



FEDERAL ELECTION COMMISSION
WASHINGTON, DC 20463

THIS IS THE BEGINNING OF MUR # 2072

DATE FILMED 8-16-89 CAMERA NO. 2

CAMERAMAN AS

89040761177

Mary Ellen
Lobb

LOBB FOR CONGRESS COMMITTEE

P.O. Box 10255
Kansas City, Missouri 64111
(816) 531-7821

06C 898
RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 NOV -4 AM 10:54

Ann 2775

RECEIVED
FEDERAL ELECTION COMMISSION
88 NOV -4 PM 1:51

November 3, 1988

Mr. Lawrence Noble, General Counsel
999 E Street, N.W.
Washington, D.C. 20004

Dear Mr. Noble,

I am the Republican candidate for U.S. Congress in the 5th District of Missouri.

On Friday, November 4, 1988 the Chamber of Commerce of Greater Kansas City is holding a forum which is open to the public, for my Democratic opponent, Alan Wheat.

Enclosed is a copy of a letter which I have sent to the Chamber of Commerce requesting equal time. At first, they said it would not be possible for me to obtain equal time. On Friday, October 28, the next day, Mary Troppitto of the Chamber called and offered to take me on a tour with a group from the Chamber, along with the City Council.

Since it was an unequal opportunity for me, I persisted in my request for equal time at the forum. The following Monday, October 31, Mr. Tom Kilbride of the Chamber called back and talked to my campaign manager offering an opportunity to speak for five minutes at the end of my opponent's speech. I continued to press for equal time.

Mr. Tom Kilbride of the Chamber told me when I called him on Tuesday, November 1, that when I was elected, the Chamber would hold a luncheon for ME. He then said that he would call Mr. Wheat's office and check to see if the equal-time opportunity would be agreeable with them.

Mr. Kilbride called back on Wednesday, November 2, and recinded the five-minute offer he had made earlier. He said that I was welcome to come to the luncheon as a guest and that I would be able to ask a question from the floor.

I would like to point out to you that the Chamber is a non-profit corporation and that they receive tax money from the City of Kansas City. To hold a public forum for my opponent four days before an election certainly is an attempt to aid his campaign. The Political Action Committee of the Chamber gave Alan Wheat a \$500 contribution in December of 1987 and has given him contributions in other years as well.

U.S. Congress, Missouri 5th District
Christopher Lobb, Treasurer

CONTRIBUTIONS ARE NOT TAX DEDUCTIBLE

8904071178

It is an affront to me as a taxpayer to have an institution which receives MY tax money staging an event designed to make my election more difficult. No citizen will have any rights if we allow such a travesty of justice to go unchallenged. If we carry this to its obvious conclusion, free elections may become a thing of the past.

Even now, about 98.5% of incumbents are re-elected because of their built-in advantages. To allow corporations to receive the challenger's tax money and use it against that challenger is unthinkable.

It would also appear to be a violation of the IRS code, since they have a tax-exempt status.

According to the knowledge which is available to me, it appears that The Chamber of Commerce of Greater Kansas City is violating election laws by holding such an event and that my opponent is possibly violating those same laws by accepting this offer. This event should be reported as an "in-kind" contribution to his campaign, as this constitutes a clear support of his re-election.

May I hear from you soon?

Sincerely,

Mary Ellen Lobb

Mary Ellen Lobb,
Republican Candidate for U.S.
Congress, Missouri 8th District

I, Mary Ellen Lobb, do swear that the facts set forth are true to the best of my knowledge, information and belief.

Mary Ellen Lobb

Mary Ellen Lobb

11-3-88

Alice I. Comstock

ALICE I. COMSTOCK
NOTARY PUBLIC - State Of Missouri
Commissioned in Jackson County
My commission expires June 2, 1991

89040761179



LOBB FOR CONGRESS COMMITTEE

P.O. Box 10255

Kansas City, Missouri 64111

(816) 531-7821

October 27, 1988

Mr. Richard Green, Chairman of the Board
Kansas City Chamber of Commerce
920 Main St., 6th Floor
Kansas City, Mo. 64105

Dear Mr. Green,

It has come to my attention that there will be a well-publicized forum on November 4, 1988 featuring my opponent, Alan Wheat, as the main speaker at a luncheon at the Allis Plaza Hotel and sponsored by the Chamber of Commerce.

As you know, the election is very close and giving my opponent this kind of an advantage so very close to an election could certainly be considered as taking sides in the election. I do not think it is your intention to do so and I am requesting equal space at this forum.

I'm sure you realize that some of my Kansas City tax money goes to the Chamber and that it could possibly be interpreted as a violation of the Federal Election Commission rules, as well as a violation of IRS rules.

It is not my intention to be difficult, but 98.5% of incumbents were re-elected in 1986. Besides the advantage of having \$500,000 per year to pay a congressional staff and being able to have this staff accompany him on the campaign trail, Mr. Wheat has franking privileges, a mobile van (which is ubiquitous and bears his name on the exterior) and an enormous number of PAC contributions, including \$500 from your Chamber PAC in this year and other years.

It does appear to me to be a direct effort to support his campaign as well as an egregious assault on the American concept of fairness in elections.

I am looking forward to hearing from you.

Sincerely,

Mary Ellen Lobb
Mary Ellen Lobb

Cc. Robert W. McGregor
Ed Sterling
Rick Holcomb, NRCC

U.S. Congress, Missouri 5th District
Christopher Lobb, Treasurer

CONTRIBUTIONS ARE NOT TAX DEDUCTIBLE

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FEDERAL ELECTION COMMISSION

WASHINGTON, DC 20463

November 9, 1988

SPECIAL DELIVERY

The Honorable Alan Wheat
1204 Longworth House Office
Building
Washington, DC 20515-2505

RE: MUR 2775
The Honorable Alan
Wheat

Dear Mr. Wheat:

This letter is to notify you that on November 4, 1988, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2775. Please refer to this number in all future correspondence.

Due to administrative oversight, this correspondence was not sent to you earlier. 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. You are encouraged to respond to this notification promptly. In order to facilitate an expeditious response, we have enclosed a pre-addressed, postage paid, special delivery envelope. If no response is received within 15 days, the Commission may take further action based on the available information.

The complaint may be dismissed by the Commission prior to the receipt of your response if the evidence submitted does not indicate that a violation of the Act has been committed. Should the Commission dismiss the complaint, you will be notified by overnight express mail.

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.

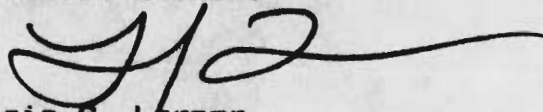
89040761181

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 Joan Stieber at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel



By: Lois G. Lerner
Associate General Counsel

Enclosures
Complaint
Procedures
Envelope
Form

89040761182



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

November 9, 1988

SPECIAL DELIVERY

Chamber of Commerce of Greater
Kansas City
600 Charter Bank Center
920 Main Street
Kansas City, MO 64105

RE: MUR 2775
Chamber of Commerce of
Greater Kansas City

Gentlemen:

This letter is to notify you that on November 4, 1988, the Federal Election Commission received a complaint which alleges that you may have violated certain sections of the Federal Election Campaign Act of 1971, as amended (the "Act"). A copy of the complaint is enclosed. We have numbered this matter MUR 2775. Please refer to this number in all future correspondence.

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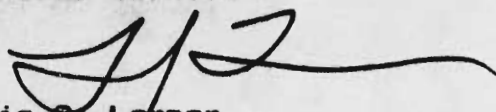
This matter will remain confidential in accordance with Section 437g(a)(4)(B) and Section 437g(a)(12)(A) of Title 2 unless you notify the Commission in writing that you wish the matter to be made public.

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 Joan Stieber at (202) 376-5690.

Sincerely,

Lawrence M. Noble
General Counsel



By: Lois B. Lerner
Associate General Counsel

Enclosures
Complaint
Procedures
Envelope
Form

89040761184



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

November 9, 1988

SPECIAL DELIVERY

Ms. Mary Ellen Lobb
Lobb For Congress Committee
PO Box 10255
Kansas City, MO 64111

RE: MUR 2775

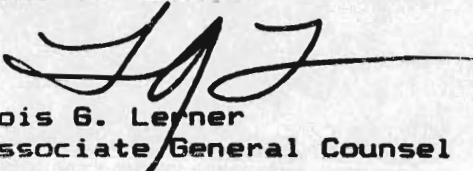
Dear Ms. Lobb:

This letter acknowledges receipt on November 4, 1988, of your complaint against the Honorable Alan Wheat, and the Chamber of Commerce of Greater Kansas City, alleging violations of the Federal Election Campaign laws. A staff member has been assigned to analyze your allegations. The respondents will be notified of this complaint within 24 hours. You will be notified as soon as the Commission takes final action on your complaint. For your information, we have attached a brief description of the Commission's procedures for handling complaints.

Please be advised that this matter shall remain confidential in accordance with 2 U.S.C. Sections 437g(a)(4)(B) and 437g(a)(12)(A) unless the respondents notify the Commission in writing that they wish the matter to be made public.

