be made from its federal account or political committee formed pursuant to the regulations. 11 C.F.R. § 102.5(a).

It is unlawful for any political committee to knowingly accept or receive contributions from a labor organization for use in connection with federal election activity. 2 U.S.C. § 441b(a).

Michigan Republican State Committee and Ronald D. Dahlke, as treasurer ("Respondents") transferred funds to a non-federal account to cover the payment of two invoices for services received in connection with a mailing activity it conducted on behalf of Jim Dunn to influence the outcome of the 1986 general

election.¹ The invoices were from the Marketing Resource Group, Inc., in the amounts of \$3,821.08 and \$7,581.48, dated August 25, 1986, and August 8, 1986, respectively. Marketing Resource Group, Inc., produced the campaign materials used in the alleged volunteer activity for Respondents. The actual date(s) when the payments were made from the non-federal account is not known. A transfer of \$11,794.10 to Respondents' non-federal account was made on October 13, 1986, and was disclosed in Respondents' 1986 October Quarterly Report for the purpose of "[r]eimbursement for printing federal candidate volunteer activity piece." It is further noted that the Michigan campaign finance law does not prohibit labor organizations from making contributions to political committees.

Therefore, there is reason to believe Respondents violated 2 U.S.C. § 441b(a) and 11 C.F.R. § 102.5(a) for having initially disbursed funds to the Marketing Resource Group, Inc., for the campaign materials used in the Jim Dunn mailing activity from its non-federal account.

II. Failure to Itemize

Each financial disclosure report filed with the Commission by a reporting committee shall disclose the total amount of receipts for the reporting period and for the calendar year, and a political party committee shall disclose each transfer of funds received from another party committee regardless of whether such committees are affiliated, together with the date and amount of

1. Jim Dunn was a candidate for the U.S. House of Representatives from the 6th Congressional District in the State of Michigan during the 1986 election cycle.

such transfer. 2 U.S.C. § 434(b)(3)(D).

On October 6, 1986, Respondents received a transfer from the Republican National Committee in the amount of \$1,718.95.

Receipt of this transfer was disclosed in Respondents' 1986 Pre-General Report filed on October 23, 1986, on the Detailed Summary Page. However, a Schedule A form was not included in the report to itemize the transfer. No amendments to that report have been filed to correct the failure to itemize the transfer.

Therefore, there is reason to believe the Respondents have violated 2 U.S.C. § 434(b)(3)(D).

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)

MUR 2461

INTERROGATORIES

TO: Ronald D. Dahlke, Treasurer
Michigan Republican State Committee
2121 E. Grand River
Lansing, Michigan 48912

In furtherance of its investigation in the above-captioned matter, the Federal Election Commission hereby requests that you submit answers in writing and under oath to the questions set forth below within 15 days of your receipt of this request.

In answering these questions, furnish information, however obtained, including hearsay, that is in possession of, known by or otherwise available to you, including information appearing in your records.

1. On October 13, 1986, the Michigan Republican State Committee ("Committee") transferred a total of \$11,794.10 from its federal account to its non-federal account. This transfer was made to cover the payment of two invoices connected with the Committee's alleged volunteer mailing activity on behalf of Jim Dunn conducted in 1986. The invoices paid included one dated August 8, 1986, for the amount of \$7,581.48, and one dated August 25, 1986, for the amount of \$3,821.08.

a. State the date(s) the invoices were actually paid from the non-federal account.

b. The combined total for the two invoices is \$11,402.56. State the purpose of the balance of \$391.54 included in the transfer. If it is connected with the mailing activity, explain in detail the circumstances of the transfer and state the date(s) of any related transactions.

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

September 26, 1988

Mr. Thomas J. Josefiak, Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

MUR 2461
Michigan Republican State
Committee and Ronald Dahlke, as
Treasurer

REQUEST FOR EXTENSION FOR FILING ANSWERS TO INTERROGATORIES

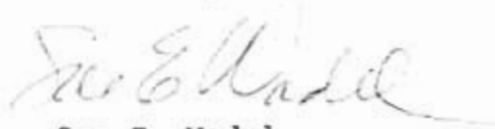
Dear Mr. Josefiak:

The Committee is in receipt of your recent request for answers to interrogatories in the above matter. The purpose of this letter is to respectfully request an extension of 20 days for filing of those answers.

This request is made on the basis that the Committee is currently engaged in the 1988 election and is preparing for filing of the October quarterly and pre-election reports required for that election. You can appreciate the tremendous burden currently on the Committee and the production of documents which are now two years old will not be easily accomplished.

Your approval of an extension of 20 days would be sincerely appreciated. The letter was received on September 22 and the new filing deadline would become the close of business on October 27.

Sincerely,


Sue E. Wadel
Attorney for Respondent

SEW/m

E SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Co-Finance Chairman

RANNEY RIECKER
Co-Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J.E. JOE THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

RECEIVED
FEDERAL ELECTION COMMISSION
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SECRETARIAT

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 4, 1988

Sue E. Wadel, Esq.
Michigan Republicans
2121 E. Grand River
Lansing, Michigan 48912

RE: MUR 2461
Michigan
Republican State
Committee and
Ronald Dahlke,
as treasurer

Dear Ms. Wadel:

This is in response to your letter dated September 26, 1988, which we received on September 29, 1988, requesting an extension of 20 days to respond to interrogatories. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on October 27, 1988.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lawrence M. Noble", is written over the typed name and title.
Lawrence M. Noble
General Counsel

Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

October 27, 1988

RE: MUR 2461
MICHIGAN REPUBLICAN STATE COMMITTEE
and Ronald Dahlke, as Treasurer

E SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Finance Co-Chairman

RANNY RIECKER
Finance Co-Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice Chair

J. L. JOE THOMAS
Second Vice Chair

SUZANNE K. MILLER
Third Vice Chair

ARNOLD SIMKUS
Fourth Vice Chair

FROSTY BECKWITH
Fifth Vice Chair

ANGELA MATA
Sixth Vice Chair

ANSWER TO INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS

Dear Mr. Josefiak:

In answer to your request for additional information regarding the date of payment from the Michigan Republican State Committee's non-federal account in the above matter, the Committee submits the following information:

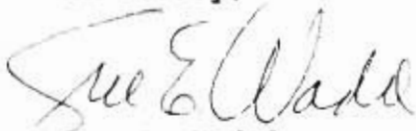
Question #1 - The Committee paid two invoices for volunteer intensive activities from its non-federal account on September 15, 1986. A copy of the check is attached.

Question #1 (b) - The Committee also paid an invoice in the amount of \$391.54 for bumper stickers. This information had previously been submitted to the Commission. A copy of the invoice is attached.

The Committee is in the process of filing required state and federal election reports and provides you with the requested information. Please be advised that the Committee will submit an answer to the Factual and Legal Analysis in this matter.

If you should have any questions, please do not hesitate to contact me.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/m

Enclosure

DATE 9/15/86

CHECK NO. 031853

INVOICE DATE	INVOICE AMOUNT	DISCOUNT	DEDUCTIONS		NET AMOUNT
			AMOUNT		
	LOCAL PARTY	- CANDIDATE PROGRAM	\$275.00		
	LOCAL PARTY	- CANDIDATE ASSISTANCE	\$11,794.10		
TOTALS →					

REMITTANCE ADVICE

MICHIGAN REPUBLICAN STATE COMMITTEE

031853 74-1174
724**Michigan Republican State Committee**2121 E. GRAND RIVER
LANSING, MI 48912MICHIGAN NATIONAL BANK
LANSING, MICHIGAN

DATE 9/15/86 CHECK NO. 031853 VENDOR NO.

NET CHECK

*****12,341.01****

PAY •
TO THE •
ORDER •
OF •TWELVE THOUSAND, THREE HUNDRED, FORTY-ONE DOLLARS AND 01/100
M.R.G.
P. O. BOX 20064
LANSING, MI 48901

NON NEGOTIABLE

STATE ACCOUNT

AUTHORIZED SIGNATURE

⑈031853⑈ ⑆072411740⑆ 3464-881-6⑈



Marketing Resource Group, Inc.

P.O. BOX 20084 ■ LANSING, MICHIGAN 48901 ■ (517) 372-4400

Date June 30, 1986

Invoice No. #86-323

To: MI Republican State Committee
2121 E. Grand River
Lansing, MI 48912

Terms 15 days

ATTN: Don Bergeon

Date	Description	Debit	Credit	Balance
	<u>PRODUCTION</u>			
	Printing 1,000 Bumper Stickers for Jim Dunn (Premier Screen/Design)	\$ 391.54		
	Subtotal Production -----			\$ 391.54
	TOTAL INVOICE -----			\$ 391.54
	<i>B 9/16/86</i>			<i>OK.</i>
	<i>Cond. Assistance</i>			<i>B</i>

Make Checks Payable To:
Marketing Resource Group, Inc.

ACCOUNTS OVERDUE 30 DAYS
WILL BE CHARGED 1½ % ON BALANCE.



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 31, 1988

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

THROUGH: JOHN C. SURINA
STAFF DIRECTOR

FROM: ROBERT J. COSTA
ASSISTANT STAFF DIRECTOR
AUDIT DIVISION

SUBJECT: MUR 2461 - MICHIGAN REPUBLICAN
STATE COMMITTEE (MRSC)

On September 13, 1988, the Audit Division was directed by the Commission to assist in the review of certain reported activity in the above referenced matter. Specifically, we were asked to determine whether National party funds were used in connection with the alleged volunteer mailing at issue. The Office of General Counsel supplied the identification of the 18 expenditures, totaling \$96,036.35, in question, as well as the National party funds received by MRSC subject to analysis.*

A. Source and Application of Funds Received

Given the limited amount of material available, and because no source documentation (i.e., bank statements, check registers, deposit records, etc.) was provided, the Audit staff was required to make several assumptions to perform this review of reported activity. These were the general assumptions made:

- ° Information as disclosed on FEC reports is complete and accurate. This is NOT audited information.

* One transaction of \$25,000 received by MRSC from the RNC was excluded by OGC since "RNC stipulated that the funds were for overhead and administrative expenses and were not to be used in connection with the cost of volunteer campaign materials."

- ° Activity to be analyzed covered the period 1/1/85-11/24/86. Beginning cash on hand as of 1/1/85 is assumed to contain private funds only (no Senatorial Committee/RNC funds). Cash on hand as of 6/30/86 was derived using a first-in, first-out (FIFO) analysis.
- ° In instances where the date(s) of contributions cannot be ascertained (e.g., contributions not itemized on Schedule A for Line 11), the amount of these was apportioned based on the relative amounts of itemized contributions for the dates listed or apportioned to the number of business days for a given report period.
- ° All funds were applied on a first-in, first-out basis.

Changes to any of the four assumptions above could result in different conclusions being reached.

1. NATIONAL PARTY FUNDS APPLIED AFTER PRIVATE FUNDS

When Senatorial Committee/RNC funds are reported as being received on the same date as private funds (non-Senatorial/RNC), it is assumed that the Senatorial Committee/RNC funds were received last. Similarly, in cases where a questioned expenditure is reported as being made on the same date as other expenditures, it is assumed that the questioned expenditure was made last.

Based on the Audit staff's review of the reported activity relative to the 18 expenditures noted above, utilizing the aforementioned assumptions, 11 expenditures (National party funds of \$57,120.27 applied) were funded in whole or in part with funds reported as being received by MRSC from the Senatorial Committee/RNC (See Exhibit A).

2. NATIONAL PARTY FUNDS APPLIED BEFORE PRIVATE FUNDS

Using the aforementioned four assumptions, the Audit staff analyzed the activity with the additional assumption that in the case where private funds are received on the same date as national party funds, the private funds were received last. Similarly, in the case where private expenditures were made on the same date as questioned expenditures, it is assumed that the private expenditures were made after the questioned expenditures.

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Based on the Audit staff's review of the reported activity relative to the 18 expenditures noted above, 10 expenditures (National party funds of \$55,355.99 applied) were funded in whole or in part with funds reported as being received by MRSC from the RNC (See Exhibit B).

3. WEIGHTED % OF FUNDS AVAILABLE

The Audit staff reviewed the receipts and expenditures of the MRSC and specifically examined the composition of funds which comprised 18 expenditures detailed at Exhibit C.

This review used the weighted % of funds available approach for apportioning National party and private funds to each expenditure. The percentage of party funds to total funds and likewise the percentage of private funds to total funds was calculated after each daily receipt of private and/or National party funds. This percentage was then applied to the subsequent expenditures. For this review, the following assumptions were used:

- ° Beginning cash on hand as of 1/1/85 is assumed to contain private funds only (no Senatorial Committee/RNC funds). Cash on hand at 6/30/86 is assumed to contain both National party and private funds using a FIFO (first-in, first-out) assumption.
- ° In instances where the date(s) of contributions cannot be ascertained (e.g., contributions not itemized on Schedule A for Line 11), the amount of these was apportioned based on the relative amounts of itemized contributions for the dates listed or apportioned to the number of business days for a given report period.

Changes to either of these assumptions could result in different conclusions being reached.

Based on the Audit staff's review of the reported activity relative to the 18 expenditures detailed in Exhibit C, utilizing the aforementioned procedures and assumptions, all 18 of the expenditures (National party funds of \$47,718.13 applied) were funded in part (ranging from 0.74% to 96.57%) with funds reported as being received by the MRSC from the RNC/NRSC (see Exhibit C).

