



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE BEGINNING OF MUR # 2667

DATE FILMED 5/24/89 CAMERA NO. 4

CAMERAMAN AS

89040750450

600#9581

STEPHEN MONTANARELLI
STATE PROSECUTOR

STATE OF MARYLAND

FEDERAL ELECTION COMMISSION



TELEPHONE:

(301) 321-4067

MARCOM 234-4067

88 JUN 21 AM 10:55

OFFICE OF
THE STATE PROSECUTOR
SUITE 103
THE INVESTMENT BUILDING
ONE INVESTMENT PLACE
TOWSON, MARYLAND 21204-4120

June 20, 1988

Ms. Lois Lerner
General Counsel
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Dear Ms. Lerner,

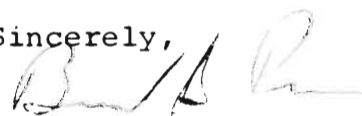
Pursuant to our recent telephone conversation, I am writing to file a complaint with your Office.

In April this Office received a complaint from the Montgomery County State's Attorney regarding a piece of campaign literature which did not have an "authority line." The flyers pertained to the March 8, 1988 Maryland Primary Election, endorsing delegates to the Democratic National Convention.

After reviewing the applicable law it was apparent that this is a case where the Federal Election Law pre-empts State Law. Accordingly, enclosed is our entire file on this matter for your review and ultimate disposition.

Thank you for your help, and as always if you have any questions do not hesitate to call.

Sincerely,


BERNARD A. PENNER
Assistant State Prosecutor

BAP:daa

Enclosure/s

cc: Andrew Sonner, State's Attorney for Montgomery County
Delegate Dana Lee Dembrow

TELETYPEWRITER NUMBERS - FOR USE BY DEAF AND SPEECH IMPAIRED PERSONS ONLY

BALTIMORE AREA

383-7555

DC METRO

565-0451

STATEWIDE (TOLL FREE)

1-800-492-5062

88 JUN 21 PM 2:26

RECEIVED
FEDERAL ELECTION COMMISSION

1540750451

CONFIDENTIAL

8601 Manchester Road
#419
Silver Spring, Maryland 20901
April 4, 1988

Andy Sonner
State's Attorney
50 Courthouse Square
Rockville, Maryland 20850

Re: Elections Law Violations

Dear Mr. Sonner:

This is to request the attention and appropriate action from your offices regarding campaign violations evidenced by the enclosed flyer which was mass mailed in Montgomery County shortly before the Primary Election on March 8, 1988.

It is hypocritical that some legislators are working to insure fair and precise campaign laws while incumbent elected officials operate campaign in blatant ignorance or violation of the simplest requirements.

You will note that the enclosed flyer has no authority line. It promotes an incumbent United States senator, two state senators, a county councilman and additional Party officials. Don't any of them care enough about the law to make the first inquiry into their responsibility to comply with election requirements?

Your action in this matter will be appreciated by those who deserve to expect public officials to live by the letter of the principals they enact. Thank you.

Sincerely yours,

Dana Lee Dembrow

cc: State Prosecutor
Enclosure

89040750452



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 30, 1988

The Honorable Ida G. Ruben
Maryland Senate
Annapolis, MD 21401

Dear Ms. Ruben:

On June 21, 1988, the Federal Election Commission received a letter alleging that you violated sections of the Federal Election Campaign Act of 1971, as amended. However, as indicated from the copy of the enclosed letter to the complainant, those allegations do not meet certain specified requirements for the proper filing of a complaint. Thus, no action will be taken on this matter unless the allegations are refiled meeting the requirements for a properly filed complaint. If the matter is refiled, you will be notified at that time.

This matter will remain confidential for 15 days to allow for the correction of the defects. If the defects are not cured and the allegations are not refiled, no additional notification will be provided and the file closed.

If you have any questions, please do not hesitate to call me at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures

- Copy of Complaint
- Copy of Letter to Complainant

89040750453



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

June 30, 1988

Ms. Dana Lee Dembrow
8601 Manchester Road
#419
Silver Spring, MD 20901

Dear Ms. Dembrow:

We have received your letter, which was referred to our office, on June 21, 1988, regarding the possibility of a violation of the Federal Election Campaign Act of 1971, as amended ("the Act").

The 1976 amendments to the Act and Federal Election Commission regulations require that a complaint meet certain specific requirements. Your letter does not meet these requirements. Consequently, the Commission can take no action at this time to investigate this matter.

However, if you desire the Commission to look into the matter discussed in your letter to determine if the Act has been violated, a formal complaint as described in 2 U.S.C. 437g(a)(1) must be filed. Requirements of this section of the law and Commission regulations at 11 C.F.R. 111.4 which are a prerequisite to Commission action are detailed below:

- (1) A complaint must be in writing.
(2 U.S.C. 437g(a)(1))
- (2) Its contents must be sworn to and signed in the presence of a notary public and shall be notarized.
(2 U.S.C. 437g(a)(1))
- (3) A formal complaint must contain the full name and address of the person making the complaint.
(11 C.F.R. 111.4)
- (4) A formal complaint should clearly identify as a respondent each person or entity who is alleged to have committed a violation. (11 C.F.R. 111.4)
- (5) A formal complaint should clearly identify the source of information upon which the complaint is based. (11 C.F.R. 111.4)
- (6) A formal complaint should contain a clear and concise recitation of the facts describing the violation of a

3 7 0 4 0 7 5 0 4 5 4

statute or law over which the Commission has jurisdiction. (11 C.F.R. 111.4)

- (7) A formal complaint should be accompanied by supporting documentation if known and available to the person making the complaint.
(11 C.F.R. 111.4)

Finally, please include your telephone number, as well as the full names and addresses of all respondents.

