



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

THIS IS THE BEGINNING OF MUR # 2669
DATE FILMED 4/26/89 CAMERA NO. 2
CAMERAMAN AS

89040745305

GUY VANDER JAGT, M.C.
CHAIRMAN

JOSEPH R. GAYLORD
EXECUTIVE DIRECTOR



320 FIRST STREET, S.E.
WASHINGTON, D.C. 20003

202-479-7000

CCC# 63

- Mon 2669

NATIONAL REPUBLICAN
CONGRESSIONAL COMMITTEE

August 9, 1988

Lawrence M. Noble, Esquire
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20004

Dear Mr. Noble:

This Complaint, by the National Republican Congressional Committee, 320 First Street, S.E., Washington, D.C. 20003, against Wayne Meyer and the Meyer In Congress Committee, P.O. Box 3070, Chico, California 95927, is filed with the Federal Election Commission ("FEC") pursuant to 2 U.S.C section 437g(a) of the Federal Election Campaign Act of 1971, as amended ("the Act").

Wayne Meyer ("Meyer"), a candidate for the U.S. House of Representatives from California's Second Congressional District, and Meyer in Congress Committee, Meyer's principal campaign committee ("the Committee"), have accepted contributions in excess of the legal limit. 2 U.S.C. section 441a(a)(1).

I. FACTS

On its July 15 Quarterly Report on record with the FEC, the Committee reported three contributions from Murphy Brothers, an apparent partnership. The first contribution was a \$2,004 in-kind

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RECEIVED
FEDERAL ELECTION COMMISSION

contribution from Murphy Brothers on 5-20-88, designated for the Primary Election. An additional \$300 contribution from Murphy Brothers was reported on 6-6-88, also designated for the Primary. On 6-28-88, Murphy Brothers contributed \$1,700 to the Meyer campaign, designated for the General Election.

Each of these contributions identified four individuals among whom the contributions were to be allocated. Thus, these contributions were apparently made by a partnership and count against the partnership contribution limits. Since the partnership contributed \$2,304 to the primary candidacy of Meyer and \$1,700 to his general election candidacy, acceptance of these contributions is, on its face, a violation of the law.

II. DISCUSSION

A person or a political committee, other than a multicandidate committee, may not make contributions to a candidate for federal office in excess of \$1,000 per election. 2 U.S.C. section 441a(a)(1)(A). The term "person" includes an individual, partnership, committee, association, corporation, labor organization, or any other organization or group of persons, but such term does not include the Federal Government or any authority of the Federal Government. 2 U.S.C. section 431(11) (Emphasis added). The term "contribution" includes any gift, subscription,

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loan, advance, or deposit of money or anything of value made by any person for the purpose of influencing any election for federal office. Additionally, "goods or services [provided to a candidate] without charge or at a charge which is less than the usual and normal charge for such goods or services," constitutes an in-kind contribution. 11 C.F.R. section 100.7(a)(iii)(A). Such contributions must be reported and may not, in the aggregate, exceed \$1,000 per election. 11 C.F.R. section 110.1(a)(i).

Thus, a partnership may not make contributions to a candidate in excess of \$1,000 per election. 2 U.S.C. section 441a(a)(1). Contributions by a partnership must be attributed to the partnership and to each partner according to instructions by the partnership. 11 C.F.R. section 110.1(e). See also FEC Advisory Opinion 1980-67 1 Fed. Election Camp. Fin. Guide (CCH), Para 5527 (1980).

Finally, federal law specifically prohibits a candidate and his or her political committee from knowingly accepting contributions or making expenditures in violation of stated limitations. 2 U.S.C. section 441a(f).

III. CONCLUSION

Therefore, by accepting contributions substantially in

excess of \$1,000 per election from Murphy Brothers, Meyer and the Committee have violated the Act.

IV. PRAYER FOR RELIEF

Complainant respectfully requests that the FEC investigate this violation and enforce the Federal Election Campaign Act and the Commission's regulations.

Complainant further requests that the FEC seek the maximum fines for the violation set forth above, and take all steps necessary to prevent Meyer from continuing his illegal activity.

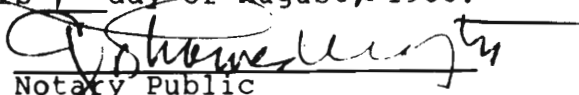
V. VERIFICATION.

The undersigned swears that the allegations and facts set forth in this complaint are true to the best of his knowledge, information and belief.



Joseph R. Gaylord
Executive Director
National Republican
Congressional Committee
320 First Street, S.E.
Washington, D.C. 20003

Subscribed and sworn before me this 9th day of August, 1988.



Notary Public

G. THOMAS WRIGHT

My Commission Expires: Notary Public, District of Columbia
~~My Commission Expires May 14, 1993~~

89040745309



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

August 19, 1988

Joseph R. Gayland
Executive Director
National Republican Congressional
Committee
300 First Street, SE
Washington, DC 20003

RE: NLR 1069

Dear Mr. Gayland:

This letter acknowledges receipt of your complaint, received on August 10, 1988, alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Meyer In Congress Committee and Susan G. Murphy, as treasurer, and Murphy Brothers. 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 given to in the same manner as the original complaint. We have assigned this matter NLR 1069. 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 Peter Dixon, Pocket Office, at (202) 477-7111.

Sincerely,

Lawrence M. Noble
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

89040745310



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1988

Murphy Brothers
PO Box 3070
Dallas, TX 75217

RE: MUR 2087
Murphy Brothers

Gentlemen:

The Federal Election Commission received a complaint which alleges that the Murphy Brothers may have violated the Federal Election Campaign Act of 1971, as amended, the "FECA". A copy of the complaint is enclosed. We have numbered this matter "MUR 2087". 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 the Murphy Brothers in this matter. Please submit any factual or legal materials which you believe are relevant to the Commission's review 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 477(a)(1) and Section 477(a)(2)(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.

89040745311

If you have any questions, please contact Patty Reilly, 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 P. Lerner
Associate General Counsel

Enclosures

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

89040745312



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

August 19, 1988

Susan D. Murphy, Treasurer
Meyer In Congress Committee
PO Box 3070
Chicago, IL 60627

RE: MUR 266F
Meyer In Congress
Committee and Susan D.
Murphy, as treasurer

Dear Ms. Murphy:

The Federal Election Commission received a complaint which alleges that the Meyer In Congress Committee 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 266F. 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 Meyer In Congress 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 Section 437g(a)(4)(B) and Section 437g(a)(12) 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.

89040745313

If you have any questions, please contact Patty Seilly, the attorney assigned to this matter, at (202) 375-5670. 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

cc: Mr. Wayne Meyer
8921 S. Butte Road
Sutter, CA 95982

990440745314

CCC# 384

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 SEP 14 AM 10:35

Meyer in Congress Committee
P.O. Box 3070
Chico, Ca. 95927

September 9, 1988

Lawrence M. Noble
General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, D.D. 20468

Dear Mr. Noble,

RE: MUR 2669

Upon receipt of your letter dated August 19, 1988 I am responding to the complaint of August 9, 1988 filed by the National Republican Congressional Committee.

You will find our facts and discussion in the enclosed letter of August 26, 1988 which clearly shows that the I did not knowingly accept contributions in violation of FEC regulations. As the letter reflects, I did error. Corrections have been made and I hope this meets your satisfaction.

Sincerely,

Susan C. Murphy

Susan C. Murphy
Treasurer, Meyer in Congress Committee

88 SEP 14 PM 2:00

FEDERAL ELECTION COMMISSION

89040745315

August 26, 1988

Office of the Clerk
U.S. House of Representatives
Washington, D.C. 20515-6601

Dear Clerk,

Ref: Meyer in Congress Committee #118711

On and about August 12, 1988 local newspapers in the Second Congressional District of California ran an article saying a Republican group filed a complaint with the FEC charging Second District Congressional Candidate Wayne Meyer with accepting illegal contributions from a Partnership. At this writing I have not received any such complaint from your office.

When I first researched partnership contributions I made sure that I attributed the contribution to the partnership and to each partner, that no portion of the contribution was profits of a corporation and that the contribution by a partnership did not exceed the limitations of contributions. My understanding was the partnership could be \$1000 times the number of partners. However, after reviewing the FEC regulation 110.1(a) I find that I misinterpreted the regulation and did make a reporting error.