If you have any questions, please contact Eleanor Richards or Rick Halter at 376-5320. Audit workpapers are available for review in the Audit Division.

Attachments

Exhibit A
Exhibit B
Exhibit C

20040301396

EXHIBIT A

	<u>Payee</u>	<u>Date</u>	<u>Amount</u>	<u>NRSC</u>	<u>Source of Funds</u>	
					<u>RNC</u>	<u>PRIVATE</u>
1.	Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$2,200.00		
2.	U.S. Postal Service (USPS)	8/06/86	2,900.00			\$ 2,900.00
3.	MOR	8/11/86	412.37			412.37
4.	USPS	9/09/86	5,298.16			5,298.16
5.	USPS	9/23/86	4,466.18		\$ 1,750.06	2,716.12
6.	USPS	9/26/86	1,457.50		1,457.50	
7.	USPS	10/10/86	2,646.25			2,646.25
8.	MOR	10/13/86	5,749.68			5,749.68
9.	MRSC	10/13/86	11,794.10			11,794.10
10.	MOR	10/17/86	4,679.80		1,718.95	2,960.85
11.	USPS	10/20/86	3,350.00			3,350.00
12.	USPS	10/22/86	3,550.00		2,461.45	1,088.55
13.	USPS	10/24/86	7,079.67		7,079.67	
14.	USPS	10/27/86	3,200.00		3,200.00	
15.	USPS	10/27/86	8,000.00		8,000.00	
16.	USPS	10/28/86	455.32		455.32	
17.	USPS	10/29/86	5,819.77		5,819.77	
18.	Market Research Group, Inc	10/29/86	<u>22,977.55</u>		<u>22,977.55</u>	
	Total		\$ 96,036.35	\$2,200.00	\$54,920.27	\$38,916.08

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EXHIBIT B

	<u>Payee</u>	<u>Date</u>	<u>Amount</u>	<u>Source of Funds</u>	
				<u>RNC</u>	<u>PRIVATE</u>
1.	Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$ -0-	\$ 2,200.00
2.	U.S. Postal Service (USPS)	8/06/86	2,900.00	-0-	2,900.00
3.	MOR	8/11/86	412.37	-0-	412.37
4.	USPS	9/09/86	5,298.16	-0-	5,298.16
5.	USPS	9/23/86	4,466.18	4,466.18	
6.	USPS	9/26/86	1,457.50	1,457.50	
7.	USPS	10/10/86	2,646.25	-0-	2,646.25
8.	MOR	10/13/86	5,749.68	-0-	5,749.68
9.	MRSC	10/13/86	11,794.10	-0-	11,794.10
10.	MOR	10/17/86	4,679.80	-0-	4,679.80
11.	USPS	10/20/86	3,350.00	3,350.00	-0-
12.	USPS	10/22/86	3,550.00	853.18	2,696.82
13.	USPS	10/24/86	7,079.67	4,776.49	2,303.18
14.	USPS	10/27/86	3,200.00	3,200.00	-0-
15.	USPS	10/27/86	8,000.00	8,000.00	-0-
16.	USPS	10/28/86	455.32	455.32	-0-
17.	USPS	10/29/86	5,819.77	5,819.77	-0-
18.	Market Research Group, Inc	10/29/86	<u>22,977.55</u>	<u>22,977.55</u>	<u>-0-</u>
	Total		\$ 96,036.35	\$55,355.99	\$40,680.36

86810807000

EXHIBIT C
SOURCE AND APPLICATION OF FUNDS
WEIGHTED % OF FUNDS AVAILABLE

PAYEE	DATE	AMOUNT	Source of Funds	
			NRSC/RNC	PRIVATE
1. Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$ 1,637.90	\$ 562.10
2. U.S. Postal Service (USPS)	8/06/86	2,900.00	36.54	2,863.46
3. MOR	8/11/86	412.37	3.05	409.32
4. USPS	9/09/86	5,298.16	890.62	4,407.54
5. USPS	9/23/86	4,466.18	784.26	3,681.92
6. USPS	9/26/86	1,457.50	232.47	1,225.03
7. USPS	10/10/86	2,646.25	237.63	2,408.62
8. MOR	10/13/86	5,749.68	488.72	5,260.96
9. MRSC	10/13/86	11,794.10	1,002.50	10,791.60
10. MOR	10/17/86	4,679.80	491.85	4,187.95
11. USPS	10/20/86	3,350.00	1,712.86	1,637.14
12. USPS	10/22/86	3,550.00	3,428.24	121.76
13. USPS	10/24/86	7,079.67	6,836.84	242.83
14. USPS	10/27/86	3,200.00	3,085.76	114.24
15. USPS	10/27/86	8,000.00	7,714.40	285.60
16. USPS	10/28/86	455.32	439.07	16.25
17. USPS	10/29/86	5,819.77	5,612.00	207.77
18. Market Research Group, Inc.	11/18/86	<u>22,977.55</u>	<u>13,083.42</u>	<u>9,894.13</u>
TOTALS		\$ 96,036.35	\$ 47,718.13	\$ 48,318.22

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Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

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FEDERAL ELECTION COMMISSION

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January 19, 1989

E SPENCER ABRAHAM
Chairman

FRANK D. STELLA
Co-Finance Chairman

RANNY RIECKER
Co-Finance Chairman

PETER F. SECCHIA
National Committeeman

RONNA ROMNEY
National Committeewoman

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

LARRAIN THOMAS
First Vice-Chair

J E "JOE" THOMAS
Second Vice-Chair

SUZANNE K. MILLER
Third Vice-Chair

ARNOLD SIMKUS
Fourth Vice-Chair

FROSTY BECKWITH
Fifth Vice-Chair

ANGELA MATA
Sixth Vice-Chair

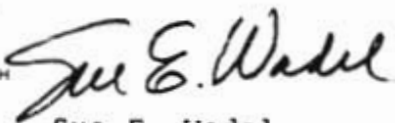
Ms. Sondra Robinson
Office of General Counsel
Federal Election Commission
959 E Street, N.W.
Washington, D.C. 20463

RE: MUR 2461

Dear Ms. Robinson:

Enclosed you will find the supplemental answer in the above matter which we discussed.

Sincerely,



Sue E. Wadel
Attorney for Respondent

SEW/m

Enclosure

89 JAN 23 PM 1:50

FEDERAL ELECTION COMMISSION

**ANSWER BY RESPONDENTS
TO FACTUAL AND LEGAL ANALYSIS
Michigan Republican State Committee
and Ronald D. Dahlke, as Treasurer**

MUR: 2461

**I. USE OF FUNDS FROM A NON-FEDERAL ACCOUNT IN CONNECTION
WITH FEDERAL ELECTION ACTIVITY**

The Commission has alleged that the Respondents have used non-federal monies in connection with federal elections in violation of 11 C.F.R. 102.5(a). Specifically, Respondents made several disbursements for volunteer intensive activities in 1986. The Respondents have provided documentation to the Commission that all payments made for volunteer intensive activities were borne by the federal account. That fact is documented in the Respondent's initial response to the Commission.

The purpose and intent of the law is to require that all federal activity be supported by monies raised and expended pursuant to the provisions of the federal election law. It is further the purpose that those receipts and disbursements be fully disclosed to the Commission in the form of periodic campaign reports.

The Respondent is not clear as to the contention that the Commission alleges in its factual and legal analysis that "there is reason to believe Respondents violated 2 U.S.C. 441b(a) and 11 C. F. R. 102.5(a) for having initially disbursed funds to the Marketing Resource Group, Inc. for the volunteer intensive activities the subject of this inquiry.

It appears, however, that the Commission is raising an issue of accounting practice rather than concentrating on the letter and intent of the statutory language under 102.5(a). Additionally, it appears to be raising the issue of a possible labor union contribution under 441b(a).

On September 15, 1986, Respondents made a disbursement from its non-federal account which included payment to a vendor of \$11,794.10 for three invoices for volunteer intensive activities plus \$275.60 for activities associated with non-federal elections. It is on the record and included in the factual and legal analysis of the Commission that payment was issued from the federal account to the non-federal account October 13, 1986, in full payment of these

invoices. The lapse of time between the payment by the non-federal account to the vendor and the transfer by the federal account to pay the full exact amount of the invoices was just 28 days.

The Respondent contends that the law does not require the Respondent to write two checks in this instance. Further, the law does not prohibit but rather implicitly permits the disbursement through the non-federal account. Under 11 C.F.R. 102.5(a), it states ". . . All disbursements, contributions, expenditures and transfers by committees in connection with any federal election shall be made from its federal account. No transfers may be made to such federal account from any other account(s) maintained by such organization for the purpose of financing activity in connection with non-federal elections. . . ."

This section specifically states that no monies may be transferred to the federal account for use in connection with non-federal elections. The statute clearly indicates the intent regarding transfers to the federal account as prohibited. The fact that transfers from the federal account to non-federal accounts is not specifically prohibited warrants the conclusion that they are, in fact, permissible.

In regards to the Commission's allegation of a violation of 441b(a), whether or not Respondents may have received a labor union contribution into its non-federal account is not the issue. The issue is whether the federal account paid for all expenditures in connection with federal elections. The non-federal account was nothing more than a mechanical vehicle in this transaction. The actual obligation was clearly that of the federal account as evidenced by its payment and federal funds were used to satisfy that obligation from the federal account. Hence, there is no reason to determine what the nature of the funds in the non-federal account were since the federal account actually satisfied the debt and any funds deposited in the non-federal account were used for non-federal purposes.

The federal account has in fact fulfilled its obligation for the expenditure in connection with a federal election by writing the check from the federal account to the non-federal account. The fact that the vendor was first paid by the non-federal account is irrelevant. It is the Respondent's position that the issue is whether or not each account actually paid the obligations incurred for the activities of its respective candidates. It is to this end that the provisions of 102.5(a) apply. The Respondents have clearly fulfilled the obligations under the law to support federal activity with monies from the federal account. The Commission's inquiry fully documents that the Respondents has provided evidence to the Commission that said expenditures were in fact made from the federal to non-federal account. And, all transactions were fully disclosed in compliance with the election law.

II. Failure to Itemize

The Commission has brought to the attention of the Respondents that a Schedule A in support of line 12 in its pre-general election report was inadvertently omitted. The required Schedule A is included to correct that error. The Respondent was not aware of the error either through its own compliance procedures nor had the oversight been communicated previously through the normal review process of the analysis section of the Commission. It is noted that the summary page carried the amount in question on line 12.

20040301903

SCHEDULE A

ITEMIZED RECEIPTS

Use separate schedule(s)
for each category of the
Summary PagePAGE 1 OF 1
FOR LINE NO. 12

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

NAME OF COMMITTEE (in Full)

Michigan Republican State Committee

A. Full Name, Mailing Address and ZIP Code Republican National Committee 310 First Street, S.E. Washington, D.C. 20003	Name of Employer Occupation	Date (month, day, year) 10/9/86	Amount of Each Receipt this Period 1,718.95
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$ 63,574.95		
B. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		
C. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		
D. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		
E. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		
F. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		
G. Full Name, Mailing Address and ZIP Code	Name of Employer Occupation	Date (month, day, year)	Amount of Each Receipt this Period
Receipt For: ☐ Primary ☐ General ☐ Other (specify):	Aggregate Year-to-Date > \$		

SUBTOTAL of Receipts This Page (optional)

TOTAL This Period (last page this line number only)

1718.95

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of

Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer

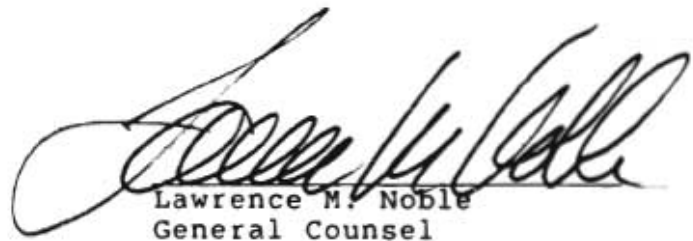
)
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GENERAL COUNSEL'S REPORT

The Office of the General Counsel is prepared to close the investigation in this matter as to Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, based on the assessment of the information presently available.

Date

2/3/89


Lawrence M. Noble
General Counsel

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Michigan Republicans

2121 E. Grand River
Lansing, MI 48912
517/487-5413

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313/963-9414

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DELIVERED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

89 JUN 14 PM 2:39

June 12, 1989

Ms. Sondra Robinson
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

RE: MUR 2461

Dear Ms. Robinson:

This letter is in response to your telephone inquiry regarding additional information in the above MUR. The inquiries consisted of a request for further information regarding the nature of the funds in the non-federal account which you have alleged paid for volunteer intensive activities in the above action. You specifically indicated your interest in labor union contributions.

It is the position of the respondent that prohibited funds have not been used to pay for the volunteer intensive activities in question. Under Michigan law, corporations are prohibited from making contributions to political party committees. The Michigan Republicans did not, during the calendar year 1986, receive any contributions from a labor union into its non-federal account.

In conclusion, it remains the position of the Respondent that it has not used prohibited funds in this instance. The federal account has reimbursed the non-federal account for both expenditures expeditiously thereby satisfying its requirement to support its activities on behalf of federal candidates. The nature of the funds in the non-federal account is irrelevant. Therefore, given the time lapse in this matter, the fact that this is a non-federally registered committee subject to state campaign finance law, the fact that the production of any further information in this matter regarding the nature of the general funds would be very time consuming, the Respondent does not believe that further inquiry into the exact nature of the funds is required by federal law.