Enclosed is a copy of Commission regulations, and your attention is directed to 11 C.F.R. 111.4 through 111.10 that deal with preliminary enforcement procedures. Also, enclosed is a compilation of Federal Election Campaign laws on which these regulations are promulgated. I trust these materials will be helpful to you should you wish to file a legally sufficient complaint with the Commission. The file regarding this correspondence will remain confidential for a 15 day time period during which you may file an amended complaint as specified above.

If we can be of any further assistance, please do not hesitate to contact me at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures
Excerpts
Procedures

cc: respondents

cc: Bernard A. Penner
Assistant State Prosecutor
Suite 103
The Investment Building
One Investment Place
Towson, MD 21204-4120

39040750453

STEPHEN MONTANARELLI
STATE PROSECUTOR

STATE OF MARYLAND

RECEIVED
FEDERAL ELECTION COMMISSION



TELEPHONE:

(301) 321-4067

MARCOM 234-4067

88 JUL 29 AM 11:13

7/26/88

OFFICE OF
THE STATE PROSECUTOR
SUITE 103
THE INVESTMENT BUILDING
ONE INVESTMENT PLACE
TOWSON, MARYLAND 21204-4120

July 20, 1988

Ms. Lois G. Lerner
Associate General Counsel
Federal Election Commission
999 E. Street N.W.
Washington, D. C.

Dear Ms. Lerner:

Pursuant to your letter dated June 30, 1988, I am writing to file a formal complaint with the Federal Election Commission.

This Office received a complaint from the Montgomery County State's Attorney regarding campaign literature which did not contain an "authority line." The campaign literature supported, among others, Ida G. Ruben, a Maryland State Senator. She was seeking election as a delegate, on behalf of Al Gore, to the Democratic National Convention.

It is apparent that this is a case where Federal Election Law pre-empts State Election Law. Since this Office does not have jurisdiction over this matter, I have referred it to your office. Accordingly, I have enclosed a copy of the campaign flyer.

Thank you for your help, and as always if you have any questions do not hesitate to call.

Sincerely,

BERNARD A. PENNER
Assistant State Prosecutor

BAP/jms

Enclosure

88 JUL 29 PM 3:01
FEDERAL ELECTION COMMISSION

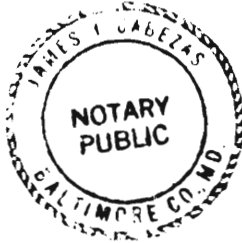
Page two
Lois G. Lerner
July 20, 1988

I, James Cabezas, a Notary Public in and for the State of Maryland, County of Baltimore, duly commissioned and qualified, do hereby certify that the above named Bernard A. Penner personally appeared, signed and sworn to before me the truthfulness and accuracy of the matter contained herein.

In witness whereof I have hereunto set my hand and affixed my seal this 20th day of July, 1988.

My Commission Expires: July, 1990

James J. Cabezas
NOTARY PUBLIC



8 9 0 4 0 7 5 0 4 5 7

8 9 0 4 0 7 5 0 4 5 8

Please Vote Primary Day
TUESDAY, MARCH 8



ELECT Senator IDA G. RUBEN

Delegate to
Democratic National Convention
Vote for these 8 Delegates



**THOMAS E.
BRATTEN, JR.**

Chair, Mont-
gomery County
Democratic
Central Com-
mittee

**MARC C.
GROSBERG**

Montgomery
County
Gore cam-
paign coord-
inator,
attorney

**BRIAN
LEGGETT**

Member
Montgomery
County Council,
law professor,
Howard
University

**LAURENCE
LEVITAN**

State Senator
since 1975,
Chairman of
Budget and
Taxation
Committee

**LAUREL
HARRISON-
WINKELSTEIN**

Past Vice-Chair
Montgomery
County Demo-
cratic Central
Committee

**MARY
LAW
MILLER**

Executive
Board, State
Democratic
Central Com-
mittee

**IDA G.
RUBEN**

State Senator
General
Assembly
legislator 4
years

**KIMBERLY
STEFANIK**

Assistant
Director of
Development,
Johns Hopkins
Oncology
Center

Here's how to elect Gore delegates: 1) vote Al Gore on front of ballot card A and 2) vote the four female and four male Gore candidates listed in alphabetical order on both sides of ballot cards B and C.

8 9 0 4 0 7 5 0 4 5 9

Dear Friend,

The March 8th Primary is the key to the White House in November for Democrats. I am supporting Senator Al Gore for President of the United States because he will:

- Rebuild America's economic strength
- Restore integrity to the White House
- Promote a national agenda for better education
- Wage a vigorous war on drugs
- Promote a renewed Presidential Commitment to Israel and peace in the Middle East
- Protect our Social Security system so that older Americans can be assured financial security

Won't you please lend him and his delegates your support too!

Fondly,

Ada H. Ruben



Vote March 8

11 Schindler Court
Silver Spring, Maryland 20903

BULK RATE:
US Postage
PAID
Permit No. 2625
Silver Spring MD

COR-RT-SORT

AL GORE

Democrat for President



"Our most serious challenge as a people is to end the arms race and build a safer, saner world."

STEPHEN MONTANARELLI
STATE PROSECUTOR

STATE OF MARYLAND



TELEPHONE:
(301) 321-4067
MARCOM 234-4067

OFFICE OF
THE STATE PROSECUTOR
SUITE 103
THE INVESTMENT BUILDING
ONE INVESTMENT PLACE
TOWSON, MARYLAND 21204-4120

June 20, 1988

Delegate Dana Lee Dembrow
8601 Manchester Road
#419
Silver Spring, Maryland 20901

Dear Delegate Dembrow,

Enclosed is a self-explanatory letter referring your complaint to the Federal Election Commission which has jurisdiction over Federal Elections. Thank you for bringing this matter to our attention.