In the primary we received an in kind contribution of \$2004. for lumber and fence posts for signs and a cash contribution of \$300., from Murphy Brothers (see page 23 of 33 pages for line 11a of the July 15, 1988 filing). I put \$576. to each of the four people in the partnership. To correct this the campaign committee wrote check #1432 for \$1304. to Murphy Brothers (see attached copy). The aggregate year to date for each of the four partners is now \$250.

In the general election these four people gave us another \$425. each, in the form of one check for \$1700. I should have sent it back and asked for individual contributions. The campaign committee wrote check #1439 for \$900. to Murphy Brothers (see attached copy). This left \$800. for their general election contribution, or \$200. each and an aggregate year to date of \$450.

On August 25, 1988 each of the partners gave the campaign \$551. (see attached copy of deposit). This now brings their aggregate year to date to \$1401.

MUR 2669 -2
7-9 88

9 9 0 4 0 7 4 5 3 1 0

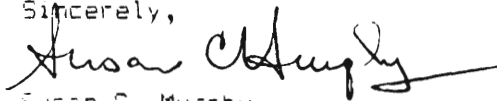
page 2. August 26, 1988. FEC

In conclusion, we have exchanged checks and the aggregate year to date remains the same. The people involved would have written separate check originally but I sincerely thought the contribution was okay to accept from the partnership in the lump sum. The intention and the amount of the contribution remain the same. The partnership and the individuals have not met their maximum limit for the general election at this time.

I have not been able to discern if a charge has been filed against us by the FEC even though we have made numerous phone calls to your office.

QUESTION? How do I amend the July 15th report since the checks that were exchanged were done in August?

Sincerely,



Susan C. Murphy
Treasurer, Meyer in Congress Committee

89040745317

MJR 2669-3
9-9-88

JONATHAN MURPHY
CDL #8762858
P O BOX 10 516-342-7346
NELSON, CA 95858

617

8-23-88

NO 3504
1211

PAY TO THE
ORDER OF

Meyer in Congress

\$ 551⁰⁰

Five hundred fifty-one and ⁰⁰/₁₀₀ DOLLARS

 **TRI-COUNTIES BANK**
DURHAM OFFICE
THE MENDOT, DURHAM, CALIFORNIA 95838

FOR

⑆121135045⑆0617 088204165⑈

Jonathan Murphy



JAMES J. MURPHY, DL S0036359
P O BOX 322 342-4447
DURHAM, CA 95838

1458

August 24, 1988

NO 3504
1211

Meyer in Congress

\$ 551⁰⁰

Five hundred fifty-one and ⁰⁰/₁₀₀ DOLLARS

 **TRI-COUNTIES BANK**
DURHAM OFFICE
THE MENDOT, DURHAM, CALIFORNIA 95838

⑆121135045⑆1458 088232380⑈

James J. Murphy



J. MICHAEL MURPHY, CADL D522886
KAREN J. MURPHY, CADL N0188458
P. O. BOX 711 342-0082
DURHAM, CA 95838

3867

Aug 25 1988

NO 3504
1211

Meyer in Congress

\$ 551⁰⁰

Five Hundred Fifty One and ⁰⁰/₁₀₀ DOLLARS

 **TRI-COUNTIES BANK**
DURHAM OFFICE
THE MENDOT, DURHAM, CALIFORNIA 95838

⑆121135045⑆3867 088216039⑈

J. Michael Murphy

FORLAND ASA

MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1176
YUBA CITY, CA 95992

REMITTANCE ADVICE					

1439

90-3504/1211

Nine hundred and ⁰⁰/₁₀₀

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
8/22/88	Murphy Brothers	general refund			1439

CHECK AMOUNT

\$ 900.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Nancy Meyer

Auth
Sig

⑈001439⑈ ⑆121135045⑆

088006835⑈

MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1176
YUBA CITY, CA 95992

REMITTANCE ADVICE					

1432

90-3504/1211

One thousand three hundred four and ⁰⁰/₁₀₀

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
8/17/88	Murphy Brothers	primary refund			1432

CHECK AMOUNT

\$ 1304.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Nancy Meyer

Auth
Sig

⑈001432⑈ ⑆121135045⑆

088006835⑈

MUR 2669-4
9-9-88

P. O. BOX 10
NELSON, CA. 95068

TRI-COUNTIES BANK

351 FILLBURNY ROAD EMERY, CA 94622 (415)

2615

90-2504
1211

PAY _____ DOLLARS

TO THE
ORDER
OF

MEYER IN CONGRESS

DATE _____

8.2458

NET AMOUNT

551 100

Ronald E Murphy

002615 1:1211350451

66-00220-24

FLC Copy -

89940745321

DEPOSIT TICKET

PLEASE BE SURE THAT ALL ITEMS ARE PROPERLY
ENDORSED. LIST EACH CHECK SEPARATELY.

Cash and other items are subject for General Release under Code of Federal Regulations or the Uniform Commercial Code or City Ordinances.

88-56-8

CURRENCY		DOLLARS	CENTS
COIN			
CHECKS:			
90-3504	551 00		
90-3504	551 00		
90-3504	551 00		
90-3504	551 00		
1			
2			
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33			
TOTAL	2204 00		



TRI-COUNTIES BANK

DURHAM OFFICE
THE MIDWAY, DURHAM, CALIFORNIA 94520

MEYER IN CONGRESS COMMITTEE

TOTAL
ITEMS

4

**TOTAL
DEPOSIT**

2204	00
------	----

10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97 98 99 100 101 102 103 104 105 106 107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127 128 129 130 131 132 133 134 135 136 137 138 139 140 141 142 143 144 145 146 147 148 149 150 151 152 153 154 155 156 157 158 159 160 161 162 163 164 165 166 167 168 169 170 171 172 173 174 175 176 177 178 179 180 181 182 183 184 185 186 187 188 189 190 191 192 193 194 195 196 197 198 199 200 201 202 203 204 205 206 207 208 209 210 211 212 213 214 215 216 217 218 219 220 221 222 223 224 225 226 227 228 229 230 231 232 233 234 235 236 237 238 239 240 241 242 243 244 245 246 247 248 249 250 251 252 253 254 255 256 257 258 259 260 261 262 263 264 265 266 267 268 269 270 271 272 273 274 275 276 277 278 279 280 281 282 283 284 285 286 287 288 289 290 291 292 293 294 295 296 297 298 299 300 301 302 303 304 305 306 307 308 309 310 311 312 313 314 315 316 317 318 319 320 321 322 323 324 325 326 327 328 329 330 331 332 333 334 335 336 337 338 339 340 341 342 343 344 345 346 347 348 349 350 351 352 353 354 355 356 357 358 359 360 361 362 363 364 365 366 367 368 369 370 371 372 373 374 375 376 377 378 379 380 381 382 383 384 385 386 387 388 389 390 391 392 393 394 395 396 397 398 399 400 401 402 403 404 405 406 407 408 409 410 411 412 413 414 415 416 417 418 419 420 421 422 423 424 425 426 427 428 429 430 431 432 433 434 435 436 437 438 439 440 441 442 443 444 445 446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466 467 468 469 470 471 472 473 474 475 476 477 478 479 480 481 482 483 484 485 486 487 488 489 490 491 492 493 494 495 496 497 498 499 500 501 502 503 504 505 506 507 508 509 510 511 512 513 514 515 516 517 518 519 520 521 522 523 524 525 526 527 528 529 530 531 532 533 534 535 536 537 538 539 540 541 542 543 544 545 546 547 548 549 550 551 552 553 554 555 556 557 558 559 560 561 562 563 564 565 566 567 568 569 570 571 572 573 574 575 576 577 578 579 580 581 582 583 584 585 586 587 588 589 590 591 592 593 594 595 596 597 598 599 600 601 602 603 604 605 606 607 608 609 610 611 612 613 614 615 616 617 618 619 620 621 622 623 624 625 626 627 628 629 630 631 632 633 634 635 636 637 638 639 640 641 642 643 644 645 646 647 648 649 650 651 652 653 654 655 656 657 658 659 660 661 662 663 664 665 666 667 668 669 670 671 672 673 674 675 676 677 678 679 680 681 682 683 684 685 686 687 688 689 690 691 692 693 694 695 696 697 698 699 700 701 702 703 704 705 706 707 708 709 710 711 712 713 714 715 716 717 718 719 720 721 722 723 724 725 726 727 728 729 730 731 732 733 734 735 736 737 738 739 740 741 742 743 744 745 746 747 748 749 750 751 752 753 754 755 756 757 758 759 760 761 762 763 764 765 766 767 768 769 770 771 772 773 774 775 776 777 778 779 780 781 782 783 784 785 786 787 788 789 790 791 792 793 794 795 796 797 798 799 800 801 802 803 804 805 806 807 808 809 810 811 812 813 814 815 816 817 818 819 820 821 822 823 824 825 826 827 828 829 830 831 832 833 834 835 836 837 838 839 840 841 842 843 844 845 846 847 848 849 850 851 852 853 854 855 856 857 858 859 860 861 862 863 864 865 866 867 868 869 870 871 872 873 874 875 876 877 878 879 880 881 882 883 884 885 886 887 888 889 890 891 892 893 894 895 896 897 898 899 900 901 902 903 904 905 906 907 908 909 910 911 912 913 914 915 916 917 918 919 920 921 922 923 924 925 926 927 928 929 930 931 932 933 934 935 936 937 938 939 940 941 942 943 944 945 946 947 948 949 950 951 952 953 954 955 956 957 958 959 960 961 962 963 964 965 966 967 968 969 970 971 972 973 974 975 976 977 978 979 980 981 982 983 984 985 986 987 988 989 990 991 992 993 994 995 996 997 998 999 1000 1001 1002 1003 1004 1005 1006 1007 1008 1009 1010 1011 1012 1013 1014 1015 1016 1017 1018 1019 1020 1021 1022 1023 1024 1025 1026 1027 1028 1029 1030 1031 1032 1033 1034 1035 1036 1037 1038 1039 1040 1041 1042 1043 1044