Sincerely,

Sue E. Wadel
Sue E. Wadel

Attorney for Respondent

SEW/m

89 JUN 14 PM 3:17

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF THE CLERK



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

September 11, 1989

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble
General Counsel

A handwritten signature in dark ink, appearing to be "LM Noble", is written over the name "Lawrence M. Noble" in the "FROM" field.

SUBJECT: MUR 2461

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 were mailed on September 11, 1989. Following receipt of the respondent's reply to this notice, this Office will make a further report to the Commission.

Attachments

1. Brief
2. Letter to respondent

Staff person: Sandra H. Robinson

20040501907



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

September 11, 1989

Sue Wadel, Esq.
Michigan Republican State Committee
2121 E. Grand River
Lansing, Michigan 48912

RE: MUR 2461
Michigan Republican State
Committee and Ronald
D. Dahlke, as treasurer

Dear Ms. Wadel:

Based on a complaint filed with the Federal Election Commission on June 5, 1987, and information supplied by your clients, Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, the Commission, on December 10, 1987, found that there was reason to believe your clients, Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441a(f) and instituted an investigation of this matter. On September 13, 1988, the Commission found reason to believe your clients violated 2 U.S.C. §§ 441b(a) and 434(b)(3)(D); and 11 C.F.R. § 102.5(a).

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 certain violations have occurred. This Office is also prepared to recommend that the Commission find no probable cause to believe that your clients violated 2 U.S.C. § 441b(a).

The Commission may or may not approve the General Counsel's recommendations. 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 (ten 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.)

Sue Wadel, Esq.
Page 2

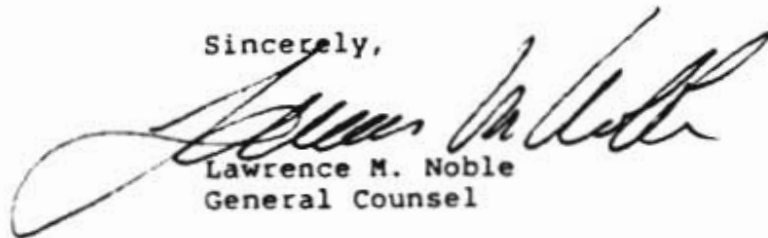
The General Counsel's brief and any brief which you may submit will be considered by the Commission before proceeding to a vote of whether there is probable cause to believe violations have occurred.

If you are unable to file a responsive brief within 15 days, you may submit a written request for an extension of time. All requests for extensions of time must be submitted in writing five days prior to the due date, and good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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

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

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Brief

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Michigan Republican State Committee) MUR 2461
and Ronald D. Dahlke, as treasurer)

GENERAL COUNSEL'S BRIEF

I. STATEMENT OF THE CASE

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This matter was initiated by a complaint filed on June 5, 1987, by the Democratic Congressional Campaign Committee, regarding certain mailings conducted by the Michigan Republican State Committee ("MRSC") and Ronald D. Dahlke, as treasurer ("Respondents"). The mailings were conducted on behalf of Jim Dunn, a candidate for the U.S. House of Representatives from the State of Michigan, 6th District, during the 1986 election cycle. On December 10, 1987, the Federal Election Commission ("Commission") found reason to believe Respondents violated 2 U.S.C. § 441a(f) and instituted an investigation of this matter. On September 13, 1988, the Commission found reason to believe Respondents violated 2 U.S.C. §§ 441b(a) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a), in connection with the Jim Dunn mailing activity.

Respondents made a total of \$1,927.62 in direct contributions to the general election campaign of Jim Dunn. They also assigned their coordinated party expenditure limitation for Jim Dunn to the National Republican Congressional Committee. The coordinated party expenditure limitation for the 1986 election cycle was \$21,810.

The mailing activity that is the subject of this matter

consisted of eleven different pieces of campaign materials. The materials included flyers, pamphlets, and a letter from the candidate, which described Mr. Dunn's qualifications for the Office of U.S. Representative and compared his qualifications with those of the opposing party candidate. The materials were mailed separately between July 22 and October 29, 1986, to influence the outcome of the general election.¹ A total of 15 mailings were actually completed that included approximately 439,662 pieces of mail.

Respondents incurred a total of \$85,139.70 in debts connected with the mailings and, as of May 5, 1988, had actually expended a total of \$74,294.07 towards this amount. As of that date, an outstanding bill owed to Market Opinion Research in the amount of \$1,539.27, for the mailing labels, had not been paid; and a debt was still owed to the Marketing Resource Group, Inc., in the amount of \$9,306.36, for production of the materials mailed.² The total amount disbursed by Respondents included the

1. The 1986 primary election was held in the State of Michigan on August 15th. Jim Dunn was unopposed in the primary. He lost the general election with 43% of the vote.

2. In their 1988 October Quarterly Report, Respondents disclosed a disbursement to Market Opinion Research on August 30, 1988, in the amount of \$1,539.27 for "Labels." It is not easily discernible from a review of Respondents' disclosure reports filed since May 5, 1988, whether all or part of the debt owed to Marketing Resource Group, Inc., has been paid. Although Respondents disclosed several financial transactions with Marketing Resource Group, no disbursement in the exact amount of the debt owed in this instance was disclosed. In their 1989 Post-Special Election Report, filed on May 31, 1989, Respondents disclosed an outstanding debt owed to Marketing Resource Group in the amount of \$5,859.88. It is noted that the analyses of Respondents' financial activity in connection with the Jim Dunn mailing activity, done by the Audit Division, and discussed

costs for postage, which totaled \$30,813.12.

II. ANALYSIS

A. The Law

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The Federal Election Campaign Act of 1971, as amended ("the Act") prohibits national and state party committees from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds \$10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c). Commission regulations prohibit party committees from making independent expenditures on behalf of the general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4). Multi-candidate committees, including party committees, are prohibited from making contributions to a candidate and his authorized committee with respect to any election for federal office that aggregate in excess of \$5,000. 2 U.S.C. § 441a(a)(2)(A).

The Act prohibits a political committee from knowingly making any expenditure in violation of the provisions established in Section 441a, and further provides that no officer or employee of a political committee shall knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under Section 441a. 2 U.S.C. § 441a(f).

(Footnote 2 continued from previous page)
below, does not include any disbursements for these debts.

Payments by a state or local party committee for the costs of campaign materials used by such committee in connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. The criteria require that:

a) the payments must not be for campaign materials or activities used in connection with direct mail or similar types of general public communication or political advertising;

b) such payments must be made from contributions subject to the provisions of the Act; and

c) such payments must not be made from contributions designated for a particular candidate.

2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii). The regulations define "direct mail" to include any mailing by a commercial vendor or made from commercial lists. 11 C.F.R.

§§ 100.7(b)(15)(i) and 100.8(b)(16)(i). The regulations also require that campaign materials paid for by state parties be distributed by volunteers and not by commercial or for-profit organizations, in order to qualify for the volunteer exemption. 11 C.F.R. §§ 100.7(b)(15)(iv) and 100.8(b)(16)(iv). Expenditures for volunteer exempt activity should be reported as disbursements and need not be allocated to specific candidates. 11 C.F.R. §§ 100.7(b)(15)(v) and 100.8(b)(16)(v).

Campaign materials purchased with funds from the national committee of a political party, or campaign materials purchased by the national party committee and delivered to the state or local party committee, are not qualified for the volunteer exemption. Instead, expenditures for such materials are subject

to the limitations of Section 441a(d). 11 C.F.R.
§§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

In the House Report for the 1979 amendments to the Act, which discussed the exemptions described in Section 431, it is stated that the purpose of that section is "to encourage volunteers to work for and with local and state political party organizations." The test to determine whether an activity qualifies for the volunteer exemption requires an examination of how the campaign materials are used and by whom. The Report stated further that the provision "excludes all public communications or political advertising," and the mere purchase of campaign materials described in Section 431 does not mean their costs are exempt. Essentially, those same materials must be distributed by volunteers. H.R. Rep. No. 422, 96th Cong., 1st Sess. at 9 (1979), reprinted in FEC Legislative History of Federal Election Campaign Act Amendments of 1979 at 193 (GPO 1983).

Political committees, including party committees, that finance political activity in connection with both federal and non-federal elections shall establish a separate federal account or political committee for the purpose of financing federal election activity. Only funds subject to the prohibitions and limitations of the Act shall be deposited or received by such account or committee. All disbursements, contributions, expenditures and transfers made by the committee in connection with any federal election shall be made from its federal account or political committee, formed pursuant to the regulations.

11 C.F.R. § 102.5(a). Thus, payments for volunteer exempt activity made by a state party committee that qualifies as a political committee under the Act must be made from its federal account.

It is unlawful for any political committee to knowingly accept or receive contributions from a labor organization and to use such contribution in connection with federal election activity. 2 U.S.C. § 441b(a).

Each financial disclosure report filed with the Commission by a reporting committee shall disclose the total amount of receipts for the reporting period and for the calendar year, and a political party committee shall disclose each transfer of funds received from another party committee regardless of whether such committees are affiliated, together with the date and amount of such transfer. 2 U.S.C. § 434(b)(3)(D).

B. Volunteer Exemption Analysis

Respondents have asserted that the Jim Dunn mailing activity was not subject to the contribution and expenditure limitations of the Act, because the mailings were conducted in connection with volunteer activity. As will be discussed below, the use of national party funds to pay for costs connected with the mailings excludes them from the volunteer exemption.

1. Use of National Party Committee Funds

Commission regulations expound on the exemptions provided in the Act for state and local volunteer connected activity to exclude from such exemptions campaign materials purchased by the national committee of a political party and delivered to a state

93-40301915

or local party committee, or materials purchased with funds donated by a national committee to such state or local party committee for the purchase of such materials. The cost of these materials shall be subject to the limitations of 2 U.S.C.

§ 441a(d). See 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

Respondents made disbursements for the mailing activity between July 2 and November 18, 1986. Between June 30 and November 3, 1986, the Republican National Committee ("RNC") and the National Republican Senatorial Committee ("NRSC") transferred a total of \$137,267.55 to Respondents. The only NRSC transfer of \$30,000 was made on June 30, 1986. The RNC made the following transfers during this period:

AMOUNT	DATE
\$33,356.00	8/20/86
4,000.00	9/15/86
1,718.95	10/06/86 ³
4,764.55	10/18/86
61,000.99	10/22/86
16,500.00	10/22/86
25,000.00	11/03/86

The Commission's Audit Division analyzed Respondents' financial transactions from the period of January 1, 1985, through November 24, 1986, as disclosed in their reports filed with the

3. This transfer was disclosed in the 1986 Pre-General Report filed by MRSC on the Detailed Summary Page, however, it is not itemized on a Schedule A form as required by 2 U.S.C. § 434(b)(3)(D).

Commission.⁴ Because certain documents were not available, the analysis was done with certain assumptions made favorable to Respondents. It was assumed that the information in the disclosure reports was accurate; that the beginning cash-on-hand as of January 1, 1985, contained only private funds; and in instances where the dates of contributions could not be ascertained the amount of such contributions was apportioned based on the relative amounts of itemized contributions for the dates listed or apportioned to the number of business days for a given report period. All funds were applied on a first-in, first-out basis. A change in any of the above assumptions could result in different conclusions being reached. The analysis viewed the financial transactions from three different perspectives, as evidenced by Exhibits A, B, and C, attached. Each approach demonstrates that national party funds had to be or were used to make payments connected with the Jim Dunn mailings.

Exhibit A shows the results of the analysis that applied

4. It is noted that the total amount of disbursements used in the analyses is greater than the actual amount incurred by Respondents for the Dunn mailings. The total of disbursements used in the analyses equals \$96,036.35, and, as stated above, the total of costs incurred in connection with the mailings equaled \$85,139.70. The discrepancy in the totals is due to the payment of larger amounts to the U.S. Postal Service than appear to be attributable to the mailings. It is presumed that Respondents paid for postage connected with unrelated activities at the same time they made payments for the mailings. This does not affect the results of the analyses, except to perhaps reduce the actual amount paid with national party funds for the mailings. The use of national party funds to make payments in connection with the mailings is still clearly demonstrated. For example, in instances where receipts for postage connected with the mailings matched the amount disbursed (indicated by an asterisk on the attached exhibits) the use of national party funds is apparent.

national party funds after private funds to the expenditures for the mailing activity. In addition to the above assumptions, this analysis treated national party funds received on the same date as private funds as received last, and treated the expenditures in question as made after other expenditures made on the same date. Based on this analysis eleven expenditures, totaling \$54,920.27, were made in whole or in part with national party funds.⁵

Exhibit B shows the results of the analysis that applied national party funds before private funds to the expenditures for the mailing activity. Here, in addition to the above four assumptions, the private funds received on the same date as national party funds were treated as received last and questioned expenditures were treated as made before the private expenditures. Based on this analysis ten expenditures, totaling \$55,355.99, were made in whole or in part from national party funds.