Sincerely,

Lawrence M. Noble
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

Enclosure
Procedures

89040761185



RECEIVED
FEDERAL ELECTION COMMISSION
LOBB FOR CONGRESS COMMITTEE

P.O. Box 10255 88 NOV 25 PM 1:11
Kansas City, Missouri 64111
(816) 531-7821

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RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

88 NOV 25 AM 9:30

Mon 2775

November 20, 1988

Federal Election Commission
Mr. Lawrence M. Noble
Washington, D.C. 20463

Dear Mr. Noble,

Enclosed is a copy of a letter which was written to Mr. R. Crosby Kemper, Senior Chairman of the Board of United Missouri Bank of Kansas City, by Mr. Clark Redick, First Vice-chairman of the Board of the Chamber of Commerce of Kansas City, after Mr. Kemper had called to complain about my being excluded from what Mr. Redick referred to as the "Wheat luncheon".

I am submitting this letter as evidence in my complaint to the FEC.

I have a tape of the introduction and the speech made by Mr. Wheat at that luncheon. Both the introduction by the Chamber host and the speech by Mr. Wheat were extremely political in nature.

If you would care to have a tape of that speech, please advise me.

It seems that by denying me access to the most prestigious business organization in this city, my opportunity to gain support for my candidacy, which represented much more of what the national Chamber's goals are than did my opponent's, was destroyed as far as my ability to attain funds and support from the business community.

Some Chamber members were totally unaware of and surprised by the fact that the Chamber PAC supported someone whose stance is as liberal as Mr. Wheat. However, if an opponent, such as myself, is "blackened out" by a group that not only gets my tax money, but also has tax-exempt status, free elections are not possible for me or for anyone else.

We have reached the stage where 99% of incumbents are re-elected. It should occur to someone in the FEC that there is an inequity so enormous that we are, for all practical purposes, electing people for life.

Only Congress can correct this! There is little likelihood that this will happen.

U.S. Congress, Missouri 5th District
Christopher Lobb, Treasurer

CONTRIBUTIONS ARE NOT TAX DEDUCTIBLE

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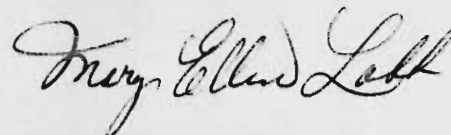
A few PAC's will continue to support candidates who represent the goals set forth by certain standards, but most PAC's want "electability". And considering the percentage of incumbents being returned to Washington, along with the fact that about 88% of PAC money goes to incumbents, it is clear that this definition according to the present system, means that you must be an incumbent.

I am asking what can be done to provide a climate for fairer and freer elections.

What can I, as a citizen, do to correct this situation?

I will look forward to hearing from you.

Sincerely,



Mary Ellen Lobb

Enc. 1

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AT&T
Communications

Send to lobby

October 31, 1988

R. Crosby Kemper
Senior Chairman of the Board
United Missouri Bank of Kansas City, n.a.
1010 Grand Avenue
P. O. Box 419226
Kansas City, MO 64141-6226

Dear Crosby:

Just a note regarding the Wheat luncheon. I appreciate your mentioning this, and I have asked the Chamber to take a fresh look at these affairs; i.e., either don't schedule so close to an election or invite both candidates to appear.

The Chamber has invited Wheat's opponent to the luncheon as a floor guest, and she of course may be recognized for a question or comment. I have asked that Wheat's office be so advised. If she handles herself well, she might be recognized for a brief statement from the floor at the end of the program although I can't guarantee this. (A couple of minutes.)

Unfortunately, I will be out oftown so someone else will be in the Chair, and I can't say with certainty how it will be handled. Thanks for the input.

Very truly yours,

Clark

Clark G. Redick

CGR:lc

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ALAN WHEAT
9TH DISTRICT, MISSOURI

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

MEMBER:
COMMITTEE ON
RULES

SELECT COMMITTEE ON
CHILDREN, YOUTH,
AND FAMILIES

88 NOV 25 AM 9:25



1204 LONGWORTH BUILDING
WASHINGTON, DC 20515-2509
(202) 226-4836

811 GRAND AVENUE, #836
KANSAS CITY, MO 64106-1897
842-4848

301 WEST LEXINGTON, #221
INDEPENDENCE, MO 64060-3724
833-4848

Congress of the United States
House of Representatives
Washington, DC 20515-2505

November 23, 1988

88 NOV 25 PM 1:12

RECEIVED
FEDERAL ELECTION COMMISSION

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, DC 20463

RE: MUR 2775

Dear Mr. Noble:

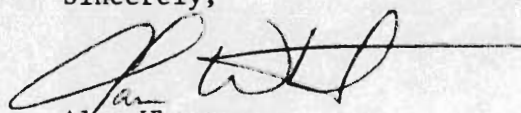
This letter is in response to your letter of November 9, 1988 received in my office on November 14, 1988. I am responding to an allegation made by my opponent, Mary Ellen Lobb, that I may have violated certain sections of the Federal Election Campaign Act of 1971.

On November 4, 1988, I addressed a group of individuals at a luncheon forum sponsored by The Chamber of Commerce of Greater Kansas City, whose membership is drawn from the seven counties of the Missouri-Kansas metropolitan area. The Chamber of Commerce hosts a series of such forums with elected federal officials every year. Participants have included Republican and Democratic Members of both the U. S. Senate and the U. S. House of Representatives from Missouri and Kansas.

In my opinion, the luncheon was not a political event to benefit my re-election efforts. My initial remarks included comments on the recently completed 100th Congress. The floor was then opened to questions. This format is comparable to that which I use for most of the public appearances I make in response to requests from organizations that I speak to their members.

In my reading of the federal campaign laws, no violations occurred in conjunction with my November 4th appearance. However, if any questions remain which require further clarification, I would be very happy to address any specific questions which your office directs to me.

Sincerely,


Alan Wheat
Member of Congress

68119204068

LATHROP KOONTZ & NORQUIST

2600 MUTUAL BENEFIT LIFE BUILDING
2345 GRAND AVENUE
KANSAS CITY, MISSOURI 64108
(816) 842-0820

TELECOPIER (816) 421-0500

KANSAS OFFICE
40 CORPORATE WOODS, SUITE 1050
9401 INDIAN CREEK PARKWAY
OVERLAND PARK, KANSAS 66210
(913) 451-0820

HOWARD A. CRAWFORD*
THOMAS J. WHEATLEY
JACK W. R. HEADLEY
ROBERT J. VIRDEN
WILLIAM M. STAPLETON
JAMES R. TIERNEY
W. M. BATES
CARL A. HUMMEL
WILLIAM M. LEEDY
DANIEL M. DIBBLE
CHARLES FRISBIE
MAURICE J. O'SULLIVAN, JR.
JOHN H. CALVERT
WILLIAM K. WAUGH III*
HARLAN D. BURKHEAD*
IRWIN E. BLOND
C. DAVID BARRIER*
R. B. MILLER III
JOHN L. VRATIL*
JACK D. ROWE
JAMES C. FITTER, JR.
STUART W. CONRAD
STEPHEN G. MITCHELL*
STEPHEN W. JACOBSON

RONALD E. MANKA*
JEROME D. RIFFEL
H. STEVEN GRAHAM
KAREN M. IVERSON
JOHN W. SHAW
JOHN J. CONNOR
MICHAEL W. RHODES
KATHRYN H. VRATIL*
WILLIAM RAY PRICE, JR.
THOMAS S. STEWART
THOMAS PETER SCHULT
ALFRED R. HUPP, JR.
GORDON E. WELLS, JR.*
TIMOTHY K. MCNAMARA
HARRY E. WIGNER, JR.*
JONATHAN R. HADEN
THOMAS J. MCMAHON
TERRY J. SATTERLEE
JOHN T. MAUGHMER
THOMAS A. RYAN
SUE PHILLIPS
BRIAN B. MYERS
BRIAN N. WOOLLEY
PAUL S. DEFORD

ROBERT M. ADAMS
CURTIS A. KRIZEK
W. JOSEPH HATLEY*
J. SHAWN CHALMERS
MARIBETH S. MCMAHON
DAVID V. CLARK
DOUGLAS R. DALGLEISH
SUE M. HONEGGER
PETER F. DANIEL
WILLIAM G. HOWARD*
CYNTHIA WEBER SCHERS
TODD F. CARLSON

PAUL G. KOONTZ
ELLIOT NORQUIST
RETIRED

GARDINER LATHROP
1850-1938

*ADMITTED IN MISSOURI AND KANSAS
*ADMITTED IN KANSAS
ALL OTHERS ADMITTED IN MISSOURI

VIA FEDERAL EXPRESS

November 29, 1988

HAND DELIVERED

08 NOV 30 PM 1:30

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

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

Re: MUR2775
The Chamber of Commerce of Greater Kansas City

Gentlemen:

As attorney for The Chamber of Commerce of Greater Kansas City, we are responding to your November 9, 1988 letter. We understand that your letter was prompted by a letter from the Lobb for Congress Committee dated November 3, 1988, a copy of which you have provided The Chamber.

No violation of the Federal Election Law has, in our opinion, occurred. The forum to which Ms. Lobb objects was not a candidate event. Rather, it was the fourth in a series of Congressional Luncheon Forums to which three congressmen and a senator were invited during the course of the year. The purpose of the series is to make members of the Chamber aware of issues before the Congress. (See the attached brochure which was mailed to Chamber members in January, 1988.) There was no press release or other general publicity to non-members of the Chamber. No campaign literature was distributed at any of these forums nor did any solicitation of contributions occur. Furthermore, only representatives of members of the Chamber of Commerce were invited. (See the October, 1988 mailer to members and the October 21, 1988 article in the "Kansas Citian," the Chamber's

08 NOV 30 PM 2:24

RECEIVED
FEDERAL ELECTION COMMISSION

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newsletter to members.) Thus, the forum to which Congressman Wheat was invited was nothing more than a Congressman performing part of his official duties in connection with a Chamber sponsored series of luncheons for the purpose of giving its members an opportunity to learn first hand about issues before the Congress.