088006835r

2004/05/20 09:24

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

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

RECEIVED
FEDERAL ELECTION COMMISSION
SECRETARIAT

88 OCT 24 AM 11:09

MUR: 2669
Date Complaint Received by
OGC: 8/10/88
Date of Notification to
Respondents: 8/19/88
Staff Member: Reilly

COMPLAINANT: Joseph R. Gaylord

RESPONDENTS: Murphy Brothers
Meyer in Congress Committee and
Susan C. Murphy, as Treasurer

RELEVANT STATUTES: 2 U.S.C. § 441a(a)(1)(a)
2 U.S.C. § 441a(f)
11 C.F.R. § 110.1(e)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

The Office of the General Counsel received a complaint on August 10, 1988, from Joseph R. Gaylord, Executive Director of the National Republican Congressional Committee. Named as respondents are Murphy Brothers, a California Partnership, ("the Partnership") and the Meyer in Congress Committee and Susan C. Murphy, as treasurer ("the Committee"). The complaint alleges that the Committee accepted a total of \$4,004 in contributions from Murphy Brothers, thus exceeding the Act's limitations at 2 U.S.C. § 441a(a)(1)(A).

II. FACTUAL AND LEGAL ANALYSIS

A. THE LAW

Persuant to 2 U.S.C. § 441a(a)(1)(A), a person is limited to

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contributing \$1,000 per election to an authorized committee of a candidate. The Act defines "person" to include a partnership. 2 U.S.C. 431(11). The Commission's Regulations provide further requirements regarding contributions by partnerships. Pursuant to 11 C.F.R. § 110.1(e), a contribution by a partnership shall be attributed to the partnership and to each partner either in direct proportion to the partnership profits or by agreement by the partners. In the event partners' contributions are attributed by agreement, only the profits of the partners to whom the contribution is attributed are reduced (or losses increased), and these partners' profits are reduced (or losses increased) in proportion to the contribution attributed to each of them. 11 C.F.R. § 110.1(e)(2). Additionally, no portion of a contribution may be made from the profits of a corporation that is a partner. Id.

B. THE FACTS

The complaint notes, and the Committee's 1986 July Quarterly Report confirms, that the Committee accepted the following contributions from Murphy Brothers:

<u>Date</u>	<u>Amount</u>	<u>Designation</u>
05/20/88	\$2,004 (in-kind)	Primary
06/06/88	\$ 300	Primary
06/28/88	\$ 1,700	General

Additionally, although not noted in the complaint, the July Quarterly Report indicated four \$576 memo entries to individuals regarding the total of \$2,304 in primary contributions (thus attributing to each partner one fourth of the amount contributed by the Partnership as the Regulations require). Moreover, regarding the \$1,700 general election contribution, the July Quarterly Report includes four \$425 memo entries, thus attributing one fourth of this amount to each of the four partners.

Responding to the complaint, the Committee's treasurer admits accepting excessive partnership contributions, stating that she misunderstood the Regulations' requirements. Respondent states she believed a partnership could contribute \$1,000 for each partner.

After receiving word of the complaint, the Committee refunded the excessive contributions. As noted above, the Committee accepted a total of \$2,304 in primary contributions. On August 17, 1988, the Committee refunded \$1,304 to the Partnership, thus reducing the Partnership's primary contribution total to \$1,000 (and each individual partner's aggregate contribution to this election to \$250).

Similarly, on August 22, 1988, the Committee refunded \$900 in general election contributions to the Partnership. Thus, the Partnership's contributions to that election stood at \$800 with \$200 attributed to each of the four partners. Subsequently, on August 25, 1988, each partner individually contributed \$551.

8 9 0 1 2 3 4 5 6 7 8 9 0 1 2 3 4

Thus, at this juncture, the Partnership has contributed \$1,000 to the primary election and \$800 to the general election. The individuals each have contributed \$250 to the primary and \$751 to the general election.

III. VIOLATIONS

As illustrated above, the Partnership made, and the Committee accepted, contributions exceeding the limitations of 2 U.S.C. § 441a(a)(1)(A). Therefore, the Office of the General Counsel recommends that the Commission find reason to believe the Committee violated 2 U.S.C. § 441a(f) and that the Partnership violated 2 U.S.C. § 441a(a)(1)(A).

IV. RECOMMENDATIONS

1. Find reason to believe Murphy Brothers violated 2 U.S.C. § 441a(a)(1)(A).
2. Find reason to believe the Meyer in Congress Committee violated 2 U.S.C. § 441a(f).
3. Approve the attached letters and factual and legal analyses.

Lawrence M. Noble
General Counsel

10-21-86

Date

BY:



Lois G. Lerner
Associate General Counsel

Attachments:

1. Response
2. Factual and Legal Analyses (2)
3. Letters (2)

99040745325

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)

Murphy Brothers)

Meyer in Congress Committee and)

Susan C. Murphy, as Treasurer)

MUR 2669

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on October 26, 1988, the Commission decided by a vote of 6-0 to take the following actions in MUR 2669:

1. Find reason to believe Murphy Brothers violated 2 U.S.C. § 441a(a)(1)(A).
2. Find reason to believe the Meyer in Congress Committee violated 2 U.S.C. § 441a(f).
3. Approve the letters and factual and legal analyses, as recommended in the First General Counsel's report signed October 21, 1988.

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

Attest:

Oct. 26, 1988

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Mon.,	10-24-88,	11:09
Circulated on 48 hour tally basis:	Mon.,	10-24-88,	4:00
Deadline for vote:	Wed.,	10-26-88,	4:00

jm

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

November 1, 1988

Susan C. Murphy, Treasurer
Meyer in Congress Committee
P.O. Box 3070
Chico, CA 95927

RE: MUR 2669
Meyer in Congress
Committee and Susan
C. Murphy, as
treasurer

Dear Ms. Murphy:

On August 19, 1988, the Federal Election Commission notified the Meyer in Congress Committee ("Committee") and you, 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 you at that time.

Upon further review of the allegations contained in the complaint, and information supplied by you, the Commission, on October 26, 1988, found that there is reason to believe the Committee and you, as treasurer, violated 2 U.S.C. § 441a(f), 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 the Committee and you, as 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 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 you, as treasurer, the Commission may find probable cause to believe that a violation has occurred and proceed with conciliation.

89040745327

Susan C. Murphy, Treasurer
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 in 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.

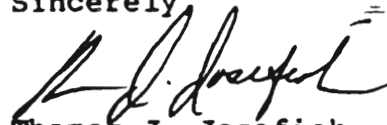
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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.

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.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,



Thomas J. Josefiak
Chairman

Enclosures

Designation of Counsel Form
Factual and Legal Analysis

89040745328



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

November 1, 1988

Murphy Brothers
P.O. Box 3070
Chico, CA 95927

RE: MUR 2669
Murphy Brothers

Dear Sirs:

On August 19, 1988, the Federal Election Commission notified you 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 you at that time.