Exhibit C shows the results of the final analysis that used a weighted percentage of the funds available to determine the use of national party funds. In this analysis the proportion of national party funds and private funds included in the total amount available for each expenditure were examined. In this approach the assumptions were that the beginning cash-on-hand as

5. It is noted that the \$2,200 payment to MOR indicated as coming from NRSC funds on Exhibit A was derived from the \$30,000 transfer from the NRSC to Respondents made on June 30, 1986. This determination was reached after applying private funds and part of the NRSC funds to a \$60,000 payment that was made by Respondents on July 2, 1986, for an unrelated activity.

of January 1, 1985, consisted of private funds only and the cash-on-hand as of June 30, 1986 is assumed to consist of both national party funds and private funds using a first-in, first-out basis. In instances where the dates of contributions could not be ascertained, the amount of such contributions was apportioned according to the relative amounts of itemized contributions for the dates listed or apportioned to the number of business days for a given report period. Once again, changes in any of these assumptions could change the results. Based on the weighted analysis, each of the expenditures would require the use of national party funds. The total amount of national party funds used equaled \$47,718.13.

Each analytical approach demonstrates that Respondents could not have made the expenditures connected with the Jim Dunn mailing activity without the use of national party funds. In each analysis the amount of national party funds used is substantial.

The analysis pertaining to Exhibit A allows for consideration of the purpose for one RNC transfer as indicated in the accompanying letter of transmittal. During the 1986 October Quarterly reporting period (July 17 through September 30, 1986) the RNC transferred \$33,356 to Respondents, designated for overhead and administrative costs. During this same period, the RNC transferred \$4,000 that appears to be undesignated. The analysis at Exhibit A concluded that payments to the Post Office during this period for the mailing activity, totaling \$3,207.56, were derived from RNC funds. Such amount could have been paid

from the undesignated \$4,000, without breaching the terms of the other RNC transfer.

Exhibits A and B most clearly demonstrate that the period of the 1986 Post-General Election Report (October 16 through November 24, 1986) is an especially critical time for the purpose of these analyses. The disbursements made during this period that were connected with the mailing activity included \$4,679.80 to Market Opinion Research for the pressure sensitive labels and \$22,997.55 to Market Research Group, Inc., for production of the campaign materials. The balance of the disbursements was for postage costs.

Respondents began the post-general reporting period with a cash-on-hand balance of \$14,399.99 and received a total of \$14,045 from sources other than the national party committees. However, the RNC transferred a total of \$107,264.55 to Respondents during this period. In a letter transmitted with the \$25,000 transfer received on November 3, 1986, the RNC stipulated that the funds were for overhead and administrative expenses and were not to be used in connection with the cost of volunteer campaign materials. Subtracting the \$25,000 from the total amount transferred by the RNC leaves a balance of \$82,264.55 of RNC transfers that were apparently not restricted or designated. Respondents have not produced any evidence to show that the remaining amount was transferred with any stipulations. Even if the funds transferred from the RNC had been restricted or designated, Respondents would not have had sufficient funds to make the disbursements connected with the mailing activity during

this period without using these RNC funds. The use of national party funds excludes such costs connected with the Jim Dunn mailing activity from the volunteer exemption pursuant to 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii); therefore, such costs are subject to the limitations of Section 441a.⁶

Based on the foregoing, the Office of the General Counsel recommends that the Commission find probable cause to believe Respondents made expenditures on behalf of Jim Dunn in excess of the limitations of Section 441a in violation of 2 U.S.C. § 441a(f).

2. Other Criteria

Respondents supplied certain other information in support of their contention that the mailing activity was within the volunteer exemption. Respondents apparently recruited volunteers by mail and used those recruited in campaign speeches by the candidate. In addition, persons who had previously volunteered to work on campaign activities were used. Respondents estimated that 100 volunteers worked on the mailing activity over a period of approximately four months. These volunteers handled approximately 10,000 to 15,000 pieces of campaign materials on a daily basis. The volunteers were not paid by Respondents, or any other person or entity, for services rendered. Tasks performed

6. The question of the use of national party funds to pay for campaign materials connected with the mailing activity was also raised due to the payments by the NRCC and Respondents to the same vendor, Market Resource Group, Inc. According to a letter from the president of that company, the NRCC payments were received in connection with television advertisements on behalf of Jim Dunn. He stated that none of the funds were used to pay for the Respondents' mailing activity.

by the volunteers included: (1) putting labels on the mailings, (2) sorting the mail by zip code, (3) bundling the mail, and (4) occasionally delivering the mail to the Post Office. Respondents were unable to give an estimate of the total amount of time expended by the volunteers on the mailings, except to state that "hundreds of volunteer hours were spent on Party mail efforts."

Respondents own a list entitled "MICHLIST," which contains the names of approximately 6,000,000 voters obtained from Michigan State's voter registration lists.⁷ MICHLIST is categorized by political subdivision and includes political and demographic information about registered voter households. The MICHLIST is a capital asset of Respondents that was developed for them during the period of the 1984 elections by Market Opinion Research ("MOR"). Respondents contracted for the development of the MICHLIST with the intention of using it for such projects as door-to-door canvassing, get-out-the-vote activities, party

7. In the Explanation and Justification for the regulations promulgated with respect to the state and local party exemptions, it is stated that, "(t)he term 'commercial lists' refers generally to lists that were not developed by the State or local party committee, that is, to lists developed by a commercial vendor or lists purchased or obtained by such committee, except where the lists are obtained from a public office, such as voter registration lists obtained from a Secretary of State. Mailings from lists developed by a State or local committee are permissible." 45 Fed. Reg. 15081 (March 7, 1980). In the present circumstances, the names on the MICHLIST were obtained by Respondents from the State's voter registration list. The fact that a vendor was used to organize such names in a more usable form for Respondents should not disqualify the MICHLIST as exempt from the definition of "commercial list." In Advisory Opinion 1988-40, the Commission determined that a committee's use of names from a voter registration list to conduct a mailing to support the election of federal candidates would not disqualify the activity as exempt from the definitions of contribution and expenditure.

In addition to the use of MOR to supply the mailing labels, services were performed under the auspices of Marketing Resource Group, Inc., to produce the campaign materials. These services included the drawing, layout, typesetting and printing of the campaign materials by several different individuals and businesses.

While it appears that Respondents' mailing activity may not meet the other criteria for the volunteer exemption enumerated in 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii), and 11 C.F.R. §§ 100.7(b)(15) and 100.8(b)(16), this question does not have to be reached in this instance. The use of national party funds excludes the mailing activity from the exemption.

Two payments to Market Resource Group, Inc., in the amounts of \$3,821.08 and \$7,581.48, for the Jim Dunn mailing activity were made from Respondents' non-federal account. The invoices for these two payments are dated August 25, 1986, and August 8, 1986, respectively. They were paid from Respondents' non-federal account by a check dated September 15, 1986. The Michigan campaign finance law does not prohibit labor organizations from

making contributions to political committees. The non-federal account was reimbursed by a transfer of funds from the federal account on October 13, 1986. This transfer is included in the disbursement at item #9 on the attached exhibits.

Respondents asserted their right to make transfers from the federal account to the non-federal account, and stated further that whether funds contributed by a labor organization were in the non-federal account is not the issue. Respondents argued that, since the non-federal account was reimbursed by a transfer from the federal account, the disbursement should be viewed as having been made from the federal account, which did not include contributions from labor organizations. Respondents have failed to appreciate the full import of Section 102.5(a) of Commission regulations. It is well established that a political committee may transfer funds from a federal account to a non-federal account and that the reverse is not permissible.

Respondents eventually submitted that they did not receive any contributions from a labor union into their non-federal account during the calendar year 1986. Notwithstanding Respondents submission that prohibited funds were not used, Section 102.5(a) explicitly states that "(a)ll disbursements, contributions, expenditures and transfers by the committee in connection with any federal election shall be made from its federal account" (emphasis added). Therefore, this Office recommends that the Commission find probable cause to believe Respondents violated 11 C.F.R. § 102.5(a) by making expenditures in connection with a federal election from their non-federal

account. Based on Respondents' submission that they did not receive contributions from any labor union during 1986, this Office recommends that the Commission find no probable cause to believe Respondents violated 2 U.S.C. § 441b(a).

C. Failure to Itemize

On October 6, 1986, Respondents received a transfer from the RNC in the amount of \$1,718.95. Receipt of this transfer was disclosed in Respondents' 1986 Pre-General Report filed on October 23, 1986, on the Detailed Summary Page. However, a Schedule A form was not included in the report to further document the transfer. The Act requires that a political party committee that receives a transfer from another party committee disclose the transfer by identifying the committee making the transfer, as well as the date and amount of such transfer. 2 U.S.C. § 434(b)(3)(D). In a response to the Commission's reason to believe finding, received in the Office of the General Counsel on January 23, 1989, Respondents attached an amendment to the 1986 Pre-General Report to correct the failure to itemize the transfer. This amendment was not filed in a timely manner. Therefore, this Office recommends that the Commission find probable cause to believe Respondents violated 2 U.S.C. § 434(b)(3)(D).

D. Summary

Based on the foregoing, this Office recommends that the Commission find probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441a(f) by making excessive expenditures on behalf of

the Friends of Jim Dunn Committee; 11 C.F.R. § 102.5(a) by making disbursements from a non-federal account in connection with a federal election; and 2 U.S.C. § 434(b)(3)(D) by failing to itemize the receipt of a transfer of \$1,718.95 from the Republican National Committee in their 1986 Pre-General Report and failing to amend such report in a timely manner. This Office also recommends that the Commission find no probable cause to believe Respondents violated 2 U.S.C. § 441b(a).

III. GENERAL COUNSEL'S RECOMMENDATIONS

1. Find probable cause to believe Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D); and 11 C.F.R. § 102.5(a).
2. Find no probable cause to believe Respondents violated 2 U.S.C. § 441b(a).

Date

9/5/89


Lawrence M. Noble
General Counsel

Attachments (3)

EXHIBIT A

	<u>Payee</u>	<u>Date</u>	<u>Amount</u>	<u>Source of Funds</u>		
				<u>NRSC</u>	<u>RNC</u>	<u>PRIVATE</u>
1.	Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$2,200.00		
2.	U.S. Postal Service (USPS)	8/06/86	2,900.00			\$ 2,900.00
3.	MOR	8/11/86	412.37			412.37
4.	USPS	9/09/86	5,298.16			5,298.16
*5.	USPS	9/23/86	4,466.18		\$ 1,750.06	2,716.12
*6.	USPS	9/26/86	1,457.50		1,457.50	
*7.	USPS	10/10/86	2,646.25			2,646.25
8.	MOR	10/13/86	5,749.68			5,749.68
9.	NRSC	10/13/86	11,794.10			11,794.10
10.	MOR	10/17/86	4,679.80		1,718.95	2,960.85
11.	USPS	10/20/86	3,350.00			3,350.00
*12.	USPS	10/22/86	3,550.00		2,461.45	1,088.55
13.	USPS	10/24/86	7,079.67		7,079.67	
14.	USPS	10/27/86	3,200.00		3,200.00	
15.	USPS	10/27/86	8,000.00		8,000.00	
*16.	USPS	10/28/86	455.32		455.32	
*17.	USPS	10/29/86	5,819.77		5,819.77	
18.	Market Research Group, Inc	10/29/86	<u>22,977.55</u>		<u>22,977.55</u>	
	Total		\$ 96,036.35	\$2,200.00	\$54,920.27	\$38,916.08

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EXHIBIT B

Payee	Date	Amount	Source of Funds	
			RMC	PRIVATE
1. Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$ -0-	\$ 2,200.00
2. U.S. Postal Service (USPS)	8/06/86	2,900.00	-0-	2,900.00
3. MOR	8/11/86	412.37	-0-	412.37
4. USPS	9/09/86	5,298.16	-0-	5,298.16
* 5. USPS	9/23/86	4,466.18	4,466.18	
* 6. USPS	9/26/86	1,457.50	1,457.50	
* 7. USPS	10/10/86	2,646.25	-0-	2,646.25
8. MOR	10/13/86	5,749.68	-0-	5,749.68
9. MRSC	10/13/86	11,794.10	-0-	11,794.10
10. MOR	10/17/86	4,679.80	-0-	4,679.80
11. USPS	10/20/86	3,350.00	3,350.00	-0-
* 12. USPS	10/22/86	3,550.00	853.18	2,696.82
13. USPS	10/24/86	7,079.67	4,776.49	2,303.18
14. USPS	10/27/86	3,200.00	3,200.00	-0-
15. USPS	10/27/86	8,000.00	8,000.00	-0-
* 1. USPS	10/28/86	455.32	455.32	-0-
* 1. USPS	10/29/86	5,819.77	5,819.77	-0-
16. Market Research Group, Inc	10/29/86	<u>22,977.55</u>	<u>22,977.55</u>	<u>-0-</u>
Total		\$ 96,036.35	\$55,355.99	\$40,680.36

87610807076

EXHIBIT C
SOURCE AND APPLICATION OF FUNDS
WEIGHTED % OF FUNDS AVAILABLE

PAYEE	DATE	AMOUNT	Source of Funds	
			NRSC/RNC	PRIVATE
1. Market Opinion Research (MOR)	7/02/86	\$ 2,200.00	\$ 1,637.90	\$ 562.10
2. U.S. Postal Service (USPS)	8/06/86	2,900.00	36.54	2,863.46
3. MOR	8/11/86	412.37	3.05	409.32
4. USPS	9/09/86	5,298.16	890.62	4,407.54
* 5. USPS	9/23/86	4,466.18	784.26	3,681.92
* 6. USPS	9/26/86	1,457.50	232.47	1,225.03
* 7. USPS	10/10/86	2,646.25	237.63	2,408.62
8. MOR	10/13/86	5,749.68	488.72	5,260.96
9. NRSC	10/13/86	11,794.10	1,002.50	10,791.60
10. MOR	10/17/86	4,679.80	491.85	4,187.95
11. USPS	10/20/86	3,350.00	1,712.86	1,637.14
* 12. USPS	10/22/86	3,550.00	3,428.24	121.76
13. USPS	10/24/86	7,079.67	6,836.84	242.83
14. USPS	10/27/86	3,200.00	3,085.76	114.24
15. USPS	10/27/86	8,000.00	7,714.40	285.60
* 16. USPS	10/28/86	455.32	439.07	16.25
* 17. USPS	10/29/86	5,819.77	5,612.00	207.77
18. Market Research Group, Inc.	11/18/86	<u>22,977.55</u>	<u>13,083.42</u>	<u>9,894.13</u>
TOTALS		\$ 96,036.35	\$ 47,718.13	\$ 48,318.22

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MICHIGAN REPUBLICANS

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Chairman

RANDOLPH J. AGLEY
Finance Chairman

RONNA ROMNEY
National Committeewoman

CHARLES YOB
National Committeeman

LARRAIN THOMAS
First Vice Chair

J. JAMES HALL
Second Vice Chair

SUZANNE K. MILLER
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ANDREW ANUZIS
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LAURA REYES KOPACK
Sixth Vice Chair

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

DAVID W. McKEAGUE
General Counsel

ARTHUR F. SIPPOLA
Financial Counsel

September 26, 1989

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

RE: Extension of Time on MUR 2461

Dear Mr. Noble:

On behalf of the Michigan Republican State Committee, I would like to request an extension of time to respond to the Office of General Counsel's recommendation of a finding of probable cause in the above matter.