Sincerely,

B. A. Penner
BERNARD A. PENNER
Assistant State Prosecutor

BAP:daa

cc: Andrew Sonner, State's Attorney for Montgomery County

STEPHEN MONTANARELLI
STATE PROSECUTOR

STATE OF MARYLAND



Bervie
TELEPHONE:
(301) 321-4067
MARCOM 234-4067

OFFICE OF
THE STATE PROSECUTOR
SUITE 103
THE INVESTMENT BUILDING
ONE INVESTMENT PLACE
TOWSON, MARYLAND 21204-4120

June 20, 1988

Ms. Lois Lerner
General Counsel
Federal Election Commission
999 E Street N.W.
Washington, D.C. 20463

Dear Ms. Lerner,

Pursuant to our recent telephone conversation, I am writing to file a complaint with your Office.

In April this Office received a complaint from the Montgomery County State's Attorney regarding a piece of campaign literature which did not have an "authority line." The flyers pertained to the March 8, 1988 Maryland Primary Election, endorsing delegates to the Democratic National Convention.

After reviewing the applicable law it was apparent that this is a case where the Federal Election Law pre-empts State Law. Accordingly, enclosed is our entire file on this matter for your review and ultimate disposition.

Thank you for your help, and as always if you have any questions do not hesitate to call.

Sincerely,

Bernard A. Penner
BERNARD A. PENNER
Assistant State Prosecutor

BAP:daa

Enclosure/s

cc: Andrew Sonner, State's Attorney for Montgomery County
Delegate Dana Lee Dembrow



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 5, 1988

Mr. Bernard A. Penner
Assistant State Prosecutor
Office Of The State Prosecutor
Suite 103
The Investment Building
One Investment Place
Towson, MD 21204-4120

RE: MUR 2664

Dear Mr. Penner:

This letter acknowledges receipt of your complaint, received on July 29, 1988, alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Honorable Ida G. Ruben. The respondent 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 2664. 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
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

2 6 4 7 5 0 4 0 2



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 5, 1988

The Honorable Ida G. Ruben
11 Schindler Court
Silver Spring, MD 20903

RE: MUR 2664
Ida G. Ruben

Dear Ms. Ruben:

The Federal Election Commission received a complaint which alleges that you 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 2664. Please refer to this number in all future correspondence.

Under the Act, you have the opportunity to demonstrate in writing that no action should be taken against you in this matter. 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 Section 437g(a)(4)(B) and Section 437g(a)(12)(A) of Title 2 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 Robert Raich, the attorney assigned to this matter, at (202) 376-5690. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Sincerely,

Lawrence M. Noble
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosures

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

89040750464

600# 155

RECEIVED
FEDERAL ELECTION COMMISSION

88 AUG 18 AM 9:46

LAW OFFICES
STANTON J. GILDENHORN
SUITE 300
ONE MONTROSE METRO
11021 ROCKVILLE PIKE
ROCKVILLE, MARYLAND 20852
(301) 984-0444

MEMBER
MARYLAND AND DISTRICT
OF COLUMBIA BARS

August 16, 1988

MCI MAIL: 142-1369
WESTERN UNION TELE X: 9103308826
COMPUSERVE: 75125,1204

Lois G. Lerner, Esquire
Associate General Counsel
Federal Election Commission
Washington, D. C. 20463

Re: Ida G. Ruben
MUR 2664

Dear Ms. Lerner:

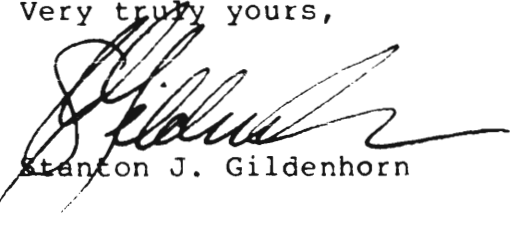
Pursuant to our telephone conversation this date, I have been retained to represent Senator Ruben in the above matter. Enclosed herewith, please find her executed Designation of Counsel.

Also enclosed, please find Senator Ruben's Affidavit of August 12, 1988, setting forth the circumstances surrounding the mailing of the subject card. You will note that Senator Ruben sought expert legal advice and relied on that advice prior to the mailing. You will also find enclosed herewith a letter from Marc C. Ginsberg, Esquire, dated August 11, 1988, which confirms all facts contained in Senator Ruben's Affidavit and specifically states, "She was concerned enough about complying with the law to diligently raise the matter with me prior to her mailing. She relied on the advice I gave her, and if there is any validity to the complaint filed, I accept full responsibility for the advice I gave Sen. Ruben."

Given these mitigating facts and circumstances, I certainly hope that the Commission will take no further action in this matter.

Thank you for your attention and courtesy.

Very truly yours,


Stanton J. Gildenhorn

SJG/gd
Encls.
cc: Senator Ruben

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88 AUG 18 AM 11:54

RECEIVED
FEDERAL ELECTION COMMISSION

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2664

NAME OF COUNSEL: STANTON J. GILDENHORN

ADDRESS: Suite 300

11921 Rockville Pike

Rockville, MD 20852

TELEPHONE: (301) 984-0444

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.