Even if, however, solely because of the timing of this forum so close to the election, it was insisted that this was, in fact, a political event intended to influence the outcome of the election (which it was not), the manner in which the forum was conducted was in compliance with the Federal Election Law and Regulations of the Federal Election Commission.

The Chamber of Commerce of Greater Kansas City is a trade association qualified as a Section 501(c)(6) organization under the Internal Revenue Code. Subparagraph (h) of 11 CFR § 114.8 of the FEC's regulations deals with a trade association's communications other than solicitations. It provides as follows:

§ 114.8(h). A trade association may make communications, other than solicitations, to its members and their families under the provisions of § 114.3. When making communications to a member which is a corporation, the trade association may communicate with representatives of the corporation with whom the trade association normally conducts the association's activities.

Section 114.3 addresses in subparagraph (c)(2) the subject of partisan candidate appearances. It states (with parenthetical inserts added to cross reference to Section 114.8(h)) as follows:

§ 114.3(c)(2). Partisan candidate and party appearances. A corporation (or trade associate) may allow a candidate or party representative to address its stock holders and executive or administrative personnel, and their families (and representatives of the corporation with whom the trade association normally conducts the association's activities), at a meeting, convention or other function of the corporation. . . . Employees outside the restricted class of the corporation or labor organization who are necessary to administer the meeting, limited invited guests and

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observers, and representatives of the news media may also be present during a candidate or party representative appearance under this section. The candidate or party representative may ask for contributions to his or her campaign or party, or ask that contributions to the separate segregated fund of the corporation or labor organization be designated for his or her campaign or party. The incidental solicitation of persons outside the corporation's or labor organization's restricted class who may be present at the meeting as permitted by this section will not be a violation of 11 CFR 114.5(g).

Accordingly, if you deem the Forums to be partisan candidate appearances sponsored by a corporation, the Chamber has the right to allow such a partisan appearance before its members, including representatives of its corporate members with whom it normally conducts Chamber business. This was not a public forum. Virtually all of the 172 people in attendance were Chamber members. With very few exceptions, the individuals in attendance at the Wheat luncheon were the regular designated representative of their company for all Chamber activities, or volunteer members of the Chamber's Governmental Affairs Section. Thus, the individuals in attendance were, as required by § 114.8(h), except for a limited number of guests and observers, representatives of the corporate members with whom the Chamber regularly conducts activities.

Although there is considerable hyperbole in Ms. Lobb's letter to which I choose not to respond, I will correct one misstatement of fact. Contrary to the impression created by Ms. Lobb's letter, The Chamber does not receive contributions or grants from the City of Kansas City or any other governmental unit. Rather, it performs contract services for the City and other governmental units, all in the area of economic development. The Chamber is, of course, paid a fee for these services. The City is also a dues paying member of the Chamber.

It seemed abundantly clear that the Congressional Luncheon Forums were not partisan candidate appearances and, even if they were, the manner in which they were conducted was in complete compliance with the Federal Election Law and the Regulations of

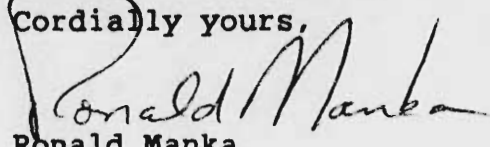
83040761192

Federal Election Commission
November 29, 1988
Page 4

the Federal Election Commission. If we can provide any further information, please feel free to contact the undersigned.

An executed Statement of Designation of Counsel is enclosed.

Cordially yours,


Ronald Manka

REM:jb
Enclosures

bcc: Mr. Robert W. MacGregor
W. H. Bates, Esq.

89040761193

STATEMENT OF DESIGNATION OF COUNSEL

NUR 2775 W. H. Bates
Ronald E. Manka
NAME OF COUNSEL: Lathrop Koontz & Norquist
ADDRESS: 2600 Mutual Benefit Life Bldg.
2345 Grand Avenue
Kansas City, Missouri 64108
TELEPHONE: (816) 842-0320

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.

x Nov. 28, 1988
Date

THE CHAMBER OF COMMERCE OF
GREATER KANSAS CITY

x Robert W. MacGregor
Signature
ROBERT W. MacGREGOR
President

RESPONDENT'S NAME: The Chamber of Commerce of Greater Kansas City
ADDRESS: 600 Boatmen's Center
920 Main Street
Kansas City, Missouri 64105
HOME PHONE: -----
BUSINESS PHONE: (816) 221-2424

39040761194



THE CHAMBER OF COMMERCE OF

*Greater
Kansas City*

Please join us for the second

Congressional Luncheon Forum

in the 1988 series

featuring

Congressman Alan Wheat

Friday, November 4, 1988

12:00 noon

Allis Plaza Hotel, Count Basie Ballroom

200 West 12th St.

\$15.00 per person/\$150.00 table of 10

Representative Wheat serves on the following committees:

District of Columbia Committee

Government Operations and Metropolitan Affairs Subcommittee

Judiciary and Education Subcommittee

Rules Committee

The Legislative Process Subcommittee

Select Committee on Children, Youth, and Families

Crisis Intervention Task Force

Economic Security Task Force

Please make _____ reservations for the luncheon forum featuring
Representative Alan Wheat on Friday, November 4 at the Allis Plaza Hotel.
Enclosed is \$_____ (payable to the Chamber of Commerce of Greater
Kansas City).

\$15.00 per person/\$150.00 per table of 10

Name _____ Telephone _____

Company _____

Address _____
City State Zipcode

Return to:

Mary Troppito

Chamber of Commerce of Greater Kansas City

920 Main, 600 Boatmen's Center

Kansas City, MO 64105



99040761195

Kansas City

100 years and more to grow on

Mary Lou Cooper of Southwestern Bell Telephone accepts a plaque from the Chamber honoring the company for 100 years of business. The Chamber honored 106 centenarian members with a luncheon Sept. 21 in Bartle Hall as part of its 100th anniversary celebration.



Small business finance courses

The Small Business Development Center at Rockhurst College is offering two three-week small business finance courses.

Managing for Profits will be offered Mondays beginning Oct. 31 and Wednes-

days beginning Nov. 2. How to Budget and Predict Your Cash Needs will be offered on Mondays beginning Nov. 21 and Wednesdays beginning Nov. 30.

Cost is \$85 per course. To enroll call 926-4572.

Calendar

Tuesday, Oct. 25

- Metropolitan Entrepreneurs Council Legislative Committee, 7:30 a.m., Chamber Board Room. RSVP to Sheri Blackman, 221-2424.

- New Member Reception, 5 to 6:30 p.m., Chamber Board Room. By invitation. RSVP to Linda Hendrix, 221-2424.

Thursday, Oct. 27

- Seminar "Franchising," 8 a.m. noon, Overland Park Marriott Hotel. Cost \$30 for members, \$50 for non-members. RSVP to Karen Beal, 221-2424.

- Business After Hours, 5 to 7 p.m., Studebakers, 10975 Metcalf. RSVP to Sheri Blackman, 221-2424.

Tuesday, Nov. 1

- Quality Committee, 11 a.m., Chamber Board Room. RSVP to Sheri Blackman, 221-2424.

Thursday, Nov. 3

- Seminar: "Interviewing Techniques" with Karl Russell, 8 to 11 a.m., Plaza Marriott Hotel. Cost \$30 members, \$50 non-members. RSVP to Karen Beal, 221-2424.

- Alvin Ailey American Dance Theater Evening sponsored by the Centurions; reception 7 p.m., performance 8 p.m., followed by a post-performance reception with Alvin Ailey and members of the company, Folly Theater. Cost \$15 per person; limited to 150 persons. Make checks payable to KCPAA and mail to Karen Beal at the Chamber, 920 Main, Suite 600, Kansas City, Mo. 64105.

Friday, Nov. 4

- Congressional Luncheon Forum with U.S. Rep. Alan Wheat, noon to 1:30 p.m., Allis Plaza Hotel. Cost \$15 per person. RSVP to Mary Troppito, 221-2424.

Monday, Nov. 7

- Metro Affairs, bus tour of older neighborhoods and lunch at Immanuel

American adds 3 Nashville flights

American Airlines has announced new service from Kansas City International Airport, increasing American's KCI service to 12 daily flights.

Beginning Nov. 1, three non-stop flights daily to and from Nashville, Tenn., will connect Kansas City with the airline's connecting hub in Nashville.

Wheat featured in forum Nov. 4

A luncheon forum with U.S. Representative Alan Wheat is scheduled Friday, Nov. 4 at the Allis Plaza Hotel.

The event is the second in the regular four-forum series offered by the Congressional Affairs Committee. Sen. Ike Skelton was featured Aug. 18.

The luncheon forum will be held from noon to 1:30 p.m. Cost is \$15 per person. For reservations, call Mary Troppito at 221-2424.



Manor Apartments. Bus leaves at 10th and Main streets at noon, returns at 1:30 p.m. No charge. RSVP to Peggy Barker, 221-2424.

- Centurions Steering Committee, 5 p.m., Chamber Board Room. RSVP to Karen Beal, 221-2424.

The Kansas Citian

Doug Fink Editor
Pamela Kingsolver, Managing Editor

The Kansas Citian (ISSN 0274-9912) is published every other week on Fridays except during the Christmas New Year's holiday, by The Chamber of Commerce of Greater Kansas City, 920 Main Street, Suite 600, Kansas City, Mo. 64105. Telephone 816-221-2424. \$25 per year to all members of the Chamber. \$50 per year to all others within the U.S. Second Class Postage paid at Kansas City, Mo., publication number 290060. POSTMASTER: Send address changes to The Chamber of Commerce of Greater Kansas City, 920 Main Street, Suite 600, Kansas City, Mo. 64105.