This request is based upon the fact that the Committee is currently reviewing its 1986 records in preparation of an answer as well as preparing the required post election reports for 1988 activity. An extension of 20 days is requested. The new deadline for filing would become October 18, 1989.

Your positive consideration would be greatly appreciated.

Sincerely,

Sue E. Wadel
Attorney for Respondent

SEW/m

2121 East Grand River
Lansing, MI 48912
517-487-5413
517-487-0000 FAX

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313-963-9414



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 3, 1989

Sue Wadel, Esq.
Michigan Republican State Committee
2121 E. Grand River
Lansing, Michigan 48912

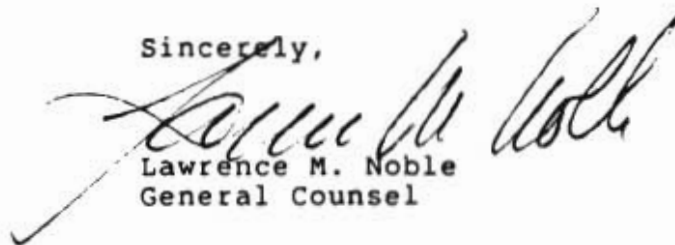
RE: MUR 2461
Michigan Republican State
Committee and Ronald
D. Dahlke, as treasurer

Dear Ms. Wadel:

This is in response to your letter dated September 26, 1989, which we received on September 26, 1989, requesting an extension of 20 days to respond to the General Counsel's Brief in this matter. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on October 18, 1989.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,



Lawrence M. Noble
General Counsel

2040801931

#4269

FOSTER, SWIFT, COLLINS & SMITH, P.C.
ATTORNEYS AT LAW
313 SOUTH WASHINGTON SQUARE
LANSING, MICHIGAN 48933-2193
TELEPHONE (517) 873-8060

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MATT G. HREBEC
EUGENE R. INGRAM
STEPHEN J. RHODES

OF COUNSEL
THOMAS G. MCGURRIN, JR.
LAWRENCE S. LINDENBERG
BRIAN A. KASER

TELECOPIER
(517) 372-1842

October 13, 1989

Ms. Sandra H. Robinson
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Ms. Robinson:

RE: MUR 2461; Request for Extension
for Filing a Responsive Brief

We represent the Michigan Republican State Committee. Enclosed for filing in the above matter is a completed "Statement of Designation of Counsel" form which has been executed by David J. Doyle, Executive Director of the MRSC.

The purpose of this letter is also to request an extension of 20 days for purposes of filing a responsive brief. The basis for this request is that the information requested concerns activity which occurred three years ago. Moreover, due to the complex issues involved in the above-referenced matter, it is difficult for the Michigan Republican State Committee to respond quickly.

Your positive consideration of this request would be appreciated. Upon approval of this request, the filing deadline will become November 7, 1989.

Very truly yours,

FOSTER, SWIFT, COLLINS & SMITH, P.C.

Eric Doster
Eric E. Doster
Counsel for Respondent

EED:skp
Enclosure

cc/enc: Danny L. McDonald
Sue E. Wadel

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STATEMENT OF DESIGNATION OF COUNSEL

MUR: 2461

NAME OF COUNSEL: David W. McKeague

Eric E. Doster

ADDRESS: Foster, Swift, Collins & Smith, P.C.

313 S. Washington Square

Lansing, Michigan 48933

TELEPHONE: (517) 372-8050

NAME OF COUNSEL: Sue E. Wadel

ADDRESS: Michigan Republicans

2121 E. Grand River

Lansing, Michigan 48912

TELEPHONE: (517) 487-5413

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

10/15/89
Date

David J. Doyle
Signature David J. Doyle
Executive Director

RESPONDENT'S NAME: Michigan Republican State Committee

ADDRESS: 2121 E. Grand River

Lansing, Michigan 48912

BUSINESS PHONE: (517) 487-5413

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

October 18, 1989

Eric E. Doster, Esq.
Foster, Swift, Collins & Smith, P.C.
313 S. Washington Square
Lansing, Michigan 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D. Dahlke,
as treasurer

Dear Mr. Doster:

This is in response to your letter dated October 13, 1989, which we received on October 16, 1989, requesting an additional extension of 20 days to respond to the General Counsel's Brief in this matter. After considering the circumstances presented in your letter, I have granted the requested extension. Accordingly, your response is due by the close of business on November 7, 1989.

If you have any questions, please contact Sandra H. Robinson, the attorney assigned to this matter, at (202) 376-8200.

Sincerely,

A handwritten signature in cursive script, which appears to read "Lawrence M. Noble", is written over the word "Sincerely,".

Lawrence M. Noble
General Counsel

9 3 3 4 0 3 0 1 2 3 4

FOSTER, SWIFT, COLLINS & SMITH, P.C.

ATTORNEYS AT LAW

313 SOUTH WASHINGTON SQUARE
LANSING, MICHIGAN 48933-2193

TELEPHONE (817) 373-8060

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THEODORE W. SWIFT
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EUGENE R. INGRAO
STEPHEN J. RHODES

OF COUNSEL
THOMAS D. MCGURRIN, JR.
LAWRENCE B. LINDEMER
BRIAN A. KASER

TELECOPIER
(817) 372-1342

November 6, 1989

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

Dear Mr. Noble:

RE: MUR 2461
Michigan Republican State Committee
and Ronald D. Dahlke, as Treasurer

The purpose of this letter is to inform you that we will not be able to file a responsive brief in the above-referenced matter for at least ten days (and probably as long as twenty days). I realize that we have already received an extension on this matter previously; however, it is election time in Michigan, and our ability to contact key personnel, as well as obtaining the requested information, is quite limited at this time. Once again, the complex issues involved in this matter have made it difficult for the Michigan Republican State Committee to respond. Accordingly, on behalf of the Michigan Republican State Committee, I would like to request an extension of twenty days for purposes of filing a response brief.

Your positive consideration of this request would be greatly appreciated. Upon approval of this request, the filing deadline will become November 27, 1989.

Very truly yours,

FOSTER, SWIFT, COLLINS & SMITH, P.C.

Eric E. Doster
Eric E. Doster
Counsel for Respondent

EED:skp
VIA TELECOPIER

cc: Sue E. Wadel

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OFFICE OF THE GENERAL COUNSEL
89 NOV -9 PM 12:32



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WASHINGTON, D.C. 20463

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SECRETARIAT

89 NOV -9 PM 12:18

SENSITIVE

November 9 1989

MEMORANDUM

TO: The Commission

FROM: Lawrence M. Noble *[Signature]*
General Counsel

SUBJECT: MUR 2461
Request for Extension of Time

By letter dated November 6, 1989, counsel for Michigan Republican State Committee and Ronald D. Dahlke, as treasurer ("Respondents") requested an additional extension of 10 to 20 days in which to respond to the General Counsel's Brief. (Attachment I.) The letter explains that an extension is necessary because of the election, and an inability to contact certain persons and to obtain other information. This is the third extension of time requested by Respondents, generally for the same reasons. Attachment II. This Office has granted extensions of time on two previous occasions, thus giving Respondents forty days beyond the original due date to respond to the General Counsel's Brief. The response was due by the close of business on November 7, 1989.

The Office of the General Counsel recommends that the Commission deny the requested extension. Respondents have not presented any new substantial reasons to warrant further extensions in this instance. It is noted that Respondents retained additional counsel to assist with preparation of their response at the time of the second request for an extension of time.

RECOMMENDATIONS

1. Deny Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, the requested extension of 10 to 20 days.
2. Approve the attached letter.

Attachments

1. Current Request for Extension
2. Past Requests for Extensions
3. Letter



FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20461

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: MARJORIE W. EMMONS / DELORES HARRIS *OH*
COMMISSION SECRETARY

DATE: NOVEMBER 15, 1989

SUBJECT: MUR 2461 - REQUEST FOR EXTENSION OF TIME
MEMORANDUM FROM GENERAL COUNSEL
DATED NOVEMBER 9, 1989

The above-captioned document was circulated to the
Commission on Thursday, November 9, 1989 at 4:00 p.m..

Objection(s) have been received from the Commissioner(s)
as indicated by the name(s) checked below:

Commissioner Aikens	_____
Commissioner Elliott	XXXX
Commissioner Josefiak	_____
Commissioner McDonald	_____
Commissioner McGarry	_____
Commissioner Thomas	_____

This matter will be placed on the meeting agenda
for Tuesday, November 28, 1989 at 10:00 a.m..

Please notify us who will represent your Division before the
Commission on this matter.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

)
Michigan Republican State Committee)
and Ronald D. Dahlke, as treasurer)

MUR 2461

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session on November 28, 1989, do hereby certify that the Commission decided by a vote of 5-0 to reject the recommendations contained in the General Counsel's report dated November 9, 1989, and instead direct the General Counsel to send an appropriate letter to the respondents saying that the time has elapsed for their response to the General Counsel's Brief and that the Commission will now proceed to the next stage of the enforcement process.

Commissioners Aikens, Elliott, Josefiak, McDonald, and Thomas voted affirmatively for the decision; Commissioner McGarry was not present.

Attest:

Nov. 29, 1989
Date

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

06C4707

FOSTER, SWIFT, COLLINS & SMITH, P.C.
ATTORNEYS AT LAW
315 SOUTH WASHINGTON SQUARE
LANSING, MICHIGAN 48933-2193
TELEPHONE (313) 873-0060

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STEPHEN J. RHODES

OF COUNSEL
THOMAS G. MCGURRY, JR.
LAWRENCE S. LINDEMER
BRIAN A. KASER

TELECOPIER
1817 372-1548

November 27, 1989

Mr. Danny L. McDonald, Chairman
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Mr. McDonald:

RE: MUR 2461; Michigan Republican State Committee

Enclosed please find the Response by the Michigan
Republican State Committee to the General Counsel's Brief.
Please call if you have any questions.

Very truly yours,

FOSTER, SWIFT, COLLINS & SMITH, P.C.

David W. McKeague
David W. McKeague

DWM:EED:skp
Enclosure
VIA TELECOPIER

cc/enc: Sandra H. Robinson
E. Spencer Abraham
Sue E. Wadel

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Michigan Republican State Committee)
and Ronald D. Dahlke, as Treasurer)

MUR 2461

RESPONSE BY THE MICHIGAN REPUBLICAN
STATE COMMITTEE TO THE GENERAL COUNSEL'S BRIEF

I. INTRODUCTION

This response is submitted by the Michigan Republican State Committee ("MRSC") in reply to the brief of the General Counsel of the Federal Election Commission (the "Commission") dated September 5, 1989 (hereinafter "General Counsel's Brief"). In the opinion of the General Counsel, the MRSC and Ronald D. Dahlke, as Treasurer, have violated the following:

- A. 2 U.S.C. § 441a(f) by making excessive expenditures on behalf of the Friends of Jim Dunn Committee;
- B. 11 C.F.R § 102.5(a) by making disbursements from a non-federal account in connection with a federal election; and
- C. 2 U.S.C. § 434(b)(3)(D) by failing to itemize receipt of a transfer of \$1,718.95 from the Republican National Committee in their 1986 Pre-General Report and failing to amend such report in a timely manner.

This response shall reply to the issues raised by the General Counsel's Brief.

II. MAILINGS CONDUCTED IN CONNECTION WITH A VOLUNTEER
ACTIVITY

A. SUMMARY OF FACTS

Between July 22 and October 29, 1986, the MRSC conducted volunteer-intensive mailings which consisted of 11 different pieces of campaign materials. These campaign materials included flyers, pamphlets and a letter from the candidate, which described the qualifications of James W. Dunn for the Office of United States Representative and compared his qualifications with those of the opposing candidate.

It is the MRSC's position that the mailings described above qualify as volunteer exempt mailings which are excluded from the definition of a "contribution" under 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii), and, therefore, the MRSC did not violate 2 U.S.C. § 441a(f) by exceeding permissible contribution limits.