August 12, 1988
Date

Ida E. Ruben
Signature

RESPONDENT'S NAME: Ida E. Ruben

ADDRESS: 11 Schindler Court
Silver Spring, Md. 20903

HOME PHONE: 439-2332

BUSINESS PHONE: 858-3634 (D.C. Area)

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AFFIDAVIT OF SENATOR IDA G. RUBEN

State of Maryland)
) SS:
County of Montgomery)

IDA G. RUBEN deposes and states under the penalties of perjury as follows:

When I was selected as a Gore delegate, I decided to put out a mailing. In discussions with Marc Ginsberg, Esquire, a co-delegate candidate, chairman of the local Gore campaign, and a practicing attorney, relative to a "By Authority" line, he advised me that a "By Authority" line was not necessary under the federal elections law as long as I paid for the mailing myself. Mr. Ginsberg indicated that he was going to confer with the Federal Elections Commission (FEC) for me. I was in Session at the time and was unable to check it myself.

I proceeded to put the material together and read the entire content of the card to Mr. Ginsberg and described it thoroughly on the telephone. When Mr. Ginsberg called me back he said that he had conferred with the FEC and that it was not necessary to have an authority line provided it was promoting my candidacy as a delegate and I was the prominently-featured candidate.

I then proceeded to mail the card without a "By Authority" line with the understanding that this was correct under the applicable federal law. Mr. Ginsberg stated that all that was needed was a report filed with the FEC which included the amounts spent for preparation and mailing of the card and that he would file same for me. Subsequently, a letter dated April 4, 1988,

82040750457

was sent to Mr. Ginsberg with a copy of the bills for the mailing. On April 26, 1988, I received a letter from Mr. Ginsberg stating that he had filed the FEC report on my behalf, a copy of which is attached.



IDA G. RUBEN

Subscribed and sworn to before me, a Notary Public, this
12th day of August, 1988.

My commission expires:


Notary Public

STANTON J. GILDENHORN
Notary Public, Maryland
My Commission Expires July 1, 1990

AND CONTRIBUTIONS RECEIVED
(To Be Used by a Person Other Than a Political Committee)
(See Instructions on Reverse Side)

1. (a) Name IDA G. RUBEN	(e) Occupation STATE SENATOR
(b) Address 11 SCHINDLER COURT	2. Identification Number
(c) City, State and ZIP Code SILVER SPRING, MD. 20903	3. Is this Report an Amendment? ☐ YES ☒ NO
(d) Name of Employer MARYLAND STATE SENATE	

4. TYPE OF REPORT (check appropriate boxes):

- | | |
|---|--|
| ☐ April 15 Quarterly Report
☒ July 15 Quarterly Report
☐ October 15 Quarterly Report
☐ January 31 Year End Report
☐ July 31 Mid Year Report | ☐ Twelfth Day Report preceding _____ election on _____
in the State of _____
☒ Thirtieth Day Report following the General Election on MARCH 7
in the State of MARYLAND |
|---|--|

5. This Report covers the period - FROM: **APRIL 1, 1988** THROUGH: **PRESENT**

6. CONTRIBUTION(S) RECEIVED

Full Name, Mailing Address and ZIP Code of Contributor	Name of Employer	Occupation	Date (Month, Day, Year)	Amount

7. EXPENDITURE(S) MADE

Full Name, Mailing Address and ZIP Code of Payee	Purpose of Expenditure	Date (Month, Day, Year)	Amount	Check One		Name and Office Sought (District, State) of Federal Candidate
				Support	Oppose	
HOWART PRESS	PRINTING	4/1/88	\$657.00	☒	☐	DELEGATE TO DEM. NATIONAL CONVENTION
WIEGMAN MAILING SERV.	MAILING POSTAGE	4/1/88	\$138.08	☒	☐	

8. Total Contributions \$ _____

9. Total Expenditures \$ **795.08**

Under penalty of perjury I certify that the independent expenditures reported herein were not made with the cooperation or with the prior consent of, or in consultation with, or at the request or suggestion of, a candidate or agent or authorized committee of such candidate. Furthermore, these expenditures did not involve the financing of, the dissemination, distribution or republication, in whole or in part, of any campaign materials prepared by the candidate or an agent or authorized committee of the candidate.

Subscribed and sworn to before me this **15**

day of **April**, 19**88**

My Commission Expires:

November 30, 1988

Susan W. McKee (Notary Public)

IDA G. RUBEN
 SIGNATURE
ATTEST - IDA G. RUBEN
4/15/88

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

For further information contact:
 Federal Election Commission
 Toll Free 800-424-9530
 Local 202-693-4889
376-3120

Any information reported herein may not be copied for sale or use by any person for the purposes of soliciting contributions or for any other commercial purpose except that the name and address of any political committee may be used to solicit contributions from such committee.

GALLAND, KHARASCH, MORSE & GARFINKLE, P. C.
CANAL SQUARE
1054 THIRTY-FIRST STREET, N. W.
WASHINGTON, D. C. 20007-4492
(202) 342-5200

ROBERT N. KHARASCH
ROBERT H. MORSE
MORRIS R. GARFINKLE
ALBERT F. GRISARD
EDWARD D. GREENBERG
MARK S. KAHAN
KATHLEEN MAHON
SUSAN B. JOLLIE
ANDREW B. SACKS
MARK W. ATWOOD
DAVID K. MONROE
DAVID P. STREET
MARK T. PRIESING
H. LALLA SHISHKEVISH
PETER J. PETESCH
STEPHEN G. CHRISTIANSON*

*ADMITTED IN VIRGINIA ONLY

GEORGE F. GALLAND (1910-1985)

MARC C. GINSBERG
OF COUNSEL

G. NATHAN CALKINS
COUNSEL TO THE FIRM

CABLE: OBJECTIVE
TELEX: 89 2520 (WU)
440297 (ITT)
TELECOPY: (202) 342-5219

WRITER'S DIRECT DIAL NUMBER

August 11, 1988

Stan Gildenhorn, Esq.
Shulman, Rogers, Gandal, Pordy & Ecker
Suite 300
11921 Rockville Pike
Rockville, Md. 20852

Re: Ruben Federal Election Commission Complaint

Dear Stan:

You have requested me to provide you with a statement setting forth my discussions with Sen. Ida Ruben governing a constituent-directed mailing she undertook prior to the Maryland Presidential Primary to promote her candidacy as a delegate pledged to Sen. Albert Gore, Jr.