Upon further review of the allegations contained in the complaint, the Commission, on October 26, 1988, found that there is reason to believe you violated 2 U.S.C. § 441a(a)(1)(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 you. 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 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 you, 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

Murphy Brothers
Page 2

so that it may complete its investigation in 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.

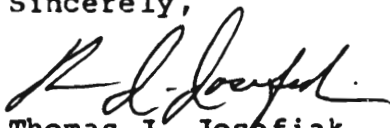
Requests for extensions of time will not be routinely granted. Requests must be made in writing at least five days prior to the due date of the response and specific good cause must be demonstrated. In addition, the Office of the General Counsel ordinarily will not give extensions beyond 20 days.

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.

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.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,


Thomas J. Josefiak
Chairman

Enclosures
Designation of Counsel Form
Factual and Legal Analysis

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Murphy Brothers
P.O. Box 3070
Chico, Ca.
95927

November 10, 1988

Thomas J. Josefiak, Chairman
Federal Election Commission
General Counsel's Office
999 E Street, N.W.
Washington, DC 20463

RE: MUR 2669

Dear Mr. Josefiak,

This letter is written in response to your letter of November 1, 1988, received on November 7, 1988. Accept this letter as additional information demonstrating that no action should be taken against Murphy Brothers.

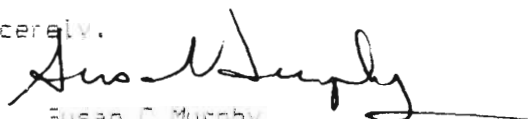
The FEC's preliminary review of the July Quarterly Report, in a letter to the Committee dated September 7th, raised questions concerning this matter. The committee sent documentation on how it was handled and the FEC have accepted it.

The campaign committee made a refund to Murphy Brothers and the four individual Murphys wrote checks out to the campaign, resulting in no change to their individual aggregate year to date amount and no change in their original intention to the amount of their contribution. On page 3 of your Factual and Legal Analysis you state "Thus, at this juncture, the Partnership has contributed \$1,000 to the primary election and \$800 to the general election. The individuals each have contributed \$250 to the primary and \$751 to the general election." This is correct. The partnerships contribution counts proportionately against the individual partners contribution limit. But as individual they can each give \$1000. (part from the partnership and part personally). Each partner receives income other than from the partnership and the checks for \$551 were each written from their personal accounts. I am confused as to why in your last paragraph you state "As illustrated above, Murphy Brothers made contributions in amounts exceeding the Act's limitations." You clearly state Murphy Brothers primary contribution to be \$1000 and their general to \$800.

In summary, Murphy Brothers knowingly did not make illegal or excess contributions, as shown above. They would like to have been able to afford to give Meyer in Congress \$1000 each.

I hope this added information helps you clear up the matter.

Sincerely,


Susan D. Murphy
for Murphy Brothers

OGC# 1040

88 NOV 15 AM 11:18

83040745331

Meyer in Congress Committee
P.O. Box 3070
Chico, Ca. 95927

November 10, 1988

Thomas J. Josefiak, Chairman
Federal Election Commission
General Counsel's Office
999 E Street, N.W.
Washington, DC 20463

RE: MUR 2669

Dear Mr. Josefiak,

This letter is written in response to your letter of November 1, 1988, received by me on November 7, 1988. Accept this letter as additional information demonstrating that no further action should be taken against the Committee.

1. With reference to the original complaint it states I knowingly accepted contributions in violation of stated limitations. I did not "knowingly" do so.

2. Furthermore in the FEC's preliminary review of the July Quarterly Report, in a letter dated September 7th, they raise questions concerning this matter. I sent them documentation on how it was handled and they have accepted it, as per tele con with their office.

3. With reference to your Factual and Legal Analysis I do not admit to accepting excessive partnership contributions. I admit to following the directions from the FEC Campaign Guide of 1985, page 15, under Contributions from Partnerships: "A partnership is under the same contribution limit as an individual (\$1,000 per candidate, per election). In addition, a contribution from a partnership counts proportionately against each contributing partner's \$1,000 contribution limit for the election." It is in the "in addition" sentence that I followed. It tells me each partner has a \$1,000 contribution limit. This tells me if you have a two partner partnership, the limit is \$2,000 for the partnership, and in the case of four partners, the partnership had a \$4,000 limit. Would it have not been better to say: In addition, a contribution from a partnership counts proportionately against each contributing partner's individual \$1,000 contribution limit for the election, or each partner's \$1,000 contribution as an individual. It is now clearly understood by me that the first sentence is the important one: and that is to treat a partnership as though it is a individual and disregard any "in additions".

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4. The new FEC Campaign Guide, dated July 1988, devotes much more space to the explanation of partnerships and in the cover letter that accompanied the guide it notes the addition of appendices on five points. Contributions from Partnerships is one of those five points. This tells me the FEC knew more explanation was needed on the subject.

5. At the top of page 3 of your Factual and Legal Analysis it reads "After receiving word of the complaint,....." I received WORD of the August 9, 1988, complaint filed by the National Republican Congressional Committee through our local newspaper on August 12th. After waiting 16 days from the time of the complaint I responded, to a newspaper article, with my letter of August 26th. Had I had correspondence from you with directions on how to handle the situation in a timely manner I could have taken care of it differently. The letter from the FEC addressing the matter was received by me on August 29th. In the FEC Campaign Guide of July 1988 it appears that the situation could have been handled by reattribution among the partners.

6. The campaign committee made a refund to Murphy Brothers and the four individual Murphys wrote checks out to the campaign, resulting in no change to their individual aggregate year to date amount and no change in their original intention to the amount of their contribution. In essence isn't this reattribution?

7. It would be a great burden on our committee if we are fined over this matter. We have run a very tight campaign, money in - money out. In lieu the fact that we lost the campaign and we do not have any excess funds to pay fines with I request that no fines be levied.

In summary, I knowingly have not accepted illegal or excess contributions, as proven above and I followed FEC direction, as I understood them to be at the time, regarding partnerships per your 1988 Guide. At best I am guilty of improper reporting and I request that all charges be dropped.

Sincerely,



Susan J. Murphy, Treasurer
Mayor in Congress Committee

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

FROM: *for* MARJORIE W. EMMONS/JOSHUA MCFADDEN *AM*

DATE: DECEMBER 22, 1988

SUBJECT: MUR 2669
COMPREHENSIVE INVESTIGATIVE REPORT #1
SIGNED DECEMBER 19, 1988

The above-captioned report was received in the Secretariat at 4:41 p.m. on Tuesday, December 20, 1988 and circulated to the Commission on a 24-hour no-objection basis at 11:00 a.m. on Wednesday, December 21, 1988.

There were no objections to the report.

89040745334

BEFORE THE FEDERAL ELECTION COMMISSION

88 DEC 20 PM 4:41

In the Matter of)
Meyer In Congress Committee and)
Susan C. Murphy, as treasurer)
Murphy Brothers)

MUR 2669

SENSITIVE

COMPREHENSIVE INVESTIGATIVE REPORT #1

I. BACKGROUND

On October 26, 1988, the Commission found reason to believe the Meyer In Congress Committee and Susan C. Murphy, as treasurer, ("the Committee"), violated 2 U.S.C. § 441a(f). Also on that date the Commission found reason to believe Murphy Brothers ("the Partnership") violated 2 U.S.C. § 441a(a)(1)(A). Underlying the Commission's determination was information that the Committee accepted from the Partnership contributions exceeding the Act's limitations.

By letters dated November 1, 1988, respondents were notified of the Commission's determinations. Respondents now request that the Commission take no further action in this matter and close the file.^{1/} Each request is discussed separately below.

II. REQUESTS FOR NO FURTHER ACTION

A. The Partnership

The Partnership's response does not dispute that it initially made excessive contributions to the Committee. As noted in the First General Counsel's Report, the Partnership made a total of \$2,304 in primary contributions and \$1,700 in general

^{1/} Murphy Brothers Partnership is a family partnership associated with the Committee's treasurer, Susan Murphy. Ms. Murphy composed both responses in this matter.

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election contributions. Respondent notes, however, that the Committee refunded the excessive portions of these contributions and the partners then individually contributed to the Committee.