In response, the General Counsel alleges that national party funds were used to pay for the costs connected with the mailings in question, and therefore the MRSC is not entitled to rely upon the volunteer exemption. General Counsel's Brief, p. 6. In an attempt to support this allegation, the General Counsel conducted a rather complex six-page accounting analysis which was summarized as Exhibits A, B and C to the General Counsel's Brief. General Counsel's Brief, pp. 7-12.

B. THE MRSC HAS NOT VIOLATED 2 U.S.C. § 441a(f)

1. The MRSC has not violated 2 U.S.C. § 441a(f).

The General Counsel's elaborate tracing scheme misinterprets 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii) and accomplishes nothing. The Jim Dunn mailing activity was not subject to the contribution and expenditure limitations of the Act, and therefore, the MRSC did not violate 2 U.S.C. § 441a(f) by making excessive expenditures on behalf of the Friends of Jim Dunn Committee. Nonetheless, the General Counsel insists that the language of 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii) disallows the volunteer exemption in the present situation. In this regard, the pertinent language of 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii) is as follows:

"Campaign materials purchased by the national committee of a political party and delivered to a State or local party committee, or materials purchased with funds donated by the national committee to such State or local committee for the purchase of such materials, shall not qualify under this exemption."

As the above passage indicates, funds donated by a national committee must be "for the purchase" of such materials in order to disqualify the volunteer exemption. However, in the present case, the MRSC never received any funds that were designated "for the purchase" of materials in connection with the Jim Dunn mailing activity. Instead, all funds received from the Republican National Committee ("RNC") in 1986 were designated for MRSC's administrative and other permissible expenses. Therefore, the language of 11

C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii) does not deny the MRSC the use of the volunteer exemption.

Nonetheless, the General Counsel has chosen to ignore the "for the purchase of such materials" language of 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii) and has imposed an elaborate cash flow tracing requirement on the MRSC. Specifically, the General Counsel argues that part of the funds utilized in the Jim Dunn mailing activity must have originated from the RNC and, therefore, the MRSC should be denied the volunteer exemption.

To force the MRSC to trace all funds received from the RNC would create a considerable burden, and at the same time fail to accomplish the objectives of the Act. For example, in the spring of 1986, knowing that it would receive RNC funds later in the year, assume that the MRSC simply set aside \$100,000 in non-RNC funds (which the MRSC in fact had available) and then borrowed \$100,000 to pay its administrative expenses or other legitimate federal expenses, instead of using the non-RNC funds. Assume further that the MRSC then paid off the \$100,000 loan with the funds received by the RNC between August 30, 1986 and November 3, 1986. Finally, assume that the \$100,000 in non-RNC funds that was previously set aside was used in connection with the Jim Dunn mailing activity.

According to the General Counsel's argument, an elaborate cash flow scheme as described above would satisfy the volunteer exemption requirements. What, however, does such an elaborate tracing scheme accomplish? The only difference between

not tracing RNC funds and the General Counsel's complex tracing requirement is that the MRSC incurs interest expenses and a tremendous accounting burden. Therefore, the error allegedly committed by the MRSC must be deemed harmless since compliance with the Commission's elaborate tracing scheme fails to accomplish the objectives of the Act.

The fact is that in 1986, the MRSC received \$681,024 in its federal account, of which only \$234,227 was received from national party organizations. It is undisputed that the MRSC raised more than enough non-national party funds to cover the expenditures for the Jim Dunn mailing activity. Accordingly, the MRSC requests that the Commission recognize that the General Counsel's elaborate tracing scheme accomplishes nothing and find that the MRSC is not in violation of 2 U.S.C. § 441a(f).

2. The MRSC could not have knowingly violated 2 U.S.C. § 441a(f). 2 U.S.C. § 441a(f) expressly provides:

"(f) *Prohibited contributions and expenditures.* No candidate or political committee shall knowingly accept any contribution or make any expenditure in violation of the provisions of this section. No officer or employee of a political committee shall knowingly accept a contribution made for the benefit or use of a candidate, or knowingly make any expenditure on behalf of a candidate, in violation of any limitation imposed on contributions and expenditures under this section" (Emphasis added).

To act "knowingly" means to "act voluntarily and purposely, and not because of mistake or inadvertence or other innocent reason."

United States v Schneiderman, 102 F Supp 87, 93 (S.D. Cal. 1981),

citing United States v Murdock, 290 US 389 (1933). In the present case, the MRSC clearly did not knowingly utilize RNC funds in connection with the volunteer mailing activity. Specifically, neither the Federal Election Campaign Act nor the Commission's regulations require the MRSC to "earmark" or "trace" funds received by a national party committee. There are three earmarking or tracing requirements contained in the Commission's regulations, none of which apply to the alleged violations. These requirements are as follows:

- (a) 11 C.F.R. § 102.9 (accounting for contributions and expenditures);
- (b) 11 C.F.R. § 102.5 (contributions subject to the prohibitions and limitations of the Act); and
- (c) 11 C.F.R. § 110.6 (earmarked contributions to a specific candidate).

The above provisions are the only earmarking or tracing requirements set forth in the Act or the Commission's regulations, and yet, the General Counsel alleges that the MRSC is required to trace RNC funds as well. Consequently, it is unreasonable to assert that the MRSC should have "known" that such a requirement exists. The General Counsel's position on this issue seeks to create a cash flow fund tracing requirement that does not presently exist. Adoption by the Commission of this "requirement" will establish that 2 U.S.C. § 441a(f) is so vague as to not withstand constitutional scrutiny. See, Jordan v DeGeorge, 341 US 223 (1951).

3. The General Counsel's position is contrary to the rules of statutory construction. In addition, the General Counsel's argument, which states that the Act and the Commission's regulations require the MRSC to trace RNC funds, is contrary to the rules of statutory construction. "Under the usual canons of statutory construction, where Congress, or . . . an administrative agency, has carefully employed a term in one place and excluded it in another, it should not be implied where excluded." Marshall v. Western Union Telegraph Company, 621 F2d 1246, 1251 (CA 3, 1980). Although the Act and the Commission's regulations specifically require tracing and earmarking of funds in certain situations (as set forth above), tracing national committee funds is not one of these situations. Therefore, it is wholly unreasonable to infer from either the Act or the Commission's regulations a requirement to trace national party funds.

4. The MRSC has complied with the "best efforts" requirement of the Act. Furthermore, requiring the MRSC to earmark national party funds creates a situation where the MRSC would be forced to expend more than its "best efforts" in order to comply with the Act. In this regard, 2 U.S.C. § 432(i) provides that if "best efforts have been used to obtain, maintain, and submit the information required by this Act for the political committee," then "any report or any records of such committee shall be considered in compliance with this Act" 11 C.F.R. § 102.9 and 11 C.F.R. § 104.7 also reaffirm this "best effort" requirement. Nonetheless, by requiring the MRSC to trace RNC funds, such a standard would require a tremendous amount of effort. In order to comply with

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this RNC fund-tracing requirement, the MRSC would be forced to employ extra accounting personnel at considerable expense. In fact, the General Counsel's position demonstrates that tracing RNC funds is a complex and tedious task, given the need to prepare three (3) different accounting exhibits to determine if a violation of the Act occurred (see Exhibits A, B and C to the General Counsel's Brief). Please also keep in mind, these exhibits only cover a four-month period of time! Accordingly, in order to comply with the tracing requirement as argued by the General Counsel, the MRSC would be forced to expend far more than its "best efforts."

III. REIMBURSEMENTS TO NON-FEDERAL ACCOUNT MADE IN
CONNECTION WITH FEDERAL ELECTION ACTIVITY

A. SUMMARY OF FACTS

In 1986, two payments to Market Resource Group, Inc. in the amounts of \$3,821.08 and \$7,581.48 for the Jim Dunn mailing activity were made from the MRSC's non-federal account. The invoices for these two payments are dated August 25, 1986, and August 8, 1986, respectively. They were paid from the MRSC's non-federal account by a check dated September 15, 1986. The non-federal account was reimbursed by a transfer of funds from the federal account on October 13, 1986. The General Counsel asserts that, by making these two payments, the MRSC has violated 11 C.F.R. § 102.5, which provides that "[a]ll disbursements, contributions, expenditures and transfers by the committee in connection with any federal election shall be made from its federal account." General Counsel's Brief, p. 15.

B. THE MRSC HAS NOT VIOLATED 11 C.F.R. § 102.5

The General Counsel alleges that since the non-federal account made the initial expenditures in connection with the Jim Dunn mailing activity, such expenditures were not made from the MRSC's federal account even though the federal account reimbursed the non-federal account within a reasonable period. Such a restrictive interpretation of 11 C.F.R. § 102.5 is incorrect. According to the United States Supreme Court, the "intention of drafters, rather than strict language, controls" the interpretation of a statute or regulation. United States v. Ron Pair Enterprises, Inc., 109 S Ct 1026, 1031 (1989).

The MRSC has not violated the spirit or intent of 11 C.F.R. § 102.5 in the present case. The purpose of 11 C.F.R. § 102.5 is to make sure that federal election expenditures are not made from a non-federal account which contains funds that are not subject to the prohibitions and limitations of the Act. In this regard, one must not lose sight of the fact that the two expenditures in question were not made from prohibited funds. General Counsel's Brief, p. 15.

Moreover, the Federal Election Commission expressly allows a non-federal account to "pay the total amount and be reimbursed by the Federal account for its share" for certain types of expenditures. Campaign Guide for Political Party Committees (1985), p. 15; see also, Informational Letter dated October 6, 1976, Fed. Election Camp. Fin. Guide (CCH), ¶ 6934. In such situations, the reimbursement by the federal account is deemed to be an expenditure by the federal account, even though the non-federal account made the initial expenditure. Campaign Guide for Political Party Committees (1985), p. 15.

In fact, in Advisory Opinion 1977-9 (April 12, 1977), the Federal Election Commission allowed the Santa Clara County Democratic Central Committee ("SCDC") to transfer funds (originally designated for the federal account) from a state account to a federal account because the SCDC made an accounting error and erroneously deposited the funds in the wrong account. In Advisory Opinion 1977-9, the Federal Election was not so concerned with the fact that the SCDC had made an accounting error. Instead, the Federal Election Commission was appropriately concerned with

whether or not the funds to be transferred were subject to the limitations and prohibitions of the Act.

In the present case, as in Advisory Opinion 1977-9, the MRSC has committed, at most, a harmless error. Accordingly, since the funds for the two expenditures in question were reimbursed from MRSC's federal account, 11 C.F.R. § 102.5 has not been violated.

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IV. FAILURE TO ITEMIZE

A. SUMMARY OF FACTS

On October 6, 1986, the MRSC received a transfer from the Republican National Committee ("RNC") in the amount of \$1,718.95. Receipt of this transfer was appropriately disclosed in the MRSC's 1986 Pre-General Report filed on October 23, 1986, on the Detailed Summary Page. However, a Schedule A form was not included in the report to further document the transfer. As a result, the MRSC was in technical violation of 2 U.S.C. § 434(b)(3)(D), which requires that a political party committee that receives a transfer from another party committee disclose the transfer by identifying the committee making the transfer, as well as the date and the amount of such transfer.

B. THE MRSC MADE EVERY ATTEMPT TO CORRECT THE SITUATION

The MRSC does not dispute that it failed to include the Schedule A form in its original 1986 Pre-General Report. Nonetheless, once this error was brought to the attention of the MRSC, the MRSC immediately amended the 1986 Pre-General Report to correct the failure to itemize the transfer. Even though the amendment was not filed in a timely manner, this attempt to comply with 2 U.S.C. § 434(b)(3)(D) demonstrates the MRSC's willingness to comply with the Act as well as its intention to cooperate with the Federal Election Commission.

V. CONCLUSION

For the reasons set forth herein, the MRSC submits that a probable cause to believe finding would be unwarranted.

Respectfully submitted,

FOSTER, SWIFT, COLLINS & SMITH, P.C.
Attorneys for the Michigan
Republican State Committee

Dated: November 27, 1989

By: David W. McKeague
David W. McKeague (P17459)
Eric E. Doster (P41782)

313 S. Washington Square
Lansing, Michigan 48933
Telephone: (517) 372-8050

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BEFORE THE FEDERAL ELECTION COMMISSION

SENSITIVE

In the Matter of)

Michigan Republican State Committee and)
Ronald D. Dahlke, as treasurer)

MUR 2461

EXECUTIVE SESSION

JAN 23 1990

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Michigan Republican State Committee and Ronald D. Dahlke, as treasurer

On December 10, 1987, the Federal Election Commission ("Commission") found reason to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer ("Respondents") violated 2 U.S.C. § 441a(f) in connection with certain mailings conducted by Respondents. The mailings were conducted during the 1986 election cycle on behalf of Jim Dunn, a candidate for the U.S. House of Representatives from Michigan's Sixth Congressional District. On September 13, 1988, the Commission found reason to believe Respondents violated 2 U.S.C. §§ 441b(a) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a).

Respondents made a total of \$1,927.62 in direct contributions to the general election campaign of Jim Dunn. They also assigned their coordinated party expenditure limitation for Jim Dunn to the National Republican Congressional Committee. The coordinated party expenditure limitation for the 1986 election cycle was \$21,810.