The Chamber of Commerce
of Greater Kansas City
is pleased to announce
the third
**CONGRESSIONAL
LUNCHEON
FORUM SERIES**

Make reservations now to join other members of the business community as we hear personal, first-hand reports on key issues before the U.S. Congress. In addition to prepared remarks, each luncheon forum includes ample time for questions from the audience.

Because of the uncertainty of Congressional recesses, dates of the Luncheon Forums are not set at this time. Advance series and individual luncheon subscribers will receive at least two weeks prior notice before each luncheon date. (Cancellations may be made up to 4 days prior for full refund.) Series and individual luncheon subscribers will receive preferential seating.

Chamber of Commerce of Greater Kansas City
1900 Boatmen's Center
Kansas City, MO 64105



THE CHAMBER OF COMMERCE OF

*Greater
Kansas City*

Christopher A. Bond

Dan Glickman
M.C.

The Honorable

Ch. W. H. P.

**Congressional
Luncheon Forum
Series**

8 9 0 4 0 7 6 1 1 9



**SENATOR
CHRISTOPHER S. BOND**

Republican, Missouri

This is the first appearance for former Governor Bond in our Congressional Luncheon Forum Series. As a freshman Senator,

he continues to provide experienced leadership for Missouri.

Agriculture, Nutrition & Forestry Committee
Agricultural Production and Stabilization of Prices Subcommittee
Agricultural Research, Conservation, Forestry and General Legislation Subcommittee:
Domestic and Foreign Marketing and Product Promotion Subcommittee
Banking, Housing & Urban Affairs Committee
Housing and Urban Affairs Subcommittee
Securities Subcommittee
Small Business Committee
Innovation, Technology and Productivity Subcommittee
Urban and Minority-Owned Business Development Subcommittee



**CONGRESSMAN
DAN GLICKMAN**

*Democrat, Kansas
Fourth District*

Congressman Glickman is also making his first appearance in our Congressional Luncheon Forum Series, although he has met with

Chamber committees and Board members on several occasions in the past. His committee appointments are especially important to the Greater Kansas City area.

Agriculture Committee
Department Operations, Research and Foreign Agriculture Subcommittee
Domestic Marketing, Consumer Relations, and Nutrition Subcommittee
Wheat, Soybeans, and Feed Grains Subcommittee (Chairman)
Judiciary Committee
Administrative Law and Governmental Relations Subcommittee
Monopolies and Commercial Law Subcommittee
Science, Space and Technology Committee
Transportation, Aviation and Materials Subcommittee



**CONGRESSMAN
IKE SKELTON**

*Democrat, Missouri
Fourth District*

Congressman Skelton returns to the Congressional Luncheon Forum Series. His appearance in 1987 was well-attended, and his candid remarks greatly appreciated.

Armed Services Committee
Military Installations and Facilities Subcommittee
Military Personnel and Compensation Subcommittee
Procurement and Military Nuclear Systems Subcommittee
Small Business Committee
Export, Tourism and Special Problems Subcommittee (Chairman)
Select Committee on Aging
Health and Long-Term Care Subcommittee



**CONGRESSMAN
ALAN WHEAT**

*Democrat, Missouri
Fifth District*

Congressman Wheat is also making a return appearance to the Congressional Luncheon Forum Series. The Chamber welcomes another opportunity to hear Congressman Wheat's insightful comments on key issues.

District of Columbia Committee
Government Operations and Metropolitan Affairs Subcommittee (Chairman)
Judiciary and Education Subcommittee
Rules Committee
The Legislative Process Subcommittee
Select Committee on Children, Youth, and Families
Crisis Intervention Task Force
Economic Security Task Force

CONGRESSIONAL LUNCHEON FORUM SERIES

Series Subscriptions (4 forums)

_____ at \$60.00 per person

_____ tables at \$600.00 per table of 10

Single Luncheon Subscriptions

_____ Bond

_____ Glickman

_____ Skelton

_____ Wheat

\$150.00 per table of 10 or \$15 per person per luncheon

Total \$ _____

Make check payable to the Chamber of Commerce of Greater Kansas City. Tickets will be returned to you by mail.

Company _____

Contact Person _____

Mailing Address _____

Phone _____

Return to: Mary Troppito

Chamber of Commerce of Greater Kansas City

920 Main

600 Boatmen's Center

Kansas City, MO 64105

7 0 7 0 6 8

06C1651

RECEIVED
FEDERAL ELECTION COMMISSION
MAIL ROOM

January 10, 1989

89 JAN 24 AM 9:21

Ms. Stieber
The Federal Election Commission
Washington, D. C.

Dear Ms. Stieber:

I wanted to notify you of a complaint that I have against The Chamber of Commerce of Greater Kansas City. This pertains to the National election November 1988. Four days before the election they had advertised a luncheon open to the public which was supposed to be an open forum for the Congressional candidates running from the 5th District in Missouri. It turned out to be a speaking engagement for Alan Wheat, the incumbent. As you know incumbents don't need the help!

It is my understanding that the Chamber of Commerce receives city tax money along with subsidies from other taxes. They are one of the largest groups of businessmen in this area, I think it is totally unfair for them to promote an incumbent because of favors they assume will fall to them by keeping ties to incumbents. I wanted to hear from all three candidates as to their issues and agenda. I bought two tickets for the luncheon so it was open to the general public and not just for the members and officers of the Chamber of Commerce. If this practice continues I think they should lose their tax-free standing and be censored for what they did in the last election. I would appreciate any follow-up you can do on this.

Sincerely,

Stacy A. Rice

Stacy A. Rice
3917 Warwick Blvd.
Kansas City, Mo. 64111

89040761199

89 JAN 24 PM 3:54

RECEIVED
FEDERAL ELECTION COMMISSION



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 7, 1989

Chamber of Commerce of Greater
Kansas City
600 Charter Bank Center
920 Main Street
Kansas City, MO 64105

Gentlemen:

On January 24, 1989, the Federal Election Commission received a letter alleging that the Chamber of Commerce of Greater Kansas City violated sections of the Federal Election Campaign Act of 1971, as amended. As indicated from the copy of the enclosed letter addressed 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 will be closed.

If you have any questions, please call Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
General Counsel


By: Lois G. Lerner
Associate General Counsel

Enclosures

Copy of Improper Complaint
Copy of letter to the Complainant

89040761200



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 7, 1989

The Honorable Alan Wheat
1204 Longworth House Office
Building
Washington, DC 20515-2505

Dear Mr. Wheat:

On January 24, 1989, the Federal Election Commission received a letter alleging that you violated sections of the Federal Election Campaign Act of 1971, as amended. As indicated from the copy of the enclosed letter addressed 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 will be closed.

If you have any questions, please call Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
General Counsel

By: Lois G. Lerner
Associate General Counsel

Enclosures

Copy of Improper Complaint
Copy of letter to the Complainant

89040761201



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

February 7, 1989

Ms. Stacy A. Rice
3917 Warwick Blvd.
Kansas City, MO 64111

Dear Ms. Rice:

We have received your letter on January 24, 1989, 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. Section 437g(a)(1) must be filed. Requirements of this section of the law and Commission regulations at 11 C.F.R. Section 111.4 which are a prerequisite to Commission action are detailed below:

- (1) A complaint must be in writing.
(2 U.S.C. Section 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. Section 437g(a)(1))
- (3) A formal complaint must contain the full name and address of the person making the complaint.
(11 C.F.R. Section 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. Section 111.4)
- (5) A formal complaint should clearly identify the source of information upon which the complaint is based. (11 C.F.R. Section 111.4)
- (6) A formal complaint should contain a clear and concise recitation of the facts describing the violation of a

89040761202

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

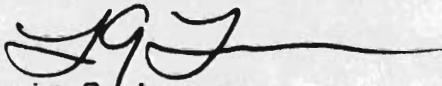
Finally, please include your telephone number, as well as the full names and addresses of all respondents.

Enclosed is a copy of Commission regulations, and your attention is directed to 11 C.F.R. Section 111.4 through Section 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

89040761203

89 FEB 27 AM 9:38

RECEIVED
FEDERAL ELECTION COMMISSION
89 FEB 27 PM 3:48

February 21, 1989

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, D. C. 20463

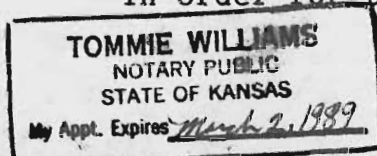
Dear Mr. Noble:

Re: My Letter of Complaint Regarding Possible Violation of FEC
Act of 1971
Your Letter of Response dated February 7, 1989

As per your response letter that I need further requirements for
the FEC to investigate my complaint:

1. My complaint is that I paid for two tickets to a luncheon sponsored by the Chamber of Commerce of Greater Kansas City publicized as an open forum of congressional candidates from the 5th District of Missouri. In fact, only the incumbent, Alan Wheat was allowed to speak. We were deprived of the opportunity to hear the other candidates issues and platforms. This was four days before the election. This is a misuse of taxpayers money since the Chamber does receive many hundreds of tax dollars. The Chamber is the largest entity in our area that is able to bring together business-men who occupy leadership roles and who are able to get contributions for elections. They not only gave their PAC money to the incumbent, but also gave him an excellent podium for his re-election efforts, an opportunity denied the others.
2. Notarized.
3. My name & address: Stacy Alice Rice, 3917 Warwick Blvd. Kansas City, Missouri 64111 (816)931-3808.
4. Entity: The Chamber of Commerce of Greater Kansas City, Mo.
Richard C. Green, Chairman of the Board
Robert W. MacGregor, President
Address: 920 Main, Suite 600
Kansas City, Mo 64105
(816)221-2424
5. Source of information is my check for luncheon.
6. The entity, being incorporated, is mandated not to "take sides in a Federal Election". By allowing the incumbent to speak four days before a National election and specifically not allowing the other two candidates the same opportunity; that is definitely "taking sides".