The Partnership further states it is confused by the Commission's factual and legal analysis. That document noted the initial excessive contributions, subsequent refunds, and concluded that the Partnership apparently made contributions exceeding the Act's limitations. Respondent appears to argue that the refunds (made after the complaint was filed and between three and four months after the contributions were made) obviate the violations.

It is the opinion of this Office that respondent's argument that the refunds eliminated the violation cannot stand. Additionally, the Partnership has not presented any additional facts or legal issues. Therefore, this Office will proceed to the next step of the enforcement process and will so inform the respondent.

B. The Committee

The Committee raises four major reasons why the Commission should take no further action in this matter. First, the Committee asserts that it did not "knowingly" accept excessive contributions, apparently arguing that the Committee did not understand the Commission's Regulations, and thus did not understand the contributions to be excessive. The Commission's interpretation of "knowing acceptance" requires only actual acceptance of a contribution without a showing that the

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contribution was perceived to be excessive. Therefore, respondents' argument fails.

Second, respondents argue that they were confused by the 1985 Campaign Guide's instructions regarding partnership contributions. That guide stated:

A partnership is under the same contribution limit as an individual (\$1,000 per candidate, per election). In addition, a contribution from a partnership counts proportionately against each contributing partner's \$1,000 contribution limit for the election.

Respondents assert that they understood this to mean that a partnership's limit was \$1,000 multiplied by the number of partners. Respondents point to the 1988 Campaign Guide's expanded treatment of partnership contributions as evidence that further explanation was needed on this subject. In the opinion of this Office, however, respondents' good faith misreading of the Campaign Guide does not obviate the violation.

Third, respondents assert that they learned of the complaint from the newspapers and that had they had earlier notification from the Commission they "would have taken care of it differently." Committee Response at 2. Respondents apparently argue that had they received earlier notification they would have reattributed the contribution among the partners. Earlier notification would not have eliminated the excessive contributions and, in any event, partnerships are specifically excluded from the Commission's reattribution regulations. See 11 C.F.R. § 110.1(k).

Finally, the Committee argues no further action should be taken because the Partnership's contributions have been refunded and the individual partners have contributed the amounts previously contributed by the Partnership. Additionally, the Committee asserts that a civil penalty would be a hardship. Notwithstanding these concerns, however, the Committee accepted a total of \$2,004 in excessive contributions that remained outstanding between three and four months. Therefore, this Office believes that it is appropriate to proceed to the next stage of the investigation and will so notify the Committee.

Lawrence M. Noble
General Counsel

12-19-88
Date

By: Lois G. Lerner
Lois G. Lerner
Associate General Counsel

Attachments

1. Murphy Brother's Response
2. Committee's Response

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RECEIVED
FEDERAL ELECTION COMMISSION

89 JAN 18 AM 10:24

Meyer in Congress Committee
P.O. Box 3070
Chico, Ca.
95927

January 5, 1989

Thomas J. Josefiak, Chairman
Federal Election Commission
General Counsel's Office
999 E Street, N.W.
Washington D.C. 20463

RE: MUR 2669

Dear Mr. Josefiak,

We are interested in pursuing a pre-probable cause
conciliation.

We request your consideration in this matter, as we have a
\$10,000 debt and \$250 cash on hand.

Sincerely,

Susan C Murphy

Susan C. Murphy, Treasurer
Meyer in Congress Committee

89 JAN 18 AM 11:38

RECEIVED
FEDERAL ELECTION COMMISSION

89040745339

In the Matter of)
Meyer In Congress Committee and)
Susan C. Murphy, as treasurer)
Murphy Brothers)

89 FEB -7 AM 9:55
MUR 2669

GENERAL COUNSEL'S REPORT

I. BACKGROUND

On October 26, 1988, the Commission found reason to believe the Meyer In Congress Committee and Susan C. Murphy, as treasurer, ("the Committee"), violated 2 U.S.C. § 441a(f). Also on that date the Commission found reason to believe Murphy Brothers ("the Partnership") violated 2 U.S.C. § 441a(a)(1)(A).^{1/} Underlying the Commission's determinations was information that the Committee accepted excessive contributions from the Partnership.

By letters dated November 1, 1988, respondents were notified of the Commission's determinations. Respondents then requested that the Commission take no further action in this matter and close the file.^{2/} On January 18, 1989, respondents requested pre-probable cause conciliation.^{3/}

II. Analysis

Pursuant to 2 U.S.C. § 441a(a)(1)(A), a person is limited to contributing \$1,000 per election to an authorized committee of a

^{1/} Murphy Brothers is a family partnership of four individuals associated with the Committee's treasurer, Susan Murphy.

^{2/} These responses were attached to a Comprehensive Investigative Report circulated to the Commission on December 20, 1988.

^{3/} Ms. Murphy's request for pre-probable cause conciliation refers to "we," but references only the Committee. A telephone conversation confirmed that she continues to respond as both the Committee's treasurer and on behalf of the Partnership. She stated that her request is intended for both entities.

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candidate. Political committees are prohibited from accepting contributions exceeding the Act's limitations. 2 U.S.C. § 441a(f). The Act defines "person" to include a partnership. 2 U.S.C. § 431(11). The Commission's Regulations provide that a contribution by a partnership shall be attributed to the partnership and to each partner either in direct proportion to the partnership profits or by agreement of the partners. 11 C.F.R. § 110.1(e). In the event partners' contributions are attributed by agreement, only the profits of the partners to whom the contributions are attributed are reduced (or losses increased), and these partners' profits are reduced (or losses increased) in proportion to the contribution attributed to each of them. 11 C.F.R. § 110.1(e)(2).

In the instant case it is undisputed that the Committee accepted \$2,304 in primary contributions and \$1,700 in general election contributions from the Partnership.^{4/} These amounts exceed the limitations at 2 U.S.C. § 441a(a). After receiving word of the complaint, on August 17, 1988, the Committee refunded \$1,304 to the Partnership, thus reducing the Partnership's primary contribution total to \$1,000 (and each individual partner's aggregate contribution to this election to \$250).

^{4/} The Partnership made the following contributions: \$2,004 on 5/20/88 (primary); \$300 on 6/6/88 (primary); and \$1,700 on 6/28/88 (general). The Committee's report listed one fourth of each of these amounts as a memo entry from each of the four individual partners.

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Additionally, on August 22, 1988, the Committee refunded \$900 in general election contributions to the Partnership. Thus, the Partnership's contributions to that election stood at \$800, with \$200 attributed to each of the four partners. Therefore, following the refunds totalling \$2,204, the Partnership's contributions are \$1,000 to the primary election and \$800 to the general election. Accordingly, because there are no outstanding questions of fact or law, this Office recommends the Commission grant respondents' request for pre-probable cause conciliation.

IV. DISCUSSION OF CONCILIATION PROVISIONS AND CIVIL PENALTIES

III. RECOMMENDATIONS

1. Enter into conciliation prior to a finding of probable cause to believe with Murphy Brothers.

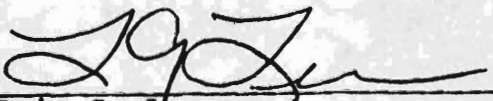
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2. Enter into conciliation prior to a finding of probable cause to believe with Meyer In Congress Committee and Susan C. Murphy, as treasurer.
3. Approve the attached letters and conciliation agreements.

Lawrence M. Noble
General Counsel

Date 2/6/89

BY:


Lois G. Lerner
Associate General Counsel

Attachments

1. Request for Pre-Probable Cause Conciliation
2. Proposed Conciliation Agreements (2)
3. Proposed Letters (2)

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
Meyer In Congress Committee and) MUR 2669
Susan C. Murphy, as treasurer)
Murphy Brothers)

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on February 9, 1989, the Commission decided by a vote of 6-0 to take the following actions in MUR 2669:

1. Enter into conciliation prior to a finding of probable cause to believe with Murphy Brothers.
2. Enter into conciliation prior to a finding of probable cause to believe with Meyer In Congress Committee and Susan C. Murphy, as treasurer, as recommended in the General Counsel's report signed February 6, 1989.
3. Approve the letters and conciliation agreements, as recommended in the General Counsel's report signed February 6, 1989.