Several weeks prior to the Maryland Presidential primary, Sen. Ruben called me to inform me that she was planning to send a mailing to her constituents to promote her candidacy as a Gore delegate. I encouraged her to proceed, but informed her that if this was to constitute an independent expenditure, there could be no consultation with the Gore campaign, and that she would have to produce her materials from scratch as any cooperation or coordination with the Gore campaign would convert her promotional effort into a Gore campaign contribution.

Subsequently, I understand Sen. Ruben proceeded to prepare the mailing on her own without any of the Montgomery County Gore delegates and without consulting the Gore campaign on the content of the proposed mailing.

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Sen. Ruben called me again a week or so later and asked me whether her mailing required an "authority line," and what else was needed to be sure that the mailing complied with the law. During the call, Sen. Ruben described to me the contents of the mailing, including the prominence given her picture and her name, the reference to other Gore delegate-candidates and the use of their pictures, and the reference to Sen. Gore's name, as well.

I indicated to Sen. Ruben my understanding that so long as the mailing was designed to primarily promote her candidacy as a delegate, even though it included verbal and pictorial references to Sen. Gore, that the mailing constituted an "independent expenditure" which did not require an authority line so long as she reported this "independent expenditure" to the Federal Election Commission.

I based my advice on a mailing sent to each delegate-candidate by Rick Hutcheson (attached) entitled "Legal Guidelines for Expenditures Made to Promote Your Election as a Delegate...to the...Convention". Encircled on Page 2 is the pertinent legal guidelines issued by the Gore campaign which corroborate the advice I gave Sen. Ruben to the effect that her mailing would be deemed an independent expenditure even if it included a reference to Sen. Gore, as well. I further advised her of my understanding that an "authority line" was only required if the mailing was not an "independent expenditure" and only qualified as a Gore mailing, rather than a mailing on behalf of an individual candidate.

Paragraph 2 of the Hutcheson memorandum reads in pertinent part: "It is also legal to use...mass communications...to campaign on behalf of yourself AND AL GORE (emphasis added)...but subject to certain reporting requirements. If your (sic) spending without consultation with the Campaign and exceeds \$250, it is deemed an "independent expenditure" and must be reported to the FEC..."

Sen. Ruben was extremely eager to be sure that her mailing completely complied with the law because she was unfamiliar with federal campaigns and pressed me to obtain confirmation of my understanding of the law from the FEC and from the Gore campaign. Because Sen. Ruben expressed such deep concern, and notwithstanding the availability of the above-referenced memorandum, I agreed to call the FEC and the Chief Counsel to the Gore Campaign--Todd Campbell. Sen. Ruben informed me that in view of the time frame under which she was working it was critical that I call her back within 24 hours to confirm my representation to her about the authority line inquiry.

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The following day, I called the main number of the FEC and was referred to a person whose name I cannot now recollect. I regret that I did not prepare a memorandum of conversation on this call. I stated my inquiry regarding an authority line and requested corroboration of my understanding of the law. I conveyed Sen. Ruben's description of the mailing and her intention to file an "independent expenditure" report.

The FEC official concurred that no authority line was necessary as the mailing was an "independent expenditure" but was reportable since it included reference to Sen. Gore and was a "mass communication." Of course, the FEC official stated that without seeing the material, the advice was based solely on the description I provided.

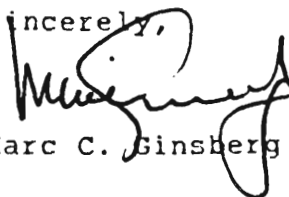
Several hours later, I reached Todd Campbell, counsel to the Gore campaign, who also confirmed that no authority line was necessary since the mailing was not a Gore campaign contribution and was an "independent expenditure." However, he also advised me to be sure that the mailing expenditure was reported.

I then called Sen. Ruben at home and confirmed to her my conversations with both the FEC and with Todd Campbell. She expressed appreciation and was satisfied that I had taken the trouble to obtain these opinions. I advised her to proceed as she planned, and told her that I would obtain from the FEC the reporting form for completion.

May I add that Sen. Ruben is understandably deeply upset with this complaint. I am available to do whatever I can to resolve this complaint and to explain my advice to the FEC. In my opinion, Sen. Ruben acted entirely in a prudent manner. She was concerned enough about complying with the law to diligently raise the matter with me prior to her mailing. She relied on the advice I gave her, and if there is any validity to the complaint filed, I accept full responsibility for the advice I gave Sen. Ruben.

Please do not hesitate to contact me should you have any further questions on the foregoing matter.

Sincerely,



Marc C. Ginsberg

cc: Sen. Ida Ruben

39040750472

376-8140

AL
GORE



President

'88

MEMORANDUM

TO:

CANDIDATES FOR DELEGATE AND
ALTERNATE

FROM:

RICK HUTCHESON 
Senior Advisor for Strategy and
Delegate Selection

SUBJ:

Legal Guidelines for
Expenditures Made to Promote
Your Election as a Delegate or
Alternate to the
1988 Democratic Convention

A number of persons who are running for delegate pledged to Al Gore have asked under what circumstances it is legal to spend money in an effort to promote one's own election as a delegate or alternate. This memorandum will provide you with general guidelines about the law as it applies to you. If you have further questions, please feel free to contact me or the Campaign Counsel, Todd Campbell, for clarification.