Thank you for the opportunity of allowing me to express my complaint;
in order for this unfair situation not to happen in any more elections.



Stacy A Rice
Tommie Williams

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194

11-2 88

Chambers of Commerce

PAY TO THE ORDER OF	
THIS PAYMENT	30.00
BALANCE	
OTHER	
BAL FOR D	

NOT NEGOTIABLE

01010013060 0194 22109 LP

Copy of Check #194
to Chambers of Commerce for \$30.00
for 2 tickets to luncheon



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

March 6, 1989

Ms. Stacy Alice Rice
3917 Warwick Blvd.
Kansas City, MO 64111

Dear Ms. Rice:

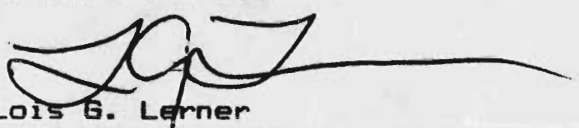
This is to acknowledge receipt of your letter, which we received on February 27, 1989. Your letter was not properly sworn to.

You must swear before a notary that the contents of your complaint are true to the best of your knowledge and the notary must represent as part of the jurat that such swearing occurred. A statement by the notary that the complaint was sworn to and subscribed before her will be sufficient. We are sorry for the inconvenience that these requirements may cause you, but we are not statutorily empowered to proceed with the handling of a compliance action unless all the statutory requirements are fulfilled. See 2 U.S.C. Section 437g.

If you have any questions concerning this matter, please contact Retha Dixon, Docket Chief, at (202) 376-3110.

Sincerely,

Lawrence M. Noble
General Counsel

By: 
Lois G. Lerner
Associate General Counsel

89040761206

OGC 2736

RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

89 MAY 12 AM 10:59

Mar 28 72

Stacy Rice
3917 Warwick Blvd.
Kansas City, Mo. 64111

March 27, 1989

Mr. Lawrence M. Noble
General Counsel
FEC
Washington D.C., 20463

Dear Mr. Noble:

As requested in your letter dated March 6, 1989, enclosed is a statement by notary that my complaint was sworn to and subscribed before her. Perhaps you did not note the notarization in my previous letter. I trust this complies with 2 U.S.C. Section 437g, as per your request.

Sincerely,

Stacy Rice
Stacy Rice

Statement by notary:

The letter of complaint I notarized for Stacy Rice was sworn to and subscribed to me.

TOMMIE WILLIAMS
NOTARY PUBLIC
STATE OF KANSAS
My Appt. Expires May 4, 1993

Tommie Williams
This 8 day of May 1989

89 MAY 12 PM 1:05

RECEIVED
FEDERAL ELECTION COMMISSION

89040761207



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 19, 1989

Ms. Stacy Rice
3917 Warwick Boulevard
Kansas City, MO 64111

RE: MUR 2872

Dear Ms. Rice:

This letter acknowledges receipt on May 12, 1989, of your complaint alleging possible violations of the Federal Election Campaign Act of 1971, as amended (the "Act"), by the Honorable Alan Wheat, and The Chamber of Commerce of Greater Kansas City, Mo. The respondents will be notified of this complaint within five days.

You will be notified as soon as the Federal Election Commission takes final action on your complaint. Should you receive any additional information in this matter, please forward it to the Office of the General Counsel. Such information must be sworn to in the same manner as the original complaint. We have numbered this matter MUR 2872. 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

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

Enclosure
Procedures

89040761208



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

May 19, 1989

The Honorable Alan Wheat
1204 Longworth House Office
Building
Washington, DC 20515-2505

Re: MUR 2872
Honorable Alan Wheat

Dear Mr. Wheat:

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 2872. 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.

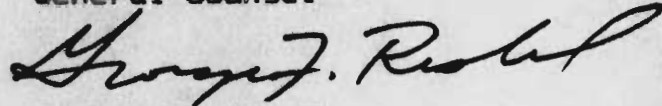
This matter will remain confidential in accordance with Section 437g(a)(4)(B) and Section 437g(a)(12)(A) of Title 2 unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing 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.

89040761209

If you have any questions, please contact Jeff Long, the staff person 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: George F. Rishel
Acting Associate General
Counsel

Enclosures

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

89040761210



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20461

May 19, 1989

Richard C. Green, COB
Robert W. MacGregor, President
The Chamber of Commerce
of Greater Kansas City, Mo.
920 Main
Suite 600
Kansas City, MO 64105

RE: MUR 2872
The Chamber of Commerce
of Greater Kansas City,
Mo.

Dear Mr. Green:

The Federal Election Commission received a complaint which alleges that The Chamber of Commerce of Greater Kansas City, Mo. 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 2872. 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 Chamber of Commerce of Greater Kansas City, Mo. 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.

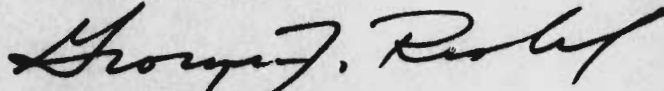
This matter will remain confidential in accordance with Section 437g(a)(4)(B) and Section 437g(a)(12)(A) of Title 2 unless you notify the Commission in writing that you wish the matter to be made public. If you intend to be represented by counsel in this matter, please advise the Commission by completing 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.

89040761211

If you have any questions, please contact Jeff Long, the staff person 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: George F. Rishel
Acting Associate General
Counsel

Enclosures

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

89040761212

LATHROP KOONTZ & NORQUIST

2600 MUTUAL BENEFIT LIFE BUILDING
2345 GRAND AVENUE
KANSAS CITY, MISSOURI 64108
(816) 842-0820

KANSAS OFFICE
1050/40 CORPORATE WOODS
9401 INDIAN CREEK PARKWAY
OVERLAND PARK, KANSAS 66210
(913) 451-0820

HAND DELIVERED
RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION

89 JUN -2 AM 11:12
OCC 2929

TELECOPIER
MISSOURI (816) 421-0500
KANSAS (913) 451-0875

June 1, 1989

VIA FEDERAL EXPRESS

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

Re: MUR 2872
The Chamber of Commerce of Greater Kansas City

Gentlemen:

As attorney for The Chamber of Commerce of Greater Kansas City, we are responding to your May 19, 1989 letter. We understand that your letter was prompted by a letter from Stacy Rice dated March 27, 1989 and related prior correspondences, copies of which you have provided The Chamber.

The forum to which Ms. Rice objects is the same forum which is the subject of your MUR 2775 prompted by a similar letter from the Lobb for Congress Committee dated November 3, 1988. Since the facts which are the subject of the two MUR's are identical, we would request that they be consolidated.

The following is a restatement of the response we filed November 29, 1988 with respect to MUR 2775.

No violation of the Federal Election Law has, in our opinion, occurred. The forum to which Ms. Rice objects was not a candidate event. Rather, it was the fourth in a series of Congressional Luncheon Forums to which three congressmen and a senator were invited during the course of the year. The purpose of the series is to make members of the Chamber aware of issues

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FEDERAL ELECTION COMMISSION

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before the Congress. (See the attached brochure which was mailed to Chamber members in January, 1988.) There was no press release or other general publicity to non-members of the Chamber. No campaign literature was distributed at any of these forums nor did any solicitation of contributions occur. Furthermore, only representatives of members of the Chamber of Commerce were invited. (See the October, 1988 mailer to members and the October 21, 1988 article in the "Kansas Citian," the Chamber's newsletter to members.) Thus, the forum to which Congressman Wheat was invited was nothing more than a Congressman performing part of his official duties in connection with a Chamber sponsored series of luncheons for the purpose of giving its members an opportunity to learn first hand about issues before the Congress.

Even if, however, solely because of the timing of this forum so close to the election, it was insisted that this was, in fact, a political event intended to influence the outcome of the election (which it was not), the manner in which the forum was conducted was in compliance with the Federal Election Law and Regulations of the Federal Election Commission.

The Chamber of Commerce of Greater Kansas City is a trade association qualified as a Section 501(c)(6) organization under the Internal Revenue Code. Subparagraph (h) of 11 CFR § 114.8 of the FEC's regulations deals with a trade association's communications other than solicitations. It provides as follows:

§ 114.8(h). A trade association may make communications, other than solicitations, to its members and their families under the provisions of § 114.3. When making communications to a member which is a corporation, the trade association may communicate with representatives of the corporation with whom the trade association normally conducts the association's activities.