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

Attest:

2-9-89

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary: Tues., 2-7-89, 9:55
Circulated on 48 hour tally basis: Tues., 2-7-89, 4:00
Deadline for vote: Thurs., 2-9-89, 4:00



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 15, 1989

Susan C. Murphy
Murphy Brothers
P. O. Box 3070
Chico, CA 95927

RE: MUR 2669
Murphy Brothers

Dear Ms. Murphy:

On October 26, 1988, the Federal Election Commission found reason to believe that Murphy Brothers violated 2 U.S.C. § 441a(a)(1)(A). At your request, on February 9, 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 you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

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FEDERAL ELECTION COMMISSION

WASHINGTON D C 20463

February 15, 1989

Susan C. Murphy, Treasurer
Meyer In Congress Committee
P. O. Box 3070
Chico, CA 95927

RE: MUR 2669
Meyer In Congress Committee
and Susan C. Murphy, as
treasurer

Dear Ms. Murphy:

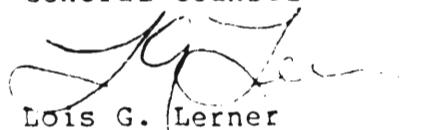
On October 26, 1988, the Federal Election Commission found reason to believe that the Meyer In Congress Committee and you as treasurer, violated 2 U.S.C. § 441a(f). At your request, on February 9, 1989, the Commission determined to enter into negotiations directed towards reaching a conciliation agreement 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 you agree with the provisions of the enclosed agreement, please sign and return it, along with the civil penalty, to the Commission. In light of the fact that conciliation negotiations, prior to a finding of probable cause to believe, are limited to a maximum of 30 days, you should respond to this notification as soon as possible.

If you have any questions or suggestions for changes in the agreement, or if you wish to arrange a meeting in connection with a mutually satisfactory conciliation agreement, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: 
Lois G. Lerner
Associate General Counsel

Enclosure
Conciliation Agreement

BEFORE THE FEDERAL ELECTION COMMISSION

89 APR -4 PM 3:03

In the Matter of)

Meyer In Congress Committee)

and Susan C. Murphy, as)

treasurer)

Murphy Brothers)

MUR 2669

SENSITIVE

GENERAL COUNSEL'S REPORT

I. BACKGROUND

Attached for Commission approval are two agreements signed by respondents in the above-captioned matter.

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II. RECOMMENDATIONS

1. Accept the attached proposed agreement signed on behalf of Murphy Brothers.
2. Accept the attached proposed agreement signed on behalf of the Meyer In Congress Committee and Susan C. Murphy, as treasurer.
3. Approve the attached letters.
4. Close the file in this matter.

Lawrence M. Noble
General Counsel

Date

April 4, 1989

BY:

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

Attachments

1. Murphy Brothers, Proposed Agreement
2. Meyer Committee's Proposed Agreement
3. Proposed Letters (2)

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MUR 2669

CERTIFICATION

I, Marjorie W. Emmons, Secretary of the Federal Election Commission, do hereby certify that on April 7, 1964, the Commission decided by a vote of 5-0 to take the following actions in MUR 2669:

1. Accept the proposed agreement signed on behalf of Murphy Brothers, as recommended in the General Counsel's report signed April 4, 1989.
2. Accept the proposed agreement signed on behalf of the Meyer In Congress Committee and Susan C. Murphy, as treasurer, as recommended in the General Counsel's report signed April 4, 1989.
3. Approve the letters, as recommended in the General Counsel's report signed April 4, 1989.

(Continued)

4. Close the file in this matter.

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

Attest:

4-7-89

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

Received in the Office of Commission Secretary:	Tues.,	4-4-89,	3:03
Circulated on 48 hour tally basis:	Wed.,	4-5-89,	11:00
Deadline for vote:	Fri.,	4-7-89,	11:00

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FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 12, 1989

Susan C. Murphy, Treasurer
Meyer In Congress Committee
P.O. Box 3070
Chico, CA 95927

RE: MUR 2669
Meyer In Congress Committee
and Susan C. Murphy, as
treasurer
Murphy Brothers

Dear Ms. Murphy:

On April 7, 1989, the Federal Election Commission accepted the signed conciliation agreement and civil penalty submitted on Murphy Brothers' behalf in settlement of a violation of 2 U.S.C. § 441a(a)(1)(A), a provision of the Federal Election Campaign Act of 1971, as amended. Also on that date the Commission accepted the signed agreement submitted on behalf of the Meyer In Congress Committee and you, as treasurer, in settlement of a violation of 2 U.S.C. § 441a(f). 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.

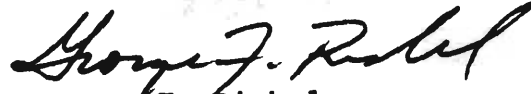
Please be advised that information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B). The enclosed conciliation agreement, however, will become a part of the public record.

Enclosed you will find a copy of each of the fully executed conciliation agreements for your files. Please note that the Meyer Committee's civil penalty schedule requires the first payment of the civil penalty on May 1, 1989, followed by four consecutive \$50 monthly payments. Additionally, Murphy Brothers' agreement requires payment of the civil penalty thirty days from the dated the Commission signed this agreement. If you have any

questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 375-5690.

Sincerely,

Lawrence M. Noble
General Counsel



BY: George F. Rishel
Acting Associate General
Counsel

Enclosures
Conciliation Agreements

89040745352

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Meyer In Congress Committee and) MUR 2669
Susan C. Murphy, as treasurer)

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by Joseph R. Gaylord, Executive Director of the National Republican Congressional Campaign Committee. The Federal Election Commission ("Commission") found reason to believe that the Meyer In Congress Committee and Susan C. Murphy, as treasurer, ("Respondents") violated 2 U.S.C. § 441a(f).

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

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

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

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

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

1. Respondent, the Meyer In Congress Committee, is a political committee within the meaning of 2 U.S.C. § 431(4).

2. Respondent, Susan C. Murphy, is the treasurer of the Meyer In Congress Committee.

90040745350

3. Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person may make contributions exceeding, in aggregate, \$1,000 per election to an authorized committee of a candidate.

4. Pursuant to 2 U.S.C. § 431(11), a "person" under the Act is defined to include a partnership.

5. Pursuant to 2 U.S.C. § 441a(f), political committees are prohibited from accepting contributions exceeding the Act's limitations.

6. Respondents accepted the following contributions from Murphy Brothers, a partnership organized under the laws of the State of California.

<u>Date</u>	<u>Amount</u>	<u>Election</u>
5/20/88	\$2,004	Primary
6/06/88	300	Primary
6/28/88	1,700	General

V. Respondents accepted excessive primary election contributions totalling \$1,304 and an excessive general election contribution of \$700, in violation of 2 U.S.C. § 441a(f).

VI. Respondents will pay a civil penalty to the Federal Election Commission in the amount of two hundred and fifty dollars (\$250), pursuant to 2 U.S.C. § 437g(a)(5)(A), such penalty to be paid as follows:

1. One initial payment of fifty dollars (\$50) due on May 1, 1989;
2. Thereafter, beginning on June 1, 1989, four

consecutive monthly installment payments of fifty dollars (\$50) each;

3. Each such installment shall be paid on the first day of the month in which it becomes due;

4. In the event that any installment payment is not received by the Commission by the fifth day of the month in which it becomes due, the Commission may, at its discretion, accelerate the remaining payments and cause the entire amount to become due upon ten days written notice to the respondents. Failure by the Commission to accelerate the payments with regard to any overdue installment shall not be construed as a waiver of its right to do so with regard to future overdue installments.

VII. The Commission, on request of anyone filling 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. Respondents shall have no more than 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.

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 11, 1989
Date

FOR THE RESPONDENTS:

Aileen Murphy, trea
(Name)
(Position)

3-24-89
Date

3 3 0 4 0 7 4 5 3 5 0

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of
Murphy Brothers

)
)
)

09 MAR 31 PM 12:04

MUR 2669

CONCILIATION AGREEMENT

This matter was initiated by a signed, sworn, and notarized complaint by Joseph R. Gaylord, Executive Director of the National Republican Congressional Committee. The Federal Election Commission ("Commission") found reason to believe that Murphy Brothers ("Respondent") violated 2 U.S.C. § 441a(a)(1)(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)(A)(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, Murphy Brothers, is a partnership organized under the laws of the State of California.

2. Pursuant to 2 U.S.C. § 441a(a)(1)(A), no person may make contributions exceeding, in aggregate, \$1,000 per election to an authorized committee of a candidate.