The mailing activity that is the subject of this matter consisted of eleven different pieces of campaign materials. The materials included flyers, pamphlets, and a letter from the candidate, which described Mr. Dunn's qualifications for the

Office of U.S. Representative and compared his qualifications with those of the opposing party candidate. The materials were mailed separately between July 22 and October 29, 1986, to influence the outcome of the general election. A total of 15 mailings were actually completed that included approximately 439,662 pieces of mail.

Respondents incurred a total of \$85,139.70 in debts connected with the mailings. Respondents have disbursed approximately \$76,833.34 towards this amount. The total amount disbursed by Respondents included the costs for postage, which totaled \$30,813.12.

On September 11, 1989, the General Counsel's brief was mailed to Respondents. The General Counsel's brief recommended that the Commission find probable cause to believe Respondents violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a); and no probable cause to believe Respondents violated 2 U.S.C. § 441b(a). On November 28, 1989, Respondents submitted a response brief.

II. Analysis

This Office relies on its analysis set forth in the General Counsel's brief dated September 5, 1989. Respondents' brief has not presented any new arguments to reverse the position of this Office.

A. Excessive Expenditures on Behalf of a Federal Candidate

Throughout these proceedings Respondents have asserted that the Jim Dunn mailing activity at issue was not subject to the contribution and expenditure limitations of the Federal Election

Campaign Act of 1971, as amended ("the Act"), because volunteers were used in connection with the mailings.

Notwithstanding Respondents' assertion that volunteers were involved in the mailing activity, this Office determined that national party funds were used in connection with the Jim Dunn mailing activity. This determination was based on a review of Respondents' financial disclosure reports conducted by the Audit Division. The results of the Audit review clearly demonstrated that at the time certain payments were made in connection with the mailing activity the funds available in Respondents' account included those derived from transfers from the Republican National Committee ("RNC") or the National Republican Senatorial Committee ("NRSC"), and further, that such national party funds must have been used to make such payments. The use of national party funds excludes the mailing activity from the volunteer exemption. See, 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

In their reply brief, Respondents again stated their position that the mailing activity is exempt from the contribution and expenditure limitations of the Act due to volunteer activity. Respondents stated further that funds from the RNC were not transferred for the purpose of making purchases in connection with the mailing activity, but instead were for "administrative and other permissible expenses." See, Respondents' brief, pages 3-4. This Office acknowledged in its brief that certain transfers from the RNC were designated by letter for overhead and administrative costs. However, this

Office also determined that "[e]ven if the funds transferred from the RNC had been restricted or designated, Respondents would not have had sufficient funds to make the disbursements connected with the mailing activity ... without using these RNC funds." See, General Counsel's brief, pages 11-12.

Respondents further presumed that this Office would require them to trace funds received from the RNC in order to meet the criteria for the volunteer exemption; and stated that "[i]t is undisputed that the MRSC raised more than enough non-national party funds to cover the expenditures for the Jim Dunn mailing activity." See, Respondents' brief, page 5.

Respondents were asked at the beginning of these proceedings to state whether they had sufficient non-national party committee funds to cover expenditures for the mailing activity and to describe the accounting method and documents used in their calculations. Instead of providing a detailed description of their methods and supporting documentation at that time, Respondents stated that they used "standard and usual accounting methods," that the Audit Division was fully aware of their procedures, and finally, that "MRSC had \$681,024 in its federal account while receiving \$234,277 from national party organizations. The total spent by MRSC for volunteer intensive activities in the sixth district was \$86,859.88. Clearly there was more than sufficient non-national party funds available to cover the expenditures for the volunteer mailings." See, General Counsel's Report signed September 2, 1988, Attachment I(7). Respondents have never provided detailed information with

documentation about their federal account with regard to this matter.

Information about the federal account was requested during the investigation of this matter to determine the extent of the alleged violations at issue. Such request was never meant to set a "tracing" requirement which Respondents, or any other political committees, must meet in order to qualify for the volunteer exemption. However, where there is an indication that national party funds were used in connection with alleged volunteer activity, which is not allowed, such an inquiry must be made. Although Respondents may have received a substantial amount of funds from the national party committees throughout the 1986 election cycle, the question of the source of funds available at the time of the disbursements for the Jim Dunn mailing activity has always been the primary focus. The General Counsel's brief included the results of the Audit Division's review to fully disclose the basis for this Office's recommendations and, thus, provide Respondents with an opportunity to respond. Respondents have not provided any detailed information to refute the results of the Audit review and this Office's legal analysis.

Respondents presented other arguments that they did not knowingly violate the Act; that this Office's position is contrary to the rules of construction; and that they made their best effort to comply with the Act. These arguments are not persuasive in the circumstances of this matter.

In a memorandum to the Commission dated December 5, 1984, this Office analyzed the distinction between a "knowing"

violation and a "knowing and willful" violation of the Act. It was determined that the legislative history and relevant court decisions supported the position that a "knowing" violation only requires that one have knowledge of the facts surrounding the situation that results in a violation, whereas a "knowing and willful" violation requires not only that one have knowledge of the facts of a situation, but also that such action will violate the Act. See, Memorandum to the Commission dated December 5, 1984; 122 Cong. Rec. H3778 (daily ed. May 3, 1976) (remarks of Congressman Hays); and Federal Election Commission v. John A. Dramesi for Congress for Congress and Russell E. Paul, as treasurer, 640 F.Supp. 985 (D.N.J. 1986). In the current matter Respondents had full knowledge of the facts surrounding their expenditures in connection with the Jim Dunn mailing activity. It has not been alleged that they knowingly and willfully violated the Act.

Respondents' references to the rules of construction and to the best efforts required pursuant to 11 C.F.R. §§ 102.9 and 104.7 are not relevant to this matter. Their references are based on the assumption that this Office would require them to trace and earmark their funds received from the national party committees in order to meet the requirements of the volunteer exemption (discussed above), which is not the position of this Office.

B. Disbursements from a Non-Federal Account in Connection with Federal Election Activity

It appears from their brief that Respondents are applying

11 C.F.R. § 106.1 to explain their use of funds from a non-federal account to make two payments connected with the Jim Dunn mailing activity. See, Respondents' brief, page 10 (reference to Campaign Guide). Respondents' reference to 11 C.F.R. § 106.1 is misplaced. There has never been any assertion on their part, or evidence presented, to show that any other candidate (state or federal) benefited from the Jim Dunn mailing activity.

Further, Respondents' reference to Advisory Opinion 1977-9 is not applicable to the circumstances in this matter. That advisory opinion specifically addressed a situation where contributions received from permissible sources for federal election activity were inadvertently deposited in a committee's non-federal account. The Commission allowed transfers to the federal account because proper records were kept on the contributions. See, Advisory Opinion 1977-9. In the present matter an erroneous deposit is not at issue.

C. Failure to Itemize

Respondents acknowledged a failure to itemize the transfer of \$1,718.95, on October 6, 1986, from the RNC, but noted that such omission had been remedied with the filing of an amended 1986 Pre-General Report. That amendment was filed on January 23, 1989, following Respondents' receipt of the reason to believe finding with regard to this reporting error.

D. Use of Labor Organization Funds

Based on information provided by Respondents that no labor union funds were received during the 1986 calendar year, this

Office recommended that the Commission find no probable cause to believe Respondents violated 2 U.S.C. § 441b(a). Respondents did not oppose this recommendation in their brief.

E. Summary

This Office recommends that the Commission find probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a). This Office also recommends that the Commission find no probable cause to believe Respondents violated 2 U.S.C. § 441b(a).

Jim Dunn; Friends of Jim Dunn and Pauline Dunn, as treasurer

The complaint in this matter included allegations against Jim Dunn, and Friends of Jim Dunn and Pauline Dunn, as treasurer, with regard to the mailing activity at issue. These respondents were notified of the complaint and submitted a joint response. See, MUR 2461 - General Counsel's Report signed November 30, 1987. At the time of the initial reason to believe findings this Office made no recommendations, and the Commission took no action, with respect to these respondents. No subsequent action has been taken by the Commission with regard to these respondents. The investigation of this matter has not produced any information to implicate Jim Dunn or Friends of Jim Dunn and Pauline Dunn, as treasurer, in any violation of the Act. Therefore, this Office recommends that the Commission find no reason to believe these respondents violated any statute within the Commission's jurisdiction and close the file as it pertains to them.

III. DISCUSSION OF CONCILIATION AND CIVIL PENALTY

IV. RECOMMENDATIONS

1. Find probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441a(f).

2. Find probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 434(b)(3)(D).

3. Find probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 11 C.F.R. § 102.5(a).

4. Find no probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441b(a).

5. Find no reason to believe Jim Dunn violated any statute within the Commission's jurisdiction and close the file as it

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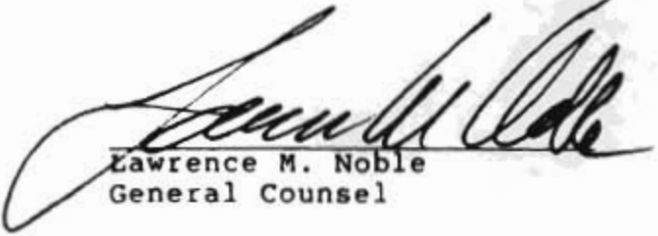
pertains to him.

6. Find no reason to believe Friends of Jim Dunn and Pauline Dunn, as treasurer, violated any statute within the Commission's jurisdiction and close the file as it pertains to them.

7. Approve the attached conciliation agreement and letters.

Date

1/8/90


Lawrence M. Noble
General Counsel

Attachments

1. Conciliation Agreement
2. Letters (2)

Staff assigned: Sandra H. Robinson

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) MUR 2461
Michigan Republican State Committee and)
Ronald D. Dahlke, as treasurer)

CORRECTED CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the
Federal Election Commission executive session on
January 23, 1990, do hereby certify that the Commission
decided by a vote of 6-0 to take the following actions
in MUR 2461:

1. Find probable cause to believe the
Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer,
violated 2 U.S.C. § 441a(f).
2. Find probable cause to believe the
Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer,
violated 2 U.S.C. § 434(b)(3)(D).
3. Find probable cause to believe the
Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer,
violated 11 C.F.R. § 102.5(a).

(continued)

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4. Find no probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. § 441b(a).
5. Find no reason to believe Jim Dunn violated any statute within the Commission's jurisdiction and close the file as it pertains to him.
6. Find no reason to believe Friends of Jim Dunn and Pauline Dunn, as treasurer, violated any statute within the Commission's jurisdiction and close the file as it pertains to them.
7. Approve the conciliation agreement and letter attached to the General Counsel's report dated January 8, 1990.

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

Attest:

Jan. 25, 1990
Date

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



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 29, 1990

James P. Kiefer, Esq.
800 Michigan National Tower
Lansing, Michigan 48933

RE: MUR 2461
Jim Dunn; Friends of Jim
Dunn and Pauline Dunn, as
treasurer

Dear Mr. Kiefer:

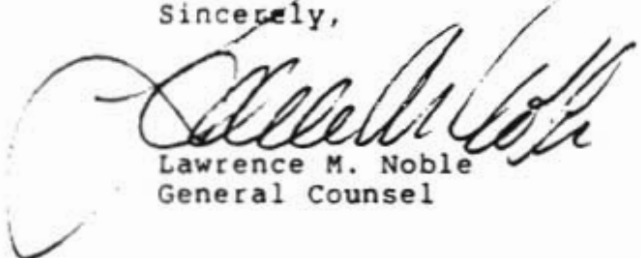
On June 12, 1987, the Federal Election Commission notified your clients, Jim Dunn, and Friends of Jim Dunn and Pauline Dunn, as treasurer, of a complaint alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On January 23, 1990, the Commission found, on the basis of the information in the complaint, and information obtained during the investigation of this matter, that there is no reason to believe your clients violated any statute within the Commission's jurisdiction. Accordingly, the Commission closed its file in this matter as it pertains to your clients.

This matter will become a part of the public record within 30 days after the file has been closed with respect to all respondents. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

The Commission reminds you that the confidentiality provisions of 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) remain in effect until the entire matter is closed. The Commission will notify you when the entire file has been closed.

Sincerely,


Lawrence M. Noble
General Counsel



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 29, 1990

David W. McKeague, Esq.
Foster, Swift, Collins & Smith, P.C.
313 S. Washington Square
Lansing, Michigan 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

Dear Mr. McKeague:

On January 23, 1990, the Federal Election Commission found that there is probable cause to believe your clients, Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"), and 11 C.F.R. § 102.5(a), a provision of Commission regulations, in connection with a mailing activity conducted on behalf of a federal candidate during the 1986 election cycle. On that same date, the Commission found that there was no probable cause to believe your clients violated 2 U.S.C. § 441b(a), a provision of the Act. This determination was based on information provided by your clients that funds from a labor organization were not used in connection the mailing activity.

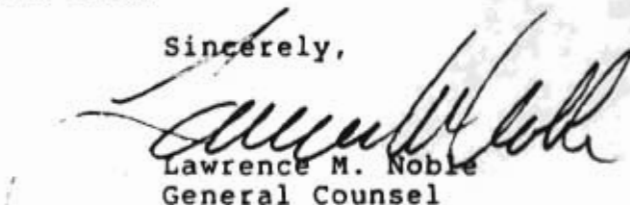
The Commission has a duty to attempt to correct violations for a period of 30 to 90 days by informal methods of conference, conciliation, and persuasion, and by entering into a conciliation agreement with a respondent. If we are unable to reach an agreement during that period, the Commission may institute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

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

David W. McKeague, Esq.
Page 2

If you have any questions or suggestions for changes in the enclosed conciliation agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Dan Blessington, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,



Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

9 1 1 4 0 8 0 1 9 6 7



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 26, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

David W. McKeague
Foster, Swift, Collins & Smith, P.C.
313 S. Washington Square
Lansing, Michigan 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

Dear Mr. McKeague:

On January 29, 1990, you were notified that the Federal Election Commission found probable cause to believe that Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"), and 11 C.F.R. § 102.5(a), a provision of Commission regulations. On that same date, you were sent a conciliation agreement offered by the Commission in settlement of this matter.