1. IS IT LEGAL FOR ME TO SPEND MONEY FOR THE PURPOSE OF PROMOTING MY ELECTION AS A DELEGATE OR ALTERATE?

Yes, absolutely. If your campaign materials feature your name alone (i.e., do not mention Al Gore), you may spend as much as you like on any medium (TV, radio, buttons, brochures, etc.) without limitation or reporting requirements. However, you may not accept contributions from corporations or labor unions.

2. IS IT LEGAL FOR ME TO SPEND MONEY PROMOTING THE ELECTION OF AL GORE AS WELL AS MYSELF AS A DELEGATE OR ALTERNATE CANDIDATE?

Again, the answer is yes, but the law makes a distinction between so-called "volunteer materials" (buttons, bumper stickers, yard signs, leaflets and brochures) as opposed to media of mass communications (radio, TV, billboards, direct mail).

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If you wish to campaign with materials which mention ~~Al Gore~~, in addition to your own name (for example, identifying yourself as a delegate or alternate pledged to Al Gore), ~~you may spend as much as you like on volunteer materials (buttons, bumper stickers, leaflets, brochures, yard signs) without limitation or reporting requirements.~~

It is also legal to use media of mass communications (TV, radio, billboards, direct mail) to campaign on behalf of yourself and Al Gore -- without limitation, ~~but subject to certain reporting requirements.~~ If your spending without consultation with the Campaign and ~~exceeds \$250,~~ it is deemed an "~~independent expenditure,~~" and ~~must be reported~~ to the Federal Election Commission on the attached form.

~~If you consult,~~ cooperate or coordinate IN ANY WAY with the Al Gore Campaign or its employees or representatives, then any such expenditures are considered ~~"in kind"~~ contributions to the Gore Campaign, are limited to ~~\$1000 per individual,~~ and must be reported by the Gore Campaign to the Federal Election Commission.

3. IF I CHOOSE TO SPEND MONEY ON MY CAMPAIGN TO BE ELECTED A DELEGATE, WHERE CAN I GET GORE CAMPAIGN MATERIALS?

In general, ~~you should produce all of your own~~ materials from scratch. Should you ~~reproduce materials~~ originally produced by the Gore Campaign, then any expenditures you make are considered "in kind" contributions, are limited to ~~\$1000~~ and must be reported to the Federal Elections Commission by the Gore Campaign.

4. CAN I GET TOGETHER WITH OTHER DELEGATES OR ALTERNATES IN MY DISTRICT AND SPEND MONEY COLLECTIVELY TO HELP GET OUR SLATE OF DELEGATES ELECTED?

~~Yes,~~ Keep in mind, however, that on every occasion where two or more people band together to spend money for the purpose of influencing an election, Federal election law considers that they have become a "political committee." Delegate committees which spend less than \$1000 have no reporting requirements. ~~However, delegate~~ committees which spend \$1000 or more must register with the Federal Elections Commission and, file periodic disclosure ~~reports.~~

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

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARY

88 OCT 13 AM 9:26

FIRST GENERAL COUNSEL'S REPORT

MUR #: 2664
DATE COMPLAINT RECEIVED
BY OGC: 8/1/88
DATE OF NOTIFICATION
TO RESPONDENT: 8/5/88
STAFF MEMBER: R. Raich

SENSITIVE

COMPLAINANT: Bernard A. Penner, Assistant State Prosecutor

RESPONDENT: Ida G. Ruben

RELEVANT STATUTES: 2 U.S.C. § 441d(a)
11 C.F.R. § 110.14

INTERNAL REPORTS CHECKED: AO 1980-5
AO 1988-1

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

This matter arises from a complaint filed with the Commission by Bernard A. Penner, a Maryland Assistant State Prosecutor.

II. FACTUAL AND LEGAL ANALYSIS

Ida G. Ruben ran in the Maryland presidential primary election on March 8, 1988, as a delegate to the Democratic National Convention in support of Al Gore. The complaint alleges that her campaign material (Attachment I) did not contain a disclaimer.

The campaign material constituting Attachment I appears to advocate the election of both Ida G. Ruben for Delegate and Al Gore for President. The material was distributed by direct mail, but does not state who paid for or authorized it. The response to the complaint (Attachment II) indicates that Ms. Ruben spent

\$1989.08 of her own money for printing, mailing, and postage in connection with the campaign material. A commercial vendor handled the mailing.

The limitations on contributions to candidates and political committees do not apply to contributions made to delegates to party conventions, however such contributions must be from funds permissible under the Act. 11 C.F.R. § 110.14(d)(1) and (c)(2). Expenditures by a delegate that advocate the delegate's selection and refer to a presidential candidate, and that are used in connection with volunteer activity, are not subject to limitations and need not be reported. 11 C.F.R. § 110.14(f)(1). Such expenditures by delegates that are not for volunteer activity, but rather are for public political advertising (such as direct mail), are in-kind contributions if made in cooperation with a candidate, and are independent expenditures if not made in cooperation with a candidate. 11 C.F.R. § 110.14(f)(2). Independent expenditures in excess of \$250 must be reported to the Commission. 2 U.S.C. § 434(c)(1). See also AO 1980-5.

Whenever any person makes an expenditure (including an independent expenditure) for the purpose of financing a communication expressly advocating the election or defeat of a clearly identified candidate, through any direct mailing or other type of general public political advertising, such communication if not authorized by a candidate, must clearly state the name of the person who paid for it and that it is not authorized by a candidate. 2 U.S.C. § 441d(a)(3). See also AO 1988-1.