90040745357

3. Pursuant to 2 U.S.C. § 431(11), a "person" under the Act is defined to include a partnership.

4. Respondent made the following contributions to the Meyer In Congress Committee:

<u>Date</u>	<u>Amount</u>	<u>Election</u>
5/20/88	\$2,004	Primary
6/06/88	\$ 300	Primary
6/28/88	\$1,700	General

V. Respondent made excessive primary election contributions totalling \$1,304 and an excessive general election contribution of \$700, in violation of 2 U.S.C. § 441a(a)(1)(A).

VI. Respondent will pay a civil penalty to the Federal Election Commission in the amount of two hundred and fifty dollars (\$250), 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 and implement the requirement contained in this agreement and to so notify the Commission.

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

FOR THE COMMISSION:

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Lois G. Lerner
Associate General Counsel

April 12, 1989
Date

FOR THE RESPONDENT:

James M. Murphy, Jr.
(Name)
(Position)

2-24-89
Date

30040743359



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

April 12, 1989

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Joseph R. Gaylord
Executive Director
National Republican Congressional
Committee
320 First Street, S.E.
Washington, D.C. 20003

RE: MUR 2669

Dear Mr. Gaylord:

This is in reference to the complaint you filed with the Federal Election Commission on August 10, 1988, concerning the Murphy In Congress Committee and Susan C. Murphy, as treasurer, and Murphy Brothers.

The Commission found that there was reason to believe that the Meyer Committee and its treasurer violated 2 U.S.C. § 441a(f) and that Murphy Brothers violated 2 U.S.C. § 441a(a)(1)(A), provisions of the Federal Election Campaign Act of 1971, as amended, and conducted an investigation in this matter. On April 7, 1989, conciliation agreements signed by the respondents were accepted by the Commission. Accordingly, the Commission closed the file in this matter on April 7, 1989. Copies of these agreements are enclosed for your information.

If you have any questions, please contact Patty Reilly, the attorney assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: George F. Rishel
Acting Associate General
Counsel

Enclosures
Conciliation Agreements

90940745360



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2669

DATE FILMED 4/26/89 CAMERA NO. 2

CAMERAMAN AS

99040745361



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC RECORD IN (CLOSED) MUR 2669

89040752188

0602045
RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

89 MAY -1 AM 9:13

Meyer in Congress Committee
P.O. Box 3070
Chico, Ca. 95927

April 20, 1989

Lawrence M. Noble
General Counsel
By: George F. Rishel
Acting Associate General Counsel

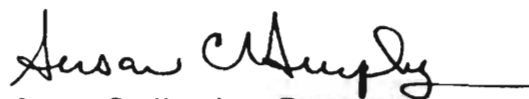
RE: MUR 2669, Conciliation Agreement, dated April 12, 1989,
signed by Lois Lerner.

The Commission and the Respondents, having participated in
informal methods of conciliation, prior to a finding of
probable cause to believe, agreed to several points.

II. implies that we did not take reasonable opportunity to
demonstrate that no action should be taken in this matter.
In actuality, we did reply several times over several
months defending our actions.

We would like the enclosed letter of November 8, 1988 and
this cover letter attached to the Conciliation Agreement to
appear on the public record.

Sincerely,


Susan C. Murphy, Treasurer
Meyer in Congress Committee

89 MAY -1 AM 11:40

FEDERAL ELECTION COMMISSION

89040752189

Meyer in Congress Committee
P.O. Box 3070
Chico, Ca. 95927

November 8, 1988

Thomas J. Josefiak, Chairman
Federal Election Commission
General Counsel's Office
999 E Street, N.W.
Washington, DC 20463

RE: MUR 2669

Dear Mr. Josefiak,

This letter is written in response to your letter of November 1, 1988, received by me on November 7, 1988. Accept this letter as additional information demonstrating that no further action should be taken against the Committee.

1. With reference to the original complaint it states I knowingly accepted contributions in violation of stated limitations. I did not "knowingly" do so.
2. Furthermore in the FEC's preliminary review of the July Quarterly Report, in a letter dated September 7th, they raise questions concerning this matter. I sent them documentation on how it was handled and they have accepted it, as per tele con with their office.
3. With reference to your Factual and Legal Analysis I do not admit to accepting excessive partnership contributions. I admit to following the directions from the FEC Campaign Guide of 1985, page 15, under Contributions from Partnerships: "A partnership is under the same contribution limit as an individual (\$1,000 per candidate, per election). In addition, a contribution from a partnership counts proportionately against each contributing partner's \$1,000 contribution limit for the election." It is in the "in addition" sentence that I followed. It tells me each partner has a \$1,000 contribution limit. This tells me if you have a two partner partnership, the limit is \$2,000 for the partnership, and in the case of four partners, the partnership had a \$4,000 limit. Would it have not been better to say: In addition, a contribution from a partnership counts proportionately against each contributing partner's individual \$1,000 contribution limit for the election, or each partner's \$1,000 contribution as an individual. It is now clearly understood by me that the first sentence is the important one; and that is to treat a partnership as though it is a individual and disregard any "in additions".

89040752190

4. The new FEC Campaign Guide, dated July 1988, devotes much more space to the explanation of partnerships and in the cover letter that accompanied the guide it notes the addition of appendices on five points. Contributions from Partnerships is one of those five points. This tells me the FEC knew more explanation was needed on the subject.

5. At the top of page 3 of your Factual and Legal Analysis it reads "After receiving word of the complaint,...." I received WORD of the August 9, 1988, complaint filed by the National Republican Congressional Committee through our local newspaper on August 12th. After waiting 16 days from the time of the complaint I responded, to a newspaper article, with my letter of August 26th. Had I had correspondence from you with directions on how to handle the situation in a timely manner I could have taken care of it differently. The letter from the FEC addressing the matter was received by me on August 29th. In the FEC Campaign Guide of July 1988 it appears that the situation could have been handled by reattribution among the partners.

6. The campaign committee made a refund to Murphy Brothers and the four individual Murphys wrote checks out to the campaign, resulting in no change to their individual aggregate year to date amount and no change in their original intention to the amount of their contribution. In essence isn't this reattribution?

7. It would be a great burden on our committee if we are fined over this matter. We have run a very tight campaign, money in - money out. In lieu the fact that we lost the campaign and we do not have any excess funds to pay fines with I request that no fines be levied.

In summary, I knowingly have not accepted illegal or excess contributions, as proven above and I followed FEC direction, as I understood them to be at the time, regarding partnerships per your 1985 Guide. At best I am guilty of improper reporting and I request that all charges be dropped.

Sincerely,



Susan C Murphy, Treasurer
Meyer in Congress Committee

89040752191

MEMORANDUM

CLOSED

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 545 { A COPY OF WHICH IS ATTACHED } RELATING TOMUR 2669 AND NAME Murphy Brothers(Rilly)
WAS RECIEVED ON 5/4/89. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/	/	BUDGET CLEARING ACCOUNT	{ 95P3875.16 }
/	✓	CIVIL PENALTIES ACCOUNT	{ 95-1099.160 }
/	/	OTHER	

SIGNATURE

Debra A. TrimiewDATE 5/4/89

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CECILIA LIEBER

FROM: CECILIA LIEBER

FROM: DEBRA A. TRIMIEW

CHECK NO. 1720 { A COPY OF WHICH IS ATTACHED } RELATING TOMUR 2669 AND NAME Meyer In Congress Committee(Rilly)
WAS RECIEVED ON 5/4/89. PLEASE INDICATE THE ACCOUNT INTO WHICH IT SHOULD BE DEPOSITED:

/	/	BUDGET CLEARING ACCOUNT	{ 95P3875.16 }
/	✓	CIVIL PENALTIES ACCOUNT	{ 95-1099.160 }
/	/	OTHER	

SIGNATURE

Debra A. TrimiewDATE 5/4/89

OCC 2645

93 MAY -4 AM 11:40

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FEDERAL ELECTION COMMISSION
WASHINGTON D.C. 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC RECORD IN (CLOSED) MUR 2669

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RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE

89 JUN 23 PM 12:04

CLOSED

 MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1176
YUBA CITY, CA 95992

MEMORANDUM				
MUR 2669				

1722 90-3504/1211
1833

Fifty and no/100's

DOLLARS

CHECK
AMOUNT

\$ 50.00

OFFICE OF CLERK OF HOUSE
LONGWORTH HOUSE OFFICE BLDG
WASHINGTON D.C. 20515

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

[Signature]