Section 114.3 addresses in subparagraph (c)(2) the subject of partisan candidate appearances. It states (with parenthetical inserts added to cross reference to Section 114.8(h)) as follows:

§ 114.3(c)(2). Partisan candidate and party appearances. A corporation (or trade associate) may allow a candidate or party

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representative to address its stock holders and executive or administrative personnel, and their families (and representatives of the corporation with whom the trade association normally conducts the association's activities), at a meeting, convention or other function of the corporation. . . . Employees outside the restricted class of the corporation or labor organization who are necessary to administer the meeting, limited invited guests and observers, and representatives of the news media may also be present during a candidate or party representative appearance under this section. The candidate or party representative may ask for contributions to his or her campaign or party, or ask that contributions to the separate segregated fund of the corporation or labor organization be designated for his or her campaign or party. The incidental solicitation of persons outside the corporation's or labor organization's restricted class who may be present at the meeting as permitted by this section will not be a violation of 11 CFR 114.5(g).

Accordingly, if you deem the Forums to be partisan candidate appearances sponsored by a corporation, the Chamber has the right to allow such a partisan appearance before its members, including representatives of its corporate members with whom it normally conducts Chamber business. This was not a public forum. Virtually all of the 172 people in attendance were Chamber members. With very few exceptions, the individuals in attendance at the Wheat luncheon were the regular designated representative of their company for all Chamber activities, or volunteer members of the Chamber's Governmental Affairs Section. Thus, the individuals in attendance were, as required by § 114.8(h), except for a limited number of guests and observers, representatives of the corporate members with whom the Chamber regularly conducts activities.

There is one statement in Ms. Rice's letters we wish to correct. Contrary to the impression created by Ms. Rice's letters, The Chamber does not receive contributions or grants from the City of Kansas City or any other governmental unit.

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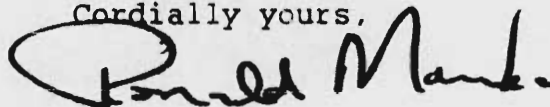
Federal Election Commission
June 1, 1989
Page 4

Rather, it performs contract services for the City and other governmental units, all in the area of economic development. The Chamber is, of course, paid a fee for these services. The City and other governmental entities are also dues paying members of the Chamber.

It seemed abundantly clear that the Congressional Luncheon Forums were not partisan candidate appearances and, even if they were, the manner in which they were conducted was in complete compliance with the Federal Election Law and the Regulations of the Federal Election Commission. If we can provide any further information, please feel free to contact the undersigned.

An executed Statement of Designation of Counsel is enclosed.

Cordially yours,



Ronald Manka

REM:jb 8039M
Enclosures

89040761216

STATEMENT OF DESIGNATION OF COUNSEL

MUR 2872

NAME OF COUNSEL: W.H. Bates
Ronald Manka
ADDRESS: Lathrop Koontz & Norquist
2600 Mutual Benefit Life Bldg.
2345 Grand Avenue
Kansas City, Missouri 64108
TELEPHONE: (816) 842-0820

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.

5/30/89
Date

THE CHAMBER OF COMMERCE OF
GREATER KANSAS CITY

Signature
ROBERT W. MacGREGOR
President

RESPONDENT'S NAME: The Chamber of Commerce of
Greater Kansas City
ADDRESS: 600 Boatmen's Center
920 Main Street
Kansas City, Missouri 64105
HOME PHONE: -----
BUSINESS PHONE: (816) 221-2424

83040761217



THE CHAMBER OF COMMERCE OF

*Greater
Kansas City*

Please join us for the second
Congressional Luncheon Forum
in the 1988 series

featuring

Congressman Alan Wheat

Friday, November 4, 1988
12:00 noon

Allis Plaza Hotel, Count Basie Ballroom
200 West 12th St.

\$15.00 per person/\$150.00 table of 10

Representative Wheat serves on the following committees:

District of Columbia Committee

Government Operations and Metropolitan Affairs Subcommittee

Judiciary and Education Subcommittee

Rules Committee

The Legislative Process Subcommittee

Select Committee on Children, Youth, and Families

Crisis Intervention Task Force

Economic Security Task Force

Please make _____ reservations for the luncheon forum featuring
Representative Alan Wheat on Friday, November 4 at the Allis Plaza Hotel.
Enclosed is \$_____ (payable to the Chamber of Commerce of Greater
Kansas City).

\$15.00 per person/\$150.00 per table of 10

Name _____ Telephone _____

Company _____

Address _____

City

State

Zipcode

Return to:

Mary Troppito
Chamber of Commerce of Greater Kansas City
920 Main, 600 Boatmen's Center
Kansas City, MO 64105



89040761218

Kansas City

100 years and more to grow on

Mary Lou Cooper of Southwestern Bell Telephone accepts a plaque from the Chamber honoring the company for 100 years of business. The Chamber honored 105 centenarian members with a luncheon Sept. 21 in Bartle Hall as part of its 100th anniversary celebration.



American adds 3 Nashville flights

American Airlines has announced new service from Kansas City International Airport, increasing American's KCI service to 12 daily flights.

Beginning Nov. 1, three non-stop flights daily to and from Nashville, Tenn., will connect Kansas City with the airline's connecting hub in Nashville.

Wheat featured in forum Nov. 4

A luncheon forum with U.S. Representative Alan Wheat is scheduled Friday, Nov. 4 at the Allis Plaza Hotel.

The event is the second in the regular four-forum series offered by the Congressional Affairs Committee.

Sen. Ike Skelton was featured Aug. 18.

The luncheon forum will be held from noon to 1:30 p.m. Cost is \$15 per person. For reservations, call Mary Troppito at 221-2424.



Small business finance courses

The Small Business Development Center at Rockhurst College is offering two three-week small business finance courses.

Managing for Profits will be offered Mondays beginning Oct. 31 and Wednes-

days beginning Nov. 2. How to Budget and Predict Your Cash Needs will be offered on Mondays beginning Nov. 21 and Wednesdays beginning Nov. 30.

Cost is \$85 per course. To enroll call 926-4572.

Calendar

Tuesday, Oct. 25

- Metropolitan Entrepreneurs Council Legislative Committee, 7:30 a.m., Chamber Board Room. RSVP to Sheri Blackman, 221-2424.

- New Member Reception, 5 to 6:30 p.m., Chamber Board Room. By invitation. RSVP to Linda Hendrix, 221-2424.

Thursday, Oct. 27

- Seminar: "Franchising," 8 a.m. noon, Overland Park Marriott Hotel. Cost \$30 for members, \$50 for non-members. RSVP to Karen Beal, 221-2424.

- Business After Hours, 5 to 7 p.m., Studebakers, 10975 Metcalf. RSVP to Sheri Blackman, 221-2424.

Tuesday, Nov. 1

- Quality Committee, 11 a.m., Chamber Board Room. RSVP to Sheri Blackman, 221-2424.

Thursday, Nov. 3

- Seminar: "Interviewing Techniques" with Karl Russell, 8 to 11 a.m., Plaza Marriott Hotel. Cost \$30 members, \$50 non-members. RSVP to Karen Beal, 221-2424.

- Alvin Ailey American Dance Theater Evening sponsored by the Centurions; reception 7 p.m., performance 8 p.m., followed by a post-performance reception with Alvin Ailey and members of the company; Folly Theater. Cost \$15 per person; limited to 150 persons. Make checks payable to KCFAA and mail to Karen Beal at the Chamber, 920 Main, Suite 600, Kansas City, Mo. 64105.

Friday, Nov. 4

- Congressional Luncheon Forum with U.S. Rep. Alan Wheat, noon to 1:30 p.m., Allis Plaza Hotel. Cost \$15 per person. RSVP to Mary Troppito, 221-2424.

Monday, Nov. 7

- Metro Affairs, bus tour of older neighborhoods and lunch at Immanuel

Manor Apartments. Bus leaves at 10th and Main streets at noon, returns at 1:30 p.m. No charge. RSVP to Peggy Barker, 221-2424.

- Centurions Steering Committee, 5 p.m., Chamber Board Room. RSVP to Karen Beal, 221-2424.

The Kansas Citian

Doug Fink Editor
Pamela Kingsolver, Managing Editor

The *Kansas Citian* (ISSN 0274-9912) is published every other week on Fridays except during the Christmas New Year's holiday, by The Chamber of Commerce of Greater Kansas City, 920 Main Street, Suite 600, Kansas City, Mo. 64105. Telephone 816-221-2424. \$25 per year to all members of the Chamber, \$50 per year to all others within the U.S. Second Class Postage paid at Kansas City, Mo., publication number 290080. POSTMASTER: Send address changes to The Chamber of Commerce of Greater Kansas City, 920 Main Street, Suite 600, Kansas City, Mo. 64105.



**SENATOR
CHRISTOPHER S. BOND**

Republican, Missouri

This is the first appearance for former Governor Bond in our Congressional Luncheon Forum Series. As a freshman Senator,

he continues to provide experienced leadership for Missouri.

Agriculture, Nutrition & Forestry Committee

Agricultural Production and Stabilization of Prices Subcommittee

Agricultural Research, Conservation, Forestry and General Legislation Subcommittee

Domestic and Foreign Marketing and Product Promotion Subcommittee

Banking, Housing & Urban Affairs Committee

Housing and Urban Affairs Subcommittee

Securities Subcommittee

Small Business Committee

Innovation, Technology and Productivity Subcommittee

Urban and Minority-Owned Business Development Subcommittee



**CONGRESSMAN
DAN GLICKMAN**

*Democrat, Kansas
Fourth District*

Congressman Glickman is also making his first appearance in our Congressional Luncheon Forum Series, although he has met with

Chamber committees and Board members on several occasions in the past. His committee appointments are especially important to the Greater Kansas City area.