The evidence before the Commission indicates that Ida G. Ruben financed a direct mail communication that, among other

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III. RECOMMENDATIONS

- Lawrence M. Noble
General Counsel

10/12/88


Lois G. Lerner
Associate General Counsel

I. Campaign material
II. Response to complaint
III. Factual and Legal Analysis
IV. Letter

*7/ Although officials of the Gore campaign were apparently informed of Ms. Ruben's communication prior to its distribution, this Office makes no recommendations with regard to that issue. It appears that campaign officials were only informed about the communication because of Ms. Ruben's attempt to ensure compliance with the Act. The Commission's Regulations permit there to be a particular kind of consultation between agents of a candidate and persons making independent expenditures without that consultation automatically causing the expenditures to lose their independence. Specifically, a candidate's agent may provide an expending person upon request information concerning the Commission's guidelines on independent expenditures. See 11 C.F.R. § 109.1(b)(4)(ii).

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Ida G. Ruben

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)

MUR 2664

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 17, 1988, the Commission decided by a vote of 5-0 to take the following actions in MUR 2664:

1. Find reason to believe Ida G. Ruben violated 2 U.S.C. § 441d(a).
2. Approve the Factual and Legal Analysis, as recommended in the First General Counsel's report signed October 12, 1988.
3. Approve and send the letter, as recommended in the First General Counsel's report signed October 12, 1988.

Commissioners Aikens, Elliott, Josefiak, McGarry, and Thomas voted affirmatively for the decision; Commissioner McDonald did not cast a vote.

Attest:

Oct. 17, 1988

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Thurs.,	10-13-88,	9:2
Circulated on 48 hour tally basis:	Thurs.,	10-13-88,	4:0
Deadline for vote:	Mon.,	10-17-88,	4:0



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

October 19, 1988

Stanton J. Gildenhorn, Esquire
11921 Rockville Pike, Suite 300
Rockville, Maryland 20852

RE: MUR 2664
Ida G. Ruben

Dear Mr. Gildenhorn:

On August 5, 1988, the Federal Election Commission notified your client, Ida G. Ruben, 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 Ms. Ruben at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on October 17, 1988, found that there is reason to believe Ida G. Ruben violated 2 U.S.C. § 441d(a), a provision of the Act. 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 Ms. Ruben. 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 question within 15 days of receipt of this letter. Where appropriate, statements should be submitted under oath.

Please state the number of households to which Ida G. Ruben mailed the communication referenced in the complaint in this matter.

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

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Letter to Stanton J. Gildenhorn, Esquire
Page 2

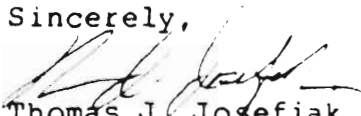
If you are interested in pursuing pre-probable cause conciliation, you should so request in writing. See 11 C.F.R. § 111.18(d). Upon receipt of the request, the Office of the General Counsel will make recommendations to the Commission either proposing an agreement in settlement of the matter or recommending 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 Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,


Thomas J. Josefiak
Chairman

Enclosure
Factual and Legal Analysis

9 9 0 4 0 7 5 0 9 9 0

EXC# 866

RECEIVED
FEDERAL ELECTION COMMISSION
SECTION 5

88 NOV -3 PM 3:53

LAW OFFICES
STANTON J. GILDENHORN

SUITE 300
ONE MONTROSE METRO
11921 ROCKVILLE PIKE
ROCKVILLE, MARYLAND 20852
(301) 984-0444

MEMBER

MARYLAND AND DISTRICT
OF COLUMBIA BARS

November 1, 1988

MCI MAIL: 142-1369
WESTERN UNION TELEX: 9103336826
COMPUSERVE: 75125,1204

Hon. Thomas J. Josefiak
Chairman
Federal Election Commission
Washington, D. C. 20463

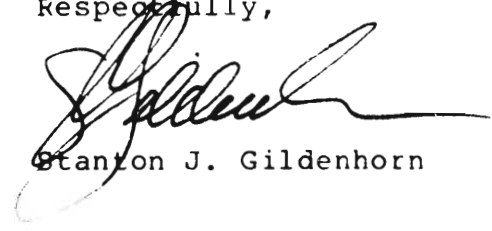
RE: MUR 2664
Ida G. Ruben

Dear Mr. Josefiak:

Pursuant to your letter of October 19, 1988, which was received in my office on October 21, 1988, this will constitute a formal request for pre-probable cause conciliation in the above matter.

With respect to your request about the number of households to which the communication was sent, I expect to be able to answer that question by tomorrow and will immediately write a follow-up letter providing that information.

Respectfully,



Stanton J. Gildenhorn

SJG/gd

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88 NOV -3 PM 3:54

RECEIVED
FEDERAL ELECTION COMMISSION
SECTION 5

89 JAN -5 PH 4:22

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Ida G. Ruben

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MUR 2664

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On October 17, 1988, the Commission found reason to believe Ida G. Ruben violated 2 U.S.C. § 441d(a) by failing to include a disclaimer on a communication requiring a disclaimer. The respondent has now requested to enter into conciliation negotiations prior to a Commission determination of probable cause (Attachment I).

II. DISCUSSION OF CONCILIATION PROVISIONS

III. RECOMMENDATIONS

1. Enter into conciliation with Ida G. Ruben prior to a finding of probable cause to believe.
2. Approve the attached Conciliation Agreement.

39040750493

3. Approve and send the attached letter.

Lawrence M. Noble
General Counsel

1-5-89
Date

BY: 
Lois G. Lerner
Associate General Counsel

Attachments

1. Respondent's replies
2. Conciliation Agreement
3. Letter

Staff Member: Robert Raich

89040750484

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Ida G. Ruben)

MUR 2664

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on January 11, 1989, the Commission decided by a vote of 6-0 to take the following actions in MUR 2664:

1. Enter into conciliation with Ida G. Ruben prior to a finding of probable cause to believe.
2. Approve the Conciliation Agreement, as recommended in the General Counsel's Report signed January 5, 1989.
3. Approve and send the letter, as recommended in the General Counsel's Report signed January 5, 1989.