⑈001722⑈ ⑆121135045⑆

088006835⑈

000 3170

MEMORANDUM

TO: DEBRA A. TRIMIEW

TO: CHERYL T WILLIAMS

FROM: CHERYL T WILLIAMS

FROM: DEBRA A. TRIMIEW

CHECK NO. 1833 { A COPY OF WHICH IS ATTACHED } RELATING TO

MUR 2669 AND NAME Meyer In Congress Committee

(Kaffer)
WAS RECEIVED ON 6/23/89 . PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

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

SIGNATURE *Debra A. Trimiew*

DATE 6/23/89

RECEIVED
FEDERAL ELECTION COMMISSION
OFFICE

89 JUN 23 PM 12:04



FEDERAL ELECTION COMMISSION

WASHINGTON D C 20463

THE FOLLOWING MATERIAL IS BEING ADDED TO THE
PUBLIC RECORD IN (CLOSED) MUR 2669

890407/1717



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 15, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Susan C. Murphy, Treasurer
Meyer In Congress Committee
P.O. Box 3070
Chico, CA 95927

CLOSED

RE: MUR 2669

Dear Ms. Murphy:

On April 7, 1989, the Federal Election Commission and Meyer In Congress ("Committee") and you, as treasurer, entered into a conciliation agreement in settlement of a violation of 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended. According to the agreement, you were required to pay a civil penalty of \$250 in five (5) installments of \$50 each. Your first payment was due on May 1, 1989, with additional payments due on the first day of each successive month.

According to Commission records, your payment for the month of September has not been received. Please be advised that, pursuant to 2 U.S.C. § 437g(a)(5)(D), violation of any provision of the conciliation agreement may result in the institution of a civil suit for relief in the United States District Court. Unless we receive the payment from you in five days, this Office will recommend that the Commission file suit to remedy this violation.

Should you have any questions, please contact Tamara Kapper, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

89040770713



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

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RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

00CT-3 0012-60

September 15, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Susan C. Murphy, Treasurer
Meyer In Congress Committee
P.O. Box 3070
Chico, CA 95927

CLOSED

RE: MUR 2669

Dear Ms. Murphy:

On April 7, 1989, the Federal Election Commission and Meyer In Congress ("Committee") and you, as treasurer, entered into a conciliation agreement in settlement of a violation of 2 U.S.C. § 441a(f), a provision of the Federal Election Campaign Act of 1971, as amended. According to the agreement, you were required to pay a civil penalty of \$250 in five (5) installments of \$50 each. Your first payment was due on May 1, 1989, with additional payments due on the first day of each successive month.

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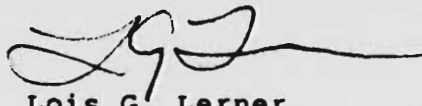
Should you have any questions, please contact Tamara Kapper, the staff member assigned to this matter, at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel

IM SORRY - I THOUGHT WE
RT DONE IT.

S.C. Murphy

BY: 
Lois G. Lerner
Associate General Counsel

MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1176
YUBA CITY, CA 95992

PENITENCE ADVISE					

1723

90-3504/1211

Fifty and 00/100 DOLLARS

TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
FEDERAL ELECTION COMMISSION				

CHECK AMOUNT \$ 50.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan C. Murphy

Auth
Sig

⑈001723⑈ ⑈121135045⑈

088006835⑈

MEMORANDUM

CLOSED

266 4194

TO: DEBRA A. TRIMIEW

CHERYL T WILLIAMS

FROM: CHERYL T WILLIAMS

FROM: DEBRA A. TRIMIEW

CHECK NO. 1723 (A COPY OF WHICH IS ATTACHED) RELATING TO

MUR 2669 AND NAME Meyer In Congress Committee and Susan C. (Reilly) Murphy, as treasurer
WAS RECEIVED ON 10/5/89. PLEASE INDICATE THE ACCOUNT INTO

WHICH IT SHOULD BE DEPOSITED:

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

SIGNATURE Debra A. Trimiew

DATE 10/6/89



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THE FOLLOWING DOCUMENTATION IS ADDED TO
THE PUBLIC RECORD IN CLOSED MUR 2669.

90040703782

NOR196A 03MAR84 127 AS 5 PGB STEL CAN 3-14-90

ENCLOSURE YOUR REQUESTED INFO.

90 MAR 19 AM 9:50

SUSAN MURPHY
P.O. BOX 10
NELSON, CA
95958

S. Murphy

MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1178
YUBA CITY, CA 95992

77444	3669

1720

90-3504/1211

1989 A

06C 5723

PAY AMOUNT OF

Fifty dollars and no/100's

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
4-20-89	FEC				1720

CLOSED

MUR2669

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan Murphy

#001720# 1221135045#

088006835#

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MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1178
YUBA CITY, CA 95992

MUR-2669	

(1721)

1721

90-3504/1211

PAY AMOUNT OF

Fifty and no/100's

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
5-30-89	F.E.C.				

CHECK AMOUNT
\$ 50.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan Murphy

#001721# 1221135045#

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MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1178
YUBA CITY, CA 95992

MUR 2669	

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PAY AMOUNT OF

Fifty and no/100's

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
6-20-89	F.E.C.				

CHECK AMOUNT
\$ 50.00

OFFICE OF CLERK OF HOUSE
LONGWORTH HOUSE OFFICE BLDG
WASHINGTON D.C. 20515

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan Murphy

#001722# 1221135045#

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MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1178
YUBA CITY, CA 95992

MUR-2669	

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90-3504/1211

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PAY AMOUNT OF

Fifty and no/100's

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
7-25-89	F.E.C.				

CHECK AMOUNT
\$ 50.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan Murphy

#001722# 1221135045#

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MEYER IN CONGRESS COMMITTEE
POST OFFICE BOX 1178
YUBA CITY, CA 95992

MUR 2669	

1723

90-3504/1211

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PAY AMOUNT OF

Fifty and no/100's

DOLLARS

DATE	TO THE ORDER OF	REFERENCE	GROSS AMOUNT	DISCOUNT	CHECK NUMBER
10-5-89	FEDERAL ELECTION COMMISSION				

CHECK AMOUNT
\$ 50.00

TRI COUNTIES BANK - DURHAM OFFICE
DURHAM, CA 95938

Susan Murphy

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90 MAR 19 PM 2:21

RECEIVED
FEDERAL ELECTION COMMISSION

95-35-0001
FOR CREDIT TO THE U.S. TREASURY
DATE OF ENDORSEMENT 5/11/89
FEDERAL ELECTION COMMISSION
999 E STREET, N.W.
WASHINGTON, D.C. 20463

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FOR CREDIT TO
DATE OF ENDORSEMENT
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TREASURY
6/18/89
COMMISSION
N.W.
20463

90040705784



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

THE FOLLOWING DOCUMENTATION IS ADDED TO

THE PUBLIC RECORD IN CLOSED MUR 2669.

0004070330

CLOSED



FEDERAL ELECTION COMMISSION

WASHINGTON D.C. 20461

March 2, 1990

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Wayne R. Meyer
8921 South Butte Road
Sutter, CA 95982

RE: MUR 2669
Meyer In Congress Committee
and Susan C. Murphy, as treasurer

Dear Mr. Meyer:

On April 7, 1989, the Federal Election Commission and Meyer In Congress Committee ("Committee") and Susan C. Murphy, as treasurer, entered into a conciliation agreement in settlement of a violation of 2 U.S.C. § 441a(f). According to the agreement, the Committee was required to pay a civil penalty of \$250. The conciliation agreement provided for installment payments, with an initial payment of \$50 due on May 1, 1989, and additional payments of \$50 due on the first day of the next four successive months.

According to Commission records, the Committee's payment for September 1, 1989, has not been received. Please be advised that, pursuant to 2 U.S.C. § 437g(a)(5)(D), violation of any provision of the conciliation agreement may result in the institution of a civil suit for relief in the United States District Court. Unless we receive the payment in five days, this Office will recommend that the Commission file suit to remedy this violation.

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Mr. Wayne R. Meyer
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If you believe the Commission's records are in error, or if you have any questions, please contact Noriega E. James, the staff member assigned to this matter, at (202) 376-8200.

Sincerely,

Lawrence M. Noble
General Counsel



BY: Lois G. Lerner
Associate General Counsel

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