Agriculture Committee

Department Operations, Research and Foreign Agriculture Subcommittee

Domestic Marketing, Consumer Relations, and Nutrition Subcommittee

Wheat, Soybeans, and Feed Grains Subcommittee (Chairman)

Judiciary Committee

Administrative Law and Governmental Relations Subcommittee

Monopolies and Commercial Law Subcommittee

Science, Space and Technology Committee

Energy, Environment, and Technology Subcommittee

8 9 0 4 0 7 6 1 2 2 0



**CONGRESSMAN
IKE SKELTON**

*Democrat, Missouri
Fourth District*

Congressman Skelton returns to the Congressional Luncheon Forum Series. His appearance in 1987 was well-attended, and his candid remarks greatly appreciated.

Armed Services Committee

Military Installations and Facilities Subcommittee

Military Personnel and Compensation Subcommittee

Procurement and Military Nuclear Systems Subcommittee

Small Business Committee

Export, Tourism and Special Problems Subcommittee (Chairman)

Select Committee on Aging

Health and Long-Term Care Subcommittee



**CONGRESSMAN
ALAN WHEAT**

*Democrat, Missouri
Fifth District*

Congressman Wheat is also making a return appearance to the Congressional Luncheon Forum Series. The Chamber welcomes another opportunity to hear Congressman Wheat's insightful comments on key issues.

District of Columbia Committee

Government Operations and Metropolitan Affairs Subcommittee (Chairman)

Judiciary and Education Subcommittee

Rules Committee

The Legislative Process Subcommittee

Select Committee on Children, Youth, and Families

Crisis Intervention Task Force

Economic Security Task Force

CONGRESSIONAL LUNCHEON FORUM SERIES

Series Subscriptions (4 forums)

_____ at \$60.00 per person

_____ tables at \$600.00 per table of 10

Single Luncheon Subscriptions

_____ Bond _____ Glickman _____ Skelton _____ Wheat

_____ Wheat

\$150.00 per table of 10 or \$15 per person per luncheon

Total \$ _____

Make check payable to the Chamber of Commerce of Greater Kansas City. Tickets will be returned to you by mail.

Company _____

Contact Person _____

Mailing Address _____

Phone _____

Return to: Mary Troppito

Chamber of Commerce of Greater Kansas City

920 Main

600 Boatmen's Center

Kansas City, MO 64105

8 9 0 4 0 7 6 1 2 2 1

The Chamber of Commerce
of Greater Kansas City
is pleased to announce
the third
**CONGRESSIONAL
LUNCHEON
FORUM SERIES**

Make reservations now to join other members of the business community as we hear personal, first-hand reports on key issues before the U.S. Congress. In addition to prepared remarks, each luncheon forum includes ample time for questions from the audience.

Because of the uncertainty of Congressional recesses, dates of the Luncheon Forums are not set at this time. Advance series and individual luncheon subscribers will receive at least two weeks prior notice before each luncheon date. (Cancellations may be made up to 4 days prior for full refund.) Series and individual luncheon subscribers will receive preferential seating.

Chamber of Commerce of Greater Kansas City
600 Boatmen's Center
Kansas City, MO 64105



THE CHAMBER OF COMMERCE OF:

*Greater
Kansas City*

Christopher A. Bond

Dan Plickman
M.C.

The Skelton

Ch W. H. P.

**Congressional
Luncheon Forum
Series**

ALAN WHEAT
8TH DISTRICT, MISSOURI

MEMBER
COMMITTEE ON
RULES

SELECT COMMITTEE ON
CHILDREN, YOUTH,
AND FAMILIES



Congress of the United States
House of Representatives
Washington, DC 20515-2305

May 31, 1989

06C 2954
1204 LONGWORTH BUILDING
WASHINGTON, DC 20515-1505
(202) 225-4535

811 GRAND AVENUE, #835
KANSAS CITY, MO 64106-1907
842-4545

301 WEST LEXINGTON, #221
INDEPENDENCE, MO 64060-3724
833-4545

Mr. Lawrence M. Noble
General Counsel
Federal Election Commission
Washington, DC 20463

Attention: Jeff Long

RE: MUR 2872

Dear Mr. Noble:

This letter is in response to your letter of May 19, 1989 received in my office on May 30, 1989. I am responding to an allegation made by Stacy Rice that I may have violated certain sections of the Federal Election Campaign Act of 1971.

The fact situation as I know it regarding MUR 2872 is the same as that which relates to a similar allegation contained in MUR 2775. As my previous correspondence to you with regard to MUR 2775 indicated, on November 4, 1988, I addressed a group of individuals at a luncheon forum sponsored by The Chamber of Commerce of Greater Kansas City, whose membership is drawn from the seven counties of the Missouri-Kansas metropolitan area. The Chamber of Commerce hosts a series of such forums with elected federal officials every year. Participants have included Republican and Democratic Members of both the U. S. Senate and the U. S. House of Representatives from Missouri and Kansas.

In my opinion, the luncheon was not a political event to benefit my re-election efforts. My initial remarks included comments on the recently completed 100th Congress. The floor was then opened to questions. This format is comparable to that which I use for most of the public appearances I make in response to requests from organizations that I speak to their members.

In my reading of the federal campaign laws, no violations occurred in conjunction with my November 4th appearance. However, if any questions remain which require further clarification, I would be very happy to address any specific questions which your office directs to me.

Sincerely,

Alan Wheat
Member of Congress

RECEIVED
FEDERAL ELECTION COMMISSION
ADMINISTRATIVE DIVISION
09 JUN -6 AM 9:15

RECEIVED
FEDERAL ELECTION COMMISSION
09 JUN -7 AM 12:37

22261970068

89 JUL -6 AM 11:52

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

FIRST GENERAL COUNSEL'S REPORT

SENSITIVE

EXECUTIVE SESSION

JUL 18 1989

MURs 2775 and 2872
DATE COMPLAINT RECEIVED
BY OGC: 11-04-88 and 5-12-89
DATE OF NOTIFICATION TO
RESPONDENTS: 11/09/88 and 5-19-89
STAFF MEMBER: Jeffrey Long

COMPLAINANTS: Mary Ellen Lobb (2775) and Stacy Rice (2872)

RESPONDENTS: U.S. Representative Alan Wheat
Chamber of Commerce of Greater Kansas City

RELEVANT STATUTES: 2 U.S.C. § 441b(a)
2 U.S.C. § 441b(b)(2)
11 C.F.R. § 114.3(c)(2)
11 C.F.R. § 114.4(a)(2)
11 C.F.R. § 114.8(h)

INTERNAL REPORTS CHECKED: Disclosure Reports

FEDERAL AGENCIES CHECKED: None

I. GENERATION OF MATTER

On November 4, 1988, a complaint was received from Congressional candidate Mary Ellen Lobb involving a luncheon forum sponsored by the Chamber of Commerce of Greater Kansas City, a non-profit tax-exempt corporation and trade association, ("the Chamber"). Attachment 1. The forum featured Congressman Alan Wheat, the incumbent officeholder and also a candidate. Complainant alleges that the forum was a public event and therefore her request for an equal opportunity to appear should not have been denied. Complainant also suggests that the Chamber, by sponsoring the event, may have made a corporate contribution. Congressman Wheat responded on November 25, 1988,

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that the luncheon was not a political event to benefit his campaign. Attachment 2. On November 30, 1988, the Chamber also responded that the luncheon was not a public forum and not a candidate event, but if it were a partisan candidate appearance, the audience was limited to those persons specified in 11 C.F.R. §§ 114.3(c)(2) and 114.8(h). Attachment 3. A second complaint making identical allegations regarding the luncheon, was received from Stacy Alice Rice on May 12, 1989. Attachment 4. In response to the Rice complaint, both Congressman Wheat and the Chamber filed a restatement of their responses to the Lobb complaint, on June 1 and June 6, 1989. Attachments 5 and 6.

II. FACTUAL AND LEGAL ANALYSIS

It is unlawful for any corporation to make a contribution or expenditure in connection with any election to political office. 2 U.S.C. § 441b(a). A "contribution or expenditure" includes any direct or indirect payment, or any services, or anything of value to a candidate in connection with an election. 2 U.S.C. § 441b(b)(2).

However, pursuant to 11 C.F.R. § 114.4(a)(2), corporations may permit candidates on corporate premises at a meeting to address or meet stockholders, executive or administrative personnel, and other employees of the corporation, and their families as part of a nonpartisan appearance. If a candidate for the House or Senate is permitted to address or meet employees, all candidates for that seat who request to appear must be given the same opportunity to appear. 11 C.F.R. §§ 114.3(c)(2), 114.4(a)(2)(i).

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Conversely, under 11 C.F.R. § 114.3(a)(2) and (c)(2), an incorporated membership organization may allow a candidate to address its members and executive or administrative personnel and their families, plus employees necessary to administer the meeting and limited guests and observers and representatives of the news media as part of a partisan appearance. For corporate members of a trade association, the group of members for these purposes includes the representatives of the corporation with whom the trade association normally conducts the association's activities. See 11 C.F.R. § 114.8(h). Under this section the candidate may also solicit contributions from those in attendance. For a partisan appearance other candidates for that seat who request to appear need not be given the same opportunity to appear.

Complainant Lobb suggests that Congressman Wheat appeared as a candidate and the event "was certainly an attempt to aid his campaign" because the forum was held four days prior to the election and, she contends, was open to the public.¹ The Complainant has also submitted a recording of Congressman Wheat's speech, which she describes as being "very political." Complainant Rice contends the forum was public because she was

1. The complainant recently participated in a meeting of a bipartisan group of challengers who were defeated in 1988 and call themselves the Coalition to End the Permanent Congress. She is quoted in news articles as citing the denial of her request to appear before the Chamber. That, she alleges, is one of the advantages of incumbency that make it harder for challengers to compete and affects the fairness in elections. See e.g., Attachment 9.

able to buy two tickets to it.