Please note that pursuant to 2 U.S.C. § 437g(a)(4)(A)(i), the conciliation period in this matter may not extend for more than 90 days, but may cease after 30 days. Insofar as more than 30 days have elapsed without a response from you, the Office of the General Counsel will recommend that the Commission authorize the filing of a civil suit unless we receive a response from you with 10 days of your receipt of this letter.

Should you have any questions, please contact Daniel J. Blessington, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

91040301953



MICHIGAN REPUBLICANS



E. SPENCER ABRAHAM
Chairman

RANDOLPH J. AGLEY
Finance Chairman

RONNA ROMNEY
National Committeewoman

CHARLES YOB
National Committeeman

LARRAIN THOMAS
First Vice Chair

L. JAMES HALL
Second Vice Chair

SUZANNE K. MILLER
Third Vice Chair

ANDREW ANUZIS
Fourth Vice Chair

C. W. MAC McCLELLAN
Fifth Vice Chair

LAURA REYES KOPACK
Sixth Vice Chair

HANK FUHS, JR.
Secretary

RONALD D. DAHLKE
Treasurer

DAVID W. McKEAGUE
General Counsel

ARTHUR F. SIPPOLA
Financial Counsel

2121 East Grand River
Lansing, MI 48912
517-487-5413
517-487-0090 FAX

Marquette Building
243 W. Congress
Suite 200
Detroit, MI 48226
313-963-9414

July 31, 1990

Mr. Dan Blessington
Office of General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Dear Dan:

RE: MUR 2461; Michigan Republican State Committee and
Ronald D. Dahlke, as Treasurer

Enclosed please find the executed Conciliation Agreement in the above-referenced matter, along with a check in the amount of \$10,000 payable to the Federal Election Commission. Please send me a copy of the Conciliation Agreement once it has been executed by Mr. Noble.

Thank you for your assistance in this matter, and best wishes in your new position.

Sincerely yours,

MICHIGAN REPUBLICAN STATE COMMITTEE

Eric E. Doster
Assistant General Counsel

EED:skp
Enclosure

cc/enc: David Doyle
Sue Wadel
David McKeague

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE OF GENERAL COUNSEL
90 AUG -6 PM 12:57

90 AUG 24 AM 9:53

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of

Michigan Republican State Committee
and Ronald D. Dahlke, as treasurer

)
) MUR 2461
)

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

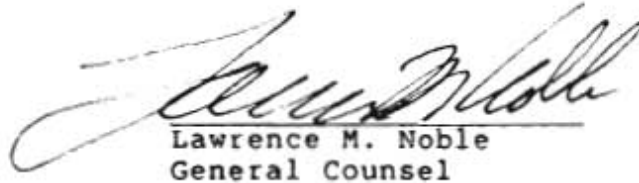
Attached is a conciliation agreement which has been signed by David J. Doyle, the executive director of the Michigan Republican State Committee.

The attached agreement contains no changes from the agreement approved by the Commission on June 15, 1990. A check for the civil penalty has been received.

II. RECOMMENDATIONS

1. Accept the attached conciliation agreement with Michigan Republican State Committee and Ronald D. Dahlke, as treasurer.
2. Close the file.
3. Approve the appropriate letters.

8/23/90
Date


Lawrence M. Noble
General Counsel

Attachments

1. Conciliation Agreement
2. Photocopy of civil penalty check

Staff Assigned: Jeffrey Long

400001970

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Michigan Republican State Committee) MUR 2461
and Ronald D. Dahlke, as treasurer.)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on August 28, 1990, the Commission decided by a vote of 5-0 to take the following actions in MUR 2461:

1. Accept the conciliation agreement with Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, as recommended in the General Counsel's Report dated August 23, 1990.
2. Close the file.
3. Approve the letters, as recommended in the General Counsel's Report dated August 23, 1990.

Commissioners Elliott, Josefiak, McDonald, McGarry and Thomas voted affirmatively for the decision; Commissioner Aikens did not cast a vote.

Attest:

8-28-90
Date

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

Received in the Secretariat: Fri., August 24, 1990 9:53 a.m.
Circulated to the Commission: Fri., August 24, 1990 12:00 p.m.
Deadline for vote: Tues., August 28, 1990 4:00 p.m.

dh



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 12, 1990

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Robert F. Bauer, Esquire
Democratic Congressional Campaign Committee
430 S. Capitol Street, S.E.
Washington, D.C. 20003

RE: MUR 2461

Dear Mr Bauer:

This is in reference to the complaint you filed with the Federal Election Commission on June 5, 1987, concerning the Michigan Republican State Committee, Jim Dunn, and Friends of Jim Dunn.

After conducting an investigation in this matter, the Commission found that there was probable cause to believe the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a), provisions of the Federal Election Campaign Act of 1971, as amended, and found no reason to believe Jim Dunn and Friends of Jim Dunn, and Pauline Dunn, as treasurer, violated any statute within the Commission's jurisdiction.

On August 28, 1990, a conciliation agreement signed by the Michigan Republican State Committee and Ronald D. Dahlke, as treasurer, was accepted by the Commission, thereby concluding the matter. Accordingly, the Commission closed the file in this matter on August 28, 1990. A copy of this agreement is enclosed for your information.

If you have any questions, please contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

99340301972



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

September 12, 1990

James P. Kiefer, Esquire
Dykema, Gossett
800 Michigan National Tower
Lansing, Michigan 48933

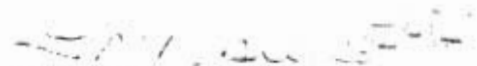
RE: MUR 2461
Friends of Jim Dunn
and Pauline Dunn, as
treasurer, and Jim Dunn

Dear Mr. Kiefer:

This is to advise you that the entire file in this matter has now been closed and will become part of the public record within 30 days. Should you wish to submit any legal or factual materials to be placed on the public record in connection with this matter, please do so within ten days. Such materials should be sent to the Office of the General Counsel.

Should you have any questions, contact Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,


Lawrence M. Noble
General Counsel

20040801973



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

September 12, 1990

David W. McKeague, Esquire
Foster, Swift, Collins & Smith, P.C.
313 S. Washington Square
Lansing, Michigan 48933

RE: MUR 2461
Michigan Republican State
Committee and Ronald D.
Dahlke, as treasurer

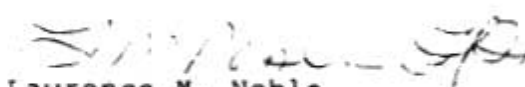
Dear Mr. McKeague:

On August 28, 1990, the Federal Election Commission accepted the signed conciliation agreement submitted on your client's behalf in settlement of a violation of 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a), 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 Jeffrey Long, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,


Lawrence M. Noble
General Counsel

Enclosure
Conciliation Agreement

97-40,01275

In the Matter of)
)
Michigan Republican State Committee) MUR 2461
and Ronald D. Dahlke, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by the Democratic Congressional Campaign Committee. An investigation was conducted, and the Federal Election Commission ("Commission") found probable cause to believe that Michigan Republican State Committee and Ronald D. Dahlke, as treasurer (Respondents"), violated 2 U.S.C. §§ 441a(f) and 434(b)(3)(D), and 11 C.F.R. § 102.5(a).

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. Michigan Republican State Committee is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Ronald D. Dahlke is the treasurer of Michigan Republican State Committee.

3. a) The Federal Election Campaign Act of 1971, as amended ("the Act") prohibits national and state party committees from making any expenditure in connection with the general election campaign of a respective party candidate for the office of Representative, in a state with more than one Representative, which exceeds \$10,000. 2 U.S.C. § 441a(d). This limitation shall be adjusted according to the Consumer Price Index published by the U.S. Bureau of Labor Statistics. 2 U.S.C. § 441a(c) and 11 C.F.R. § 110.9(c).

b) Commission regulations prohibit party committees from making independent expenditures on behalf of the general election campaigns of candidates for federal office. 11 C.F.R. § 110.7(b)(4).

c) Multi-candidate committees, including party committees, are prohibited from making contributions to a candidate and his authorized committee with respect to any election for federal office that aggregate in excess of \$5,000. 2 U.S.C. § 441a(a)(2)(A).

d) A political committee is prohibited from knowingly making any expenditure in violation of the provisions established in Section 441a, and further provides that no officer or employee of a political committee shall knowingly make any expenditure on behalf of a candidate, in violation of the limitations imposed under Section 441a. 2 U.S.C. § 441a(f).

e) Payments by a state or local party committee for the costs of campaign materials used by such committee in

connection with volunteer activities on behalf of party nominees are not contributions or expenditures when certain criteria are met. 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii).

f) Campaign materials purchased with funds from the national committee of a political party, or campaign materials purchased by the national party committee and delivered to the state or local party committee, are not qualified for the volunteer exemption. 11 C.F.R. §§ 100.7(b)(15)(vii) and 100.8(b)(16)(vii).

g) Political committees, including party committees, that finance political activity in connection with both federal and non-federal elections shall establish a separate federal account or political committee for the purpose of financing federal election activity. All disbursements, contributions, expenditures and transfers made by the committee in connection with any federal election shall be made from its federal account or political committee, formed pursuant to the regulations. 11 C.F.R. § 102.5(a).

h) Each financial disclosure report filed with the Commission by a reporting committee shall disclose the total amount of receipts for the reporting period and for the calendar year, and a political party committee shall disclose each transfer of funds received from another party committee regardless of whether such committees are affiliated, together with the date and amount of such transfer. 2 U.S.C. § 434(b)(3)(D).

4. Respondents conducted a mailing activity on behalf

of Jim Dunn, a candidate for the U.S. House of Representatives from the State of Michigan in the 1986 election cycle. The mailing activity consisted of 15 mailings which included campaign materials about the qualifications of Mr. Dunn. The purpose of the mailing activity was to influence the outcome of the 1986 general election. The mailing activity was conducted between July 22 and October 29, 1986. Respondents incurred a total of \$85,139.70 in debts connected with the mailing activity. Respondents assigned their coordinated party expenditure limitation for Jim Dunn to the National Republican Congressional Committee.

5. Respondents received a total of \$137,267.55 from the Republican National Committee ("RNC") and the National Republican Senatorial Committee between June 30 and November 3, 1986. Respondents made disbursements for the mailing activity between July 2 and November 18, 1986. An analysis of Respondents' financial activity during this period demonstrated that expenditures connected with the mailing activity could not have been made without the use of national party funds. The use of national party funds for payments connected with the mailing activity excludes such payments from the volunteer exemption pursuant to 2 U.S.C. §§ 431(8)(B)(x) and 431(9)(B)(viii). Respondents contend that their total deposits from sources other than the RNC throughout the calendar year exceeded the payments in question; that they were unaware that they had used RNC funds to finance volunteer activities; and that they believed these

payments were exempt from the definition of "contribution" and "expenditure."

6. Payments for services received from Marketing Resource Group, Inc., in the amounts of \$3,821.08 and \$7,581.48, and documented by invoices dated August 25, 1986, and August 8, 1986, respectively, were initially made with funds from Respondents' non-federal account in violation of 11 C.F.R. § 102.5(a). On October 13, 1986, Respondents reimbursed the non-federal account with a transfer of funds from the federal account. Respondents contend that at the time these disbursements were made from the Respondents' non-federal account, they were unaware that such disbursements violated Commission regulations.

7. On October 6, 1986, Respondents received a transfer from the Republican National Committee in the amount of \$1,718.95. Respondents failed to itemize the receipt of this transfer by identifying the party committee, date and amount of the transfer in their 1986 Pre-General Report in compliance with 2 U.S.C. § 434(b)(3)(D). On September 16, 1988, Respondents were notified of this error. Respondents amended such report on January 23, 1989, to correct their failure to itemize.

V. Respondents made excessive expenditures on behalf of the Friends of Jim Dunn Committee in violation of 2 U.S.C. § 441a(f), made disbursements in connection with a federal election from a non-federal account in violation of 11 C.F.R. § 102.5(a), and failed to amend their 1986 Pre-General Report in a timely manner to itemize a transfer of funds received from a

national party committee in violation of 2 U.S.C. § 434(b)(3)(D).

VI. Respondents, who have cooperated with the Commission in this matter, contend that there was no knowing and willful violation of any federal statute or regulation by the Respondents in connection with the actions described herein.

VII. Respondents will pay a civil penalty to the Federal Election Commission in the amount of ten thousand dollars (\$10,000), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

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

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

contained in this written agreement shall be enforceable.

FOR THE COMMISSION:

Lawrence M. Noble (JPN)
Lawrence M. Noble
General Counsel

9/14/90
Date

FOR THE RESPONDENTS:

David J. Doyle
David J. Doyle
Executive Director

July 5, 1990
Date

01-40301231



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2461

DATE FILMED 10/12/70 CAMERA NO. 2

CAMERAMAN AS

20040301982