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

Attest:

1-11-88

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Thurs., 01-05-89, 4:22
Circulated on 48 hour tally basis:	Fri., 01-06-89, 12:00
Deadline for vote:	Tues., 01-10-89, 4:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

January 13, 1989

Stanton J. Gildenhorn, Esquire
Suite 300, One Montrose Metro
11921 Rockville Pike
Rockville, Maryland 20852

RE: MUR 2664
Ida G. Ruben

Dear Mr. Gildenhorn:

On October 17, 1988, the Federal Election Commission found reason to believe that your client, Ida G. Ruben, violated 2 U.S.C. § 441d(a). At your request, on January 11, 1989, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement in settlement of this matter prior to a finding of probable cause to believe.

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

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

69 APR 11 PM 3:32

In the Matter of
Ida G. Ruben

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MUR 2664

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On January 13, 1989, the Commission mailed respondent's counsel a proposed conciliation agreement in settlement of this matter, prior to a finding of probable cause to believe.

II. DISCUSSION OF CONCILIATION PROVISIONS

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III. RECOMMENDATIONS

1. Accept the respondent's counteroffer.
2. Approve and send the attached letters.
3. Close the file.

Lawrence M. Noble
General Counsel

April 10, 1984
Date

BY:

George F. Rishel
George F. Rishel
Acting Associate General Counsel

Attachments

1. Respondent's counteroffer
2. Letters

Staff Member: Robert Raich

93040750480

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Ida G. Ruben

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MUR 2664

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 14, 1989, the Commission decided by a vote of 5-0 to take the following actions in MUR 2664:

1. Accept the respondent's counteroffer, as recommended in the General Counsel's report signed April 10, 1989.
2. Approve and send the letters, as recommended in the General Counsel's report signed April 10, 1989.
3. Close the file.

Commissioners Aikens, Elliott, Josefiak, McGarry, and Thomas voted affirmatively for the decision; Commissioner McDonald did not cast a vote.

Attest:

April 14, 1989

Date

Hilda Arnold

for Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Tues.,	4-11-89,	3:00
Circulated on 48 hour tally basis:	Wed.,	4-12-89,	11:00
Deadline for vote:	Fri.,	4-14-89,	11:00



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1989

Stanton J. Gildenhorn, Esquire
Suite 300, One Montrose Metro
11921 Rockville Pike
Rockville, Maryland 20852

RE: MUR 2664
Ida G. Ruben

Dear Mr. Gildenhorn:

On April 14, 1989, the Federal Election Commission accepted the signed conciliation agreement and civil penalty you submitted on Ida G. Ruben's behalf in settlement of a violation of 2 U.S.C. § 441d(a), a provision 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 Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: George F. Rishel
Acting Associate General Counsel

Enclosure
Conciliation Agreement

89040750490

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Ida G. Ruben

)
) MUR 2664
)

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by Bernard A. Penner. The Federal Election Commission ("Commission") found reason to believe that Ida G. Ruben ("Respondent") violated 2 U.S.C. § 441d(a).

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

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

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

III. Respondent enters voluntarily into this agreement with the Commission.

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

1. Respondent made an \$1,989.08 expenditure in April 1988 for a direct mail communication sent to 9,500 households. That communication in part expressly advocated the election of Al Gore for president, but was not authorized by any candidate or authorized political committee of any candidate.

2. The communication failed to state that Respondent paid for it and that it was not authorized by any candidate or

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candidate's committee.

3. Respondent submits that she made good faith attempts to comply with the law by seeking and obtaining legal advice prior to the mailing, but Respondent was provided with incorrect information upon which she relied.

V. 1. Pursuant to 2 U.S.C. § 441d(a)(3), whenever any person makes an expenditure for the purpose of financing a communication expressly advocating the election or defeat of a clearly identified candidate, through any direct mailing or other type of general public political advertising, such communication, if not authorized by a candidate, must clearly state the name of the person who paid for it and that it was not authorized by a candidate.

2. Respondent made an expenditure for an express advocacy communication that did not include a required disclaimer, in violation of 2 U.S.C. § 441d(a).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of two hundred fifty dollars (\$250.00), pursuant to 2 U.S.C. § 437g(a)(5)(A).

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

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

IX. Respondent shall have no more than 30 days from the date this agreement becomes effective to comply with the requirement contained in this agreement.

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY:

Lois G. Lerner
Lois G. Lerner
Associate General Counsel

April 17, 1989
Date

FOR THE RESPONDENT:

Stanton J. Gildenhorn
Stanton J. Gildenhorn, as
counsel for Ida G. Ruben

3/23/89
Date

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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

April 18, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Bernard A. Penner
Assistant State Prosecutor
Office of the State Prosecutor
Suite 103
The Investment Building
One Investment Place
Towson, Maryland 21204

RE: MUR 2664

Dear Mr. Penner:

This is in reference to the complaint you filed with the Federal Election Commission on July 29, 1988, concerning Ida G. Ruben.

The Commission found that there was reason to believe Ida G. Ruben violated 2 U.S.C. § 441d(a), a provision of the Federal Election Campaign Act of 1971, as amended, and conducted an investigation in this matter. On April 14, 1989, a conciliation agreement signed on behalf of the respondent was accepted by the Commission. Accordingly, the Commission closed the file in this matter on April 14, 1989. A copy of this agreement is enclosed for your information.

If you have any questions, please contact Robert Raich, the attorney handling this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel

BY: George F. Rishel
Acting Associate General Counsel

Enclosure
Conciliation Agreement



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2664

DATE FILMED 5/24/89 CAMERA NO. 4

CAMERAMAN AS

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