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In its response, the Chamber states that the luncheon was not a public forum and not a candidate event, but rather the fourth in a series of Congressional Luncheon Forums to which Chamber members were invited through the course of the year. It submitted a brochure describing the series that included four incumbent federal officeholders and a copy of the invitation to the Wheat forum and the announcement in the Chamber's newsletter. The Chamber adds that only representatives of the Chamber of Commerce members were invited, with no general publicity to non-members, no solicitations, and no campaign literature distributed. According to the Chamber, virtually all of the 172 persons in attendance, with the exception of a limited number of guests and observers, were Chamber members and the regular designated representatives of their company for all Chamber activities.

Congressman Wheat has responded that the luncheon was not a political event to benefit his re-election, but rather a commentary on the recently completed 100th Congress. Staff from this Office have reviewed the recording of Congressman Wheat's speech, as submitted by Complainant Lobb. The address was thirty minutes long and included a ten-minute period for questions. In the introduction made for Congressman Wheat, there was no mention of his candidacy or the election.

Except for one reference, the address was free of explicit campaign remarks or election overtones. In his discussion of the House Rules Committee, of which he is a member, Congressman Wheat

mentions his advantage in bringing to his district its share of federal tax money. While discussing the need for non-partisan cooperation in Congress to reduce the budget deficit, he did, however, remark:

Everyone knows which Party I belong to and the fact that a lot of you support the President, (pause) I need to put in a small plug for you all to support the re-election of the Congressman of the 5th District of Missouri, (laughter) but that's not the point.

When asked what he will do about the budget, Congressman Wheat instead addressed what Congress should do to reduce the deficit. After thanking his audience, he closed the address by saying "and I hope to be here to work with you in times to come."

As part of a regular series of luncheons with area Congressmen, it appears that Congressman Wheat was invited to appear as an officeholder rather than as a candidate in connection with an election. We note that in MUR 2760 the Commission took the position that no violation of the Act occurred when an officeholder responded to an invitation he received in his official capacity, particularly as he had been invited as that official in the past.² Because Congressman Wheat has been invited to the same luncheon at least once as part of the local Chamber's regular program, the reasoning in MUR 2760 would suggest that Congressman Wheat appeared as an officeholder, not as a candidate.

Nevertheless, Congressman Wheat's reference to his

2. See, Statement of Reasons, MUR 2760.

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re-election does appear to expressly advocate his election to federal office and, thus, makes this a partisan candidate appearance. Such an appearance would be permissible under the Act without making the same opportunity available to Ms. Lobb so long as the audience was limited to those persons specified in 11 C.F.R. § 114.3(c)(2). See Advisory Opinion 1984-13. Although the Complainants allege the form was open to the public, the only evidence they present in support of their allegation is Ms. Rice's purchase of two tickets to the event. Conversely, counsel for the Chamber states:

...This was not a public forum. Virtually all of the 172 people in attendance were Chamber members. With very few exceptions, the individuals in attendance at the Wheat luncheon were the regular designated representative of their company for all Chamber activities, or volunteer members of the Chamber's Government Affairs Section. Thus, the individuals in attendance were, as required by § 114.8(h), except for a limited number of guests and observers, representatives of the corporate members with whom the Chamber regularly conducts activities.

Ms. Rice's purchase of two tickets is consistent with the Chamber's claim that the audience was limited to Chamber members plus a limited number of guests and observers as permitted by the regulations. Therefore, it appears that the audience at the luncheon was limited to Chamber employees, regular designated representatives of the corporate members, and limited invited guests.

Therefore, this Office recommends that the Commission find no reason to believe that U.S. Representative Alan Wheat violated 2 U.S.C. § 441b(a) and find no reason to believe that the Chamber of Commerce of Greater Kansas City violated

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2 U.S.C. § 441b(a). This Office also recommends that because the issues raised in the Rice complaint are identical to this matter and are covered in this report, the Commission merge MUR 2775 with MUR 2872.

III. RECOMMENDATIONS

1. Merge MUR 2775 with MUR 2872.
2. Find no reason to believe that U.S. Representative Alan Wheat violated 2 U.S.C. § 441b(a).
3. Find no reason to believe that the Chamber of Commerce of Greater Kansas City violated 2 U.S.C. § 441b(a).
4. Approve the attached letters.
5. Close the file.

Lawrence M. Noble
General Counsel

Date

7/5/89

BY:



Lois G. Lerner
Associate General Counsel

Attachments

1. Lobb Complaint
2. Wheat Response
3. Chamber Response to Lobb
4. Rice Complaint
5. Chamber Response to Rice
6. Wheat Response to Rice
7. Statement of Reasons, MUR 2760
8. Proposed Letters
9. Excerpt from PACs & Lobbies

89040761229



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

MEMORANDUM

TO: LAWRENCE M. NOBLE
GENERAL COUNSEL

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

DATE: JULY 10, 1989

SUBJECT: OBJECTIONS TO MURS 2775&2872 - 1st G.C. Report
Signed July 5, 1989.

The above-captioned document was circulated to the
Commission on Thursday, July 6, 1989 at 4:00 p.m..

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

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

This matter will be placed on the meeting agenda
for Tuesday, July 18, 1989.

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

89040761230

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
U.S. Representative Alan Wheat) MURS 2775 and 2872
Chamber of Commerce of Greater)
Kansas City)

CERTIFICATION

I, Marjorie W. Emmons, recording secretary for the Federal Election Commission executive session of July 18, 1989, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MURS 2775 and 2872:

1. Merge MUR 2775 with MUR 2872.
2. Find no reason to believe that U.S. Representative Alan Wheat violated 2 U.S.C. § 441b(a).
3. Find no reason to believe that the Chamber of Commerce of Greater Kansas City violated 2 U.S.C. § 441b(a).
4. Approve the letters attached to the General Counsel's report dated July 5, 1989.
5. Close the file.

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

Attest:

7-19-89

Date

Marjorie W. Emmons

Marjorie W. Emmons
Secretary of the Commission

89040761231



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 27, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Mary Ellen Lobb
918 W. 32nd Terrace
Kansas City, MO 64111

RE: MUR 2872

Dear Ms. Lobb:

On July 18, 1989, the Federal Election Commission reviewed the allegations of your complaint dated November 3, 1988. On July 18, 1989, the Commission also determined to merge this matter with MUR 2775, and found that on the basis of the information provided in your complaint, and information provided by the Respondents, there is no reason to believe U. S. Representative Alan Wheat and The Chamber of Commerce of Greater Kansas City violated 2 U.S.C. § 441b(a). Accordingly, on July 18, 1989, the Commission closed the file in this matter. The Federal Election Campaign Act of 1971, as amended ("the Act") allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040761232



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20461

July 27, 1989

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Stacy Rice
3917 Warwick Boulevard
Kansas City, MO 64111

RE: MUR 2872

Dear Ms. Rice:

On July 18, 1989, the Federal Election Commission reviewed the allegations of your complaint dated March 27, 1989. On July 18, 1989, the Commission also determined to merge this matter with MUR 2775, and found that on the basis of the information provided in your complaint, and information provided by the Respondents, there is no reason to believe U. S. Representative Alan Wheat and The Chamber of Commerce of Greater Kansas City violated 2 U.S.C. § 441b(a). Accordingly, on July 18, 1989, the Commission closed the file in this matter. The Federal Election Campaign Act of 1971, as amended ("the Act") allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040761233



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 27, 1989

Ronald Manka
Lathrop Koontz & Norquist
2600 Mutual Benefit Life Building
2345 Grand Avenue
Kansas City, MO 64108

RE: MUR 2872
The Chamber of Commerce
of Greater Kansas City

Dear Mr. Manka:

On November 9, 1988 and May 19, 1989, the Federal Election Commission notified your client, The Chamber of Commerce of Greater Kansas City, of complaints alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On July 18, 1989, the Commission determined to merge this matter with MUR 2775. Both matters are now known as MUR 2872.

On July 18, 1989, the Commission also found, on the basis of the information in the complaint, and information provided by your client, that there is no reason to believe The Chamber of Commerce of Greater Kansas City violated 2 U.S.C. § 441b(a). Accordingly, the Commission closed its file in this matter.

This matter will become a part of the public record within 30 days. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040761234



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 27, 1989

The Honorable Alan Wheat
1204 Longworth House Office
Building
Washington, D.C. 20515-2505

RE: MUR 2872
Honorable Alan Wheat

Dear Mr. Wheat:

On November 9, 1988 and May 19, 1989, the Federal Election Commission notified you of complaints alleging violations of certain sections of the Federal Election Campaign Act of 1971, as amended.

On July 18, 1989, the Commission determined to merge this matter with MUR 2775. Both matters are now known as MUR 2872.

On July 18, 1989, the Commission also found, on the basis of the information in the complaint, and information provided by you that there is no reason to believe you violated 2 U.S.C. § 441b(a). Accordingly, the Commission closed its file in this matter.

This matter will become a part of the public record within 30 days. If you wish to submit any materials to appear on the public record, please do so within ten days. Please send such materials to the Office of the General Counsel.

Sincerely,

Lawrence M. Noble
General Counsel

BY: Lois G. Lerner
Associate General Counsel

Enclosure
General Counsel's Report

89040761235



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

THIS IS THE END OF MUR # 2872

DATE FILMED 8-16-89 CAMERA NO.

CAMERAMAN AS

89040761236